

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. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: November 28, 1995.

M. Rebecca Winkler,

*Committee Management Officer.*

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BILLING CODE 7555-01-M

## NUCLEAR REGULATORY COMMISSION

### Adequacy and Compatibility for Agreement State Radiation Control Programs; Working Group

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Establishment of Working Group on Adequacy and Compatibility Implementing Procedures.

**SUMMARY:** A working group consisting of representatives from Agreement States and from the Nuclear Regulatory Commission (NRC) has been formed to respond to Commission direction in Staff Requirement Memorandum (SRM) dated June 29, 1995, which instructed staff to develop implementing procedures for the Policy Statement on Adequacy and Compatibility of Agreement State Programs.

**FOR FURTHER INFORMATION CONTACT:** Ms. Cardelia H. Maupin, Office of State Programs (OSP), U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Telephone: 301-415-2312.

**SUPPLEMENTARY INFORMATION:** On August 2, 1995 (60 FR 39464), the Commission published in the Federal Register an announcement of the status and availability of the Policy Statement on Adequacy and Compatibility of Agreement State Programs. The Commission approved, in principle, the "Policy Statement on Adequacy and Compatibility of Agreement State Programs" with the stipulations discussed below.

The Commission deferred implementation of the policy statement until implementing procedures are developed and approved by the Commission. The NRC staff is to develop the implementing procedures and any necessary changes to the policy statement and resubmit the policy statement and implementing procedures to the Commission by September 30, 1996. To respond to the Commission's direction, a working group consisting of representatives from the Agreement

States and from the NRC has been formed.

#### Scope of Work

The common and non-common performance indicators of the Integrated Materials Performance Evaluation Program (IMPEP), discussed in 60 FR 54734, published October 25, 1995, are tied to the adequacy component under the "Policy Statement on Adequacy and Compatibility of Agreement State Programs." The efforts of the Working Group will also reflect experience obtained through the interim implementation of IMPEP to ensure ease of application for the Policy Statement implementing procedures when used to conduct Agreement State program reviews. In developing implementing procedures for the Policy Statement, the Working Group will analyze all aspects (program elements and regulations) of an Agreement State regulatory program and determine which elements and regulations should be identical and which elements and regulations a State should incorporate into its program but may incorporate in a manner different from the NRC, i.e., assign each to a compatibility component, as necessary.

#### Tasks

In development of the implementing procedures for the "Policy Statement on Adequacy and Compatibility of Agreement State Programs," the Working Group will be performing the following tasks:

1. Identification of program elements (excludes regulations) which should be considered as being necessary for compatibility.

2. A. Analyze each NRC regulation applicable to the regulation of certain Atomic Energy Act (AEA) materials (those covered by an AEA 274b Agreement) and determine the compatibility component to be assigned to each, as necessary.

B. Analyze each program element identified in 1 above, and determine the compatibility component to be assigned to each, as necessary.

3. Develop draft implementing procedures for the Policy Statement which address the following:

A. Identification of regulations necessary for compatibility by Agreement States which should be adopted by the States as soon as possible after adoption by NRC, but in no case later than three (3) years following the effective date of the NRC final rule.

B. Identification of program elements (other than regulations) that are needed for compatibility by Agreement States within six months of notification by

NRC. However, if adoption of such an element requires public notice and comment pursuant to an Agreement State's Administrative Procedures Act, the NRC and the State will establish a mutually acceptable adoption date.

C. i. Documentation of Commission-approved guidance for when an Agreement State need not adopt a specific regulation if the State has no licensees that would be subject to that regulation. The guidance will provide that in such cases the State would need to commit to adopt the regulation to impose the regulation through license conditions or through other legally binding measures, if an application for that type of license were to be received by the State.

ii. Documentation of Commission-approved guidance for when an Agreement State may adopt and implement regulatory requirements for specific classes of licensees, through imposition of the requirement as a license condition or through other legally binding measures (e.g., orders), instead of formal regulations. The guidance will provide that basic radiation protection standards in 10 CFR Part 20 and other regulations applicable to all licensees that are necessary for compatibility should be adopted by regulation.

D. Recommend modifications to the policy statement, as necessary, based upon completed implementing procedures.

#### Committee Organization and Operations

Cardelia H. Maupin, NRC, OSP, and Robert R. Kulikowski, New York City have been selected as co-chairs by the NRC and Agreement States, respectively. Other members are Aubrey Godwin, Arizona; Roland Fletcher, Maryland; Hampton Newsome, NRC, Office of General Counsel (OGC); John Telford, NRC, Office of Nuclear Regulatory Research (RES); Richard Woodruff, NRC, Region II; and Paul Lohaus, NRC, OSP will serve as a resource person.

