

Dated: February 25, 2008

**Mamie Bittner,**

*Deputy Director.*

[FR Doc. E8-3950 Filed 2-29-08; 8:45 am]

BILLING CODE 7036-01-P

## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** U.S. Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to the Office of Management and Budget (OMB) and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review of continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The title of the information collection:* 10 CFR part 100, "Reactor Site Criteria."

2. *Current OMB approval number:* 3150-0093.

3. *How often the collection is required:* As necessary in order for the NRC to assess the adequacy of proposed seismic design bases and the design bases for other site hazards for nuclear power and test reactors constructed and licensed in accordance with 10 CFR parts 50 and 52 and the Atomic Energy Act of 1954, as amended.

4. *Who is required or asked to report:* Applicants and licensees for nuclear power and test reactors.

5. *The number of annual respondents:* Approximately 9.

6. *The number of hours needed annually to complete the requirement or request per applicant:* 657,000 (73,000 hours per applicant).

7. *Abstract:* 10 CFR part 100, "Reactor Site Criteria," establishes approval requirements for proposed sites for the purpose of constructing and operating stationary power and testing reactors pursuant to the provisions of 10 CFR parts 50 or 52. These reactors are required to be sited, designed, constructed and maintained to withstand geologic hazards, such as faulting, seismic hazards, and the maximum credible earthquake, to protect the health and safety of the public and the environment. Non-seismic siting criteria must also be evaluated. Non-seismic siting criteria

include such factors as population density, the proximity of man-related hazards, and site atmospheric dispersion characteristics. NRC uses the information required by 10 CFR part 100 to evaluate whether natural phenomena and potential man-made hazards will be appropriately accounted for in the design of nuclear power and test reactors.

Submit, by May 2, 2008, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions about the information collection requirements may be directed to the NRC Clearance Officer, Margaret A. Janney (T-5 F52), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-7245, or by e-mail to [INFOCOLLECTS@NRC.GOV](mailto:INFOCOLLECTS@NRC.GOV).

Dated at Rockville, Maryland, this 26th day of February 2008.

For the Nuclear Regulatory Commission.

**Gregory Trussell,**

*Acting NRC Clearance Officer, Office of Information Services.*

[FR Doc. E8-4019 Filed 2-29-08; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** U.S. Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of pending NRC action to submit an information collection request to the Office of Management and Budget (OMB) and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review of continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. *The title of the information collection:* NRC Form 445, "Request For Approval of Official Foreign Travel."

2. *Current OMB approval number:* 3150-0193.

3. *How often the collection is required:* On occasion.

4. *Who is required or asked to report:* Non-Federal consultants, contractors and NRC invited travelers (i.e., non-NRC employees).

5. *The number of annual respondents:* 120.

6. *The number of hours needed annually to complete the requirement or request:* 120 hours (1 hour per response).

7. *Abstract:* Form 445, "Request for Approval of Foreign Travel," is supplied by consultants, contractors, and NRC invited travelers who must travel to foreign countries in the course of conducting business for the NRC. In accordance with 48 CFR part 20, "NRC Acquisition Regulation," contractors traveling to foreign countries are required to complete this form. The information requested includes the name of the Office Director/Regional Administrator or Chairman (as appropriate); the traveler's identifying information; the purpose of travel; a listing of the trip coordinators, other NRC travelers and contractors attending the same meeting; and a proposed itinerary.

Submit, by May 2, 2008, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F21, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC

home page site for 60 days after the signature date of this notice.

Comments and questions about the information collection requirements may be directed to the NRC Clearance Officer, Margaret A. Janney (T-5 F52), U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by telephone at 301-415-7245, or by e-mail to [INFOCOLLECTS@NRC.GOV](mailto:INFOCOLLECTS@NRC.GOV).

Dated at Rockville, Maryland, this 26th day of February 2008.

For the Nuclear Regulatory Commission.

**Gregory Trussell,**

*Acting NRC Clearance Officer, Office of Information Services.*

[FR Doc. E8-4021 Filed 2-29-08; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 150-00017]

**In the Matter of: Accurate NDE and Inspection, LLC, Broussard, LA; General License Pursuant to: 10 CFR 150.20, EA-06-281; EA-07-289; Confirmatory Order (Effective Immediately)**

### I

Accurate NDE and Inspection, LLC (Accurate NDE or Licensee) is the holder of a general license pursuant to 10 CFR 150.20 issued by the U.S. Nuclear Regulatory Commission (NRC or Commission). This general license was granted to Accurate NDE at various times during calendar years 2005, 2006, and 2007.

