

and health provided by the Institute at its national training facility in Arlington Heights, Illinois. The Institute also administers a program whereby several institutions in various locations throughout the United States have been authorized as OSHA Training Institute Education Centers. These Education Centers conduct various OSHA courses that are geared for private sector and other Federal Agency personnel. The goal of the Education Center program is to expand the accessibility of high-quality OSHA training courses.

All students completing training courses at the Institute and the Education Centers are requested to complete the Course Evaluation Form (OSHA Form 49, 08-98 edition) on the last day of class. Students may be Federal, State, private sector, local or tribal government employees. The Course Evaluation Form contains ten closed-ended questions. It requests participant feedback on ten elements of the program to assess communication and accomplishment of learning objectives, course content, training environment, relevance of topics in job, effectiveness of exercises, workshops, laboratories, field trips and audiovisuals, usefulness of course materials and handouts, and overall rating of the course. The feedback provides an overall impression of the student's training experience for the course. Students may provide more detailed feedback in the narrative sections of the form. The Course Evaluation Form provides a standardized tool for collecting quality data that OSHA uses to determine program successes and shortcomings. Data from this form has also assisted the Training Institute in directing resources where they can do the most good.

All Course Evaluation Forms are reviewed by the course chairperson, instructors, the Institute Director and the supervisor responsible for that course. Ratings provide baseline data from which to draw conclusions about the effectiveness and quality of the training courses and to assess the level of student satisfaction with the course. Evaluation data is used to determine which courses may need improvement. Problem areas are noted and the supervisor discusses them with the course chairperson. Courses needing further improvement are scheduled for a more comprehensive follow-up course evaluation with recommendations for improvement. Revised courses are closely monitored to determine if problem areas have been resolved.

### III. Special Issues for Comment

OSHA has a particular interest in comments on the following issues:

- Whether the proposed information-collection requirements are necessary for the proper performance of the Agency's functions, including whether the information is useful;
- The accuracy of OSHA's estimate of the burden (time and cost) of the information-collection requirements, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information collected; and
- Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information-collection and -transmission techniques.

### IV. Proposed Actions

OSHA is proposing to extend OMB's previous approval of the recordkeeping (paperwork) requirement specified in the Course Evaluation Form. The Agency will summarize the comments submitted in response to this notice, and will include this summary in its request to OMB to extend the approval of this information-collection requirement.

*Type of Review:* Extension of currently approved information-collection requirements.

*Title:* Course Evaluation.

*OMB Number:* 1218-0173.

*Affected Public:* Individuals; business or other for-profit organizations; Federal Government; State, local, or tribal governments.

*Number of Respondents:* 20,900.

*Frequency of Response:* On occasion.

*Total Responses:* 20,900.

*Average Time per Response:* 10 minutes.

*Estimated Total Burden Hours:* 3,483.

*Estimated Cost (Operation and Maintenance):* \$0.

### V. Authority and Signature

John L. Henshaw, Assistant Secretary of labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506) and Secretary of Labor's Order No. 5-2002 (67 FR 65008).

Signed at Washington, DC, on April 14, 2004.

**John L. Henshaw,**

*Assistant Secretary of Labor.*

[FR Doc. 04-8913 Filed 4-19-04; 8:45 am]

**BILLING CODE 4510-26-M**

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts; Fellowships Advisory 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 Fellowships Advisory Panel, Music section (NEA Jazz Masters category) to the National Council on the Arts will be held by teleconference on May 10, 2004 from 2 p.m. to 4 p.m. in Room 703 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC, 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendations on financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended. In accordance with the determination of the Chairman of April 30, 2003, these sessions will be closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Further information with 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: April 14, 2004.

**Kathy Plowitz-Worden,**

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

[FR Doc. 04-8917 Filed 4-19-04; 8:45 am]

**BILLING CODE 7537-01-P**

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts; Fellowships Advisory 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 Fellowships Advisory Panel, Literature section (Translation Projects in Poetry category) to the National Council on the Arts will be held on May 25, 2004 from 9 a.m. to 6:30 p.m. in Room 714 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC, 20506.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendations on 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. In accordance with the determination of the Chairman of April 30, 2003, these sessions will be

closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Further information with 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: April 2, 2004.

**Kathy Plowitz-Worden,**

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

[FR Doc. 04-8918 Filed 4-19-04; 8:45 am]

BILLING CODE 7537-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-369 and 50-370]

### Duke Energy Corporation; McGuire Nuclear Station, Units 1 and 2; Exemption

#### 1.0 Background

The Duke Energy Corporation (the licensee) is the holder of Renewed Facility Operating License Nos. NPF-9 and NPF-17 which authorizes operation of the McGuire Nuclear Station, Units 1 and 2 (McGuire). The license provides, among other things, that the facility is subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (NRC, the Commission) now or hereafter in effect.

