

subject to the modifications or clarifications described above.

*For Further Information Contact:* Ms. Jan D. Broady of the Department, telephone (202) 219-8881. (This is not a toll-free number.)

**Breland Investments, Inc. Profit Sharing Plan and Trust (the Plan) Located in Phoenix, Arizona**

[Prohibited Transaction Exemption 98-33; Exemption Application No: D-10529]

**Exemption**

The sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code, shall not apply to (1) the proposed loan (the Loan) by the individually directed account (the Account) in the Plan<sup>3</sup> of Dr. Albert E. Breland (Dr. Breland), to Mesa Scholastic Enterprises, a disqualified person with respect to the Plan, and (2) the personal guarantee of the Loan by Dr. Breland, a disqualified person with respect to the Plan, provided the following conditions are satisfied:

(a) the terms of the Loan are at least as favorable to the Account as those obtainable in an arm's length transaction with an unrelated party;

(b) the amount of the Loan does not exceed 25% of the assets in the Account;

(c) the Loan is secured by a first deed of trust on the commercial real property, which has been appraised by a qualified independent appraiser to have a fair market value not less than 150% of the outstanding balance of the Loan throughout its duration;

The Department received no comments or requests for a hearing in response to the Notice of Proposed Exemption (the Notice) published on Friday, May 29, 1998 at 63 FR 29458. However, in the paragraph entitled "Notice to Interested Persons" contained in the Notice, the word "Overland" should be deleted and the word "Breland" should be inserted in lieu thereof.

For a more complete statement of the summary of facts and representations supporting the Department's decision to grant this exemption, refer to the Notice.

*For Further Information Contact:* Mr. James Scott Frazier, telephone (202) 219-8881. (This is not a toll-free number).

<sup>3</sup> Because Dr. Breland is the only participant in the Plan, there is no jurisdiction under 29 CFR 2510.3-3(b). However, there is jurisdiction under Title II of the Act pursuant to section 4975 of the Code.

**Karen J. Hartley Profit Sharing Plan (P/S Plan) and Karen J. Hartley Money Purchase Pension Plan and Trust Agreement (M/P Plan, collectively; the Plans) Located in Eugene, Oregon**

[Prohibited Transaction Exemption 98-34; Exemption Application Nos. D-10588 and D-10589]

**Exemption**

The sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code, shall not apply to the loan (the Loan) by the Plans to Karen J. Hartley, the trustee and sole participant of the Plans and, a disqualified person with respect to the Plans;<sup>4</sup> provided that the following conditions will be met:

1. The Loan will be structured such that each Plan will lend up to 25% of its assets. However, the aggregate amount of the Loan will not exceed \$40,000 at any time;

2. The outstanding balance of the Loan will at no time exceed 25% of the Plans' aggregate assets;

3. The Plans will bear no expenses with respect to the proposed transaction;

4. The terms and conditions of the Loan will be at least as favorable to the Plans as those obtainable in arm's-length transaction with an unrelated party; and

5. The Loan will be adequately secured by collateral, which at all times will be equal to 100% of the outstanding principal amount of the Loan plus 6 months interest at the Loan's interest rate of 8.2%. In the event the collateral amount falls below this required amount, this exemption will no longer be available.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on May 18, 1998 at 63 FR 27332.

*For Further Information Contact:* Ekaterina A. Uzlyan of the Department at (202) 219-8883. (This is not a toll-free number.)

**General Information**

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or

<sup>4</sup> Pursuant to CFR 2510.3-3(b) and (c), the Department has no jurisdiction with respect to the Plans under Title I of the Act. However, there is jurisdiction under Title II of the Act pursuant to section 4975 of the Code.

disqualified person from certain other provisions to which the exemptions do not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, DC, this 1st day of July 1998.

**Ivan Strasfeld,**

*Director of Exemption Determinations, Pension and Welfare Benefits Administration, Department of Labor.*

[FR Doc. 98-18010 Filed 7-7-98; 8:45 am]

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**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

[98-092]

**Notice of Agency Reports Under OMB Review**

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of agency report forms under OMB review.

**SUMMARY:** The National Aeronautics and Space Administration, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995 (Public Law 104-13, 44 U.S.C. 3506(c)(2)(A)).

**DATES:** All comments should be submitted on or before September 8, 1998.

**ADDRESSES:** All comments should be addressed to Ms. Darlene Ahalt, Goddard Space Flight Center, Greenbelt, MD.

**FOR FURTHER INFORMATION CONTACT:** Ms. Carmela Simonson, NASA Reports Officer, (202) 358-1223.

*Title:* Application for Volunteer Program.

*OMB Number:* 2700-0057.

*Type of Review:* Extension.

