

individual who was a former employee when the alleged personnel action and disclosure occurred could not bring a claim under the WPA); *Guzman v. Office of Personnel Management*, 53 F. App'x 927 (Fed. Cir. 2002) (per curiam) (construing the language of sections 1221(a) and 2302(b)(8) as permitting a former employee to bring a claim under the WPA "only as to disclosures made . . . during the period that the complainant was an employee or applicant"); *Amarille v. Office of Personnel Management*, 28 F. App'x 931 (Fed. Cir. 2001) (concluding that the Board lacked jurisdiction over an IRA appeal filed by a former employee because, during the relevant time in question, he was neither an employee nor applicant for Federal employment). The Board may follow the Federal Circuit's nonprecedential decisions, to the extent that the Board finds them persuasive.

The Board, prior to the WPEA's enactment, also issued decisions ruling on the question being examined here. See *Weed v. Social Security Administration*, 113 M.S.P.R. 221 (2010) (finding that the appellant, who was working for the Federal Government when he filed his Office of Special Counsel complaint and when the personnel actions in dispute took place, was an "employee" protected by the statute, even though he was working at a different Federal agency than the one that took the personnel actions; alternatively, finding that a whistleblower need not be "an employee, an applicant for employment or a former employee at the time he made his protected disclosures"); *Pasley v. Department of the Treasury*, 109 M.S.P.R. 105 (2008) (concluding that the termination of a former Federal employee by a private sector employer taken in retaliation for his protected disclosures during Federal Government employment did not meet the definition of a "personnel action" under the WPA); *Greenup v. Department of Agriculture*, 106 M.S.P.R. 202 (2007) (determining that the appellant lacked standing to challenge personnel actions taken against her while she was a county employee, but that she later was covered by the WPA after she resigned from her county job and applied, but was not selected, for a Federal position).

In light of the relevant statutory language, it could be argued that an individual seeking protection under the WPA and WPEA must have been either an employee or an applicant at the time of both the disclosure and the subject matter of the disclosure. *Adkins v. Office of Personnel Management*, 104 M.S.P.R. 233 (2006) (reasoning that,

where the language of a statute is clear, it controls, absent an express indication of an intent to the contrary), *aff'd*, 525 F.3d 1363 (Fed. Cir. 2008).

In analyzing this question, the Board also wishes to receive comments that substantively compare and contrast the statutory language in the WPA and WPEA regarding the standing of individuals who are "employees," "former employees," and "applicants for employment," with the analogous, yet more expansive, standing requirement language under the Uniformed Services Employment and Reemployment Rights Act of 1994 (codified at 38 U.S.C. 4301–4333) which provides, in relevant part, that "a person may submit a complaint against a Federal executive agency or the Office," 38 U.S.C. 4324(b) (emphasis added); see *Silva v. Department of Homeland Security*, 112 M.S.P.R. 362 (2009).

Finally, the Board is seeking comments that address what, if any, effect the question presented here might have on other Federal whistleblower and anti-retaliation laws. This would include the Department of Defense Authorization Act of 1987, which specifically bans defense contractors and subcontractors from retaliating against employees in reprisal for disclosing to specified entities information about alleged gross mismanagement or a substantial and specific danger to public health or safety. See 10 U.S.C. 2409(a). Interested individuals or organizations may submit amicus briefs or other comments on the question presented in *Abernathy* no later than February 9, 2016. Amicus briefs must be filed with the Clerk of the Board. Briefs shall not exceed 30 pages in length. The text shall be double-spaced, except for quotations and footnotes, and the briefs shall be on 8 1/2 by 11 inch paper with one inch margins on all four sides. All amicus briefs received will be posted on the Board's public Web site at [www.mspb.gov/SignificantCases](http://www.mspb.gov/SignificantCases) after February 9, 2016.

**William D. Spencer,**  
Clerk of the Board.

[FR Doc. 2016-00875 Filed 1-15-16; 8:45 am]

**BILLING CODE 7400-01-P**

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

[NARA-2016-012]

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

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice.

**SUMMARY:** NARA gives public notice that it proposes to request extension of Identification Card Request, NA Form 6006, which will be used by NARA employees, on-site contractors, volunteers, Foundation members, Interns, and others in order to obtain a NARA Identification Card. We invite you to comment on these proposed information collections pursuant to the Paperwork Reduction Act of 1995.

**DATES:** We must receive written comments on or before March 21, 2016.

**ADDRESSES:** Send comments to Paperwork Reduction Act Comments (ISSD), Room 4400; National Archives and Records Administration; 8601 Adelphi Road; College Park, MD 20740-6001, fax them to 301-713-7409, or email them to [tamee.fechhelm@nara.gov](mailto:tamee.fechhelm@nara.gov).

