

For the Nuclear Regulatory Commission.

Ledyard B. Marsh,

*Director, Division of Licensing Project
Management, Office of Nuclear Reactor
Regulation.*

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 030-05980, 030-03982 and
EA-03-219]

In the Matter of Safety Light Corporation, Bloomsburg, PA; Demand for Information

Safety Light Corporation (the Licensee) is the holder of Byproduct Material Licenses issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR Part 30 for the facility at 4150-A Old Berwick Road in Bloomsburg, Pennsylvania. License No. 37-00030-08 authorizes, in part, the licensee to manufacture self-luminous devices, foils, targets, and pins containing tritium, and to distribute those items to persons specifically licensed by the NRC or an NRC Agreement State. License No. 37-00030-02 authorizes the licensee to characterize and decommission its contaminated facilities, equipment, and land. The Licenses were last renewed on December 28, 1999, and are due to expire on December 31, 2004.

In the December 1999 renewal of License Nos. 37-00030-02 and 37-00030-08, conditions were included in each License that exempted the Licensee from certain of the Commission's financial assurance requirements set forth in 10 CFR 30.32 and 10 CFR 30.35. This exemption was granted in response to the licensee's request to the Commission based on the lack of sufficient funds at the time to assure that adequate financial ability existed to decommission the facility. The NRC specifically approved the exemptions (originally in Condition 16 of Amendment No. 51 for License 37-00030-02 and Condition 20 of Amendment No. 13 for License 37-00030-08), provided that the Licensee make specified monthly payments into an NRC trust fund to support decommissioning activities, including \$8,000 for each month in 2001 and 2002, and \$9,000 for each month in 2003. The NRC granted renewal of each License based on the Licensee's ability to continue to remediate and adequately secure radioactive materials at the facility using the money deposited into the NRC trust fund.

During telephone conversations between Ms. Marie Miller, NRC Region I, and Mr. Larry Harmon, Plant Manager for the Licensee, on November 21, 2003, the NRC learned that the Licensee had neither made some of the required payments into its NRC trust fund, nor notified the NRC that payments were not being made. This failure to make the required payments was confirmed in a subsequent telephone conversation between Mr. William Lynch, Vice President for the Licensee, and Dr. Ronald Bellamy, NRC Region I, on the same day. The bank records for the NRC trust fund period from April 2001 through October 2003, list twenty-four deposits to the fund, rather than the required thirty-one deposits. For the twenty-one month period from April 2001 through December 2002, two of the required \$8,000 monthly deposits had not been made. For the ten month period from January 2003 through October 2003, eight of the required \$9,000 monthly deposits had not been made (no funds were deposited during six of the months, and only \$8,000 was deposited during January and February 2003). In addition, the NRC has since learned that the required \$9,000 deposit was not made in November 2003. The failure to make these deposits resulted in a total deficit of \$81,000 (plus interest) to the NRC trust fund. However, the NRC was subsequently informed, during a telephone conversation between Ms. Marie Miller and Mr. Larry Harmon on December 9, 2003, that the Licensee had deposited \$13,500 to the NRC trust fund on December 9, 2003. Based on the last deposit, it appears that the NRC trust fund is \$67,500 in arrears, not including the interest that would have accrued had the required monthly payments been made.

By not making the required monthly deposits to the NRC trust fund, the Licensee has violated Condition 16 of License No. 37-00030-02 and Condition 20 of License No. 37-00030-08 as well as 10 CFR 30.32 and 10 CFR 30.35. This violation is significant because these deposits are necessary to fund ongoing decommissioning activities, including the disposition of radioactive waste presently stored at the facility. The NRC is concerned that without payment of these funds into the NRC trust fund, no funds will be available for decontamination of the facility and proper disposal of radioactive waste stored at the site.

Therefore, further information is needed, to determine whether the Commission can have reasonable assurance that the Licensee will adhere to all License requirements and

otherwise conduct its activities in accordance with the Commission's requirements.

Accordingly, pursuant to sections 161c, 161o, 182 and 186 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.204 and 10 CFR part 30, in order for the Commission to determine whether your licenses should be modified, suspended or revoked, or other enforcement action taken to ensure compliance with NRC regulatory requirements, the Licensee is required to submit to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, within 30 days of the date of this Demand For Information, in writing and under oath or affirmation:

A. The detailed schedule for making all overdue payments, with interest, to the trust fund;

B. The reasons why the Licensee did not make the required payments, as scheduled, to the NRC trust fund;

C. The reasons why the NRC should have confidence that the Licensee will, in the future, make the monthly deposits to the NRC trust fund as required by License Condition 16 of Amendment No. 53 for License 37-00030-02 and License Condition 20 of Amendment No. 13 for License 37-00030-08;

D. Assurance from the Licensee, should it encounter any difficulty making required monthly deposits in the future, that it will promptly notify the NRC that there will be a delay in making a specific deposit, and provide the reasons for the delay;

E. The reasons why the NRC should have confidence that in the future, the Licensee will adhere to license conditions and applicable NRC requirements;

F. The reasons why, in light of the Licensee's past failure to make all required payments to the trust fund, License Nos. 37-00030-02 and 37-00030-08 should not be modified, suspended, or revoked.

Copies also shall be sent to the Assistant General Counsel for Materials Litigation and Enforcement at the same address, and to the Regional Administrator, NRC Region I, 475 Allendale Road, King of Prussia, Pennsylvania, 19406.

