

Workers' Compensation: (1) Certification of Funeral Expenses (LS-265); (2) Payment of Compensation Without Award (LS-206); and (3) Notice of Controversion of Right to Compensation (LS-207). Copies of the proposed information collection requests can be obtained by contacting the office listed below in the addressee section of this notice.

DATES: Written comments must be submitted to the office listed in the addressee section below on or before February 22, 1999. The Department of Labor is particularly interested in comments which:

- 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.

ADDRESSES: Contact Ms. Patricia Forkel at the U.S. Department of Labor, 200 Constitution Avenue, N.W., Room S-3201, Washington, D.C. 20210, telephone (202) 693-0339. The Fax number is (202) 219-6592. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION:

Background

The Office of Workers' Compensation Programs administers the Longshore and Harbor Workers' Compensation Act. The Act provides benefits to workers of the United States or in an adjoining area customarily used by an employer in loading, unloading, repairing, or building a vessel. In addition, several acts extend Longshore Act coverage to certain other employees. Section 9(a) of the Act provides that reasonable funeral expenses not to exceed \$3,000 shall be paid in all compensable death cases. Form LS-265 has been provided for use in submitting the funeral expenses for payment.

Under section 14(b) & (c) of the Longshore Act, a self-insured employer or insurance carrier is required to pay

compensation within 14 days after the employer has knowledge of the injury or death of the employee. Upon making the first payment, the employer or carrier shall immediately notify the Longshore district director of the payment. Form LS-206 has been designated as the proper form on which report of first payment is to be made.

Pursuant to Section 14(d) of the Act, if an employer controverts the right to compensation he/she shall file with the Longshore deputy commissioner in the affected compensation district on or before the fourteenth day after he has knowledge of an alleged injury or death, a notice, in accordance with a form prescribed by the Secretary of Labor, stating that the right to compensation is controverted. LS-207 is used for this purpose.

II. Current Actions

The Department of Labor (DOL) seeks extension of approval for these three information collections in order to carry out its responsibility to meet the statutory requirements to provide compensation or death benefits under the Act to workers covered under the Act.

Type of Review: Extension.

Agency: Employment Standards Administration.

Title: Certification of Funeral Expenses.

OMB Number: 1215-0027.

Agency Number: LS-265.

Affected Public: Business or other for-profit.

Total Respondents: 195.

Frequency: On occasion.

Total Responses: 195.

Average Time Per Response for

Reporting: 15 minutes.

Estimated Total Burden Hours: 49.

Total Burden Cost (capital/startup): 0.

Total Burden Cost (operating/maintenance): \$68.00.

Type of Review: Extension.

Agency: Employment Standards Administration.

Title: Payment of Compensation Without Award.

OMB Number: 1215-0022.

Agency Number: LS-206.

Affected Public: Business or other for-profit.

Total Respondents: 900.

Frequency: On occasion.

Total Responses: 27,000.

Average Time Per Response: 15

minutes.

Estimated Total Burden Hours: 6,750.

Total Burden Cost (capital/startup): 0.

Total Burden Cost (operating/maintenance): \$10,057.50.

Type of Review: Extension.

Agency: Employment Standards Administration.

Title: Notice of Controversion of Right to Compensation.

OMB Number: 1215-0023.

Agency Number: LS-207.

Affected Public: Business or other for-profit.

Total Respondents: 900.

Frequency: On occasion.

Total Responses: 18,000.

Average Time Per Response: 15 minutes.

Estimated Total Burden Hours: 4,500.

Total Burden Cost (capital/startup): 0.

Total Burden Cost (operating/maintenance): \$6,705.00.

Dated: December 15, 1998.

Margaret J. Sherrill,

Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. ICR-98-37]

Longshoring and Marine Terminals (29 CFR Parts 1910, 1917 and 1918); Information Collection Requirements

ACTION: Notice; opportunity for public comment.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA-95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and impact of collection requirements on respondents can be properly assessed. Currently, the Occupational Safety and Health Administration (OSHA) is soliciting comments concerning the proposed reinstatement of the information collection requirements contained in the standard on Longshoring and Marine Terminals (29 CFR parts 1917 and 1918). The Agency is particularly interested in comments that:

- 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.

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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.