

a witness shall have the right to re-direct examination of the witness. The hearing officer may permit further questioning beyond re-direct examination for good cause. The hearing officer may question the parties and the parties' witnesses at any time during the hearing.

In the event that a hearing becomes disorderly, the hearing officer may take one or more of the following actions to regain control of the proceedings:

- Caution the parties to conduct themselves in an orderly manner;
- Call for a short recess;
- Express disapproval on the record and warn against repetition of the offensive conduct;
- Postpone the proceedings; or
- Suspend the proceedings, in which case the hearing officer shall notify the DIO of his/her action and the reason(s) immediately, to be followed by written notification to the Chief, FES Division as soon as possible. In such circumstances, the hearing officer shall grant the parties an appropriate period of time to submit additional written evidence.

When the hearing officer is satisfied that all evidence and arguments have been fully presented by the parties, the hearing officer will state that the DIO will make a decision in the matter and will notify the licensee/applicant of the final decision in writing. The hearing officer will state for the record that if the licensee/applicant is not satisfied with the final decision, he/she may appeal this decision to Federal district court within 60 days, according to 18 U.S.C. 923(f)(3), and that these proceedings may become part of that review.

If either party states that he/she wishes to submit additional documents, which are not available in the hearing, the hearing officer may state on the record, during the hearing, that such specified documents will be received and considered along with other evidence in the case. The hearing officer should specify a time frame for the submission of such documents. The hearing officer will declare the proceedings closed on the record; however, the record will remain open for the timely submission of the specified documents not available at the hearing pursuant to the hearing officer's instructions. The hearing officer may set conditions under which additional documentation, including rebuttal documentation, may be submitted.

Hearing Officer Report

Following the completion of the proceedings, the hearing officer shall prepare a report summarizing the proceedings. The report shall be

completed within 30 calendar days of the conclusion of the hearing and at a minimum include the following items:

- An introduction outlining the reason for the hearing, notification procedures, date and location of the hearing, and persons present at the hearing;
- Summaries of the presentations by the Government and by the applicant/licensee party;
- Findings of fact based only upon the information presented, including applicable references to laws and regulations;
- Conclusions based only upon the findings of fact;
- Recommendation; and
- List of exhibits.

Upon completion of the report, the hearing officer will forward the report and the recording of the proceedings directly to the DIO via the carrier under ATF contract. The hearing officer will retain a receipt of shipping and notify the Chief, FES Division or his/her designee. The recording will be labeled with the licensee's/applicant's name, Federal Firearms License (FFL) number, date of hearing, and tape, CD, or cassette number (*i.e.*, Tape or Cassette 1 of 3).

Following a decision by the DIO, the report and the recording should be maintained by the DIO, unless counsel requests the recording to be forwarded for review.

The DIO should notify the Chief, FES Division or the designee of the date of receipt of the hearing officer's report; the date the report is forwarded to ATF Counsel for final review; and the date final action is taken on the case.

Post Hearing Procedures

The original report, including exhibits and recording, shall become part of the applicant's/licensee's official file at the Federal Firearms Licensing Center.

The hearing officer will be provided a copy of the Final Notice, if issued, or be advised of other action taken by the DIO in lieu of the recommended denial, revocation, suspension, or fine.

Drafting Information

The author of this document is James P. Ficaretta; Enforcement Programs and Services; Bureau of Alcohol, Tobacco, Firearms and Explosives.

Authority and Issuance

This notice is issued pursuant to 5 U.S.C. 552(a).

Approved: August 2, 2010.

Kenneth E. Melson,

Deputy Director.

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DEPARTMENT OF JUSTICE

National Institute of Corrections

Solicitation for a Cooperative Agreement—NIC Cost Containment Online Resource Center Project

AGENCY: National Institute of Corrections, U.S. Department of Justice.

ACTION: Solicitation for cooperative agreement.

SUMMARY: The National Institute of Corrections (NIC) is soliciting proposals from organizations, groups, or individuals to enter into a cooperative agreement for an 18-month project period. The goal of this agreement is the development of a cost containment online resource center. The NIC Cost Containment Online Resource Center (CCORC) will be housed on the NIC Web site and contain materials to assist corrections practitioners with developing and implementing systems-level cost containment strategies. The CCORC will serve as a forum for information exchange and a repository for current, practical evidence-based information about cost containment.

The project's four tasks are to (1) compile a guide providing a detailed review of existing evidence-based models, including their strengths, weaknesses, and applicability to correctional agencies, for managing cost containment interventions at the systems level; (2) gather supplemental materials designed to provide concrete and practical strategies for planning, implementing, and sustaining cost containment interventions (The intent is to combine packaged materials with "off-the-shelf" modules that agencies can use to develop workable solutions.); (3) work with the NIC Information Center's Contracting Officer's Technical Representative(COTR), NIC's intermediary with the Information Center, to develop the online site; and (4) coordinate two meetings of a review panel to advise the project early in the development of its products and near the end to evaluate their utility for the corrections field. All expenses for these meetings will be provided out of the funding awarded under this agreement. The two meetings are expected to last one and a half days for up to 10 participants. With the assistance of the recipient, NIC will identify the participants for each meeting. The recipient of this award will assist NIC in locating an appropriate venue and coordinating local arrangements at the site, including meeting rooms and food and beverage services. The recipient will also assist participants in arranging

travel and lodging and in reimbursing costs in conformity with Federal guidelines.

