

General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Atlantic Richfield Co.*, DOJ Ref. Number 90-11-2-703.

The proposed consent decree may be examined at the Office of the United States Attorney, Connecticut Financial Center, 157 Church St., New Haven, CT 06510, the New England Region Office of the Environmental Protection Agency, JFK Federal Building, Boston, MA 02203-2211; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624 0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W. 4th Floor, Washington, D.C. 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$7.25 for the Consent Decree (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

Deputy Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 97-25220 Filed 9-22-97; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF LABOR

Office of the Secretary

Submission for OMB Review; Comment Request

September 18, 1997.

The Department of Labor (DOL) has submitted the following public information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). A copy of this individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor, Departmental Clearance Officer, Theresa M. O'Malley ((202) 219-5096 ext. 143) or by E-Mail to OMalley-Theresa@dol.gov. Individuals who use a telecommunications device for the deaf (TTY/TDD) may call (202) 219-4720 between 1 p.m. and 4 p.m. Eastern time, Monday-Friday.

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for MSHA, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316), within 30 days from

the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- 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, e.g., permitting electronic submission of responses.

Agency: Mine Safety and Health Administration.

Title: Main Fan Operation and Inspection.

OMB Number: 1219-0030 (reinstatement).

Frequency: Daily.

Affected Public: Business or other for-profit-profit.

Number of Respondents: 7.

Estimated Time Per Respondent: 30 minutes.

Total Burden Hours: 1,313.

Total Annualized capital/startup costs: \$735.

Total annual costs (operating/maintaining systems or purchasing services): \$735.

Description: Requires operators of metal and nonmetal underground mines that are categorized as gassy, to have main fans with pressure-recording systems. Main fans are to be inspected daily, certification of the inspection made, and records kept of the results of the inspections.

Theresa M. O'Malley,

Departmental Clearance Officer.

[FR Doc. 97-25239 Filed 9-22-97; 8:45 am]

BILLING CODE 4510-43-M

NUCLEAR REGULATORY COMMISSION

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: U.S. Nuclear Regulatory Commission (NRC).

ACTION: Notice of 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:* NRC Form 790, "Classification Record".

3. *The form number if applicable:* NRC Form 790.

4. *How often the collection is required:* On occasion.

5. *Who will be required or asked to report:* NRC employees, NRC contractors, NRC licensees, and certificate holders who classify and declassify NRC information.

6. *An estimate of the number of responses:* 2,200.

7. *The estimated number of annual respondents:* 175.

8. *An estimate of the total number of hours needed annually to complete the requirement or request:* 147.

9. *Abstract:* The NRC Form 790 is being revised to add three additional fields and revise several existing fields for easier completion. In addition, an electronic reporting format is being made available for those wishing to use it. Completion of the NRC Form 790 is a mandatory requirement for licensees, contractors, and certificate holders who classify and declassify NRC information in accordance with Executive Order 12958, "Classified National Security Information," the Atomic Energy Act, and implementing directives.

A copy of the submittal may be viewed free of charge at the NRC Public Document Room, 2120 L Street NW, (lower level), Washington, DC. Members of the public who are in the Washington, DC, area can access this document via modem on the Public Document Room Bulletin Board (NRC's Advanced Copy Document Library), NRC subsystem at FedWorld, 703-321-3339. Members of the public who are located outside of the Washington, DC, area can dial FedWorld, 1-800-303-9672, or use the FedWorld Internet address: fedworld.gov (Telnet). The document will be available on the bulletin board for 30 days after the signature date of this notice. If

assistance is needed in accessing the document, please contact the FedWorld help desk at 703-487-4608. Additional assistance in locating the document is available from the NRC Public Document Room, nationally at 1-800-397-4209, or within the Washington, DC, area at 202-634-3273.

Comments and questions should be directed to the OMB reviewer by October 24, 1997: Norma Gonzales, Office of Information and Regulatory Affairs (3150-0052), NEOB-10202, Office of Management and Budget, Washington, DC 20503.

Comments can also be submitted by telephone at (202) 395-3084.

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

Dated at Rockville, Maryland, this 16th day of September 1997.

For the Nuclear Regulatory Commission.

Arnold E. Levin,

Acting Designated Senior, Official for Information Resources Management.

[FR Doc. 97-25211 Filed 9-22-97; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. 030-30691-CivP; ASLBP No. 97-730-02-CivP]

Atomic Safety and Licensing Board; Notice of Hearing

September 17, 1997.

In the matter of Barnett Industrial X-ray, Inc. (Stillwater, Oklahoma).

