

### III. Decision

Based on the information described herein, including the finding that this notice will not alter the substantive requirements of the variances and will maintain the protection afforded to employees by the variances, the Agency is taking the following actions:

A. Revising the names of employers as shown in the following table:

| Name in original variance                                                                           | Revised name                                                                 |
|-----------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------|
| Metalplate and Coatings, Inc.<br>West Co. ....                                                      | Metalplate Galvanizing, Inc.<br>West Pharmaceutical Services, Inc.<br>3M Co. |
| Minnesota Mining and Manufacturing Co.<br>Custodis Construction Co., Inc.<br>M. W. Kellogg Co. .... | Hamon Custodis, Inc.                                                         |
| Envirosafe Services of Idaho, Inc.<br>Union Electric Co. ....                                       | Pullman Power, LLC<br>US Ecology Idaho, Inc.<br>AmerenUE                     |
| Gannett Outdoor Services.                                                                           | CBS Outdoor, Inc.                                                            |

B. Adding worksites at Jersey Shore, Pa., Lionville, Pa., Lititz, Pa., and Kinston, N.C. to the variance granted to West Pharmaceutical Services, Inc. (formerly the West Co.).

C. Revoking the variances granted to American Airlines, Inc., Dixie Divers, Inc., Graver Tank and Mfg. Co., Fisher Mills Co., International Paper Co. (the successor employer to Hammermill Papers Group), and Zurn Industries.

### IV. Authority and Signature

Thomas M. Stohler, Acting Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Ave. NW., Washington, DC, directed the preparation of this notice. This notice is issued under the authority specified by Section 6(d) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655), Secretary of Labor's Order No. 5-2007 (72 FR 31160), and 29 CFR part 1905.

Signed at Washington, DC, on November 18, 2008.

**Thomas M. Stohler,**

*Acting Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. E8-29002 Filed 12-8-08; 8:45 am]

BILLING CODE 4510-26-P

### LEGAL SERVICES CORPORATION

#### Notice of Availability of Calendar Year 2009 Competitive Grant Funds; Correction

AGENCY: Legal Services Corporation.

**ACTION:** Notice; correction. The LSC grant award date is revised. See the revised grant award date under Summary.

**SUMMARY:** The Legal Services Corporation (LSC) is the national organization charged with administering Federal funds provided for civil legal services to low-income people. LSC hereby announces the availability of competitive grant funds for the provision of a full range of civil legal services to eligible clients in Wyoming. Grants will be awarded in or around July 2009. The estimated annualized grant amounts for service areas in Wyoming are: \$478,874 for the provision of civil legal services to the general low-income population throughout the state (i.e., service area WY-4); \$12,054 for the provision of civil legal services to the migrant farmworker population throughout the state (i.e., service area MWY); and \$167,794 for the provision of civil legal services to the Native American population throughout the state (i.e., service area NWY-1).

**DATES:** See SUPPLEMENTARY INFORMATION section for grants competition dates.

**ADDRESSES:** Legal Services Corporation—Competitive Grants, 3333 K Street, NW., Third Floor, Washington, DC 20007-3522.

**FOR FURTHER INFORMATION CONTACT:** Reginald Haley, Office of Program Performance, 202.295.1545.

**SUPPLEMENTARY INFORMATION:** The Request for Proposals (RFP) is available at <http://www.grants.lsc.gov>. Once at the Web site, click on *FY 2009 Request For Proposals Narrative Instruction* to access the RFP and other information pertaining to the LSC competitive grants process. Refer to the RFP for instructions on preparing the grant proposal; the regulations and guidelines governing LSC funding; the definition of a full range of legal services; and grant proposal submission requirements.

Applicants must file a NIC (RFP Form-H) to participate in the competitive grants process. The deadline for filing the NIC is March 2, 2009, 5 p.m. E.D.T. The deadline for filing grant proposals is April 13, 2009, 5 p.m. E.D.T. The dates shown in this notice for filing the NIC and the grant proposals supersede the dates in the RFP. All other instructions, regulations, guidelines, definitions, and grant proposal submission requirements remain in effect unless otherwise noted.

The following persons, groups, and entities are qualified applicants who may submit a Notice of Intent to Compete (NIC; RFP Form-H) and an

application to participate in the competitive grants process: (1) Current recipients of LSC grants; (2) non-profit organizations that have as a purpose the provision of legal assistance to eligible clients; (3) private attorneys, groups of attorneys or law firms; (5) state or local governments; and (6) sub-state regional planning and coordination agencies that are composed of sub-state areas and whose governing boards are controlled by locally elected officials.

LSC will not fax the RFP to interested parties. Interested parties are asked to visit <http://www.grants.lsc.gov> regularly for updates and correction notices pertaining to the LSC competitive grants process.

Dated: December 4, 2008.

**Janet LaBella,**

*Director, Office of Program Performance, Legal Services Corporation.*

[FR Doc. E8-29109 Filed 12-8-08; 8:45 am]

BILLING CODE 7050-01-P

### NATIONAL INDIAN GAMING COMMISSION

#### Fee Rate

**AGENCY:** National Indian Gaming Commission.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given, pursuant to 25 CFR 514.1(a) (3), that the National Indian Gaming Commission has adopted final annual fee rates of 0.00% for tier 1 and 0.057% (.00057) for tier 2 for calendar year 2008. These rates shall apply to all assessable gross revenues from each gaming operation under the jurisdiction of the Commission. If a tribe has a certificate of self regulation under 25 CFR part 518, the final fee rate on class II revenues for calendar year 2008 shall be one-half of the annual fee rate, which is 0.0285% (.000285).

