

The last notification was filed with the Department on December 9, 1996. A notice was published in the **Federal Register** pursuant to Section 6(b) of the Act on February 27, 1997 (62 FR 8992).

**Constance K. Robinson,**

*Director of Operations, Antitrust Division.*

[FR Doc. 97-12668 Filed 5-13-97; 8:45 am]

BILLING CODE 4410-11-M

## DEPARTMENT OF JUSTICE

### Antitrust Division

#### National Cooperative Research Notification; Southwest Research Institute

##### Correction

In notice document 97-7749 appearing on page 14703 in the issue of Thursday, March 27, 1997, make the following correction:

In the third column, in the third paragraph, in the eighth line, "but" should read "by".

**Constance K. Robinson,**

*Director of Operations, Antitrust Division.*

[FR Doc. 97-12664 Filed 5-13-97; 8:45 am]

BILLING CODE 4410-11-M

## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

#### Agency Information Collection Activities: Proposed Collection; Comment Request

**ACTION:** Request OMB emergency approval; solicitation for proposals to conduct naturalization ceremonies.

The Department of Justice, Immigration and Naturalization Service has submitted the following information collection request (ICR) utilizing emergency review procedures, to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995. Additionally, this notice will also serve as the 60-day public notification for comments as required by the Paperwork Reduction Act of 1995.

There is an emergent need for this notice to be published and implemented immediately so that the INS may begin to provide funding to public and private entities selected to conduct oath administration ceremonies in accordance with section 647 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, beginning this year (around July 4th). Additionally, INS believes this proposed solicitation procedure is the

best manner in which to provide funding to local groups throughout the nation as provided in this section of the law.

The proposed information collection is published to obtain comments from the public and affected agencies. Emergency review and approval of this collection has been requested from OMB by May 16, 1997. If granted, the emergency approval is only valid for 180 days.

Comments and questions about the ICR listed below should be forwarded to the Office of Information and Regulatory Affairs, Attention: Ms. Debra Bond, 202-395-7316, Department of Justice Desk Officer, Room 10235, Office of Management and Budget, Washington, DC 20503.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) 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;

(2) 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;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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 submission of responses.

Overview of this information collection:

(1) *Type of Information Collection:* New information collection.

(2) *Title of the Form/Collection:* Solicitation for Proposals to Conduct Naturalization Ceremonies.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Naturalization Program, Adjudications Division, Immigration and Naturalization Service.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Not-for-profit institutions. The collection of this information is necessary to solicit proposals from the public and non-profit entities to assist INS district offices in conducting naturalization

ceremonies on a business day near Independence Day (July 4th).

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 100 responses at 6 hours per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 600 annual burden hours.

If you have additional comments, suggestions, or need a copy of the proposed information collection instrument with instructions, or additional information, please contact Richard A. Sloan, 202-616-7600, Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service, U.S. Department of Justice, Room 5307, 425 I Street, NW., Washington, DC 20536. Additionally, comments and/or suggestions regarding the item(s) contained in this notice, especially regarding the estimated public burden and associated response time may also be directed to Mr. Richard A. Sloan.

If additional information is required contact: Mr. Robert B. Briggs, Clearance Officer, United States Department of Justice, Information Management and Security Staff, Justice Management Division, Suite 850, Washington Center, 1001 G Street, NW., Washington, DC 20530.

Dated: May 8, 1997.

**Robert B. Briggs,**

*Department Clearance Officer, United States Department of Justice.*

[FR Doc. 97-12584 Filed 5-13-97; 8:45 am]

BILLING CODE 4410-18-M

## DEPARTMENT OF JUSTICE

### Immigration and Naturalization Service

[INS No. 1846-97]

RIN 1115-AD06

#### INS Immigration User Fee Review

**AGENCY:** Immigration and Naturalization Service, Justice.

**ACTION:** Bi-yearly Notice of User Fee Account Status.

**SUMMARY:** The Attorney General is required to submit a report to the Congress concerning the status of the Immigration User Fee Account (IUFA), and to recommend any adjustment in the prescribed fee. The report is to be submitted to the Congress following a public notice with the opportunity for comment. This notice accordingly publishes the status of the IUFA as of September 30, 1996, and presents an opportunity for the public to comment and propose regulatory changes.

**DATES:** Written comments must be received on or before July 14, 1997.

**ADDRESSES:** Please submit written comments, in triplicate, to Director, Policy Directives and Instructions Branch, Immigration and Naturalization Service (INS), Room 5307, 425 I Street NW., Washington, DC 20536-0002. To ensure proper handling, please reference INS No. 1846-97 on your correspondence.

**FOR FURTHER INFORMATION CONTACT:** Michael T. Natchuras, Chief, Fee Policy and Rate Setting Branch, Office of Budget, Immigration and Naturalization Service, 425 I Street NW., Room 6240, Washington, DC 20536-0002, telephone (202) 616-2754.