After reviewing your response, the NRC will determine whether further action is necessary to ensure compliance with regulatory requirements.

For the Nuclear Regulatory Commission.

Dated this 19th day of December 2003.
Frank J. Congel,
Director, Office of Enforcement.
 [FR Doc. 03-32253 Filed 12-31-03; 8:45 am]
 BILLING CODE 7590-01-P

OVERSEAS PRIVATE INVESTMENT CORPORATION

Sunshine Act Meeting

OPIC's Sunshine Act notice of its public hearing was published in the **Federal Register** (Volume 68, Number 237, Page 68958 and 68959) on December 10, 2003. No requests were received to provide testimony or submit written statements for the record; therefore, OPIC's public hearing in conjunction with OPIC's January 6, 2004 Board of Directors meeting scheduled for 2 p.m. on December 30, 2003 has been cancelled.

FOR FURTHER INFORMATION CONTACT: Information on the hearing cancellation may be obtained from Connie M. Downs at (202) 336-8438, via facsimile at (202) 218-0136, or via e-mail at cdown@opic.gov.

Dated: December 30, 2003.

Connie M. Downs,
OPIC Corporate Secretary.
 [FR Doc. 03-32315 Filed 12-30-03; 9:52 am]
 BILLING CODE 3210-01-M

OFFICE OF PERSONNEL MANAGEMENT

Comment Request for OMB Review of a New Information Collection: General Population Rental Equivalency Survey

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) intends to submit to the Office of Management and Budget a request for a review of a new information collection. OPM is seeking comments on its plan to conduct a General Population Rental Equivalency Survey (GPRES) on a one-time basis to collect information on actual and estimated rents and rental characteristics from homeowners and renters in Alaska, Hawaii, Guam, Puerto Rico, the U.S. Virgin Islands, and the Washington, DC, area. OPM will use this information to see whether (1) differences between homeowner rent estimates and rental rates for

comparable housing vary among the nonforeign cost-of-living allowance (COLA) areas and the Washington, DC, area; (2) rents vary among areas based on how long renters live in their rental units; and (3) rental data collected in GPRES differ on average from rental data that OPM collects in the COLA surveys. OPM regulations, adopted pursuant to the stipulation of settlement in *Caraballo v. United States*, No. 1997-0027 (D.V.I.), August 17, 2000, require the survey of rents and rental equivalence (homeowner estimates of the rental value of their homes).

OPM will collect information from approximately 5,000 to 8,000 respondents and estimates the total time per respondent at 8 minutes, for a total burden of 670 to 1070 hours. To determine the number of respondents, OPM used a common statistical sampling formula and the standard deviations from a previous Federal employee housing survey and from COLA rental surveys at different confidence levels. At the recommendation of Westat, a contractor advising OPM, OPM anticipates using computer assisted telephone interviews (CATI) for this survey. Westat estimates, based on its experience and the experience of other surveyors, that each CATI will take on average approximately 8 minutes.

Comments are particularly invited on whether (1) this collection of information is necessary for the proper performance of OPM functions, (2) it will have practical utility, (3) our estimate of the public burden of this collection of information is accurate and based on valid assumptions and methodology, and (4) there are ways in which we can minimize respondent burden of the collection of information through the use of appropriate technological collection techniques or other forms of information technology.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, fax (202) 418-3251, or e-mail mbtoomey@opm.gov. Please include a mailing address with your request.

DATES: Submit comments on or before March 2, 2004.

ADDRESSES: Send or deliver comments to Donald J. Winstead, Deputy Associate Director for Pay and Performance Policy, Office of Personnel Management, Room 7H31, 1900 E Street, NW., Washington, DC 20415-8200; fax (202) 606-4264, or e-mail: cola@opm.gov.

FOR FURTHER INFORMATION CONTACT: Donald L. Paquin, (202) 606-2838.

U.S. Office of Personnel Management.
Kay Coles James,
Director.
 [FR Doc. 03-32257 Filed 12-31-03; 8:45 am]
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OFFICE OF PERSONNEL MANAGEMENT

Submission for OMB Review; Comment Request for Reclearance of a Revised Information Collection: RI 38-128

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) has submitted to the Office of Management and Budget (OMB) a request for reclearance of a revised information collection. RI 38-128, It's Time to Sign Up for Direct Deposit, is now primarily used by OPM to give recent retirees the opportunity to waive Direct Deposit of their annuity payments. The form is sent only if the separating agency did not give the retiring employee this election opportunity. This form may also be used to enroll in Direct Deposit, which was its primary use before Public Law 104-134 was passed. This law requires OPM to make all annuity payments by Direct Deposit unless the payee has waived the service in writing.

Approximately 20,000 forms are completed annually. The form takes approximately 30 minutes to complete. The annual estimated burden is 10,000 hours.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, FAX (202) 418-3251 or via e-mail to mbtoomey@opm.gov. Please include a mailing address with your request.

DATES: Comments on this proposal should be received by February 1, 2004.

ADDRESSES: Send or deliver comments to—

Ronald W. Melton, Chief, Operations Support Group, Retirement Services, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3349, Washington, DC 20415-3540; and Joseph F. Lackey, OPM Desk Officer, Office of Information & Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW., Room 10235, Washington, DC 20503.

FOR INFORMATION REGARDING

ADMINISTRATIVE COORDINATION CONTACT: Cyrus S. Benson, Team Leader,