#### FOR FURTHER INFORMATION CONTACT:

Kwame Mambo, National Indian Gaming Commission, 1441 L Street, NW., Suite 9100, Washington, DC 20005; telephone (202) 632-7003; fax (202) 632-7066 (these are not toll-free numbers).

**SUPPLEMENTARY INFORMATION:** The Indian Gaming Regulatory Act (IGRA) established the National Indian Gaming Commission which is charged with, among other things, regulating gaming on Indian lands.

The regulations of the Commission (25 CFR part 514), as amended, provide for a system of fee assessment and payment that is self-administered by gaming operations. Pursuant to those

regulations, the Commission is required to adopt and communicate assessment rates; the gaming operations are required to apply those rates to their revenues, compute the fees to be paid, report the revenues, and remit the fees to the Commission on a quarterly basis.

The regulations of the Commission and the final rate being adopted today are effective for calendar year 2008. Therefore, all gaming operations within the jurisdiction of the Commission are required to self administer the provisions of these regulations, and report and pay any fees that are due to the Commission by December 31, 2008.

Dated: December 1, 2008.

**Philip N. Hogen,**

*Chairman, National Indian Gaming Commission.*

[FR Doc. E8-29062 Filed 12-8-08; 8:45 am]

BILLING CODE 7565-01-M

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## NATIONAL SCIENCE FOUNDATION

### Notice of Intent To Extend an Information Collection

**AGENCY:** National Science Foundation.

**ACTION:** Notice and Request for Comments.

**SUMMARY:** Under the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3501 *et seq.*), and as part of its continuing effort to reduce paperwork and respondent burden, the National Science Foundation (NSF) is inviting the general public or other Federal agencies to comment on this proposed continuing information collection. The National Science Foundation (NSF) will publish periodic summaries of proposed projects.

*Comments:* Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

**DATES:** Written comments on this notice must be received by February 9, 2009 to be assured consideration. Comments received after that date will be considered to the extent practicable. Send comments to address below.

### FOR ADDITIONAL INFORMATION OR

**COMMENTS:** For further information or for a copy of the collection instruments and instructions, contact Ms. Suzanne H. Plimpton, Reports Clearance Officer, National Science Foundation, 4201 Wilson Boulevard, Suite 295, Arlington, Virginia 22230; telephone (703) 292-7556; or send e-mail to [splimpto@nsf.gov](mailto:splimpto@nsf.gov). Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

### SUPPLEMENTARY INFORMATION:

*Title of Collection:* Survey of Earned Doctorates.

*OMB Approval Number:* 3145-0019.

*Expiration Date of Approval:* May 31, 2009.

*Type of Request:* Intent to seek approval to extend an information collection for three years.

1. *Abstract:* The National Science Foundation Act of 1950, as subsequently amended, includes a statutory charge to “\* \* \* provide a central clearinghouse for the collection, interpretation, and analysis of data on scientific and engineering resources, and to provide a source of information for policy formulation by other agencies of the Federal Government.” The Survey of Earned Doctorates is part of an integrated survey system that meets the human resources part of this mission.

The Survey of Earned Doctorates has been conducted continuously since 1958 and is jointly sponsored by six Federal agencies in order to avoid duplication. It is an accurate, timely source of information on our Nation's most precious resource—highly educated individuals. Data are obtained via paper questionnaire or Web survey from each person earning a research doctorate at the time they receive the degree. Data are collected on their field of specialty, educational background, sources of support in graduate school, debt level, postgraduation plans for employment, and demographic characteristics.

The Federal government, universities, researchers, and others use the information extensively. The National Science Foundation, as the lead agency, publishes statistics from the survey in several reports, but primarily in the annual publication series, “Science and Engineering Doctorates” and the Interagency Report, “Doctorate Recipients from U.S. Universities: Summary Report.” These reports are available in print and electronically on the World Wide Web.

The survey will be collected in conformance with the Privacy Act of 1974. Responses from individuals are voluntary. NSF will ensure that all individually identifiable information collected will be kept strictly confidential and will be used for research or statistical purposes, analyzing data, and preparing scientific reports and articles.

2. *Expected Respondents:* A total response rate of 91.6% of the total 48,079 persons who earned a research doctorate was obtained in academic year 2006/2007. This level of response rate has been consistent for several years. The respondents will be individuals and the estimated number of respondents annually is around 45,000 (based on 2007 data).

3. *Estimate of Burden:* The Foundation estimates that, on average, 20 minutes per respondent will be required to complete the survey. The total annual respondent burden for the Survey of Earned Doctorates is therefore estimated at 15,000 hours, based on 45,000 respondents. This is higher than the last annual estimate approved by OMB due to the increased number of respondents (doctorate recipients).

Dated: December 4, 2008.

**Suzanne H. Plimpton,**

*Reports Clearance Officer, National Science Foundation.*

[FR Doc. E8-29091 Filed 12-8-08; 8:45 am]

BILLING CODE 7555-01-P

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## NUCLEAR REGULATORY COMMISSION

### Notice; Application and Amendment to Facility Operating Licenses Involving Proposed No Significant Hazards Considerations and Containing Sensitive Unclassified Non-Safeguards Information or Safeguards Information and Order Imposing Procedures for Access to Sensitive Unclassified Non-Safeguards Information or Safeguards Information

#### I. Background

Pursuant to section 189a. (2) of the Atomic Energy Act of 1954, as amended (the Act), the U.S. Nuclear Regulatory Commission (the Commission or NRC staff) is publishing this notice. The Act requires the Commission 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 upon a determination by the Commission that such amendment involves no significant hazards consideration, notwithstanding