

as integrating offsite response methodologies with onsite EP programs, is also provided in the ISG. Once the EP final rule is published and NRC staff completes the ISG, the staff will issue it for use. The NRC staff will incorporate the updated guidance information in NSIR/DPR-ISC-01 into future revisions of NUREG-0654/FEMA-REP-1, "Criteria for the Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants," and other EP guidance documents.

Some NRC EP regulatory requirements are being revised that warrant guidance outside the scope of the proposed ISG. The NRC staff plans to provide additional guidance for addressing proposed changes to Section 50.54(q) concerning emergency plan changes in the form of a new Regulatory Guide (RG), proposed changes to Appendix E to 10 CFR Part 50 regarding emergency action levels for hostile action events in a revision to RG 1.101, "Emergency Planning for Nuclear Power Plants," and proposed changes to Section 50.47(b)(10) and Appendix E to 10 CFR Part 50 regarding updates to evacuation time estimates in the form of a new NUREG/CR document. The Federal Emergency Management Agency (FEMA) is addressing offsite EP guidance changes in support of the proposed EP rule and other offsite EP program issues in a new supplement to NUREG-0654/FEMA-REP-1, as well as other FEMA documents. These documents will be issued separately for public comment prior to publishing the EP final rule.

**DATES:** Comments must be filed no later than 75 days from the date of publication of this notice in the **Federal Register**. Comments received after this date will be considered, if it is practical to do so, but the NRC staff is able to ensure consideration only for comments received on or before this date.

**ADDRESSES:** NSIR/DPR-ISC-01, "Emergency Planning for Nuclear Power Plants," is available for inspection and copying for a fee at the NRC Public Document Room, Public File Area O1-F21, 11555 Rockville Pike, Rockville, Maryland. Publicly available documents created or received at the NRC after November 1, 1999, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm.html>. From this site, the public can gain entry into the NRC's Agencywide Documents Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS Accession number for this ISG is:

ML083540070. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov).

Comments will be made available to the public in their entirety; personal information, such as your name, address, telephone number, e-mail address, etc., will not be removed from your submission. You may submit comments by any one of the following methods: *Federal e-Rulemaking Portal:* Go to <http://www.regulations.gov>; search on Docket ID: NRC-2008-0122. Direct questions about NRC dockets to Carol Gallagher by telephone at 301-492-3668 or e-mail at [carol.gallagher@nrc.gov](mailto:carol.gallagher@nrc.gov). Mail comments to: Michael T. Lesar, Chief, Rulemaking and Directives Branch, Office of Administration, Mail Stop: TWB-05-B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001. Cite the publication date and page number of this **Federal Register** notice. **FOR FURTHER INFORMATION CONTACT:** Mr. Donald R. Tailleart, Division of Preparedness and Response, Office of Nuclear Security and Incident Response, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone 301-415-2966 or e-mail at [don.tailleart@nrc.gov](mailto:don.tailleart@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC posts its issued staff guidance on the NRC external web page at <http://www.nrc.gov/reading-rm/doc-collections/isg/>.

The NRC staff is issuing this notice to solicit public comments on the proposed NSIR/DPR-ISC-01. After the NRC staff considers any public comments, it will make a determination regarding the proposed NSIR/DPR-ISC-01.

Dated at Rockville, Maryland, this 5th day of May 2009.

For the Nuclear Regulatory Commission.

**Melvyn N. Leach,**

*Director, Division of Preparedness and Response, Office of Nuclear Security and Incident Response.*

[FR Doc. E9-11036 Filed 5-15-09; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards

In accordance with the purposes of Sections 29 and 182b of the Atomic Energy Act (42 U.S.C. 2039, 2232b), the Advisory Committee on Reactor

Safeguards (ACRS) will hold a meeting on June 3-5, 2009, 11545 Rockville Pike, Rockville, Maryland. The date of this meeting was previously published in the **Federal Register** on Monday, October 6, 2008, (73 FR 58268-58269).

### Wednesday, June 3, 2009, Conference Room T-2B3, Two White Flint North, Rockville, Maryland

**8:30 a.m.-8:35 a.m.: Opening Remarks by the ACRS Chairman (Open)**—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

**8:35 a.m.-9:45 a.m.: License Renewal Application and the Revised Final Safety Evaluation Report for the National Institute of Standards and Technology (NIST) Reactor (Open)**—The Committee will hear presentations by and hold discussions with representatives of the NRC staff and NIST regarding the License Renewal Application for the NIST Reactor, the associated NRC staff's revised final SER, and related matters.

