

limited. Attendees must present valid identification and will be subject to security screening to access the Department of Labor for the meeting.

**Agenda:** Agenda items will include a presentation by the Council on the discussions held during the ministerial LAC meeting, and an opportunity for questions from the public on matters related to the implementation of the Labor Chapter of the U.S.-Colombia TPA.

**Public Participation:** The LAC will receive oral comments and questions on the agenda listed above from the audience during the meeting. The Department of Labor is also open to written comments or questions, submitted to Ryan Carrington at the address listed above, by May 28, 2013. Such written submissions will be provided to Council members and will be included in the record of the meeting.

Signed at Washington, DC, the 14th day of May 2013.

**Carol Pier,**

*Acting Deputy Undersecretary, Bureau of International Labor Affairs.*

[FR Doc. 2013-12026 Filed 5-20-13; 8:45 am]

**BILLING CODE 4510-28-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Fees for Testing, Evaluation, and Approval of Mining Products

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** The Mine Safety and Health Administration (MSHA) is using new authority to collect fees for services performed under 30 CFR parts 6 through 36. Section 1503 of the Consolidated and Further Continuing Appropriations Act of 2013 (Pub. L. 113-6) contains new authority for 30 CFR part 5, *Fees for testing, evaluation, and approval of mining products*; it allows MSHA to collect fees up to \$2,499,000 for the testing, evaluation, and approval of certain mining equipment. MSHA is continuing to collect these fees for 2013 as calculated according to existing 30 CFR part 5.

**FOR FURTHER INFORMATION CONTACT:** George F. Triebisch, Director, Office of Standards, Regulations, and Variances, MSHA, at [triebsch.george@dol.gov](mailto:triebsch.george@dol.gov) (email); 202-693-9440 (voice); or 202-693-9441 (facsimile). (These are not toll-free numbers.)

Dated: May 16, 2013.

**Joseph A. Main,**

*Assistant Secretary of Labor for Mine Safety and Health.*

[FR Doc. 2013-12078 Filed 5-17-13; 11:15 am]

**BILLING CODE 4510-43-P**

## OFFICE OF MANAGEMENT AND BUDGET

### Draft 2013 Report to Congress on the Benefits and Costs of Federal Regulations and Unfunded Mandates on State, Local, and Tribal Entities

**AGENCY:** Executive Office of the President, Office of Management and Budget.

**ACTION:** Notice of availability and request for comments.

**SUMMARY:** The Office of Management and Budget (OMB) requests comments on its Draft 2013 Report to Congress on the Benefits and Costs of Federal Regulations, available at: [http://www.whitehouse.gov/omb/inforeg\\_regpol\\_reports\\_congress/](http://www.whitehouse.gov/omb/inforeg_regpol_reports_congress/). The Draft Report is divided into three chapters. Chapter I examines the benefits and costs of major Federal regulations issued in fiscal year 2012 and summarizes the benefits and costs of major regulations issued between October 2002 and September 2012. It also discusses regulatory impacts on State, local, and tribal governments, small business, wages, and economic growth. Chapter II offers recommendations for regulatory reform. Chapter III summarizes agency compliance with the Unfunded Mandates Reform Act.

OMB requests that comments be submitted electronically to OMB by July 31, 2013 through [www.regulations.gov](http://www.regulations.gov).

**DATES:** To ensure consideration of comments as OMB prepares this Draft Report for submission to Congress, comments must be in writing and received by July 31, 2013.

**ADDRESSES:** Submit comments by one of the following methods:

- [www.regulations.gov](http://www.regulations.gov): Direct comments to Docket ID OMB-2010-0008.
  - **Fax:** (202) 395-7285.
  - **Mail:** Office of Information and Regulatory Affairs, Office of Management and Budget, Attn: Mabel Echols, NEOB, Room 10202, 725 17th Street NW., Washington, DC 20503. To ensure that your comments are received, we recommend that comments on this draft report be electronically submitted.
- All comments and recommendations submitted in response to this notice will be made available to the public,

including by posting them on OMB's Web site. For this reason, please do not include in your comments information of a confidential nature, such as sensitive personal information or proprietary information. The [www.regulations.gov](http://www.regulations.gov) Web site is an "anonymous access" system, which means OMB will not know your identity or contact information unless you provide it in the body of your comment. For further information, contact: Mabel Echols, Office of Information and Regulatory Affairs, Office of Management and Budget, NEOB, Room 10202, 725 17th Street NW., Washington, DC 20503. Telephone: (202) 395-3741.

