

invited to comment on the proposed information collection pursuant to the Paperwork Reduction Act of 1995.

**DATES:** Written comments must be submitted to OMB at the address below on or before September 22, 2003 to be assured of consideration.

**ADDRESSES:** Comments should be sent to: Office of Information and Regulatory Affairs, Office of Management and Budget, Attn: Mr. Jonathan Womer, Desk Officer for NARA, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the proposed information collection and supporting statement should be directed to Tamee Fechhelm at telephone number 301-837-1694 or fax number 301-837-3213.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Paperwork Reduction Act of 1995 (Pub. L. 104-13), NARA invites the general public and other Federal agencies to comment on proposed information collections. NARA published a notice of proposed collection for this information collection on June 10, 2003 (68 FR 34653 and 34654). No comments were received. NARA has submitted the described information collection to OMB for approval.

In response to this notice, comments and suggestions should address one or more of the following points: (a) Whether the proposed information collection is necessary for the proper performance of the functions of NARA; (b) the accuracy of NARA's estimate of the burden of the proposed information collection; (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 the use of information technology. In this notice, NARA is soliciting comments concerning the following information collection:

*Title:* Financial Disclosure Form.

*OMB number:* 3095-NEW.

*Agency form number:* Standard Form NEW.

*Type of review:* Regular.

*Affected public:* Business or other for-profit, Federal government.

*Estimated number of respondents:* 25,897.

*Estimated time per response:* 2 hours.

*Frequency of response:* On occasion.

*Estimated total annual burden hours:* 51,794 hours.

*Abstract:* Executive Order 12958 as amended, "Classified National Security Information" authorizes the Information Security Oversight Office to develop

standard forms that promote the implementation of the Government's security classification program. These forms promote consistency and uniformity in the protection of classified information.

The Financial Disclosure Form will contain information that will be used to make personnel security determinations, including whether to grant a security clearance; to allow access to classified information, sensitive areas, and equipment; or to permit assignment to sensitive national security positions. The data may later be used as a part of a review process to evaluate continued eligibility for access to classified information or as evidence in legal proceedings.

The Financial Disclosure Form will help law enforcement obtain pertinent information in the preliminary stages of potential espionage and counter terrorism cases. The Policy Coordinating Committee on Records Access and Information Security forwarded the current form to the Information Security Oversight Office for issuance. The Office of Management and Budget is aware of the form.

Dated: August 14, 2003.

**L. Reynolds Cahoon,**

*Assistant Archivist for Human Resources and Information Services.*

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**BILLING CODE 7515-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 40-7580]

### Notice of Consideration of a License Amendment Request by Fansteel, Inc., for Approval of Transfer of its Muskogee, OK Facility License, and Opportunity to Request a Hearing

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of consideration of an amendment request to authorize transfer of a license, and opportunity to provide written comments or to request a hearing.

**FOR FURTHER INFORMATION CONTACT:** J.C. Shepherd, Decommissioning Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone: (301) 415-6712; Fax: (301) 415-5398; and/or by email: [jcs2@nrc.gov](mailto:jcs2@nrc.gov).

**SUPPLEMENTARY INFORMATION:**

## I. Introduction

The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of a license amendment to Fansteel, Inc.'s (Fansteel) materials license SMB-911 to authorize transfer of its license to MRI, Inc. License SMB-911 was issued to Fansteel under 10 CFR part 40 and authorizes Fansteel to possess up to 400 tons of natural uranium and thorium in any form. The material at the Muskogee site is in the form of uranium, thorium, radium, and decay-chain products in process equipment and buildings, soil, sludge, and groundwater.

On July 24, 2003, Fansteel submitted a request for authorization to transfer the current license with an amended Decommissioning Plan (currently under review and the subject of **Federal Register** notice 68 FR 47621, which provides an opportunity to provide comments and/or to request a hearing on that action) to MRI, Inc., a corporation to be formed under Delaware law as part of Fansteel's exit from bankruptcy. In conjunction with this request, Fansteel submitted with its request, a "Joint Reorganization Plan of Fansteel, Inc. and Subsidiaries" and a "Disclosure Statement with Respect to Joint Reorganization Plan of Fansteel, Inc. Et Al." to the United States Bankruptcy Court for the District of Delaware.

Pursuant to 10 CFR 40.46, no license issued or granted under the regulations in Part 40, shall be transferred, assigned, or in any manner disposed of, either voluntarily or involuntarily, directly or indirectly, through transfer of control of any license to any person unless the Commission, after securing full information that the transfer is in accordance with the provisions of the Atomic Energy Act of 1954, as amended (AEA), gives its consent in writing. Therefore, before the issuance of an amendment, the NRC will have made the findings required by the AEA, and NRC's regulations. These findings will be documented in a Safety Evaluation Report. An Environmental Assessment (EA) will not be performed because, pursuant to 10 CFR 51.22(c)(21), this action is categorically excluded from the requirement to perform an EA.