**SUPPLEMENTARY INFORMATION:** Section 286(d) of the Immigration and Nationality Act (Act) specifies that, as of December 1, 1986, the Attorney General shall collect a fee per individual for the immigration inspection of each passenger arriving at a port-of-entry in the United States aboard a commercial aircraft or commercial vessel, or for the

pre-inspection of a passenger at a location outside the United States prior to such arrival. Passengers arriving from Canada, Mexico, the adjacent islands and territories, and possessions of the United States by means other than aircraft, are exempt from the fee. Also exempt from the fee are persons who meet provisions delineated in 8 CFR 286.3 The 1994 Appropriations Act for the Department of Justice, P.L. 103-121, raised the IUFA fee from \$5.00 to \$6.00 per passenger inspected.

The fees deposited in the IUFA are used to reimburse the INS' Salaries and Expense (S&E) Appropriated Account for expenses incurred in: (1) Providing inspection and pre-inspection services for commercial aircraft and sea vessels; (2) detaining and deporting inadmissible aliens arriving on commercial aircraft and sea vessels; (3) providing exclusion and asylum proceedings at air and sea ports-of-entry for inadmissible aliens arriving on commercial aircraft or sea vessels; (4) funding the detention and deportation,

removal and asylum costs for aliens seeking to illegally enter the country by avoiding inspection at air and sea ports-of-entry; (5) administering debt recovery; (6) establishing and operating a national collections office; (7) expanding, operating, and improving information systems for nonimmigrant control and debt collection; and (8) detecting fraudulent documents presented by passengers traveling into the United States.

Section 286(h) of the Act requires the Attorney General to submit a bi-yearly report to Congress concerning the status of the IUFA. This report assesses whether an adjustment in the prescribed inspection fee is required to ensure that receipts collected under the IUFA for the succeeding 2 years equal, as closely as possible, the cost of providing the services listed above. Before this report is submitted, the Attorney General must present a summary of the IUFA's status for review and public comment.

As of September 30, 1996, the status of the IUFA was as follows:

#### IUFA FINANCIAL SUMMARY (\$000)

|  | Fiscal year<br>1995 actual | Fiscal year<br>1996 actual | Fiscal year<br>1997<br>estimate |
|--|----------------------------|----------------------------|---------------------------------|
| Start of year balance .....              | \$40,368                   | \$43,109                   | \$80,080                        |
| Collections* .....                       | 303,475                    | 351,622                    | 359,389                         |
| Obligations .....                        | 303,409                    | 317,470                    | 376,964                         |
| Recovery of prior year obligations ..... | 2,675                      | 2,819                      | .....                           |
| End of year balance .....                | \$43,109                   | \$80,080                   | \$62,505                        |

\* Includes passenger fees, inspector overtime billings, liquidated damages, and one-third of § 271 and § 271 enforcement fines as prescribed by law.

**Collections:** Collections totaled \$303.5 million for FY 1995 and \$351.6 million for FY 1996, marking a 16 percent increase of FY 1996 collections over FY 1995 collections. Collections for FY 1997 are projected to be \$359.4 million, which is 2 percent higher than collections realized in FY 1996.

**Obligations:** The United States Government records orders for goods and/or services which require payment as "obligations." More specifically, Office of Management and Budget Circular A-34, Instructions on Budget Execution, defines obligations as purchase orders placed, contracts awarded, and services received by a Federal agency which require it to make cash outlays during the same or future periods. Obligations incurred by the IUFA during FY 1996 totaled \$317.5 million, representing a 5 percent increase over FY 1995. Obligations for FY 1997 are estimated at almost \$377 million, which is approximately 19 percent over the spending level for FY

1996. Five factors contribute to the increase in FY 1997 obligations: (1) Staffing increases from 2,426 authorized inspectors in FY 1996 to 2,624 authorized inspectors in FY 1997; (2) systems infrastructure enhancements, such as expanding automation and providing for improved data and communications networks; (3) opening a new contract detention facility; (4) implementing a departure management pilot; (5) initiating a shared database initiative with the State Department; and (6) the automation of the Service's I-94, Arrival/Departure Record.

**End-of-Year Balances:** The increase in the FY 1996 balance over the 1995 balance resulted from the following factors: (1) Collections from two major carriers projected to be received in the first month of FY 1997 were actually received in the last month of FY 1996, resulting in an overstatement of collections for FY 1996; (2) the annual volume of international air travel, which is the primary catalyst and determinant

of fee collections, exceeded expectations; (3) program spending for FY 1996 was lower than planned levels; and finally, (4) a large volume of fourth quarter receipts due by the close of FY 1995 were not actually received until FY 1996 which resulted in the collection of more than four quarters' worth of fees in FY 1996.

**Program Highlights:** An important mission of the INS is to control the borders of the United States. The INS inspects persons seeking to enter the United States at air and sea ports-of-entry to determine admissibility. The following discussion presents major program highlights of the IUFA. Three program activities—Inspections, Detention and Deportation, and Data and Communications—comprise almost 90 percent of the total operations of the IUFA for FY 1997.

Inspections, the largest program, is allocated \$233.5 million for FY 1997, which is approximately 60 percent of total IUFA resources. The function of

this program is to enforce and administer immigration and nationality laws with respect to the inspection of all persons seeking admission into the United States at air and sea ports-of-entry. Applicants for admission are inspected to determine if they qualify for admission and, if so, under what conditions. This process is a cooperative partnership among the Department of State, U.S. Customs Service, the Department of Agriculture, and local port authorities. Determination of admissibility is based on the examination of the applicant, relevant documents, or prior information. Inadmissible aliens are denied entry. A total of 75 million passengers were inspected at air and sea ports-of-entry and pre-inspection sites during FY 1996.

Due to the increasing volume of passengers, INS has dedicated itself to improving the efficiency and effectiveness of its inspections processes. Currently, there are 2,426 authorized inspector positions worldwide. Inspections are located at 112 ports-of-entry and 12 pre-inspection sites. For FY 1997, Congress approved staffing plans for 198 additional inspectors who will be stationed at ports and pre-inspection sites to improve the efficiency of its inspections processes.

Detention and Deportation, the second largest program, is allocated \$73.5 million for FY 1997, representing approximately 20 percent of total IUSA resources. Functions of this program include detaining, removing, paroling, and deporting aliens. Currently, a total of 154 detention and deportation officers are authorized to be stationed at detention facilities near major air and sea ports-of-entry. In addition, 1,542 bed spaces are funded and housed at these facilities to detain, until removal, those aliens subject to inadmissibility proceedings who are likely to abscond, or whose freedom at-large could pose risk or danger to public safety and security.

The third largest program, Data and Communications, is allocated \$36.9 million for FY 1997 and comprises approximately 10 percent of total IUSA resources. This program supports program initiatives through infrastructure enhancements, automation, and innovation. Infrastructure enhancements include deploying new computer equipment, developing interfaces among existing INS information systems, and acquiring new management information systems.

One innovation being implemented in Data and Communications is the Advance Passenger Information System (APIS) which saves time in performing

inspections by enlisting carriers to collect biographical information on passengers before departing. The collected information is then electronically transmitted to the INS and checked against criminal lookout databases before the carrier arrives at its intended port. Over 20 million passengers were processed using APIS during FY 1996.

Another innovation is the INS Passenger Accelerated Services System (INSPASS). This system expedites the inspection of frequent business travelers using biometric information such as hand geometry. Passengers also must insert their INSPASS card into a machine that compares data magnetically stored on the card to the biometric information. Passenger information is checked against criminal lookout databases before entry into the United States is permitted. Nearly 50,000 INSPASS inspections were performed in FY 1996 and the INS expects to expand this program to six additional sites in FY 1997.

*Proposed Exemption Removal:* The INS is proposing the removal of the current fee exemption for commercial vessel passengers (cruise line passengers) arriving from Canada, Mexico, the adjacent islands and territories, and possessions of the United States. This legislative proposal was submitted to the Congress as part of INS' FY 1998 Budget Request. Currently, the costs of performing inspections and other user fee activities for fee-exempt passengers must be absorbed by the program. The fee is proposed to be established for currently exempt cruise line passengers on October 1, 1997.

By this notice, the public may provide any proposals to revise 8 CFR 286 on matters that may be changed by regulation, and may provide comments on the status of the IUSA before a report is submitted to the Congress.

Dated: April 18, 1997.

**Doris Meissner,**

*Commissioner, Immigration and Naturalization Service.*

[FR Doc. 97-12545 Filed 5-13-97; 8:45 am]

BILLING CODE 4410-10-M

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-289]

### GPU Nuclear Corporation; Notice of Consideration of Issuance of Amendment to Facility Operating License, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-50 issued to GPU Nuclear Corporation for operation of the Three Mile Island Nuclear Station Unit 1 (TMI-1) located in Dauphin County, Pennsylvania.

The proposed amendment would remove the control rod drive mechanisms (CRDMs) from the design basis list of credible missiles and, if approved, would also permit the permanent removal of the reactor vessel missile shields whose design function is to protect the reactor building liner from loss of function due to perforation from credible, internally generated missiles originating from the reactor vessel head area.

Before issuance of the proposed 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.

By June 13, 1997 the licensee may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene. Requests for a hearing and a petition for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. Interested persons should consult a current copy of 10 CFR 2.714 which is available 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, Pennsylvania 17105. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing