

- evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility;

- evaluate the accuracy of the Agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

- enhance the quality, utility, and clarity of the information to be collected; and

- minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

**DATES:** Written comments must be submitted on or before February 19, 1999.

**ADDRESSES:** Comments are to be submitted to the Docket Office, Docket No. ICR-98-37, Occupational Safety and Health Administration, U.S. Department of Labor, Room N-2625, 200 Constitution Avenue, NW, Washington, DC 20210. Telephone: (202) 693-2350. Written comments limited to 10 pages or less in length may also be transmitted by facsimile to (202) 693-1644.

**FOR FURTHER INFORMATION CONTACT:** Theda Kenney, Directorate of Safety Standards Programs, Occupational Safety and Health Administration, U.S. Department of Labor, Room N-3605, 200 Constitution Avenue, NW, Washington, DC 20210, telephone: (202) 693-2222. A copy of the referenced information collection request is available for inspection and copying in the Docket Office and will be mailed to persons who request copies by telephoning Theda Kenney at (202) 693-2222 or Barbara Bielaski at (202) 693-2400. For electronic copies of the information Collection Request on the Longshoring and Marine Terminals Standard, contact OSHA's WebPage on the Internet at <http://www.osha.gov> and click on "Regulations and Compliance."

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

The Occupational Safety and Health Act of 1970 (the Act) authorizes the promulgation of such health and safety standards as are necessary or appropriate to provide safe or healthful employment and places of employment. The statute specifically authorizes

information collection by employers as necessary or appropriate for the enforcement of the Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents.

The Longshoring and Marine Terminals regulations contain requirements related to the testing, certification and marking of specific types of cargo lifting appliances and associated cargo handling gear and other cargo handling equipment such as conveyors and industrial trucks. The collections of information required from employers by OSHA are necessary to reduce employee injuries and fatalities associated with cargo lifting gear, transfer of vehicular cargo, manual cargo handling, and exposure to hazardous atmospheres.

The Agency published the Final Rule on Longshoring and Marine Terminals in the **Federal Register** on July 25, 1997 (62 FR 40142, Docket No. S-025). In conjunction with the final rule, and as required by 5 CFR 1320.8(d), OSHA solicited public comment (Docket No. ICR-97-3) on the paperwork burden estimates contained in the information collection requirements in the final rule. OSHA received no comments on these burden estimates.

However, upon a more comprehensive review and analysis of the Longshoring and Marine Terminals Standard, the Agency identified a number of additional requirements which met the definition of a collection of information and which imposes a burden on employers to generate, maintain and/or disclose information. In order to provide an opportunity for the public to participate with OSHA in identifying methods to reduce the burden on employers, OSHA is conducting a second preclearance process and is seeking comments from the public on all the information collection requirements contained in parts 1917 and 1918 (Marine Terminals and Longshoring).

**Type of Review:** Reinstatement, with change, of a previously approved collection for which approval has expired.

**Agency:** U.S. Department of Labor, Occupational Safety and Health Administration.

**Title:** Longshoring and Marine Terminals (29 CFR parts 1917 and 1918).

**OMB Number:** 1218-0196.

**Agency Number:** Docket Number ICR-98-37.

**Affected Public:** Business or other for-profit; Not-for-profit institutions; Federal Government; State, local or tribal Government.

**Number of Respondents:** 746.

**Frequency:** Varies (Initially, On Occasion, Monthly, Weekly, Annually).

**Average Time per Response:** Varies from 2 minutes (.03 hr.) to 8 hours.

**Estimated Total Burden Hours:**

23,161.

**Total Annualized Capital/Startup Costs:** \$0.

Comments submitted in response to this notice will be summarized and included in the request for Office of Management and Budget (OMB) approval of the information collection request. The comments will become a matter of public record.

Signed at Washington, DC, this 15th day of December 1998.

**Charles N. Jeffress,**

*Assistant Secretary of Labor.*

[FR Doc. 98-33745 Filed 12-18-98; 8:45 am]

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## **NUCLEAR REGULATORY COMMISSION**

[Docket No. 50-318]

### **Baltimore Gas and Electric Company; Notice of Withdrawal of Application for Amendment to Facility Operating License**

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Baltimore Gas and Electric Company (the licensee) to withdraw its March 6, 1997, application for proposed amendment to Facility Operating License No. DPR-69 for the Calvert Cliffs Nuclear Power Plant, Unit No. 2, located in Lusby, Maryland.

The proposed amendment would have revised the operating license to allow the modification of the Service Water Head Tanks.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on March 19, 1997 (62 FR 13171). However, by letter dated November 30, 1998, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated March 6, 1997, and the licensee's letter dated November 30, 1998, which withdrew the application for license amendment. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Calvert County Library, Prince Frederick, Maryland 20678.

Dated at Rockville, Maryland, this 15th day of December 1998.

