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**FEDERAL RETIREMENT THRIFT INVESTMENT BOARD**

5 CFR Part 1631

**Availability of Records; Correction**

**AGENCY:** Federal Retirement Thrift Investment Board.

**ACTION:** Direct final rule; correction.

**SUMMARY:** The Federal Retirement Thrift Investment Board (Agency) published a direct final rule in the February 27, 2012, Federal Register, pursuant to the Privacy Act of 1974, as amended, to permit Freedom of Information Act (FOIA) requests via electronic mail and facsimile. The direct final rule was published with an incorrect facsimile number. This facsimile number publication was a technical error, and is hereby corrected.

**DATES:** Effective October 2, 2012.

**FOR FURTHER INFORMATION CONTACT:** Erin F. Graham, (202)–942–1605.

**SUPPLEMENTARY INFORMATION:** This document contains corrections to FRTIB regulations stemming from the direct final rule published in the February 27, 2012, Federal Register (77 FR 11384) and provides the correct facsimile number for FOIA requests.

**List of Subjects in 5 CFR Part 1631**

Courts, Freedom of information, Government employees.

Accordingly, 5 CFR part 1631 is amended by making the following correcting amendment:

**PART 1631—AVAILABILITY OF RECORDS**

<table>
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<th>§ 1631.6 [Amended]</th>
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**DATED:** September 6, 2012

James B. Petrick,

General Counsel.

[FR Doc. 2012–22512 Filed 10–1–12; 8:45 am]

BILLING CODE 6760–01–P

**NUCLEAR REGULATORY COMMISSION**

**10 CFR Part 50**

[NRC–2011–0087]

**RIN 3150–AI96**

**Non-Power Reactor License Renewal**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Final regulatory basis; availability of rulemaking documents.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC or the Commission) is publishing the final regulatory basis for rulemaking to streamline non-power reactor license renewal. This final regulatory basis incorporates input from the public, licensees, certificate holders, and other stakeholders provided during the public comment period that ended July 31, 2012. This regulatory basis provides the technical basis to support proceeding with rulemaking to streamline and enhance the Research and Test Reactor (RTR) License Renewal Process. This contemplated rulemaking also recommends conforming changes to address technical issues in existing non-power reactor regulations. The NRC has developed a final technical basis for this proposed rulemaking that describes the agency’s overall objectives, conceptual approaches, potential solutions, integration with agency strategic goals, and related technical and regulatory clarity issues.

**SUPPLEMENTARY INFORMATION:**

I. Accessing Information

Please refer to Docket ID NRC–2011–0087 when contacting the NRC about the availability of information related to this document.

**II. Background**

The Commission provided direction presented in the Staff Requirements Memorandum, SECY–08–0161 (ADAMS Accession No. ML082550140) that directed the staff to develop and submit a long-term plan for an enhanced RTR license renewal process for Commission review. "The plan should include, but not be limited to, developing a basis for redefining the scope of the process, as well as a recommendation regarding the need for rulemaking and guidance development. The staff should submit to the Commission a resource request, including staffing and contract funding needs, to formalize the review process changes and establish a stable and predictable regulatory regime for RTRs. This long term plan should consider elements of the generic analysis approach, generic siting analysis, and the extended license term * * *.*"

III. Public Comments on Draft Regulatory Basis

The NRC published a draft regulatory basis on June 29, 2012 (77 FR 38742), for comment from the public, licensees, certificate holders, and other stakeholders. The public comment period that ended July 31, 2012. The NRC received two comment letters: one from the University of Florida and one from the National Institute of Standards and Technology, in electronic form via

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Tuesday, October 2, 2012


• NRC’s Agencywide Documents Access and Management System (ADAMS): You may access publicly-available documents online in the NRC Library at http://www.nrc.gov/reading-rm/adams.html. To begin the search, select “ADAMS Public Documents” and then select “Begin Web-based ADAMS Search.” For problems with ADAMS, please contact the NRC’s Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to pdr.resource@nrc.gov. The ADAMS accession number for each document referenced in this document (if that document is available in ADAMS) is provided the first time that a document is referenced.