### II

An NRC inspection was conducted at an Accurate NDE temporary job site located on an oil and gas platform in offshore Federal waters within the Gulf of Mexico on December 20, 2005. Following that inspection, an investigation was initiated on January 17, 2006, by the NRC's Office of Investigations (OI) to determine whether a radiographer and a radiographer's assistant, employed by Accurate NDE, willfully violated NRC regulations.

Based on the results of the NRC inspection and OI investigation, the NRC determined that three violations of NRC requirements occurred. The violations involved: A failure to secure an industrial radiography exposure device containing licensed material, as required by 10 CFR 20.1801 and 10 CFR 20.1802; permitting an individual who did not wear a direct reading dosimeter, an operating alarm ratemeter, and a personnel dosimeter, during radiographic operations, to act as a

radiographer's assistant, in contradiction of 10 CFR 34.47(a); and the failure to provide complete and accurate information to an NRC inspector, as required by 10 CFR 30.9(a), by providing a falsified daily radiation report. The NRC also determined that each of the violations resulted from willful actions on the part of the radiographer and the radiographer's assistant involved. Therefore, the three violations were categorized in accordance with the NRC Enforcement Policy as a Severity Level III problem.

### III

In a letter dated March 20, 2007, the NRC issued a Notice of Violation and Proposed Imposition of Civil Penalty in the amount of \$13,000 for the Severity Level III problem. In the March 20, 2007, letter, the NRC offered Accurate NDE the opportunity to request Alternative Dispute Resolution (ADR) with the NRC in an attempt to resolve issues associated with this problem. In response, Accurate NDE requested ADR to resolve the matter with the NRC. ADR is a process in which a neutral mediator, with no decision-making authority, assists the NRC and Accurate NDE to resolve any differences regarding the matter.

An ADR session was conducted between Accurate NDE and the NRC in Baton Rouge, Louisiana, on November 7, 2007. During that ADR session, an Agreement in Principle was reached. The elements of the agreement consisted of the following:

1. Accurate NDE will confirm that amended procedures for offshore radiographic activities have been submitted to the State of Louisiana for review and approval as appropriate; and submit those procedures to the NRC for information.

2. Accurate NDE will develop and implement a detailed radiation safety and security checklist for radiography crews to complete; the checklist is to include communication with the company Radiation Safety Officer or management after completion of the checklist: (1) Before leaving for an offshore job and (2) once arriving at the job site, if the ability to communicate is available. The Checklist should include a sign-off by the radiographer that they have briefed the Safety Representative/Responsible Manager on the offshore job site regarding licensed activities. Accurate NDE will include these requirements in licensee procedures.

3. Accurate NDE will develop and provide training to all employees regarding potential consequences for wrongdoing; for new employees, before working with radioactive material; and

annually thereafter for all employees involved in radiographic activities.

4. Accurate NDE will ensure that requirements for security of radiographic devices including requirements associated with the increased controls order and contingency actions, if unable to lock and monitor radiographic devices, are included in licensee procedures.

5. Accurate NDE will develop and implement a program for offshore audits of radiographic operations. Audit requirements and audit frequency will be included in procedures. Audit frequency will include at least one offshore audit each calendar year.

6. Accurate NDE will develop and issue a company policy encouraging employees to report problems on the job site.

7. Accurate NDE will develop and issue a personal letter from the Company President or Radiation Safety Officer to current employees regarding expectations for compliance with NRC regulations.

8. Accurate NDE will develop and publish an article in the company newsletter, or equivalent, regarding this case. Specifically, include that employee actions did cause adverse consequences for the company and for the individual.

9. All of the above requirements shall be completed by Accurate NDE within 120 days of the effective date of this Order.

10. In recognition of Accurate NDE's cooperative efforts, extensive corrective actions and good faith effort, the NRC agrees to reduce the civil penalty originally proposed to \$500.

On January 21, 2008, Accurate NDE consented to issuing this Order with the commitments, as described in section V below. Accurate NDE further agreed that this Order is to be effective upon issuance and that it has waived its right to a hearing.

### IV

Since the Licensee has agreed to take additional actions to address NRC concerns, as set forth in Item III above, the NRC has concluded that its concerns can be resolved through issuance of this Order.

I find that the Licensee's commitments as set forth in section V are acceptable and necessary and conclude that with these commitments the public health and safety are reasonably assured. In view of the foregoing, I have determined that public health and safety require that the Licensee's commitments be confirmed by this Order. Based on the above and