

premium surcharges, state over-order pricing programs, Class I prices in the areas of New England not regulated under Federal Market Order 11 and any other potential impacts on the wholesale market for milk. The Commission also seeks comment on the level of premium surcharges that have been present in the New England market over time, the movement of bulk milk from New England to other regions of the country and the means for tracking the movement of packaged milk into New England from other regions.

5. The Commission seeks comment of the impact, if any, of such a flat Class I price on retail costs and prices, the fluid milk costs and price disbursements of the Women, Infants and Children Special Supplemental Nutrition Program of the United States Child Nutrition Act of 1966, and/or the fluid milk procurement process of school lunch programs. The Commission also seeks comment on the means to assess these impacts.

6. The Commission seeks comment on the most appropriate means to account for its responsibility to reimburse the Commodity Credit Corporation (CCC) for CCC purchases attributable to an increase in milk production in the New England region above the national average rate of increase.

7. The Commission also seeks comment on the appropriate, necessary and feasible, action to take, as required by the Compact, to ensure that Compact over-order price regulation does not result in additional supplies of milk.

8. The Commission is considering a possible Compact over-order price regulation that will be based, at least in part, on an adjustment for inflation to the Class I, fluid milk price, over time. The Commission seeks comment on the advisability of such an approach, as well as possible methodologies for determining the impact that such an adjustment would have on the Class I, fluid milk price, over time.

9. The Commission also seeks comment on any other issue of concern relating to establishment of a Compact over-order price regulation.

DATES: Comments and any exhibits, accompanied by affidavit, must be received by March 31, 1997.

Additional, reply comments, accompanied by affidavit, must be received by April 9, 1997.

ADDRESSES: Comments and exhibits should be submitted to: Northeast Dairy Compact Commission, 43 State Street, PO Box 1058, Montpelier, VT 05601-1058, (802) 229-1941 (phone), (802) 229-2028 (fax).

Authority: This notice is issued under the following authority:

(a) Article V, Section 11 of the Northeast Interstate Dairy Compact, and all other applicable Articles and Sections, as approved by Section 147 of the Federal Agricultural Improvement and Reform Act (FAIR ACT), P.L. 104-127, and as thereby set forth in S.J. Res. 28(1)(b) of the 104th Congress; Finding of Compelling Public Interest by United States Department of Agriculture Secretary Dan Glickman, August 9, 1996.

(b) Bylaws of the Northeast Dairy Compact Commission, adopted November 21, 1996.

(c) Resolution adopted by Northeast Dairy Compact Commission, November 21, 1996.

(d) Resolution adopted by Northeast Dairy Compact Commission, March 7, 1997.

Daniel Smith,

Executive Director.

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NUCLEAR REGULATORY COMMISSION

Agency Information Collection Activities: Proposed Collection; Comment Request

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

ACTION: Notice of pending NRC action to submit an information collection request to OMB and solicitation of public comment.

SUMMARY: The NRC is preparing a submittal to OMB for review of continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35).

Information pertaining to the requirement to be submitted:

1. The title of the information collection: 10 CFR Part 40, "Domestic Licensing of Source Material," NRC Form 244, "Registration Certificate—Use of Depleted Uranium under General License," and NRC Form 484, "Detection Monitoring Data Report."

2. Current OMB approval number: 3150-0020 for 10 CFR Part 40 and NRC Form 484 and 3150-0031 for NRC Form 244.

3. How often the collection is required: Reports required under 10 CFR

Part 40 are collected and evaluated on a continuing basis as events occur.

There is a one-time submittal of information to receive a license. Renewal applications need to be submitted every 5 to 10 years. Information in previous applications may be referenced without being resubmitted. In addition, recordkeeping must be performed on an on-going basis. NRC Form 244 is submitted when

depleted uranium is received or transferred under general license. NRC Form 484 is submitted biannually to report groundwater data necessary to implement EPA groundwater standards.

4. Who is required or asked to report: 10 CFR Part 40: Applicants for and holders of NRC licenses authorizing the receipt, possession, use, or transfer of radioactive source and byproduct material. NRC Form 244: Persons receiving, possessing, using, or transferring depleted uranium under the general license established in 10 CFR 40.25(a). NRC Form 484: Uranium recovery facility licensees reporting groundwater monitoring data pursuant to 10 CFR 40.65.

5. The number of annual respondents: 10 CFR Part 40: 156 for NRC licensees and 172 for Agreement State licensees.

NRC Form 244: 20 for NRC licensees and 40 for Agreement State licensees. NRC Form 484: Included in 10 CFR Part 40, above.

6. The number of hours needed annually to complete the requirement or request: 10 CFR Part 40: 26,049 hours for reporting requirements and 9,019 hours for recordkeeping requirements, or a total of 35,068 hours for NRC licensees; 28,083 hours for reporting requirements and 9,398 hours for recordkeeping requirements, or a total of 37,481 hours for Agreement State licensees. NRC Form 244: 20 hours for NRC licensees and 40 hours for Agreement State licensees for reporting requirements. NRC Form 484: Included in 10 CFR Part 40, above.

7. Abstract: 10 CFR Part 40 establishes requirements for licenses for the receipt, possession, use, and transfer of radioactive source and byproduct material. NRC Form 244 is used to report receipt and transfer of depleted uranium under general license, as required by 10 CFR Part 40. NRC Form 484 is used to report certain groundwater monitoring data required by 10 CFR Part 40 for uranium recovery licensees. The application, reporting, and recordkeeping requirements are necessary to permit the NRC to make a determination on whether the possession, use, and transfer of source and byproduct material is in conformance with the Commission's regulations for protection of public health and safety.