For the Nuclear Regulatory Commission.  
**Alexander W. Dromerick,**  
*Senior Project Manager, Project Directorate,  
 Division of Reactor Projects—I/II, Office of  
 Nuclear Reactor Regulation.*  
 [FR Doc. 98–33715 Filed 12–18–98; 8:45 am]  
 BILLING CODE 7590–01–P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50–289]

### Metropolitan Edison Company, Jersey Central Power and Light Company and Pennsylvania Electric Company d/b/a GPU Energy; and GPU Nuclear, Inc. (Three Mile Island Nuclear Station, Unit 1); Notice of Consideration of Approval of Transfer of Facility Operating License and Issuance of Conforming Amendment, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering the issuance of an order under 10 CFR 50.80 approving the transfer of Facility Operating License No. DPR–50 for the Three Mile Island Nuclear Station, Unit 1 (TMI–1) currently held by Metropolitan Edison Company (Met-Ed), Jersey Central Power & Light Company (JCP&L), and Pennsylvania Electric Company (Penelec), as owners of TMI–1, and GPU Nuclear, Inc., (GPUN), as the licensed operator of TMI–1. The transfer would be to AmerGen Energy Company, LLC (AmerGen). The Commission is also considering amending the license for administrative purposes to reflect the proposed transfer.

Under the proposed transfer, AmerGen would be authorized to possess, use, and operate TMI–1 under essentially the same conditions and authorizations included in the existing license. In addition, no physical changes will be made to the TMI–1 facility as a result of the proposed transfer, and there will be no significant changes in the day-to-day operations of TMI–1.

Pursuant to 10 CFR 50.80, no License, or any right thereunder, shall be transferred, directly or indirectly, through transfer of control of the license, unless the Commission shall give its consent in writing. The Commission will approve an application for the transfer of a license, if the Commission determines that the proposed transferee is qualified to hold the license, and that the transfer is otherwise consistent with applicable

provisions of law, regulations, and orders issued by the Commission pursuant thereto.

Before issuance of the proposed conforming license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations.

As provided in 10 CFR 2.1315, unless otherwise determined by the Commission with regard to a specific application, the Commission has determined that any amendment to the license of a utilization facility which does no more than conform the license to reflect the transfer action involves no significant hazards consideration. No contrary determination has been made with respect to this specific license amendment application. In light of the generic determination reflected in 10 CFR 2.1315, no public comments with respect to significant hazards considerations are being solicited, notwithstanding the general comment procedures contained in 10 CFR 50.91.

The filing of requests for hearing and petitions for leave to intervene, and written comments with regard to the license transfer application, are discussed below.

By January 11, 1999, any person whose interest may be affected by the Commission's action on the application may request a hearing, and, if not the applicants, may petition for leave to intervene in a hearing proceeding on the Commission's action. Requests for a hearing and petitions for leave to intervene should be filed in accordance with the Commission's rules of practice set forth in Subpart M, "Public Notification, Availability of Documents and Records, Hearing Requests and Procedures for Hearings on License Transfer Applications," of 10 CFR part 2. In particular, such requests must comply with the requirements set forth in 10 CFR 2.1306, and should address the considerations contained in 10 CFR 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).

Requests for a hearing and petitions for leave to intervene should be served upon David R. Lewis, counsel for GPUN, at Shaw Pittman Potts & Trowbridge, 2300 N Street, NW.,

Washington, DC 20037–1128 (tel: 202–663–8474; fax: 202–663–8007; e-mail: david\_\_lewis@shawpittman.com) and Kevin P. Gallen, counsel for AmerGen, at Morgan, Lewis & Bockius LLP, 1800 M Street, NW., Washington, DC 20036–5869 (tel: 202–467–7462; fax: 202–467–7176; e-mail: gall7462@mlb.com); the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555; and the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemakings and Adjudications Staff, in accordance with 10 CFR 2.1313.

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 a hearing will be published in the **Federal Register** and served on the parties to the hearing.

As an alternative to requests for hearing and petitions to intervene, by January 20, 1999, persons may submit written comments regarding the license transfer application, as provided for in 10 CFR 2.1305. The Commission will consider and, if appropriate, respond to these comments, but such comments will not otherwise constitute part of the decisional record. Comments should be submitted to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Attention: Rulemakings and Adjudications Staff, and should cite the publication date and page number of this **Federal Register** notice.

For further details with respect to this action, see the application dated December 3, 1998, available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Law/Government Publications Section, State Library of Pennsylvania (REGIONAL DEPOSITORY), Walnut Street and Commonwealth Avenue, Box 1601, Harrisburg, PA 17105.

Dated at Rockville, Maryland this day 15th of December 1998.

For the Nuclear Regulatory Commission.  
**Cecil O. Thomas,**

*Director, Project Directorate I–3, Division of  
 Reactor Projects—I/II, Office of Nuclear  
 Reactor Regulation.*

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