The facility consists of two pressurized-water reactors located in Mecklenburg County in North Carolina.

#### 2.0 Request/Action

Title 10 of the Code of Federal Regulations (10 CFR) part 73, appendix B, Section I.B.b.(1), "Vision," (a) states, "For each individual, distant visual acuity in each eye shall be correctable to 20/30 (Snellen or equivalent) in the better eye and 20/40 in the other eye with eyeglasses or contact lenses. If uncorrected distance vision is not at least 20/40 in the better eye, the individual shall carry an extra pair of corrective lenses. Near visual acuity, corrected or uncorrected, shall be at least 20/40 in the better eye. Field of vision must be at least 70° horizontal meridian in each eye. The ability to distinguish red, green, and yellow colors is required. Loss of vision in one eye is disqualifying. Glaucoma shall be disqualifying, unless controlled by acceptable medical or surgical means, provided such medications as may be used for controlling glaucoma do not cause undesirable side effects which adversely affect the individual's ability to perform assigned security job duties,

and provided the visual acuity and field of vision requirements stated above are met. On-the-job evaluation shall be used for individuals who exhibit a mild color vision defect." The regulation at 10 CFR part 73, appendix B, Section III.A.IV, "Weapons qualification and requalification program," states, "Qualification firing for the handgun and rifle must be for daylight firing, and each individual shall perform night firing for familiarization with assigned weapon(s). The results of weapons qualification and requalification must be documented by the licensee or the licensee's agent. Each individual shall be requalified at least every 12 months. The licensee shall retain this documentation of each qualification and requalification as a record for three years from the date of the qualification or requalification, as appropriate.

A. Handgun—Guards, armed escorts and armed response personnel shall qualify with a revolver or semiautomatic pistol firing from the national police course, or an equivalent nationally recognized course. Qualifying score shall be an accumulated total of 70 percent of the maximum obtainable score.

B. Semiautomatic Rifle—Guards, armed escorts and armed response personnel, assigned to use the semiautomatic rifle by the licensee training and qualifications plan, shall qualify with a semiautomatic rifle by firing the 100-yard course of fire specified in section 17.5(1) of the National Rifle Association, High Power Rifle Rules book (effective March 15, 1976) or a nationally recognized equivalent course of fire. Targets used shall be as stated in section 17.5 for the 100-yard course. Time limits for individuals shall be as specified in section 8.2 of the NRA rulebook, regardless of the course fired. Qualifying scores shall be an accumulated total of 80 percent of the maximum obtainable score.

C. Shotgun—Guards, armed escorts and armed response personnel assigned to use the 12-gauge shotgun by the licensee training and qualifications plan shall qualify with a full choke or improved modified choke 12-gauge shotgun. To qualify, the individual shall be required to place 50 percent of all pellets (36) pellets within the black silhouette.

D. Requalification—Individuals shall be weapons requalified at least every 12 months in accordance with the NRC approved licensee training and qualifications plan, and in accordance with the requirements stated in A, B, and C of this section." In its letter of June 12, 2003, the licensee requested an

exemption from the distant visual requirements of 10 CFR part 73, appendix B, Section I.B.b.(1). The licensee's letter of June 12, 2003, is being withheld from public disclosure pursuant to 10 CFR 2.390(a)(6), because the letter contains information about an employee's personnel and medical records, a disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

#### 3.0 Discussion

Pursuant to 10 CFR 50.12, the Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of 10 CFR part 50 when (1) the exemptions are authorized by law, will not present an undue risk to public health or safety, and are consistent with the common defense and security; and (2) when special circumstances are present.

The NRC staff has reviewed the individual's visual medical evaluations and has determined that granting the exemption will not jeopardize the health and safety of the public or be inimical to the common defense and security. The NRC staff's Safety Evaluation is provided in the Enclosure, that is being withheld from public disclosure because it also contains information about an employee's personnel and medical records, a disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Therefore, the NRC staff concludes that, pursuant to 10 CFR 50.12(a)(2), the exemption requested by the licensee in its June 12, 2003, submittal should be granted.

#### 4.0 Conclusion

Accordingly, the Commission has determined that, pursuant to 10 CFR 50.12(a), the exemption is authorized by law, will not present an undue risk to the public health and safety, and is consistent with the common defense and security. Also, special circumstances are present. Therefore, the Commission hereby grants Duke Energy Corporation an exemption from the requirements of 10 CFR part 73, appendix B, Section I.B.b.(1), "Vision," for the McGuire Nuclear Station, Units 1 and 2.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of this exemption will not have a significant effect on the quality of the human environment (69 FR 18655, April 8, 2004).

This exemption is effective upon issuance.