

NRC, BLM, STB and BIA met with various consulting parties beginning in October 2000 and provided the parties with opportunities to provide input on the identification, evaluation, and treatment of historic properties. Of particular interest in negotiating a Memorandum of Agreement to avoid, minimize or mitigate the effects on historic properties was the effect of the project on the Hastings Cutoff of the California Trail. NRC requested the ACHP to participate in consultation, and the ACHP agreed to do so on December 18, 2000.

After ACHP became involved in consultation, NRC and BLM met with various consulting parties and transmitted drafts of a proposed Treatment Plan and Memorandum of Agreement (MOA) to all of the consulting parties for review and comment.

Attempted Resolution of Adverse Effects

The most significant adverse effect would be the destruction of a small portion of the Hastings Cutoff of the California Trail, which the proposed rail line crosses at approximately a right angle. The seven other historic properties, all linear features, pass in close proximity to or transect the proposed rail line on lands managed by the BLM.

Through consultation during 2001, the consulting parties, except for SHPO, were able to reach agreement on the terms of a MOA. The draft MOA calls for PFS to finalize, in consultation with the consulting parties, a treatment plan for the eight affected historic properties and for properties that may be inadvertently discovered during project construction. A draft Treatment Plan (attached to the MOA) includes measures for the interim protection of the historic properties; funding for public outreach and education regarding the Emigrant Trail/Hastings Cutoff and the Road to Sulphur Spring; and detailed recordation of portions of the historic roads, rail road, and telegraph line that will be damaged or altered. The draft treatment plan also includes specific requirements for the curation of artifacts and documents according to Federal standards and a plan for treating historic properties that may be inadvertently discovered during construction. The MOA, as currently drafted, requires BLM to finalize the plan in consultation with the other parties and provides BLM with the flexibility to revise the final mitigation measures. The FEIS for the PFS facility discusses these potential impacts and states that, if an NRC license is issued

for the facility, PFS will be required to perform the mitigation measures set forth in the MOA.

When the MOA was finalized in October 2001, BLM declined to sign the agreement. Citing a moratorium on BLM carrying out land management planning contained in the National Defense Authorization Act, BLM's Field Office Director requested that NRC wait until both agencies were closer to a decision before executing the MOA. ACHP staff offered to include language in the MOA to clarify that signing that MOA did not constitute a decision to approve the license or the right-of-way, but the State Director, BLM made a decision that BLM would not sign the MOA until the agencies were closer to making a Record of Decision and the project was closer to licensing. NRC agreed to set aside the final MOA for a year or so, until it was closer to making a decision on the license application. On January 24, 2003, NRC again circulated for signature the final MOA with an attached draft Treatment Plan and Discovery Plan. BLM again declined to sign the MOA.

The Utah SHPO had initially commented to NRC on the identification of historic properties, but after June 1999, it ceased active participation in Section 106 review. The Governor's designated SHPO provided comments on the draft MOA on August 6, 2001. These comments were taken into account in finalizing a new draft on the MOA. With the impending decision to approve PFS's application for a license, NRC again circulated the MOA for signature on May 26, 2005. The MOA was signed by NRC, BIA, STB, the Skull Valley Band of Goshute Indians, PFS, the NPS Long Distance Trails Office, and the Utah Historic Trails Consortium. On June 7, 2005, the SHPO wrote to BLM asking to defer signing the MOA until it was further along in considering PFS's application for rights-of-way for the proposed rail line. BLM again declined to sign the MOA.

Since the MOA could not be fully executed without BLM and SHPO signatures, NRC terminated consultation and, on November 25, 2005, requested ACHP formal comment.

Again, the ACHP seeks public input on those formal comments that ACHP will send to NRC. The ACHP formal comments must be sent to NRC on or before January 9, 2006.

Dated: December 13, 2005.

John M. Fowler,

Executive Director.

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BILLING CODE 4310-K6-M

DEPARTMENT OF AGRICULTURE

Submission for OMB Review; Comment Request

December 13, 2005.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13. Comments regarding (a) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), *OIRA_Submission@OMB.EOP.GOV* or fax (202) 395-5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250-7602. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling (202) 720-8958.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

Animal & Plant Health Inspection Service

Title: Animal Welfare.

OMB Control Number: 0579-0036.