With input from NIC, the recipient will prepare each meeting agenda, participant lists, white papers, handouts, and supplementary materials; duplicate them in sufficient quantities; and deliver them to the venue. With input from NIC, the recipient will also supply or arrange for a facilitator and a note taker for each meeting to be paid out of the funding awarded under this agreement.

DATES: Applications must be received by 4 p.m. EDT on Monday, August 30, 2010. Selection of the successful applicant and notification of review results to all applicants will be sent by October 2010.

ADDRESSES: Mailed applications must be sent to Director, National Institute of Corrections, 320 First Street NW., Room 5007, Washington, DC 20534. Applicants are encouraged to use Federal Express, UPS, or similar service to ensure delivery by the due date.

Hand delivered applications should be brought to 500 First Street, NW., Washington, DC 20534. At the front desk, call (202) 307-3106, extension 0 for pickup. Faxed applications will not be accepted. The only electronic applications (preferred) that will be accepted can be submitted via www.grants.gov.

FOR FURTHER INFORMATION: A copy of this announcement can be downloaded from the NIC Web site at www.nic.gov.

All technical or programmatic questions concerning this announcement should be directed to Dee Halley, Correctional Program Specialist, Research and Evaluation Division, National Institute of Corrections. She can be reached by calling 1-800-995-6423 extension 4-0374 or by e-mail at dhalley@bop.gov.

Required Expertise: Applicant organizations and project teams should be able to demonstrate the capacity to accomplish all four project tasks and have experience with and/or an understanding of correctional operations, assessing cost benefits and effectiveness, and budget planning, development, and management.

Application Requirements: The application should be concisely written, typed double-spaced and reference the NIC Opportunity Number and Title provided in this announcement. The program narrative text is to be limited to 25 double-spaced pages, exclusive of resumes and summaries of experience (do not submit full curriculum vitae). In addition to the program narrative, an application package must include OMB

Standard Form 425, Application for Federal Assistance; a cover letter that identifies the audit agency responsible for the applicant's financial accounts as well as the audit period or fiscal year that the applicant operates under (e.g., July 1 through June 30); and an outline of projected costs. The following additional forms must also be included: OMB Standard Form 424A, Budget Information—Non-Construction Programs; OMB Standard Form 424B, Assurances—Non-Construction Programs (all OMB Standard Forms are available at www.grants.gov); DOJ/FBOP/NIC Certification Regarding Lobbying, Debarment, Suspension and Other Responsibility Matters; and the Drug-Free Workplace Requirements (available at www.nicic.org/Downloads/PDF/certif_frm.pdf).

Authority: Public Law 93-415.

Funds Available and Budget Considerations: Up to \$150,000 is available for this project, but preference will be given to applicants who provide the most efficient solutions in accomplishing the scope of work. Determination will be made based on best value to the Government, not necessarily the lowest bid. Funds may be used only for the activities that are directly related to the project. This project will be a collaborative venture with the NIC Research and Evaluation Division.

Eligibility of Applicants: An eligible applicant is any state or general unit of local government, private agency, educational institution, organization, individual, or team with expertise in the described areas. Applicants must have demonstrated ability to implement a project of this size and scope.

Review Considerations: Applications received under this announcement will be subject to the NIC Review Process. The criteria for the evaluation of each application will be as follows:

Programmatic (40%)

Are all of the four project tasks adequately discussed and support the overall goal? Is there a clear description of how each project task will be accomplished, including sub-tasks; the strategies to be employed; required staffing; responsible parties, and other required resources? Are there any unique or exceptional approaches, techniques, or design aspects proposed that will enhance the project?

Organizational (35%)

Does the proposed project staff possess the skills, knowledge, and expertise necessary to complete the four project tasks, meeting all of the criteria

listed in the solicitation? Does the applicant agency, institution, organization, individual or team have the organizational capacity to complete the project tasks? Are the proposed project management and staffing plans realistic and sufficient to complete the project within the 18-month timeframe?

Project Management/Administration (25%)

Does the applicant identify reasonable objectives, milestones, and measures to track progress? If consultants and/or partnerships are proposed, is there a reasonable justification for their inclusion in the project and a clear structure to ensure effective coordination and supervision? Is the proposed budget realistic, provide sufficient cost detail/narrative, and represent good value relative to the anticipated results?

Note: NIC will NOT award a cooperative agreement to an applicant who does not have a Dun and Bradstreet Database Universal Number (DUNS) and is not registered in the Central Contractor Registry (CCR).

A DUNS number can be received at no cost by calling the dedicated toll-free DUNS number request line at 1-800-333-0505 (if you are a sole proprietor, you would dial 1-866-705-5711 and select option 1).

Registration in the CCR can be done online at the CCR Web site: <http://www.ccr.gov>. A CCR Handbook and worksheet can also be reviewed at the Web site.

Number of Awards: One.

NIC Opportunity Number: 10PEI40. This number should appear as a reference line in the cover letter, where indicated on Standard Form 424, and outside of the envelope in which the application is sent.

Catalog of Federal Domestic Assistance Number: 16.602.

Executive Order 12372: This program is not subject to the provisions of Executive Order 12372.

Morris L. Thigpen,

Director, National Institute of Corrections.

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DEPARTMENT OF LABOR

Office of the Secretary

**Submission for OMB Review;
Comment Request**

August 4, 2010.

The Department of Labor (DOL) hereby announces the submission of the following public information collection