**FOR FURTHER INFORMATION CONTACT:** Contact Tamee Fechhelm by telephone at 301-837-1694 or fax at 301-713-7409 with requests for additional information or copies of the proposed information collections and supporting statements.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13), NARA invites the public and other Federal agencies to comment on proposed information collections. The comments and suggestions should address one or more of the following points: (a) whether the proposed information collection is necessary for NARA to properly perform its functions; (b) NARA's estimate of the burden of the proposed information collection and its accuracy; (c) ways NARA could enhance the quality, utility, and clarity of the information it collects; (d) ways NARA could minimize the burden on respondents of collecting the information, including through information technology; and (e) whether this collection affects small businesses. We will summarize any comments you submit and include the summary in our request for Office of Management and Budget (OMB) approval. All comments will become a matter of public record. In this notice, NARA solicits comments concerning the following information collections:

*Title:* Identification Card Request

*OMB number:* 3095-0057

*Agency form number:* NA Form 6006

*Type of review:* Regular

*Affected public:* Individuals or

households, Business or other for-profit, Federal government

*Estimated number of respondents:* 1,500

*Estimated time per response:* 3 minutes

*Frequency of response:* On occasion

*Estimated total annual burden hours:* 75 hours

*Abstract:* The collection of information is necessary as to comply with HSPD-12 requirements. Use of the form is authorized by 44 U.S.C 2104. At the NARA College Park facility, individuals receive a proximity card with the identification badge that is electronically coded to permit access to secure zones ranging from a general nominal level to stricter access levels for classified records zones. The proximity card system is part of the security management system that meets the accreditation standards of the Government intelligence agencies for storage of classified information and serves to comply with E.O. 12958.

Dated: January 12, 2016.

**Swarnali Haldar,**

*Executive for Information Services/CIO.*

[FR Doc. 2016-00925 Filed 1-15-16; 8:45 am]

**BILLING CODE 7515-01-P**

## NATIONAL CREDIT UNION ADMINISTRATION

### Sunshine Act Meeting

**TIME AND DATE:** 10:00 a.m., Thursday, January 21, 2016.

**PLACE:** Board Room, 7th Floor, Room 7047, 1775 Duke Street (All visitors must use Diagonal Road Entrance), Alexandria, VA 22314-3428.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:**

1. NCUA's Rules and Regulations, Office of Minority and Women Inclusion Reporting Structure.
2. NCUA's 2017-2021 Strategic Plan.
3. Overhead Transfer Rate Methodology.
4. Federal Credit Union Operating Fee Methodology.

**RECESS:** 11:30 a.m.

**TIME AND DATE:** 11:45 a.m., Thursday, January 21, 2016.

**PLACE:** Board Room, 7th Floor, Room 7047, 1775 Duke Street, Alexandria, VA 22314-3428.

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:**

1. Briefing on Supervisory Matter. Closed pursuant to Exemptions (8), (9)(i)(B), and (9)(ii).

2. Personnel. Closed pursuant to Exemptions (2), and (6).

**FOR FURTHER INFORMATION CONTACT:**

Gerard Poliquin, Secretary of the Board, Telephone: 703-518-6304.

**Gerard Poliquin,**

*Secretary of the Board.*

[FR Doc. 2016-00986 Filed 1-14-16; 4:15 pm]

**BILLING CODE 7535-01-P**

## NUCLEAR REGULATORY COMMISSION

[NRC-2016-0005]

### Biweekly Notice; Applications and Amendments to Facility Operating Licenses and Combined Licenses Involving No Significant Hazards Considerations

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Biweekly notice.

**SUMMARY:** Pursuant to Section 189a.(2) of the Atomic Energy Act of 1954, as amended (the Act), the U.S. Nuclear Regulatory Commission (NRC) is publishing this regular biweekly notice. The Act requires the Commission to publish notice of any amendments issued, or proposed to be issued, and grants the Commission the authority to issue and make immediately effective any amendment to an operating license or combined license, as applicable, upon a determination by the Commission that such amendment involves no significant hazards consideration, notwithstanding the request for a hearing from any person.

This biweekly notice includes all notices of amendments issued, or proposed to be issued from December 22, 2015, to January 4, 2016. The last biweekly notice was published on January 5, 2016.

**DATES:** Comments must be filed by February 18, 2016. A request for a hearing must be filed March 21, 2016.

**ADDRESSES:** You may submit comments by any of the following methods (unless this document describes a different method for submitting comments on a specific subject):

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2016-0005. Address questions about NRC dockets to Carol Gallagher; telephone: 301-415-3463; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).
- *Mail comments to:* Cindy Bladey, Office of Administration, Mail Stop:

OWFN-12-H08, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

For additional direction on obtaining information and submitting comments, see "Obtaining Information and Submitting Comments" in the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:**

Shirley Rohrer, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-5411, email: [Shirley.Rohrer@nrc.gov](mailto:Shirley.Rohrer@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

### I. Obtaining Information and Submitting Comments

#### A. Obtaining Information

Please refer to Docket ID NRC-2016-0005 when contacting the NRC about the availability of information for this action. You may obtain publicly-available information related to this action by any of the following methods:

- *Federal Rulemaking Web site:* Go to <http://www.regulations.gov> and search for Docket ID NRC-2016-0005.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Documents collection at <http://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "ADAMS Public Documents" and then select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in the **SUPPLEMENTARY INFORMATION** section of this document.

- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

#### B. Submitting Comments

Please include Docket ID NRC-2016-0005, facility name, unit number(s), application date, and subject in your comment submission.

The NRC cautions you not to include identifying or contact information that you do not want to be publicly disclosed in your comment submission. The NRC posts all comment submissions at <http://www.regulations.gov>, as well as entering the comment submissions into ADAMS. The NRC does not routinely edit