**SUPPLEMENTARY INFORMATION:** Congress directed the Office of Management and Budget (OMB) to prepare an annual Report to Congress on the Costs and Benefits of Federal Regulations. Specifically, Section 624 of the FY 2001 Treasury and General Government Appropriations Act, also known as the "Regulatory Right-to-Know Act," (the Act) requires OMB to submit a report on the costs and benefits of Federal regulations together with recommendations for reform. The Act states that the report should contain estimates of the costs and benefits of regulations in the aggregate, by agency and agency program, and by major rule, as well as an analysis of impacts of Federal regulation on State, local, and tribal governments, small businesses, wages, and economic growth. The Act also states that the report should be subject to notice and comment and peer review.

**Dominic J. Mancini,**

*Acting Administrator, Office of Information and Regulatory Affairs.*

[FR Doc. 2013-11984 Filed 5-20-13; 8:45 am]

**BILLING CODE 3110-01-P**

## NATIONAL SCIENCE FOUNDATION

### Proposal Review Panel Physics; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting.

**Name:** NSF Site Visit Review of the National Superconducting Cyclotron Laboratory, #1208.

**Date and Time:** June 18, 2013—8:00 a.m. to 6:00 p.m.; June 19, 2013—8:30 a.m. to 1:00 p.m.

**Place:** Michigan State University; East Lansing, MI.

**Type of Meeting:** Partial Closed.

*Contact Person:* Dr. Gail Dodge, Program Director for Nuclear Physics; National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 292-8958.

*Purpose of Meeting:* Annual Site Visit as per the terms of the Laboratory's Five-year Cooperative Agreement.

#### Agenda

June 18, 2013

8:00 a.m.–10:15 a.m. Closed—Executive Session, Laboratory, Operations, Upgrades and Commissioning Overview  
10:15 a.m.–11:15 a.m. Open—Accelerator Physics Research, and Research, Education and Mentoring Overview  
11:15 a.m.–11:45 a.m. Closed—Executive Session  
12:00 p.m.–12:45 p.m. Open—Meet with President and Provost  
12:45 p.m.–1:00 p.m. Closed—Executive Session  
1:00 p.m.–3:00 p.m. Open—ReA3, Astrophysics, GRETINA, MoNA Decay Studies, BECOLA, and LEBIT  
3:00 p.m.–3:40 p.m. Open—Meet with Students and Postdocs  
3:40 p.m.–5:00 p.m. Open—Tour  
5:00 p.m.–6:00 p.m. Closed—Executive Session

June 19, 2013

8:30 a.m.–1:00 p.m. Closed—Executive Session and Report Writing

*Reason for Closing:* The work being reviewed includes information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under (4) and (6) of 5 U.S.C. 552b(c), the Government in the Sunshine Act.

Dated: May 15, 2013.

**Susanne Bolton,**

*Committee Management Officer.*

[FR Doc. 2013-11996 Filed 5-20-13; 8:45 am]

**BILLING CODE 7555-01-P**

## NATIONAL TRANSPORTATION SAFETY BOARD

### Sunshine Act Meeting

**TIME AND DATE:** 9:30 a.m., Tuesday, June 4, 2013

**PLACE:** NTSB Conference Center, 429 L'Enfant Plaza SW., Washington, DC 20594.

**STATUS:** The one item is open to the public.

#### MATTERS TO BE CONSIDERED:

8492 *Safety Study—Characteristics of Single-Unit Truck Accidents Resulting in Injuries and Deaths*  
*News Media Contact: Telephone: (202) 314-6100.*

The press and public may enter the NTSB Conference Center one hour prior to the meeting for set up and seating.

Individuals requesting reasonable accommodations should contact Rochelle Hall at (202) 314-6305 or by email at [Rochelle.Hall@ntsb.gov](mailto:Rochelle.Hall@ntsb.gov) by Friday, May 31, 2013.

The public may view the meeting via a live or archived webcast by accessing a link under “News & Events” on the NTSB home page at [www.ntsbt.gov](http://www.ntsbt.gov).

Schedule updates including weather-related cancellations are also available at [www.ntsbt.gov](http://www.ntsbt.gov).