*Need and Uses:* The application is used to be considered as a Goddard Space Flight center Visitor Center Volunteer.

*Affected Public:* Individuals or households, Business or other for-profit, Not-for-profit institutions, Farms, Federal Government, State, local or Tribal Government.

*Number of Respondents:* 50.

*Responses Per Respondent:* 1.

*Annual Responses:* 50.

*Hours Per Request:* 1.

*Annual Burden Hours:* 50.

*Frequency of Report:* On occasion.

**Donald J. Andreotta,**

*Deputy Chief Information Officer (Operations), Office of the Administrator.*

[FR Doc. 98-18127 Filed 7-7-98; 8:45 am]

BILLING CODE 7510-01-U

## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[98-091]

### Notice of Agency Reports Under OMB Review

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of agency report forms under OMB review.

**SUMMARY:** The National Aeronautics and Space Administration, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995 (Public Law 104-13, 44 U.S.C. 3506(c)(2)(A)). This is a voluntary satisfaction survey of partners that are familiar with the Agency's operations.

**DATES:** All comments should be submitted on or before September 8, 1998.

**ADDRESSES:** All comments should be addressed to Ms. Carrie Sorrels, Code S, National Aeronautics and Space Administration, Washington, DC 20546-0001.

**FOR FURTHER INFORMATION CONTACT:** Ms. Carmela Simonson, NASA Reports Officer, (202) 358-1223.

*Title:* Grants Proposal Writers and Peer Reviewers Customer Satisfaction Surveys.

*OMB Number:* 2700-0084.

*Type of review:* Reinstatement.

*Need and Uses:* The survey information will be used by NASA to improve the efficiency, quality, and timeliness of its grant process, as well as to strengthen its partnership with external customers.

*Affected Public:* Not-for-profit institutions, Federal Government.

*Number of Respondents:* 930.

*Responses Per Respondent:* 1.

*Annual Responses:* 744.

*Hours Per Request:* 15 min.

*Annual Burden Hours:* 62.

*Frequency of Report:* On occasion.

**Donald J. Andreotta,**

*Deputy Chief Information Officer (Operations), Office of the Administrator.*

[FR Doc. 98-18128 Filed 7-7-98; 8:45 am]

BILLING CODE 7510-01-U

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts

#### Combined Arts Panel

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92-463), as amended, notice is hereby given that a meeting of the Combined Arts Panel, Literature Section (Creation & Presentation and Planning & Stabilization categories) to the National Council on the Arts will be held on August 4-6, 1998. The panel will meet from 9:00 a.m. to 7:00 p.m. on August 4 and August 5, and from 9:00 a.m. to 5:00 p.m. on August 6, in Room M-07 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW, Washington, DC, 20506. A portion of this meeting, from 9:00 a.m. to 11:00 a.m. on August 6, will be open to the public for a policy discussion on field issues and needs, Leadership Initiatives, Millennium projects, and guidelines.

The remaining portions of this meeting, from 9:00 a.m. to 7:00 p.m. on August 4 and August 5, and from 11:00 a.m. to 5:00 p.m. on August 6, are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman of May 14, 1998, these sessions will be closed to the public pursuant to subsection (c)

(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels which are open to the public, and, if time allows, may be permitted to participate in the panel's discussions at the discretion of the panel chairman and with the approval of the full-time Federal employee in attendance.

If you need special accommodations due to a disability, please contact the Office of AccessAbility, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW, Washington, DC 20506, 202/682-5532, TDY-TDD 202/682-5496, at least seven (7) days prior to the meeting.

Further information will reference to this meeting can be obtained from Ms. Kathy Plowitz-Worden, Office of Guidelines & Panel Operations, National Endowment for the Arts, Washington, DC, 20506, or call 202/682-5691.

Dated: July 1, 1998.

**Kathy Plowitz-Worden,**

*Panel Coordinator, Panel Operations, National Endowment for the Arts.*

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## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts

#### Combined Arts Panel

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Combined Arts Panel, Multidisciplinary Section (Planning & Stabilization category) to the National Council on the Arts will be held on August 4-5, 1998. The panel will meet from 9:00 a.m. to 5:30 p.m. on August 4 and from 9:00 a.m. to 4:30 p.m. on August 5, in Room 716 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW, Washington, DC, 20506. A portion of this meeting, from 11:00 a.m. to 12:30 p.m. on August 5, will be open to the public for a policy discussion on field issues and needs, Leadership Initiatives, Millennium projects, and guidelines.

The remaining portions of this meeting, from 9:00 a.m. to 5:30 p.m. on August 4 and from 12:30 p.m. to 4:30 p.m. on August 5, are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended,