

requested both B&W and ARCO to search their files, and requested the USDA to check its files for a copy of the report. No copy was found. However, the USDA did confirm that the only copy in its system was missing from the USDA Beltsville, Maryland, library. It was also determined that NUMEC-1966 was not a USDA report but a NUMEC-published document. The Commission staff again searched its files and requested that B&W and ARCO search their files for a NUMEC report entitled NUMEC-1966. Again, no copy was found.

Since the Commission staff was unable to evaluate the NUMEC-1966 report, the staff reviewed environmental radiation monitoring data collected from the area of the Parks Township facility. Environmental radiation monitoring has been conducted at the Parks Township site since 1969. The monitoring program includes measurements of radioactive materials in the environment (air, soil, and vegetation) and TLD measurements of direct radiation in the environment. These include Commission, State, and B&W monitoring stations. The NRC staff has also taken soil samples from private residences and other locations in the Parks Township area.<sup>14</sup> The NRC staff has reviewed the environmental monitoring data, including the soil samples, and concluded that there has been no significant increase in background levels outside of the immediate site area of the Parks Township facility. The Intervenor's request that the Commission investigate potential radiological contamination on the Farmers Delight Dairy Farm is granted to the extent of the review described above. The Intervenor has, however, failed to raise a substantial health or safety concern; therefore, no further action is warranted.

#### IV. Conclusion

The institution of proceedings pursuant to 10 CFR 2.206 is appropriate only where substantial health and safety issues have been raised. See *Consolidated Edison Co. of New York* (Indian Point, Units 1, 2, and 3), CLI-75-8, 2 NRC 173, 175-76 (1975), and *Washington Public Power Supply System* (WPPSS Nuclear Project No. 2), DD-84-7, 19 NRC 899, 923 (1984). This is the standard that I have applied to determine whether the actions requested by the Intervenor are warranted. Since no substantial health

and safety issues have been raised by the Intervenor and for the reasons discussed above, no basis exists for taking any further action in response to the requests beyond that described above. Accordingly, in this matter, the Commission is taking no further action pursuant to 10 CFR 2.206.

As provided by 10 CFR 2.206(c), a copy of this Decision will be filed with the Secretary of the Commission for the Commission's review. The Decision will become the final action of the Commission 25 days after issuance unless the Commission, on its own motion, institutes a review of the Decision.

Dated at Rockville, Maryland, this 26th day of June, 1995.

For the Nuclear Regulatory Commission.

**Malcolm R. Knapp,**

*Deputy Director, Office of Nuclear Material Safety and Safeguards.*

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#### OFFICE OF PERSONNEL MANAGEMENT

[Form DPRS-2809]

#### Notice of Request for Review of a Currently Approved Information Collection

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1980 (title 44, U.S. Code, chapter 35), this notice announced a request for review of a currently approved information collection. Form DPRS-2809, Request to Change FEHB Enrollment or to Receive Plan Brochures, is used by former spouses who are eligible to elect, cancel, or change health benefits enrollment during open season.

Approximately 28,000 forms are completed annually. This form requires approximately 10 minutes to complete. The annual burden is 4,700 hours.

For copies of this proposal, contact Doris R. Benz on (703) 908-8564.

**DATES:** Comments on this proposals should be received on or before August 9, 1995.

**ADDRESSES:** Send or deliver comments to—

Robert A. Yuran, Chief, Financial Management Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, N.W., Room 4351, Washington, DC 20415

and  
Joseph Lackey, OPM Desk Officer,  
Office of Information and Regulatory  
Affairs, Office of Management and  
Budget, New Executive Office  
Building, NW., Room 10235,  
Washington, DC 20503.

**FOR INFORMATION REGARDING ADMINISTRATIVE COORDINATION—CONTACT:**  
Mary Beth Smith-Toomey, Management Services Division, (202) 606-0623.

Office of Personnel Management.

**Lorraine A. Green,**

*Deputy Director.*

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#### RAILROAD RETIREMENT BOARD

#### Agency Forms Submitted for OMB Review

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Railroad Retirement Board has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

#### SUMMARY OF PROPOSAL(S):

- (1) *Collection title:* Sick Pay and Miscellaneous Payments Report.
- (2) *Form(s) submitted:* BA-10.
- (3) *OMB Number:* 3220-0175.
- (4) *Expiration date of current OMB clearance:* October 31, 1995.
- (5) *Type of request:* Extension of a currently approved collection.
- (6) *Respondents:* Business or other for-profit.
- (7) *Estimated annual number of respondents:* 140
- (8) *Total annual responses:* 140.
- (9) *Total annual reporting hours:* 128.
- (10) *Collection description:* The Railroad Retirement Solvency Act of 1983 added Sec. 1(h)(8) to the RRA expanding the definition of compensation for purposes of computing the Tier 1 portion of an annuity to include sickness payments and certain payments other than sick pay which are considered compensation within the meaning of Sec. 1(h)(8). Collection obtains the sick pay and other types of payments considered compensation within the meaning of Sec. 1(h)(8).

**ADDITIONAL INFORMATION OR COMMENTS:** Copies of the form and supporting documents can be obtained from Chuck Mierzwa, the agency clearance officer (312-751-3363). Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad

<sup>14</sup>The NRC soil sampling results were reported in NRC combined Inspection Reports Nos. 70-135/93-01 and 70-364/93-02; 70-135/93-02 and 70-364/93-03; 70-135/93-03 and 70-364/93-04; 70-135/94-01 and 70-364/94-01; and 70-135/94-02 and 70-364/94-02.