

pension insurance modeling and research projects as well as electronic copies of documents created using electronic mail and work processing. Proposed for permanent retention are recordkeeping copies of such records as files pertaining to significant legislation, background papers and other records pertaining to selected regulations and policies, published and unpublished research reports and studies, and electronic databases consisting of longitudinal and transactional data, with the related system documentation.

15. Tennessee Valley Authority, Education, Training and Diversity (N1-142-00-1, 26 items, 24 temporary items). Records relating to employee and outreach training programs including such records as applications, lists of attendees, correspondence, forms, meeting notes, and brochures. Also included are electronic copies of documents created using electronic mail and word processing and an electronic information system containing data on training taken by agency employees. Proposed for permanent retention are recordkeeping copies of newsletters and files documenting the agency's overall strategic training needs.

Dated: February 11, 2002.

Michael J. Kurtz,

*Assistant Archivist for Record Services—
Washington, DC.*

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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:* Exercise of Discretion for an Operating Facility, NRC Enforcement Policy (NUREG-1600)—(Notice of Enforcement Discretion (NOEDs)).

2. *Current OMB approval number:* 3150-0136.

3. *How often the collection is required:* On occasion.

4. *Who is required or asked to report:* Nuclear power reactor licensees and gaseous diffusion plant certificate holders.

5. *The number of annual respondents:* 17.

6. *The number of hours needed annually to complete the requirement or request:* 2,550.

7. *Abstract:* The NRC's Enforcement Policy addresses circumstances in which the NRC may exercise enforcement discretion. This enforcement discretion is designated as a Notice of Enforcement Discretion (NOED) and relates to circumstances which may arise where a nuclear power plant licensee's compliance with a Technical Specification Limiting Condition for Operation or with other license conditions would involve an unnecessary plant transient or performance of testing, inspection, or system realignment that is inappropriate for the specific plant conditions, or unnecessary delays in plant startup without a corresponding health and safety benefit. Similarly, for a gaseous diffusion plant, circumstances may arise where compliance with a Technical Safety Requirement or other condition would unnecessarily call for a total plant shutdown, or, notwithstanding that a safety, safeguards or security feature was degraded or inoperable, compliance would unnecessarily place the plant in a transient or condition where those features could be required. A licensee or certificate holder seeking the issuance of an NOED must provide a written justification, in accordance with guidance provided in NRC Inspection Manual, Part 9900, which documents the safety basis for the request and provides whatever other information the NRC staff deems necessary to decide whether or not to exercise discretion.

Submit, by April 22, 2002, 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, One White Flint North, 11555 Rockville

Pike, Room O-1 F23, Rockville, MD 20852. OMB clearance requests are available at the NRC worldwide web site: <http://www.nrc.gov/NRC/PUBLIC/OMB/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

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 E6, Washington, DC 20555-0001, by telephone at 301-415-7233, or by Internet electronic mail at INFOCOLLECTS@NRC.GOV.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland, this 12th day of February, 2002.

Brenda Jo. Shelton,

NRC Clearance Officer, Office of the Chief Information Officer.

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NUCLEAR REGULATORY COMMISSION

[Docket No. 50-400]

Carolina Power & Light 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 Carolina Power & Light Company (the licensee) to withdraw its February 15, 2001, application for proposed amendment to Facility Operating License No. NPF-63 for the Shearon Harris Nuclear Power Plant, Unit No. 1, located in Wake and Chatham Counties, North Carolina.

The proposed amendment would have revised the Technical Specifications to clarify and relocate the requirements for containment isolation valve testing.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on March 21, 2001 (66 FR 15917). However, by letter dated January 29, 2002, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated February 15, 2001, and the licensee's letter dated January 29, 2002, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One