**10 a.m.-12 p.m.: Draft Final Regulatory Guides 1.21 and 4.1 (Open)**—The Committee will hear presentations by and hold discussions with representatives of the NRC staff regarding Draft Final Regulatory Guide 1.21 (DG-1186), "Measuring, Evaluating, and Reporting Radioactive Materials in Liquid and Gaseous Effluents and Solid Wastes," and Draft Final Regulatory Guide 4.1 (DG-4013), "Radiological Environmental Monitoring for Nuclear Power Plants," and related matters.

**1 p.m.-3 p.m.: Pellet-Clad Interaction Failures under Extended Power Uprate Conditions (Open/Closed)**—The Committee will hear presentations by and hold discussions with representatives of the NRC staff and nuclear industry regarding pellet-clad interaction failures under extended power uprate conditions, and related matters. [**Note:** A portion of this Session may be closed pursuant to 5 U.S.C. 552b(c)(4), to discuss project information that is proprietary to Global Nuclear Fuel (GNF) and/or Westinghouse, or their contractors.]

**3:15 p.m.-4:45 p.m. Diversity and Defense-in-Depth Topical Report Associated with the US-APWR Design (Open)**—The Committee will hear presentations by and hold discussions with representatives of the NRC staff and Mitsubishi Heavy Industries, Ltd., regarding the Diversity and Defense-in-Depth Topical Report and the associated NRC staff's Safety Evaluation Report associated with the US-Advanced Pressurized Water Reactor (US-APWR) Design, and related matters.

*5 p.m.–5:15 p.m.: Subcommittee Report (Open)*—The Committee will hear a report by and hold discussions with the Chairmen of the Reliability and PRA Subcommittee regarding (i) proposed Rev. 1 to Regulatory Guide 1.205, “Risk-Informed, Performance-Based Fire Protection for Existing Light-Water Nuclear Power Plants,” and proposed Standard Review Plan Section 9.5.1.2, “Risk-Informed, Performance-Based Fire Protection,” (ii) development of guidelines for performing human reliability analysis in fire probabilistic risk assessments, and (iii) risk metrics for new light-water reactor risk-informed applications, that were discussed during the meeting on June 1–2, 2009.

*5:15 p.m.–7 p.m.: Preparation of ACRS Reports (Open)*—The Committee will discuss proposed ACRS reports on matters discussed during this meeting.

**Thursday, June 4, 2009, Conference Room T-2B3, Two White Flint North, Rockville, Maryland**

*8:30 a.m.–8:35 a.m.: Opening Remarks by the ACRS Chairman (Open)*—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

*8:35 a.m.–9:30 a.m.: Quality Assessment of Selected Research Projects (Open)*—The Committee will hear reports by and hold discussions with the members of the ACRS Panels regarding the quality assessment of the NRC research projects on: NUREG/CR-6964, “Crack Growth Rates and Metallographic Examinations of Alloy 600 and Alloy 82/182 from Field and Laboratory Materials Testing in PWR Environments,” and Draft NUREG/CR-XXXX, “Diversity Strategies for Nuclear Power Plant Instrumentation and Control Systems.”

*9:45 a.m.–10:45 a.m.: Future ACRS Activities/Report of the Planning and Procedures Subcommittee (Open/Closed)*—The Committee will discuss the recommendations of the Planning and Procedures Subcommittee regarding items proposed for consideration by the full Committee during future ACRS meetings and other matters related to the conduct of ACRS business. [Note: A portion of this Session may be closed pursuant to 5 U.S.C. 552b(c)(2) and (6) to discuss organizational and personnel matters that relate solely to internal personnel rules and practices of ACRS, and information the release of which would constitute a clearly unwarranted invasion of personal privacy.]

*10:45 a.m.–11 a.m.: Reconciliation of ACRS Comments and Recommendations (Open)*—The Committee will discuss the responses

from the NRC Executive Director for Operations to comments and recommendations included in recent ACRS reports and letters.

