

*Paperwork Reduction Act*

NCUA has determined that this final IRPS does not increase paperwork requirements under the Paperwork Reduction Act of 1995 and regulations of the Office of Management and Budget.

*Executive Order 13132*

Executive Order 13132 encourages independent regulatory agencies to consider the impact of their regulatory actions on state and local interests. In adherence to fundamental federalism principles, NCUA, an independent regulatory agency as defined in 44 U.S.C. 3502(5), voluntarily complies with the executive order. This final IRPS applies to all credit unions that appeal NCUA material supervisory determinations before the NCUA Supervisory Committee, but does not have substantial direct effect on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. NCUA has determined that this final IRPS does not constitute a policy that has federalism implications for purposes of the executive order.

*Assessment of Federal Regulations and Policies on Families*

NCUA has determined that this final IRPS will not affect family well-being within the meaning of Section 654 of the Treasury and General Government Appropriations Act, 1999, Pub. L. 105-277, 112 Stat. 2681 (1998).

*Small Business Regulatory Enforcement Fairness Act*

The Small Business Regulatory Enforcement Fairness Act of 1996 (Pub. L. 104-121) provides generally for congressional review of agency rules. A reporting requirement is triggered in instances where NCUA issues a final rule as defined by Section 551 of the APA, 5 U.S.C. 551. The Office of Management and Budget has determined that this final IRPS is not a major rule for purposes of the Small Business Regulatory Enforcement Fairness Act of 1996.

By the National Credit Union Administration Board on March 5, 2002.

**Becky Baker,**

*Secretary of the Board.*

Accordingly, for the reasons set forth in the preamble, IRPS 02-1 amends IRPS 95-1 as follows:

**Note:** The following ruling will not appear in the Code of Federal Regulations.

**1. Authority:** Section 309 of the Riegle Community Development and Regulatory Improvement Act of 1994, Public Law 103-325.

2. Amend the third paragraph in subpart A to read as follows:

Material supervisory determinations are limited to: (1) Composite CAMEL ratings of 3, 4, and 5 and all component ratings of those composite ratings; (2) adequacy of loan loss reserve provisions; (3) loan classifications on loans that are significant as determined by the appealing credit union; and (4) revocations of Regulatory Flexibility Program (RegFlex) authority.

3. Add a new paragraph in subpart A, after the sixth paragraph to read as follows:

If a Regional Director revokes a credit union's RegFlex authority, in whole or in part, upon written notice to the credit union, the credit union may appeal the revocation to the Committee within 60 days from the date of the Region's determination. The RegFlex revocation is effective as soon as the credit union receives the notice and it remains in effect pending a decision from the Committee.

4. Add the following sentence to the last paragraph in subpart A:

If a RegFlex revocation is the basis of the appeal, the credit union may appeal the Committee's decision to the NCUA Board within 60 days from the date the Committee issued its decision.

[FR Doc. 02-9891 Filed 4-22-02; 8:45 am]

**BILLING CODE 7535-01-U**

---

## **NUCLEAR REGULATORY COMMISSION**

### **Agency Information Collection Activities: Submission for the Office of Management and Budget (OMB) Review; Comment Request**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of the OMB review of information collection and solicitation of public comment.

**SUMMARY:** The NRC has recently submitted to OMB for review the following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). The NRC hereby informs potential respondents that an agency may not conduct or sponsor, and that a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

1. *Type of submission, new, revision, or extension:* Extension.

2. *The title of the information collection:* NRC Form 536, "Operator Licensing Examination Data".

3. *The form number if applicable:* NRC Form 536.

4. *How often the collection is required:* Annually.

5. *Who will be required or asked to report:* All holders of operating licenses or construction permits for nuclear power reactors.

6. *An estimate of the number of responses:* 80.

7. *The estimated number of annual respondents:* 80.

8. *An estimate of the total number of hours needed annually to complete the requirement or request:* 80.

9. *An indication of whether Section 3507(d), Pub. L. 104-13 applies:* N/A.

10. *Abstract:* NRC is requesting renewal of its clearance to annually request all commercial power reactor licensees and applicants for an operating license to voluntarily send to the NRC: (1) Their projected number of candidates for operator licensing initial examinations; (2) the estimated dates of the examinations; (3) information on whether the examination will be facility developed or NRC developed; and (4) the estimated number of individuals that will participate in the Generic Fundamentals Examination (GFE) for that calendar year. Except for the GFE, this information is used to plan budgets and resources in regard to operator examination scheduling in order to meet the needs of the nuclear industry.

A copy of the final supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F23, Rockville, MD 20852. OMB clearance requests are available at the NRC World Wide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions should be directed to the OMB reviewer listed below by May 23, 2002. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be given to comments received after this date.

Bryon Allen, Office of Information and Regulatory Affairs (3150-0131), NEOB-10202, Office of Management and Budget, Washington, DC 20503.

Comments can also be submitted by telephone at (202) 395-3087.

The NRC Clearance Officer is Brenda Jo. Shelton, 301-415-7233.

Dated at Rockville, Maryland, this 17th day of April 2002.

For the Nuclear Regulatory Commission.  
**Brenda Jo. Shelton,**  
*NRC Clearance Officer, Office of the Chief  
 Information Officer.*  
 [FR Doc. 02-9886 Filed 4-22-02; 8:45 am]  
**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Submission for the Office of Management and Budget (OMB) Review; Comment Request

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

**ACTION:** Notice of the OMB review of  
 information collection and solicitation  
 of public comment.

**SUMMARY:** The NRC has recently  
 submitted to OMB for review the  
 following proposal for the collection of  
 information under the provisions of the  
 Paperwork Reduction Act of 1995 (44  
 U.S.C. Chapter 35). The NRC hereby  
 informs potential respondents that an  
 agency may not conduct or sponsor, and  
 that a person is not required to respond  
 to, a collection of information unless it  
 displays a currently valid OMB control  
 number.

