

\* Enhance the quality, utility and clarity of the information to be collected; and

\* Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

III. *Current Actions:* The DOL seeks the approval of the extension of the subject information collection requirements in order to carry out the agency's enforcement responsibilities.

*Type of Review:* Revision and Extension.

*Agency:* Wage and Hour Division.  
*Titles:* Fair Labor Standards Act General Recordkeeping and Employer Information Collections Related to Overtime and Youth Employment.

*OMB Numbers:* 1215-0017, 1215-0083, 1215-0119, 1215-0120, 1215-0121, 1215-0175.

*Agency Numbers:* Form WH-14.

*Affected Public:* Businesses or other for-profits, farms, not-for-profit institutions; State, local, and Tribal governments.

*Respondents:* 3,486,025.

*Total Annual Responses:* 39,462,547.

*Estimated Total Burden Hours:*

853,924.

*Estimated Time per Response:* 6 minutes.

*Frequency:* On Occasion.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintenance):* \$0.

Dated: December 16, 2009.

**Michel Smyth,**

*Regulatory Analysis Branch Chief.*

[FR Doc. E9-30433 Filed 12-22-09; 8:45 am]

**BILLING CODE 4510-27-P**

## NATIONAL SCIENCE FOUNDATION

### Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463 as amended), the National Science Foundation announces the following meeting:

*Name:* Site visit review of the Materials Research Science and Engineering Center (MRSEC) at New York University by NSF Division of Materials Research (DMR) #1203.

*Date & Time:* Friday, January 29, 2010; 8 a.m.-4 p.m.

*Place:* New York University, New York, NY.

*Type of Meeting:* Part-open.

*Contact Person:* Dr. Thomas P. Rieker, Program Director, Materials Research Science and Engineering Centers Program, Division of Materials Research, Room 1065, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, Telephone (703) 292-4914.

*Purpose of Meeting:* To provide advice and recommendations concerning progress of the MRSEC at New York University.

#### Agenda

*Friday, January 29, 2010*

8 a.m.-2 p.m. Open—Review of New York Univ MRSEC.

2 p.m.-4 p.m. Closed—Executive Session.

*Reason for Closing:* The work being reviewed may include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552 b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: December 18, 2009.

**Susanne Bolton,**

*Committee Management Officer.*

[FR Doc. E9-30467 Filed 12-22-09; 8:45 am]

**BILLING CODE 7555-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on the Medical Uses of Isotopes: Call for Nominations

**AGENCY:** U.S. Nuclear Regulatory Commission.

**ACTION:** Call for nominations.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is advertising for nominations for the diagnostic radiologist position on the Advisory Committee on the Medical Uses of Isotopes (ACMUI). Nominees should currently be practicing diagnostic radiology in a clinical setting.

**DATES:** Nominations are due on or before February 22, 2010.

*Nomination Process:* Submit an electronic copy of resume or curriculum vitae, along with a cover letter, to Ms. Ashley Cockerham, [ashley.cockerham@nrc.gov](mailto:ashley.cockerham@nrc.gov). The cover letter should describe the nominee's current duties and responsibilities and express the nominee's interest in the position. Please ensure that resume or curriculum vitae includes the following information, if applicable: Education; certification; professional association membership and committee membership activities; duties and responsibilities in current and previous clinical, research, and/or academic position(s).

**FOR FURTHER INFORMATION CONTACT:** Ms. Ashley Cockerham, U.S. Nuclear Regulatory Commission, Office of Federal and State Materials and Environmental Management Programs; (240) 888-7129; [ashley.cockerham@nrc.gov](mailto:ashley.cockerham@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The ACMUI diagnostic radiologist provides advice to NRC staff on issues associated with the regulation of diagnostic applications of byproduct material. This advice includes providing input on NRC proposed rules and guidance documents; providing recommendations on the training and experience requirements for physicians specializing in diagnostic radiology and nuclear medicine; evaluating non-routine medical uses of byproduct material; bringing key issues in the diagnostic radiology community to the attention of NRC staff; and other diagnostic radiology issues as they relate to radiation safety and NRC medical-use policy.

ACMUI members are selected based on their educational background, certification(s), work experience, involvement and/or leadership in professional society activities, and other information obtained in nomination letters or during the selection process. ACMUI members currently serve a four-year term and may be considered for reappointment to an additional term. The current membership is comprised of the following professionals: (a) Nuclear medicine physician; (b) nuclear cardiologist; (c) nuclear medicine physicist; (d) therapy medical physicist; (e) radiation safety officer; (f) nuclear pharmacist; (g) two radiation oncologists; (h) patients' rights advocate; (i) Food and Drug Administration representative; (j) Agreement State representative; (k) health care administrator; and (l) diagnostic radiologist. For additional information about membership on the ACMUI, visit the ACMUI Membership Web page, <http://www.nrc.gov/about-nrc/regulatory/advisory/acmui/membership.html>.

Nominees must be U.S. citizens and be able to devote approximately 160 hours per year to Committee business. Members are expected to attend semi-annual meetings in Rockville, Maryland and to participate in teleconferences, as needed. Members who are not Federal employees are compensated for their service. In addition, these members are reimbursed for travel and correspondence expenses. Full-time Federal employees are reimbursed travel expenses only.

