

Estimated Total Burden Cost: \$2,727.

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

Total Burden Cost (operating/maintaining): \$150.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: April 3, 2001.

Brenda C. Teaster,

Acting Chief, Records Management Division.
[FR Doc. 01-8920 Filed 4-10-01; 8:45 am]

BILLING CODE 4510-43-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Federal Council On The Arts and The Humanities, Arts and Artifacts Indemnity Panel, Advisory Committee; Notice of Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463 as amended) notice is hereby given that a meeting of the Arts and Artifacts Indemnity Panel of the Federal Council on the Arts and the Humanities will be held at 1100 Pennsylvania Avenue, NW., Washington, DC 20506, in Room 714, from 9:00 a.m. to 5:00 p.m., on Monday, May 7, 2001.

The purpose of the meeting is to review applications for Certificates of Indemnity submitted to the Federal Council on the Arts and the Humanities for exhibitions beginning after July 1, 2001.

Because the proposed meeting will consider financial and commercial data and because it is important to keep values of objects, methods of transportation and security measures confidential, pursuant to the authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated July 19, 1993, I have determined that the meeting would fall within exemption (4) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of views and to avoid interference with the operations of the Committee.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Laura S. Nelson, 1100 Pennsylvania Avenue, NW.,

Washington, DC 20506, or call 202/606-8322.

Laura S. Nelson,

Advisory Committee Management Officer.
[FR Doc. 01-8925 Filed 4-10-01; 8:45 am]

BILLING CODE 7036-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 030-32660; License No. 45-24851-02; EA-98-213]

In the Matter of Moisture Protection Systems Analysts, Inc. Washington, D.C.; Order Imposing Civil Monetary Penalty

I

Moisture Protection Systems Analysts, Inc. (the Licensee or MPSA), 1350 Beverly Road, Suite 223, McLean, Virginia 22101, formerly was the holder of Byproduct Materials License No. 45-24851-02 (the license), which was issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR Part 30 on January 30, 1992. The license authorized MPSA to possess byproduct material, i.e., a Siemens Model R-50 portable roofing gauge that contains a nominal 40 millicuries (mCi) of Americium-241, for use in measuring moisture density of roof surfaces in accordance with the conditions specified in the license. On February 3, 1997, the NRC attempted to inspect MPSA's facilities at 1350 Beverly Road, Suite 223, McLean, Virginia, 22101, the address listed on MPSA's license. At that time, the inspector learned that MPSA had vacated the premises in December, 1996, without prior notice to the NRC. The inspector was provided with a forwarding address for MPSA of 2811 12th Street, N.W., Washington, D.C., 20007-2402. NRC representatives subsequently made numerous unsuccessful attempts to contact MPSA by telephone and to inspect the premises at the forwarding address. On February 27 1997, the NRC issued an Order Suspending License (Effective Immediately) to MPSA based upon non-payment of annual fees required pursuant to 10 CFR 171.16. The Order was reissued on May 15, 1997.

II

On April 30, 1998, the NRC issued a "Notice of Violation and Proposed Imposition of Civil Penalty—\$5,500, Notification of Consideration of the Imposition of Daily Civil Penalties, and Order Modifying Order Suspending License (Effective Immediately) and

"Order Revoking License (Notice)," to MPSA. The Notice described a violation of NRC requirements identified as a result of the NRC's review of the circumstances associated with attempts to perform an inspection of MPSA's material, facilities, and records. The Notice stated the nature of the violation, the provision of the NRC's requirements that MPSA had violated, and the amount of the civil penalty proposed for the violation.

MPSA has not responded to the Notice, nor has it complied with the requirements of the Order that it maintain the licensed material in safe storage, immediately notify the NRC of its current business location and the status of the licensed material, test the sealed source for leak tightness, and transfer the licensed material to an authorized recipient within 30 days of the date of the Order. The NRC has made numerous additional attempts to contact MPSA, including issuing two subpoenas to Mr. Virgil J. Hood, Sr., Radiation Safety Officer and President of MPSA and Mr. Virgil J. Hood, Jr., Vice President of MPSA, compelling their appearance for interviews at NRC headquarters on September 16, 1998, and December 3, 1999. The President and Vice President failed to appear for these interviews, and have been unresponsive to repeated attempts to discuss licensed activities associated with MPSA.

III

After consideration of MPSA's unresponsiveness, the NRC staff has determined that the violation occurred as stated and that the penalty proposed for the violation designated in the Notice should be imposed.

IV

In view of the foregoing and pursuant to Section 234 of the Atomic Energy Act of 1954, as amended (Act), 42 U.S.C. 2282, and 10 CFR 2.205, *It Is Hereby Ordered That:*

MPSA pay a civil penalty in the amount of \$5,500 within 30 days of the date of this Order, in accordance with NUREG/BR-0254. In addition, at the time of making the payment, MPSA shall submit a statement indicating when and by what method payment was made, to the Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738.