1. *Type of submission, new, revision,  
 or extension:* Revision.
2. *The title of the information  
 collection:* 10 CFR part 100, "Appendix  
 A, Seismic and Geologic Siting Criteria  
 for Nuclear Power Plants".
3. *The form number if applicable:* N/  
 A.
4. *How often the collection is  
 required:* As necessary in order for NRC  
 to assess the adequacy of proposed  
 seismic design bases and the design  
 bases for other geological hazards for  
 nuclear power and test reactors  
 constructed and licensed in accordance  
 with 10 CFR parts 50 and 52 and the  
 Atomic Energy Act of 1954, as amended.
5. *Who will be required or asked to  
 report:* Applicants and licensees for  
 nuclear power and test reactors.
6. *An estimate of the number of  
 responses:* 3 (2 responses + 1  
 recordkeeper).
7. *The estimated number of annual  
 respondents:* 1.
8. *An estimate of the total number of  
 hours needed annually to complete the  
 requirement or request:* 9,000.
9. *An indication of whether Section  
 3507(d), Pub. L. 104-13 applies:* N/A.
10. *Abstract:* 10 CFR part 100,  
 "Reactor Site Criteria," establishes  
 approval requirements for proposed  
 sites for the purpose of constructing and  
 operating stationary power and testing

reactors pursuant to the provisions of 10  
 CFR parts 50 or 52. These reactors are  
 required to be sited, designed,  
 constructed, and maintained to  
 withstand geologic hazards, such as  
 faulting, seismic hazards, and the  
 maximum credible earthquake, to  
 protect the health and safety of the  
 public and the environment. Non-  
 seismic siting criteria must also be  
 evaluated. Non-seismic siting criteria  
 include such factors as population  
 density, the proximity of man-related  
 hazards, and site atmospheric  
 dispersion characteristics. NRC uses the  
 information required by 10 CFR part 100  
 to evaluate whether natural phenomena  
 and potential man-made hazards will be  
 appropriately accounted for in the  
 design of nuclear power and test  
 reactors.

A copy of the final supporting  
 statement may be viewed free of charge  
 at the NRC Public Document Room, One  
 White Flint North, 11555 Rockville  
 Pike, Room O-1 F23, Rockville, MD  
 20852. OMB clearance requests are  
 available at the NRC World Wide Web  
 site: [http://www.nrc.gov/public-involve/  
 doc-comment/omb/index.html](http://www.nrc.gov/public-involve/doc-comment/omb/index.html). The  
 document will be available on the NRC  
 home page site for 60 days after the  
 signature date of this notice.

Comments and questions should be  
 directed to the OMB reviewer listed  
 below by May 23, 2002. Comments  
 received after this date will be  
 considered if it is practical to do so, but  
 assurance of consideration cannot be  
 given to comments received after this  
 date.

Bryon Allen, Office of Information and  
 Regulatory Affairs (3150-0093),  
 NEOB-10202, Office of Management  
 and Budget, Washington, DC 20503.

Comments can also be submitted by  
 telephone at (202) 395-3087.

The NRC Clearance Officer is Brenda  
 Jo. Shelton, 301-415-7233.

Dated at Rockville, Maryland, this 17th day  
 of April 2002.

For the Nuclear Regulatory Commission.

**Brenda Jo. Shelton,**  
*NRC Clearance Officer, Office of the Chief  
 Information Officer.*  
 [FR Doc. 02-9887 Filed 4-22-02; 8:45 am]  
**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 030-29654, License No. 49-  
 26861-01, EA-01-219]

### In the Matter of Centennial Engineering & Research, Inc., Sheridan, WY; Order Imposing Civil Monetary Penalty

#### I

Centennial Engineering & Research,  
 Inc. (Licensee) is the holder of Materials  
 License No. 49-26861-01 issued by the  
 Nuclear Regulatory Commission (NRC  
 or Commission) on January 22, 1987.  
 The last amendment, Amendment No. 3,  
 was issued June 8, 2001. The license  
 authorizes the Licensee to possess and  
 use portable moisture/density gauges  
 containing byproduct material in  
 accordance with the conditions  
 specified therein.

#### II

An inspection and investigation of the  
 Licensee's activities were completed in  
 September 2001. The results of the  
 inspection and investigation indicated  
 that the Licensee had not conducted its  
 activities in full compliance with NRC  
 requirements. A written Notice of  
 Violation and Proposed Imposition of  
 Civil Penalty (Notice) was served upon  
 the Licensee by letter dated December 3,  
 2001. The Notice stated the nature of the  
 violations, the provisions of the NRC's  
 requirements that the Licensee had  
 violated, and the amount of the civil  
 penalty proposed for the violations.

The Licensee responded to the Notice  
 in two letters dated December 26, 2001.  
 In its responses, the Licensee admitted  
 the violations that were the basis for the  
 civil penalty, but disagreed that there  
 was any willfulness associated with the  
 violations and requested mitigation of  
 the civil penalty.

#### III

After consideration of the Licensee's  
 responses and the statements of fact,  
 explanation, and argument for  
 mitigation contained therein, the NRC  
 staff has determined that violations  
 cited in the Notice were willful, and  
 that the civil penalty proposed for the  
 violations 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:*

The Licensee pay a civil penalty in the  
 amount of \$3,000 within 30 days of the date  
 of this Order, in accordance with NUREG/  
 BR-0254. In addition, at the time of making  
 the payment, the licensee shall submit a