*Security Background Check:* The selected nominee will undergo a thorough security background check. Security paperwork may take the nominee several weeks to complete. Nominees will also be required to complete a financial disclosure statement to avoid conflicts of interest.

Dated at Rockville, Maryland, this 17th day of December 2009.

For the U.S. Nuclear Regulatory Commission.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. E9-30497 Filed 12-22-09; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-395; NRC-2009-0566]

### South Carolina Electric and Gas Company, Virgil C. Summer Nuclear Station, Unit 1; Exemption

#### 1.0 Background

The South Carolina Electric and Gas Company (the licensee) is the holder of Facility Operating License No. NPF-12 which authorizes operation of the Virgil C. Summer Nuclear Station, Unit 1. The license provides, among other things, that the facility is subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (NRC, the Commission) now or hereafter in effect. The facility consists of a pressurized-water reactor located in Fairfield County in South Carolina.

#### 2.0 Request/Action

Title 10 of the *Code of Federal Regulations* (10 CFR), Part 50, Appendix E, Section IV.F.2.b requires that "Each licensee at each site shall conduct an exercise of its onsite emergency plan every 2 years. \* \* \*" By letters dated October 15, and November 3, 2009, the licensee requested a one-time exemption from this requirement that would allow postponing the onsite portion of the biennial emergency preparedness exercise from October 2009 until April 2010.

The licensee states that it has made a good faith effort to comply with the regulation in that the biennial exercise was previously scheduled to be performed on October 7, 2009. The licensee further states, "However, a plant trip occurred on October 2, 2009 due to failure of the main generator output breaker. The plant trip required redirection of station resources to respond to the forced outage and to perform recovery activities. Since the recovery efforts were a major

distraction, the decision was made to postpone the exercise." The licensee states that it did participate in the offsite portion of the exercise on October 7, 2009, with Federal, state and local authorities. Therefore, since the scenario for the exercise is known to the licensee emergency response organization (ERO) team members designated for the offsite portion of the exercise, the scenario will require modification for the forthcoming onsite portion of the exercise and a new ERO team will need to be selected to participate in the onsite portion of the biennial exercise.

In summary, as a result of the impact of the combined need to repair the generator output breaker, an ongoing extensive refueling outage, the associated unavailability of key station personnel and the need to perform activities to support the onsite portion of the exercise, the licensee requests an exemption that would allow rescheduling the onsite portion of the exercise from the year 2009 until April 2010.

#### 3.0 Discussion

Pursuant to 10 CFR 50.12, the Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of 10 CFR Part 50, Appendix E, when (1) the exemptions are authorized by law, will not present an undue risk to public health or safety, and are consistent with the common defense and security; and (2) when special circumstances are present.

##### *Authorized by Law*

This exemption would allow the licensee to accommodate these impacts upon its resources by postponing the onsite portion of the exercise from the previously scheduled date of October 2009 until April 2010.

As stated above, 10 CFR 50.12 allows the NRC to grant exemptions from the requirements of 10 CFR Part 50, Appendix E. The NRC staff has determined that granting of the licensee's proposed exemption will not result in a violation of the Atomic Energy Act of 1954, as amended, or the Commission's regulations. Therefore, the exemption is authorized by law.

##### *No Undue Risk to Public Health and Safety*

The underlying purpose of 10 CFR 50, Appendix E, Section IV.F.2.b requiring licensees to conduct a biennial exercise is to ensure that ERO personnel are familiar with their duties and to test the adequacy of emergency plans. In addition, 10 CFR 50, Appendix E,

Section IV.F.2.b also requires licensees to maintain adequate emergency response capabilities during the intervals between biennial exercises by conducting drills to exercise the principal functional areas of emergency response. In order to accommodate the scheduling of full participation exercises, the NRC has allowed licensees to schedule the exercises at any time during the calendar biennium. Conducting the VCSNS full-participation exercise in calendar year 2010 places the exercise past the previously scheduled biennial calendar year of 2009. Since the last biennial exercise on October 2, 2007, the licensee has conducted nine full-Station participation training drills to exercise these principal functional areas, including an after-hours augmentation drill. In addition, at the request of the Federal Emergency Management Agency (FEMA), the licensee supported the State and local authorities with the offsite portion of the biennial exercise on October 7, 2009, thereby facilitating the FEMA evaluation of the State and local authorities. The NRC staff considers the intent of this requirement is met by having conducted these series of training drills.

Based on the above, no new accident precursors are created by allowing the licensee to postpone the onsite portion of the exercise from the previously scheduled date of October 2009 until April 2010. Thus, the probability and consequences of postulated accidents are not increased. Therefore, there is no undue risk to public health and safety.

##### *Consistent With Common Defense and Security*

The proposed exemption would allow rescheduling of the onsite portion of the biennial emergency planning exercise from the previously scheduled date of October 2009 until April 2010. This change to the emergency planning exercise schedule has no relation to security issues. Therefore, the common defense and security is not impacted by this exemption.

##### *Special Circumstances*

For regulations that require special circumstances for exemptions in accordance with 10 CFR 50.12, special circumstances are present whenever application of the regulation in the particular circumstances is not necessary to achieve the underlying purpose of the rule. The underlying purpose of 10 CFR 50, Appendix E, Section IV.F.2.b requiring licensees to conduct a biennial exercise is to ensure that ERO personnel are familiar with their duties and to test the adequacy of