*11:15 a.m.–12:15 p.m.: Discussion of Topics for Meeting with the Commission (Open)*—The Committee will discuss the following topics scheduled for the meeting with the Commission on June 4, 2009: Crediting Containment Accident Pressure in the NPSH Calculations, Pressurized Thermal Shock Rule, Digital Instrumentation and Control Matters, Options to Revise NRC Regulations Based on the International Commission on Radiation Protection (ICRP) Recommendations, and Progress on Recommendations of the Independent External Review Panel on the Materials Licensing Program.

*1:30 p.m.–3:30 p.m.: Meeting with the Commission (Open)*—The Committee will meet with the Commission at the Commissioners’ Conference Room, One White Flint North, to discuss the topics noted above.

*4 p.m.–7 p.m.: Preparation of ACRS Reports (Open)*—The Committee will discuss proposed ACRS reports.

**Friday, June 5, 2009, Conference Room T-2B3, Two White Flint North, Rockville, Maryland**

*8:30 a.m.–12:30 p.m.: Preparation of ACRS Reports (Open)*—The Committee will continue its discussion of proposed ACRS reports.

*12:30 p.m.–1 p.m.: Miscellaneous (Open)*—The Committee will discuss matters related to the conduct of Committee activities and specific issues that were not completed during previous meetings, as time and availability of information permit.

Procedures for the conduct of and participation in ACRS meetings were published in the **Federal Register** on October 6, 2008, (73 FR 58268–58269). In accordance with those procedures, oral or written views may be presented by members of the public, including representatives of the nuclear industry. Electronic recordings will be permitted only during the open portions of the meeting. Persons desiring to make oral statements should notify the Cognizant ACRS staff named below five days before the meeting, if possible, so that appropriate arrangements can be made to allow necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during the meeting may be limited to selected portions of the meeting as determined by the Chairman. Information regarding the time to be set aside for this purpose may be obtained by contacting the Cognizant ACRS staff prior to the meeting. In view of the

possibility that the schedule for ACRS meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with the Cognizant ACRS staff if such rescheduling would result in major inconvenience.

In accordance with Subsection 10(d) Public Law 92–463, I have determined that it may be necessary to close a portion of this meeting noted above to discuss organizational and personnel matters that relate solely to internal personnel rules and practices of ACRS, and information the release of which constitute a clearly unwarranted invasion of personal privacy pursuant to 5 U.S.C. 552b(c)(2) and (6). In addition it may be necessary to close portion of the meeting to protect information designated as proprietary by Global Nuclear Fuel and/or Westinghouse or their contractors pursuant to 5 U.S.C. 552b(c)(4).

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, as well as the Chairman’s ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by contacting Girija Shukla, Cognizant ACRS staff (301–415–6855), between 7:15 a.m. and 5 p.m. (ET). ACRS meeting agenda, meeting transcripts, and letter reports are available through the NRC Public Document Room at [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov), or by calling the PDR at 1–800–397–4209, or from the Publicly Available Records System (PARS) component of NRC’s document system (ADAMS) which is accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html> or <http://www.nrc.gov/reading-rm/doc-collections/ACRS/>.

Video teleconferencing service is available for observing open sessions of ACRS meetings. Those wishing to use this service for observing ACRS meetings should contact Mr. Theron Brown, ACRS Audio Visual Technician (301–415–8066), between 7:30 a.m.–3:45 p.m., (ET), at least 10 days before the meeting to ensure the availability of this service. Individuals or organizations requesting this service will be responsible for telephone line charges and for providing the equipment and facilities that they use to establish the video teleconferencing link. The availability of video teleconferencing services is not guaranteed.

Dated: May 12, 2009.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. E9-11531 Filed 5-15-09; 8:45 am]

**BILLING CODE 7590-01-P**

## OFFICE OF PERSONNEL MANAGEMENT

**[OMB Control No. 3206-0167; Forms RI 34-1, RI 34-3, RI 34-17, and RI 34-19]**

### Submission for OMB Review; Request for Clearance of a Revised Information Collection

**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) has submitted to the Office of Management and Budget (OMB) a request for clearance of a revised information collection. This information collection, "Financial Resources Questionnaire" (OMB Control No. 3206-0167; Forms RI 34-1 and RI 34-17), collects detailed financial information for use by OPM to determine whether to agree to a waiver, compromise, or adjustment of the collection of erroneous payments from the Civil Service Retirement and Disability Fund. "Notice of Amount Due Because Of Annuity Overpayment" (OMB Control No. 3206-0167; forms RI 34-3 and RI 34-19), informs the annuitant about the overpayment and collects information from the annuitant about how repayment will be made.