• NRC’s PDR: You may examine and purchase copies of public documents at the NRC’s PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

The U.S. Nuclear Regulatory Commission is an independent agency, established by Congress to support the Commission in its NRC’s Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to pdr.resource@nrc.gov. The ADAMS accession number for each document referenced in this document (if that document is available in ADAMS) is provided the first time that a document is referenced.
DEPARTMENT OF LABOR
Employment and Training Administration
20 CFR Part 655
RIN 1205–AB61
Wage Methodology for the Temporary Non-Agricultural Employment H–2B Program; Delay of Effective Date
AGENCY: Employment and Training Administration, Labor.
ACTION: Final rule; delay of effective date.
SUMMARY: The Department of Labor (Department) is delaying the effective date of the Wage Methodology for the Temporary Non-agricultural Employment H–2B Program final rule, in response to recently enacted legislation that prohibits any funds from being used to implement the Wage Rule for the first 6 months of fiscal year (FY) 2013. The Wage Rule revised the methodology by which the Department calculates the prevailing wages to be paid to H–2B workers and United States (U.S.) workers recruited in connection with a temporary labor certification for use in petitioning the Department of Homeland Security to employ a nonimmigrant worker in H–2B status.


The NRC is issuing this notice for the availability of the final regulatory basis to streamline non-power reactor license renewal.

Dated at Rockville, Maryland, this 19th day of September 2012.

For the Nuclear Regulatory Commission,
Lin N. Tran,
Acting Chief, Research and Test Reactors Licensing Branch, Division of Policy and Rulemaking, Office of Nuclear Reactor Regulation.

[FR Doc. 2012–24221 Filed 10–1–12; 8:45 am]
BILLING CODE 7590–01–P


2 See Louisiana Forestry Association, Inc., et al. (LFA), v. Solis, et al., Civil Docket No. 11–1823 (W.D. La, Alexandria Division); and Bayou Lawn & Landscape Services, et al. (Bayou) v. Solis, et al., Civil Docket No. (N.D. Fla., Pensacola Division).

3 On September 19, 2011, the plaintiffs in the CATA litigation moved to intervene in the Department’s existing H–2B regulations, which were promulgated under Labor Certification Process and Enforcement for Temporary Employment in Occupations Other Than Agriculture or Registered Nursing in the United States (H–2B Workers), and Other Technical Changes; final rule, 73 FR 78020, Dec. 19, 2008 (the H–2B Rule). Both the Wage Rule and the Effective Date Rule were challenged in two separate lawsuits 2 seeking to bar their implementation. In consideration of the two pending challenges to the Wage Rule and its new effective date, and the possibility that the litigation would be transferred to another court, 3 the Department issued a final rule, 76 FR 59896, September 28, 2011, postponing the effective date of the Wage Rule from September 30, 2011, until November 30, 2011, in accordance with the Administrative Procedure Act, 5 U.S.C. 705.

Thereafter, the Department postponed the effective date of the Wage Rule again, in light of the enactment on November 18, 2011, of the Consolidated and Further Continuing Appropriations Act, 2012, which provided that “[n]one of the funds made available by this or any other Act for fiscal year 2012 may be used to implement, administer, or enforce, prior to January 1, 2012 the [Wage Rule].” Public Law 112–55, Div. B, Title V, § 546 (Nov. 18, 2011) (the November Appropriations Act). In delaying the Wage Rule’s effective date, the Department stated that although the November Appropriations Act “prevent[ed] the expenditure of funds to implement, administer, or enforce the Wage Rule before January 1, 2012, it did not prohibit the Wage Rule from going into effect, which was scheduled to occur on November 30, 2011. When the Wage Rule goes into effect, it will supersede and make null the prevailing wage provisions at 20 CFR 655.10(b) of the Department’s existing H–2B regulations, which were promulgated under Labor Certification Process and Enforcement for Temporary Employment in Occupations Other Than Agriculture or Registered Nursing in the United States (H–2B Workers), and Other Technical Changes; final rule, 73 FR 78020, Dec. 19, 2008 (the H–2B Rule).