#### Committee Meetings

Working Group meetings will be announced in advance through the NRC Public Meeting Notice System. Maximum use will be made of other appropriate media for facilitating interaction with the Working Group, e.g., conference calls, facsimiles, and electronic mail. Working Group meetings will be open to the public and will be held in the Washington, DC area, or other locations as agreed upon by the Working Group members. Persons attending Working Group meetings will

be welcome to provide comments to the Working Group for its consideration in either written form or orally at times specified by the Working Group chairs.

A telephonic meeting of the Working Group has been scheduled for 2:00 pm eastern time on Tuesday, December 5, 1995. All future meetings will be announced through the NRC meeting announcement schedule. The Working Group expects to meet at approximately monthly intervals. Information on future meetings will be available to the public:

- By telephone recording on the toll-free NRC Public Meeting Announcement System, 1-800-952-9674;
- By electronic bulletin board on the toll-free NRC bulletin board, 1-800-952-9676;
- By postings in the NRC Public Document Room at the Gelman Building, 2120 L St., N. W., Washington, D. C. 20037 and Local Public Document Rooms; and
- By Internet on the toll-free NRC at FedWorld, 1-800-303-9672, access through the GATEWAY option.

A conference room at the NRC One White Flint Building, 11555 Rockville Pike, Rockville, Md., 20852-2738, Room 1F7&9, has been reserved for members of the public who wish to participate in the December 5, 1995 telephonic meeting. Any questions can be directed to Ms. Cardelia Maupin at 301-415-2312. In addition, conference space has been reserved at the Arizona Radiation Regulatory Agency, 4814 South 40th Street, Phoenix, Arizona 85040 for persons wishing to participate telephonically in the meeting and the contact person is Mr. Aubrey Godwin, Director, Arizona Radiation Regulatory Agency, 602-223-2212.

Dated at Rockville, Maryland this 27th day of November, 1995.

For the Nuclear Regulatory Commission.  
Richard L. Bangart,  
*Director, Office of State Programs.*  
[FR Doc. 95-29295 Filed 11-30-95; 8:45 am]  
BILLING CODE 7590-01-P

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### Documents Containing Reporting or Recordkeeping Requirements; Notice of Pending Submittal to the Office of Management and Budget (OMB) for Review

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

**ACTION:** Notice of pending NRC action to submit an information collection request to 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 36, Licenses and Radiation Safety Requirements for Irradiators.
2. Current OMB Approval Number: 3150-0158.
3. How often the collection is required: There is a one-time submittal of information to receive a license. Once a specific license has been issued, there is a 5-year resubmittal of the information for renewal of the license. In addition, recordkeeping must be performed on an on-going basis, and reports of accidents and other abnormal events must be reported on an as-necessary basis.
4. Who is required or asked to report: All irradiators licensed by NRC or an Agreement State.
5. The number of annual respondents: 60 NRC licensees and 120 Agreement State licensees.
6. The number of hours needed annually to complete the requirement or request: 84,030 (approximately 467 per licensee).
7. Abstract: 10 CFR Part 36 contains requirements for the issuance of a license authorizing the use of sealed sources containing radioactive materials in irradiators used to irradiate objects or materials for a variety of purposes in research, industry, and other fields. The subparts cover specific requirements for obtaining a license or license exemption; design and performance criteria for irradiators; and radiation safety requirements for operating irradiators, including requirements for operator training, written personnel and emergency procedures, personnel monitoring, radiation surveys, inspection, and maintenance. Part 36 also contains the recordkeeping and reporting requirements that are necessary to ensure that the irradiator is being safely operated so that it poses no danger to the health and safety of the general public and the irradiator employees.

Submit, by January 30, 1996, 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, 2120 L Street, NW. (Lower Level), Washington, DC. Members of the public who are in the Washington, DC, area can access this document via modem on the Public Document Room Bulletin Board (NRC's Advance Copy Document Library), NRC subsystem at FedWorld, 703-321-3339. Members of the public who are located outside of the Washington, DC, area can dial FedWorld, 1-800-303-9672, or use the FedWorld Internet address: fedworld.gov (Telnet). The document will be available on the bulletin board for 30 days after the signature date of this notice. If assistance is needed in accessing the document, please contact the FedWorld help desk at 703-487-4608.

Comments and questions may be directed to the NRC Clearance Officer, Brenda Jo. Shelton, U.S. Nuclear Regulatory Commission, T-6 F33, Washington, DC 20555-0001, or by telephone at (301) 415-7233, or by Internet electronic mail at BJS1@NRC.GOV.

Dated at Rockville, Maryland, this 22nd day of November, 1995.  
For the Nuclear Regulatory Commission.  
Gerald F. Cranford,  
*Designated Senior Official for Information Resources Management.*  
[FR Doc. 95-29294 Filed 11-30-95; 8:45 am]  
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