Notice is hereby given that, by Memorandum and Order dated September 8, 1997, the Atomic Safety and Licensing Board has granted the request of Barnett Industrial X-Ray, Inc. for a hearing in the captioned proceeding. The hearing concerns the Order Imposing a Civil Monetary Penalty, issued by the NRC Staff on May 23, 1997 and published in the **Federal Register** at 62 FR 30347 (1997). The parties to the proceeding are the Licensee and the NRC Staff.

The issues to be considered at the hearing are: (1) Whether the violations represent a security Level 2 matter in accordance with the "General Statement of Policy and Procedures for NRC Enforcement Actions," NUREG-1600 (July 1995); and, (2) whether a \$4,000.00 civil penalty is warranted in light of the mitigating actions taken by the Licensee.

Materials concerning this proceeding are on file at the Commission's Public Document Room, 2120 L St. N.W., Washington, D.C. 20555, and at the Commission's Region IV Office, Harris

Tower, 611 Ryan Plaza Drive, Suite 400, Arlington, TX 76011-8064.

During the course of this proceeding, the Licensing Board, as necessary, may conduct one or more prehearing conferences. The time and place of these sessions, which will be open to the public, will be announced in later Licensing Board Orders. The evidentiary hearing will be held in Stillwater, Oklahoma on November 5, 1997, at 10:00 a.m. in the Payne County Courthouse, 606 S. Husband Street.

Issued at Rockville, Maryland, September 17, 1997.

For the Atomic Safety and Licensing Board.

B. Paul Cotter, Jr.,

Chairman, Administrative Judge.

[FR Doc. 97-25221 Filed 9-22-97; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR REGULATORY COMMISSION

[Docket 70-7001]

Notice of Amendment to Certificate of Compliance GDP-1 for the U.S. Enrichment Corporation, Paducah Gaseous Diffusion Plant, Paducah, Kentucky

The Director, Office of Nuclear Material Safety and Safeguards, has made a determination that the following amendment request is not significant in accordance with 10 CFR 76.45. In making that determination the staff concluded that: (1) there is no change in the types or significant increase in the amounts of any effluents that may be released offsite; (2) there is no significant increase in individual or cumulative occupational radiation exposure; (3) there is no significant construction impact; (4) there is no significant increase in the potential for, or radiological or chemical consequences from, previously analyzed accidents; (5) the proposed changes do not result in the possibility of a new or different kind of accident; (6) there is no significant reduction in any margin of safety; and (7) the proposed changes will not result in an overall decrease in the effectiveness of the plant's safety, safeguards or security programs. The basis for this determination for the amendment request is shown below.

The Nuclear Regulatory Commission staff has reviewed the certificate amendment application and concluded that it provides reasonable assurance of adequate safety, safeguards, and security, and compliance with NRC requirements. Therefore, the Director, Office of Nuclear Material Safety and

Safeguards, is prepared to issue an amendment to the Certificate of Compliance for the Paducah Gaseous Diffusion Plant. The staff has prepared a Compliance Evaluation Report which provides details of the staff's evaluation.

The NRC staff has determined that this amendment satisfies the criteria for a categorical exclusion in accordance with 10 CFR 51.22. Therefore, pursuant to 10 CFR 51.22(b), no environmental impact statement or environmental assessment need be prepared for this amendment.

U.S. Enrichment Corporation (USEC) or any person whose interest may be affected may file a petition, not exceeding 30 pages, requesting review of the Director's Decision. The petition must be filed with the Commission not later than 15 days after publication of this **Federal Register** Notice. A petition for review of the Director's Decision shall set forth with particularity the interest of the petitioner and how that interest may be affected by the results of the decision. The petition should specifically explain the reasons why review of the Decision should be permitted with particular reference to the following factors: (1) the interest of the petitioner; (2) how that interest may be affected by the Decision, including the reasons why the petitioner should be permitted a review of the Decision; and (3) the petitioner's areas of concern about the activity that is the subject matter of the Decision. Any person described in this paragraph (USEC or any person who filed a petition) may file a response to any petition for review, not to exceed 30 pages, within 10 days after filing of the petition. If no petition is received within the designated 15-day period, the Director will issue the final amendment to the Certificate of Compliance without further delay. If a petition for review is received, the decision on the amendment application will become final in 60 days, unless the Commission grants the petition for review or otherwise acts within 60 days after publication of this **Federal Register** Notice.

A petition for review must be filed with the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW, Washington, DC, by the above date.

For further details with respect to the action see (1) the application for amendment and (2) the Commission's Compliance Evaluation Report. These items are available for public inspection