## II. Opportunity to Provide Written Comments

In accordance with 10 CFR 2.1305, the NRC is providing notice that, as an alternative to requests for hearings and petitions to intervene, persons may submit written comments regarding license transfer applications; however, such comments will not constitute part

of the decisional record. Comments should be submitted within 30 days after notice of receipt is published in the **Federal Register**, by mail, telegram, or facsimile, addressed to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Attention: Rulemaking and Adjudications Staff. Because of continuing disruptions in the delivery of mail to United States Government offices, it is requested that written comments also be transmitted to the Secretary of the Commission either by means of facsimile transmission to (301) 415-1101, or by e-mail to [secy@nrc.gov](mailto:secy@nrc.gov).

### III. Opportunity to Request a Hearing

NRC hereby also provides notice that this is a proceeding on an application for an amendment of a license falling within the scope of Subpart M, "Public Notification, Availability of Documents and Records, Hearing Requests and Procedures for Hearing on License Transfer Applications," of NRC's rules of practice for domestic licensing proceedings in 10 CFR part 2. Pursuant to § 2.1306(a), any person whose interest may be affected by this action may file a request for a hearing or petition for leave to intervene in accordance with § 2.1306(b). Pursuant to § 2.1306(c), to be timely, hearing requests and intervention petitions must be filed not later than 20 days after notice of receipt is published in the **Federal Register**.

In accordance with 10 CFR 2.1306(b)(4) and 2.1313(b), the request for a hearing or intervention petition must be filed with:

1. The applicant, Fansteel, Inc., Number One Tantalum Place, North Chicago, IL 60064 Attention: Mr. Gary Tessitore, and;

2. The Office of the Secretary either:

(a) By delivery to Secretary, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, between 7:45 a.m. and 4:15 p.m. Federal workdays; or

(b) By mail, telegram, or facsimile, addressed to the Secretary, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555-0001. Attention: Rulemaking and Adjudications Staff. Because of continuing disruptions in the delivery of mail to United States Government offices, it is requested that requests for hearing also be transmitted to the Secretary of the Commission either by means of facsimile transmission to (301) 415-1101, or by e-mail to [secy@nrc.gov](mailto:secy@nrc.gov), and;

In accordance with 10 CFR 2.1313(b), each hearing request or intervention petition must also be served, by delivering it personally or by mail, to:

1. The NRC staff, by delivery to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852-2738, between 7:45 am and 4:15 pm Federal workdays, or by mail, addressed to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Because of continuing disruptions in the delivery of mail to United States Government offices, it is requested that requests for hearing also be transmitted to the Office of the General Counsel either by means of facsimile transmission to (301) 415-3725, or by e-mail to [ogcmailcenter@nrc.gov](mailto:ogcmailcenter@nrc.gov).

In addition to meeting other applicable requirements of 10 CFR part 2 of NRC's regulations, hearing requests and intervention petitions must:

1. State the name, address, and telephone number of the requestor or petitioner;

2. Set forth the issues sought to be raised, and

(a) demonstrate that such issues are within the scope of the proceeding on the license transfer application,

(b) demonstrate that such issues are relevant to the findings the NRC must make to grant the application for license transfer,

(c) provide a concise statement of the alleged facts or expert opinions which support the petitioner's position on the issues and on which the petitioner intends to rely at hearing, together with references to the specific sources and documents on which the petitioner intends to rely to support its position on the issues, and

(d) provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact;

3. Specify both the facts pertaining to the petitioner's interest and how that interest may be affected with particular reference to the factors in 2.1308(a).

Untimely requests and petitions may be denied, as provided in 10 CFR 2.1308(b), unless good cause for failure to file on time is established. In addition, an untimely request or petition should address the factors that the Commission will also consider, in reviewing untimely requests or petitions, set forth in 10 CFR 2.1308(b)(1)-(2).

The Commission will issue a notice or order granting or denying a hearing request or intervention petition, designating the issues for any hearing that will be held and designating the Presiding Officer. A notice granting any such hearing will be published in the

**Federal Register** and served on the parties to the hearing.

### IV. Further Information

In accordance with 10 CFR 2.790 of the NRC's "Rules of Practice," details with respect to this action, including the application for amendment and supporting documentation, are available electronically for public inspection and copying from the Publicly Available Records (PARS) component of NRC's document system (ADAMS). ADAMS is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm.html>. These documents may also be examined, and/or copied for a fee, at the NRC Public Document Room (PDR), located at One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

Dated at Rockville, Maryland, this 15th day of August, 2003.

For the Nuclear Regulatory Commission.

**Daniel M. Gillen,**

*Chief, Decommissioning Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 03-21418 Filed 8-20-03; 8:45 am]

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## POSTAL RATE COMMISSION

### Sunshine Act Meetings

**NAME OF AGENCY:** Postal Rate Commission.

**TIME AND DATE:** Thursday, August 21, 2003 at 10:30 a.m.

**PLACE:** Commission conference room, 1333 H Street, NW., Suite 300, Washington, DC 20268-0001.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:** Further consideration of fiscal year 2004 budget.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, at 202-789-6820.

Dated: August 19, 2003.

**Garry J. Sikora,**

*Acting Secretary.*

[FR Doc. 03-21544 Filed 8-19-03; 11:37 am]

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## RAILROAD RETIREMENT BOARD

### Proposed Collection; Comment Request

**SUMMARY:** In accordance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 which provides opportunity for public comment on new or revised data collections, the Railroad Retirement