V

MPSA may request a hearing within 30 days of the date of this Order. Where good cause is shown, consideration will

be given to extending the time to request a hearing.

A request for extension of time must be made in writing to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and include a statement of good cause for the extension. A request for a hearing should be clearly marked as a "Request for an Enforcement Hearing" and shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Rulemakings and Adjudications Staff, Washington, DC 20555. Copies also shall be sent to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, to the Assistant General Counsel for Materials Litigation and Enforcement at the same address, and to the Regional Administrator, NRC Region II, 61 Forsyth Street, SW, Suite 23T85, Atlanta, Georgia, 30303-8931.

If a hearing is requested, the Commission will issue an Order designating the time and place of the hearing. If MPSA fails to request a hearing within 30 days of the date of this Order (or if written approval of an extension of time in which to request a hearing has not been granted), the provisions of this Order shall be effective without further proceedings. If payment has not been made by that time, the matter may be referred to the Attorney General for collection.

In the event MPSA requests a hearing as provided above, the issues to be considered at such hearing shall be:

(a) Whether MPSA was in violation of the Commission's requirements as set forth in the Notice referenced in Section II above, and

(b) Whether, on the basis of such violation, this Order should be sustained.

Dated this 2nd day of April 2001.

For the Nuclear Regulatory Commission.

Frank J. Congel,

Director, Office of Enforcement.

[FR Doc. 01-8888 Filed 4-10-01; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. 72-17]

Portland General Electric Company; Trojan Nuclear Plant; Trojan Independent Spent Fuel Storage Installation; Notice of Issuance of Amendment to Materials License SNM-2509

The U.S. Nuclear Regulatory Commission (NRC or the Commission) has issued Amendment 1 to Materials

License No. SNM-2509 held by Portland General Electric Company (PGE) for the receipt, possession, storage, and transfer of spent fuel at the Trojan Nuclear Plant independent spent fuel storage installation (ISFSI), located in Columbia County, Oregon. The amendment is effective as of the date of issuance.

By letter dated February 19, 2001, as supplemented by letter dated March 9, 2001, PGE submitted an application to the NRC in accordance with 10 CFR part 72 requesting an amendment of the Trojan ISFSI license (SNM-2509). PGE sought Commission approval to revise the Trojan ISFSI Technical Specifications (Appendix A to the license) to conform to a change in the Code of Federal Regulations (10 CFR 72.48) which will become effective on April 5, 2001, and to make editorial corrections.

This amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment.

In accordance with 10 CFR 72.46(b)(2), a determination has been made that the amendment does not present a genuine issue as to whether public health and safety will be significantly affected. Therefore, the publication of a notice of proposed action and an opportunity for hearing or a notice of hearing is not warranted. Notice is hereby given of the right of interested persons to request a hearing on whether the action should be rescinded or modified.

The Commission has determined that, pursuant to 10 CFR 51.22(c)(11), neither an environmental assessment nor an environmental impact statement is warranted for this action.

Documents related to this action are available for public inspection at the Commission's Public Document Room, One White Flint North Building, 11555 Rockville Pike, Rockville, MD, or from the publicly available records component of NRC's Agencywide Documents Access and Management System (ADAMS). ADAMS is accessible from the NRC Web Site at <http://www.nrc.gov/NRC/ADAMS/index.html> (the Public Electronic Reading Room).

Dated at Rockville, Maryland, this 31st day of March 2001.

For the Nuclear Regulatory Commission.

E. William Brach,

Director, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 01-8893 Filed 4-10-01; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[IA-01-023]

In the Matter of Paige Rowland; Order Prohibiting Involvement in NRC-Licensed Activities (Effective Immediately)

I

Paige Rowland was employed as a nuclear medicine technician at Central Michigan Community Hospital (Licensee) in Mount Pleasant, Michigan. Central Michigan Community Hospital holds License No. 21-08966-01, Amendment 37, issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR Parts 30 and 35 on August 10, 1998. The license authorizes the medical use of byproduct material for diagnostic and therapy purposes in accordance with the conditions specified therein. Ms. Rowland was authorized to use byproduct material under the supervision of an authorized user.

II

On June 22 to July 2, 1998, an inspection was conducted at the licensee's facility to determine whether activities were performed safely and according to NRC requirements. During the inspection, hospital staff informed the NRC that on August 2, 1996, an emergency lung scan, using technetium-99m, was conducted by an unqualified individual who was not under the supervision of an authorized user. Ms. Rowland, the on-call nuclear medicine technician (NMT), was unable to respond to the hospital's page and arranged for another hospital technician to conduct the lung scan, with Ms. Rowland on the telephone talking the other technician through the nuclear medicine procedure. While all activities were properly performed, the second individual was not qualified to perform the procedure and was not under the supervision of an authorized user in accordance with NRC requirements.

Based on the inspection results, the NRC Office of Investigations (OI) conducted an investigation to determine whether Ms. Rowland conspired with another hospital technician to deliberately violate NRC requirements by having the unqualified technician