Approximately 450 RI 34-1 and 70 RI 34-17 forms are completed annually. Approximately 1,351 RI 34-3 and 210 RI 34-19 forms are completed annually. Each form takes approximately 60 minutes to complete. The annual estimated burden is 450 hours (RI 34-1), 70 hours (RI 34-17), 1,351 hours (RI 34-3) and 210 hours (RI 34-19) respectively. The total annual estimated burden is 2,081 hours.

For copies of this proposal, contact Cyrus S. Benson by telephone at (202) 606-0623, by FAX (202) 606-0910, or by e-mail at [Cyrus.Benson@opm.gov](mailto:Cyrus.Benson@opm.gov). Please include a mailing address with your request.

**DATES:** Comments on this proposal should be received within 30 calendar days from the date of this publication.

**ADDRESSES:** Send or deliver comments to:

James K. Freiert, Deputy Assistant Director, Retirement Services

Program, Center for Retirement and Insurance Services, U.S. Office of Personnel Management, 1900 E Street, NW., Room 3305, Washington, DC 20415-3500; and

Alexander Hunt, OPM Desk Officer, Office of Information & Regulatory Affairs, Office of Management and Budget, New Executive Office Building, 725 17th Street, NW., Room 10235, Washington, DC 20503.

For information regarding administrative coordination contact: Cyrus S. Benson, Team Leader, Publications Team, RIS Support Services/Support Group, U.S. Office of Personnel Management, 1900 E Street, NW., Room 4H28, Washington, DC 20415, (202) 606-0623.

U.S. Office of Personnel Management.

**John Berry,**

*Director.*

[FR Doc. E9-11506 Filed 5-15-09; 8:45 am]

**BILLING CODE 6325-38-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Proposed Collection; Comment Request for Review of a Revised Information Collection: (OMB Control No. 3206-0034; RI 30-2)

**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 (OMB) a request for review of a revised information collection. This information collection, "Annuitant's Report of Earned Income" (OMB Control No. 3206-0034; RI 30-2), is used annually to determine if disability retirees under age 60 have earned income which will result in the termination of their annuity benefits.

Comments are particularly invited on: Whether this collection of information is necessary for the proper performance of functions of the Office of Personnel Management, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

We estimate 21,000 RI 30-2 forms are completed annually. The RI 30-2 takes approximately 35 minutes to complete for an estimated annual burden of 12,250 hours. For copies of this proposal, contact Cyrus S. Benson on (202) 606-4808, FAX (202) 606-0910 or via E-mail to [Cyrus.Benson@opm.gov](mailto:Cyrus.Benson@opm.gov). Please include a mailing address with your request.

**DATES:** Comments on this proposal should be received within 60 calendar days from the date of this publication.

**ADDRESSES:** Send or deliver comments to—James K. Freiert, Deputy Assistant Director, Retirement Services Program, Center for Retirement and Insurance Services, U.S. Office of Personnel Management, 1900 E Street, NW., Room 3305, Washington, DC 20415-3500.

For information regarding administrative coordination contact: Cyrus S. Benson, Team Leader, Publications Team, RIS Support Services/Support Group, U.S. Office of Personnel Management, 1900 E Street, NW., Room 4H28, Washington, DC 20503, (202) 606-0623.

U.S. Office of Personnel Management.

**John Berry,**

*Director.*

[FR Doc. E9-11525 Filed 5-15-09; 8:45 am]

**BILLING CODE 6325-38-P**

## SECURITIES AND EXCHANGE COMMISSION

**[Release No. 34-59904; File No. SR-ISE-2009-22]**

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by International Securities Exchange Relating to Far Away Market Maker Fees

May 12, 2009.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on April 29, 2009, the International Securities Exchange, LLC (the "Exchange" or the "ISE") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which items have been prepared by the self-regulatory organization. The ISE has filed the proposed rule change as one establishing or changing a due, fee, or other charge imposed by the ISE under Section 19(b)(3)(A)(ii) of the Act<sup>3</sup> and

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A)(ii).