Submit, by May 13, 1997, comments that address the following questions:

1. Is the proposed collection of information necessary for the NRC to properly perform its functions? Does the information have practical utility?

2. Is the burden estimate accurate?

3. Is there a way to enhance the quality, utility, and clarity of the information to be collected?

4. How can the burden of the information collection be minimized, including the use of automated collection techniques or other forms of information technology?

A copy of the draft supporting statement 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 about the information collection requirements may be directed to the NRC Clearance Officer, Brenda Jo. Shelton, U.S. Nuclear Regulatory Commission, T-6 F33, Washington, DC 20555-0001, by telephone at (301) 415-7233, or by Internet electronic mail at BJS1@NRC.GOV.

Dated at Rockville, Maryland, this 10th day of March 1997.

For the Nuclear Regulatory Commission.
Gerald F. Cranford,

Designated Senior Official for Information Resources Management.

[FR Doc. 97-6478 Filed 3-13-97; 8:45 am]

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[Docket No. 27-47]

Consideration of an Amendment to a License for Disposal of Low-Level Radioactive Waste Containing Special Nuclear Material by Chem-Nuclear Systems, Incorporated and Transfer of License to South Carolina, and an Opportunity for a Hearing

SUMMARY: The U.S. Nuclear Regulatory Commission is considering a request to amend License No. 12-13536-01. This license is issued to Chem-Nuclear Systems, Incorporated (CNSI) for the disposal of wastes containing special

nuclear material (SNM) in the low-level radioactive waste (LLW) disposal facility, located near Barnwell, South Carolina. NRC licenses this facility under 10 CFR Part 70. The amendment would reduce the SNM possession limit of the license, and NRC would subsequently transfer the license to the State of South Carolina. South Carolina already regulates disposal of source and byproduct material at the Barnwell facility.

FOR FURTHER INFORMATION CONTACT:

Timothy E. Harris, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Telephone: (301) 415-6613. Fax: (301) 415-5398.

BACKGROUND: The LLW disposal facility located near Barnwell, South Carolina, is licensed by NRC for possession, storage, and disposal of SNM. The State of South Carolina licenses disposal of source and byproduct material at the facility. In correspondence dated December 20, 1996, CNSI requested termination of its NRC SNM license. As justification for the request, CNSI noted a reduction in SNM-bearing waste volumes and the diminished cost effectiveness of the license. CNSI requested that the South Carolina Department of Environmental Control (SCDHEC) amend its South Carolina license to allow possession of up to 350 grams of SNM. Currently, the NRC license permits possession, storage, and disposal of greater than critical mass quantities of SNM, and acknowledges that the State-regulated source and byproduct disposal activities constitute the major site activities. Possession, storage, and disposal of less than critical mass quantities can be regulated by Agreement States, in accordance with 10 CFR Part 150 (Exemptions and Continued Regulatory Authority in Agreement States and in Offshore Waters Under Section 274). Specifically, § 150.11 defines less than critical mass limits of SNM which can be regulated by Agreement States.

To implement CNSI's request, NRC plans to amend the license to reduce the SNM possession limit to those specified in § 150.11 and subsequently transfer the license to South Carolina. This amendment will result in a change in process operations. The reduction in possession limit will not significantly change the types or amounts of effluents that may be released offsite, will not increase individual or cumulative occupational radiation exposure, will not be a significant construction impact, and will not significantly increase the

potential for or consequences from radiological accidents. Accordingly, the amendment is categorically exempt from an environmental assessment under 10 CFR 51.22(c)(11). Following issuance of this amendment, NRC will transfer the license to SCDHEC.

NRC provides notice that this is a proceeding on an application for a license amendment and transfer falling within the scope of Subpart L, "Informal Hearing Procedures for Adjudication in Materials Licensing Proceedings," of NRC's rules and practice for domestic licensing proceedings in 10 CFR part 2. Pursuant to § 2.1205(a), any person whose interest may be affected by this proceeding may file a request for a hearing in accordance with § 2.1205(c). A request for a hearing must be filed within thirty (30) days of the date of publication of this Federal Register notice.

In addition to meeting other applicable requirements of 10 CFR Part 2 of NRC's regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

1. The interest of the requester in the proceeding;

2. How that interest may be affected by the results of the proceeding, including the reasons why the requester should be permitted a hearing, with particular reference to the factors set out in § 2.1205(g);

3. The requester's areas of concern about the licensing activity that is the subject matter of the proceeding; and

4. The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(c).

In accordance with 10 CFR § 2.1205(e), each request for a hearing must also be served, by delivering it personally or by mail, to:

1. The applicant, Chem-Nuclear Systems, Inc., 140 Stoneridge Drive, Columbia, South Carolina 29210, Attention: Mr. William House, and;

2. NRC staff, by delivery to the Secretary, U.S. Nuclear Regulatory Commission, Washington, D.C., 20555-0001. Attention: Docketing and Service Branch; or hand-deliver comments to: 11555 Rockville Pike, Rockville, MD between 7:45 a.m. and 4:15 p.m., Federal workdays.

For further details with respect to this action, the application for amendment request is available for inspection at NRC's Public Document Room, 2120 L Street NW., Washington, DC 20555.

Dated at Rockville, Maryland, this 10th day of March 1997.