**FOR MORE INFORMATION CONTACT:** Candi Bing, (202) 314-6403 or by email at [bingc@ntsb.gov](mailto:bingc@ntsb.gov).

**FOR MEDIA INFORMATION CONTACT:** Keith Holloway, at (202) 314-6100 or by email at [hollowk@ntsb.gov](mailto:hollowk@ntsb.gov).

Dated: Friday, May 17, 2013.

**Candi R. Bing,**

*Federal Register Liaison Officer.*

[FR Doc. 2013-12194 Filed 5-17-13; 4:15 pm]

**BILLING CODE 7533-01-P**

## NUCLEAR REGULATORY COMMISSION

### Atomic Safety and Licensing Board

**[Docket No. 52-033-COL; ASLBP No. 09-880-05-COL-BD01]**

**Before Administrative Judges: Ronald M. Spritzer, Chairman, Dr. Anthony J. Baratta, Dr. Randall J. Charbeneau; In the Matter of Detroit Edison Company (Fermi Nuclear Power Plant, Unit 3); Notice of Hearing (Notice of Evidentiary Hearing and Opportunity To Provide Oral and Written Limited Appearance Statements)**

May 15, 2013.

Pursuant to 10 CFR 2.312, the Atomic Safety and Licensing Board hereby provides notice that it will convene an evidentiary session to receive testimony and exhibits in the contested portion of this proceeding. In addition, the Board gives notice that, in accordance with 10 CFR 2.315(a), it will entertain oral and written limited appearance statements from members of the public in connection with this proceeding.

#### A. Matters To Be Considered

This combined license (“COL”) contested proceeding involves the application of DTE Electric Company (formerly the Detroit Edison Company) (“Applicant”) under 10 CFR part 52, Subpart C, to construct and to operate a GE-Hitachi Economic Simplified Boiling Water Reactor (“ESBWR”), designated Unit 3, on its existing Fermi

nuclear facility site in Monroe County, Michigan.<sup>1</sup>

This evidentiary hearing will consider two contentions.

#### i. Contention 8

Contention 8, as restated by the Board, alleges that

the ER fails to adequately assess [Fermi Unit 3]’s impacts on the eastern fox snake and to consider alternatives that would reduce or eliminate those impacts.<sup>2</sup>

#### ii. Contention 15 (Including Subparts A & B)

Contention 15, as restated by the Board, alleges that

Detroit Edison (DTE) failed to comply with Appendix B to 10 C.F.R Part 50 to establish and implement its own quality assurance (QA) program when it entered into a contract with Black and Veatch (B&V) for the conduct of safety-related combined license (COL) application activities and to retain overall control of safety-related activities performed by B&V. This violation began in March 2007 and continued through at least February 2008. Further, DTE failed to complete internal audits of QA programmatic areas implemented for the Fermi 3 COL Application, and DTE also has failed to document trending of corrective actions to identify recurring conditions adverse to quality since the beginning of the Fermi Unit 3 project in March 2007.

#### Contention 15A:

These deficiencies adversely impact the quality of the safety related design information in the FSAR that is based on B&V’s tests, investigations, or other safety-related activities. Because the NRC may base its licensing decision on safety-related design information in the FSAR only if it has reasonable assurance of the quality of that information, it may not lawfully issue the COL until the deficiencies have been adequately corrected by the Applicant, or until the Applicant demonstrates that the deficiencies do not affect the quality of safety-related design information in the FSAR.

#### Contention 15B:

Although DTE claims that in February 2008 it adopted a QA program that conforms to Appendix B, DTE has failed to implement that program in the manner required to properly oversee the safety-related design activities of B&V. This demonstrates an ongoing lack of commitment on the part of DTE’s management to compliance with NRC QA regulations. The NRC cannot support a finding of reasonable assurance that the plant, as built, can and will be operated

<sup>1</sup> Letter from Jack M. Davis, DTE, to NRC, Detroit Edison Company Submittal of a Combined License Application for Fermi 3 (NRC Project No. 757) (Sept. 18, 2008) (ADAMS Accession No. ML082730763).

<sup>2</sup> See *Detroit Edison Co.* (Fermi Nuclear Power Plant, Unit 3), LBP-09-16, 70 NRC 227, 286 *aff’d*, CLI-09-22, 70 NRC 932 (2009).