Summary of Collection: The Laboratory Animal Welfare Act (AWA) (Pub. L. 890544) enacted August 24, 1966, required the U.S. Department of Agriculture, (USDA), to regulate the humane care and handling of dog, cats, guinea pigs, hamster, rabbits, and nonhuman primates. The legislation was the result of extensive demand by

organized animal welfare groups and private citizens requesting a Federal law covering the transportation, care, and handling of laboratory animals. The Animal and Plant Health Inspection Service (APHIS), Regulatory Enforcement and Animal Care (AC) has the responsibility to enforce the Animal Welfare Act (7 U.S.C. 2131–2156) and the provisions of 9 CFR, Subchapter A, which implements the Animal Welfare Act. The purpose of the AWA is to insure that animal use in research facilities or exhibition purposes are provided humane care and treatment. To assure humane treatment of the animal during transportation in commerce and to protect the owners of animals from the theft of their animals by preventing the sale or use of animals which have been stolen. APHIS will collect information using several forms.

Need and Use of the Information: APHIS will collect health certificates, program of veterinary care, application for license and record of acquisition, disposition and transportation of animals. The information is used to ensure those dealers, exhibitors, research facilities, carriers, etc., are in compliance with the Animal Welfare Act and regulations and standards promulgated under this authority of the Act.

Description of Respondents: Business or other for-profit.

Number of Respondents: 7,293.

Frequency of Responses:

Recordkeeping; Reporting: On occasion; Weekly; Semi-annually; Annually.

Total Burden Hours: 99,083.

Ruth Brown,

Departmental Information Collection Clearance Officer.

[FR Doc. E5-7483 Filed 12-16-05; 8:45 am]

BILLING CODE 3410-34-P

DEPARTMENT OF COMMERCE

**Submission for OMB Review;
Comment Request**

The Department of Commerce (DOC) has submitted to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Agency: Bureau of Industry and Security (BIS).

Title: Procedure to Initiate an Investigation under section 232 of the Trade Expansion Act of 1962, as amended.

Agency Form Number: n/a.

OMB Approval Number: 0694-0120.

Type of Request: Extension of a Currently Approved Collection.

Burden: 3,000 hours.

Average Time Per Response: 5,000 hours.

Number of Respondents: 0.6 (6 respondents in 10 years).

Needs and Uses: Commerce/BIS, upon request shall initiate an investigation to determine the effects of imports of certain commodities on the national security, and will make the findings known to the President for possible adjustments to imports through tariffs. The findings are made publicly available and are reported to Congress. The purpose of this collection is to account for the public burden associated with submitting such a request from any interested party, including other government departments or by the Secretary of Commerce.

Affected Public: Individuals, businesses or other for-profit institutions.

Respondent's Obligation: Voluntary.

OMB Desk Officer: David Rostker.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, DOC Paperwork Clearance Officer, Office of the Chief Information Officer, (202) 482-0266, Department of Commerce, Room 6625; 14th and Constitution Avenue, NW., Washington, DC 20230.

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, Room 10202, New Executive Office Building, Washington, DC 20230.

Dated: December 13, 2005.

Madeleine Clayton,

Management Analyst, Office of the Chief Information Officer.

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BILLING CODE 3510-JT-P

DEPARTMENT OF COMMERCE

**Submission for OMB Review;
Comment Request**

The Department of Commerce (DOC) has submitted to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Agency: Bureau of Industry and Security (BIS).

Title: Offsets in Military Exports.

Agency Form Number: N/A.

OMB Approval Number: 0694-0084.

Type of Request: Extension of a currently approved collection of information.

Burden: 270 hours.

Average Time Per Response: 9 hours.

Number of Respondents: 30 respondents.

Needs and Uses: This collection is required by The Defense Production Act. This law requires United States firms to furnish information to the Department of Commerce regarding offset agreements exceeding \$5,000,000 in value associated with sales of weapon systems or defense-related items to foreign countries or foreign firms. Offsets are industrial or commercial compensation practices required as a condition of purchase in either government-to-government or commercial sales of defense articles and/or defense services as defined by the Arms Export Control Act and the International Traffic in Arms Regulations. Such offsets are required by most major trading partners when purchasing U.S. military equipment or defense related items.

Affected Public: Businesses or other for-profit institutions.

Respondent's Obligation: Required.

OMB Desk Officer: David Rostker.

Copies of the above information collection proposal can be obtained by calling or writing Diana Hynek, DOC Paperwork Clearance Officer, (202) 482-0266, Department of Commerce, Room 6625, 14th and Constitution Avenue, NW., Washington, DC 20230.

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to David Rostker, OMB Desk Officer, e-mail address, David_Rostker@omb.eop.gov, or fax number, (202) 395-7285.

Dated: December 13, 2005.

Madeleine Clayton,

Management Analyst, Office of the Chief Information Officer.

[FR Doc. E5-7475 Filed 12-16-05; 8:45 am]

BILLING CODE 3510-33-P

DEPARTMENT OF COMMERCE

Census Bureau

**Manufacturers' Shipments,
Inventories, and Orders (M3) Survey**

ACTION: Proposed collection; comment request.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information