

*Place:* Woods Hole Oceanographic Inst., Woods Hole, MA, Clark South 271.

*Type of Meeting:* Closed.

*Contact Person:* Dr. Donald Heinrichs, Section Head, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 306-1576.

*Agenda:* To review and evaluate the NSF Ocean Sciences AMS for routine operation of the facility.

*Purpose of Meeting:* The proposal being reviewed includes information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposal. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

*Reason for Closing:* The meeting is closed to the public because the Committee is reviewing a proposal action that will include privileged intellectual property and personal information that could harm individuals if they were disclosed. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: October 10, 1995.

M. Rebecca Winkler,

*Committee Management Officer.*

[FR Doc. 95-25489 Filed 10-13-95; 8:45 am]

BILLING CODE 7555-01-M

### Special Emphasis Panel in Geosciences; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Public law 92-463, as amended), the National Science Foundation announces the following meeting:

*Name:* Special Emphasis Panel in Geosciences (#1756)

*Date:* October 30, 31 & November 1, 1995

*Time:* 8 am to 5:30 p.m. each day

*Place:* Room 730, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230

*Type of Meeting:* Closed

*Contact Person:* Dr. Paul E. Filmer, Program Director for IAI, Office of the Assistant Director, GEO, Room 1071, National Science Foundation, Arlington, VA (703) 306-1515.

*Purpose of Meeting:* To provide advice and recommendations concerning proposals submitted to NSF for financial support.

*Agenda:* To review and evaluate Start-Up Grants proposals as part of the selection process for awards.

*Reason for Closing:* The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with proposals. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: October 10, 1995.

M. Rebecca Winkler,

*Committee Management Officer.*

[FR Doc. 95-25492 Filed 10-13-95; 8:45 am]

BILLING CODE 7555-01-M

### Special Emphasis Panel in Human Resource Development; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting:

*Name:* Special Emphasis Panel in Human Resource Development (1199).

*Date and Time:* November 1, 1995: 7 p.m. to 9 p.m.; November 2, 1995: 8 a.m. to 5 p.m.; November 3, 1995: 8 a.m. to 3:30 p.m.

*Place:* Room 370, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA.

*Type of Meeting:* Closed.

*Contact Person:* Lola E. Rogers, Program Director, Human Resource Development Division, Room 815, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, (703) 306-1637.

*Purpose of Meeting:* To provide advice and recommendations concerning proposals submitted to NSF for financial support.

*Agenda:* To review and evaluate Experimental Projects for Women and Girls proposals as part of the selection for awards.

*Reason for Closing:* The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: October 10, 1995.

M. Rebecca Winkler,

*Committee Management Officer.*

[FR Doc. 95-25488 Filed 10-13-95; 8:45 am]

BILLING CODE 7555-01-M

### Special Emphasis Panel in Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463 as amended), the National Science Foundation announces the following meetings:

*Name:* Special Emphasis Panel in Materials Research (DMR).

*Dates and Times:* October 30, 1995, 7 p.m.-9 p.m.; October 31, 1995, 8 a.m.-9 p.m.; November 1, 1995, 8 a.m.-6 p.m.

*Place:* National Science Foundation; 4201 Wilson Boulevard, Arlington, VA 22230; Rooms 375.1, 310, 340, 360, 380, and 390.

*Type of Meetings:* Closed.

*Contact Person:* Dr. W. Lance Haworth, Program Director, Materials Research Science and Engineering Centers, Division of Materials Research, Room 1065, National

Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Telephone (703) 306-1815.

*Purpose of Meetings:* To provide advice and recommendations concerning pre-proposals submitted to NSF for financial support by the Materials Research Science and Engineering Center Program.

*Agenda:* Review and evaluate pre-proposals as part of the selection process for subsequent solicitation of full proposals.

*Reason for Closing:* The proposals being reviewed may include information of a proprietary or confidential nature, including technical information, financial data such as salaries, and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: October 10, 1995.

M. Rebecca Winkler,

*Committee Management Officer.*

[FR Doc. 95-25490 Filed 10-13-95; 8:45 am]

BILLING CODE 7555-01-M

### NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-295 and 50-304]

#### Commonwealth Edison Company 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 Nos. DPR-39 and DPR-48 issued to Commonwealth Edison Company (the licensee) for operation of the Zion Nuclear Power Station, Units 1 and 2, located in Lake County, Illinois.

The proposed amendment would change the definition of the F\* distance in the Technical Specifications.

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.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a

margin of safety. As required by 10 CFR 50.91(a), the licensee has provided its analysis of the issue of no significant hazards consideration, which is presented below:

1. The proposed changes do not involve a significant increase in the probability of occurrence or consequences of an accident previously evaluated.

Application of the F\* criteria to degraded steam generator tubes will not affect any of the initiators or precursors of any accident previously evaluated. Application of the proposed change will not increase the likelihood that a transient initiating event will occur because transients are initiated by equipment malfunction and/or catastrophic system failure. The proposed change will allow an F\* criteria of 1.05 inches to be applied to disposition steam generator tubes that are degraded in the tubesheet roll transition region. The F\* criteria specify a minimum length of tubing which must be free from any indication of degradation. Below the F\* Distance, any type or size of indication, including complete circumferential through wall cracking, will not impact the structural integrity of the tube with respect to pull out forces during normal operation or accident conditions, and does not significantly affect the leakage behavior of the tube.

While the Zion [Updated Final Safety Analysis Report] UFSAR does not specifically address the Feedwater Line Break (FLB) accident, the FLB event was used as the limiting event in the evaluation of the F\* criteria. The FLB pressure differential of 2650 psi maximizes the axial loading on the tube for pull out considerations and is bounding. In addition, the close proximity of the tubesheet to the tube will prevent tube rupture or collapse of the tube in the tubesheet span. Because application of the F\* criteria will ensure that degraded tubes will provide the same structural integrity as an original undegraded tube during normal operation and accident conditions, the probability of occurrence of an accident previously evaluated is not significantly increased.

Application of the F\* criteria will not significantly increase the consequences of any accident previously evaluated. The F\* criteria ensure that sufficient length of undegraded tube exists to maintain structural integrity and preclude significant leakage. Due to the proximity of the tubesheet to the tube, any leakage from degradations below the F\* Distance would be negligible and would be well below the Technical Specification limits established for steam generator leakage. Tube rupture as a result of indications below the F\* Distance is precluded because the tubesheet prevents outward expansion of the tube in response to internal pressure.

The relationship between the tubesheet region leak rate at the most limiting postulated accident conditions relative to that for normal plant operating conditions has been assessed. For the postulated leak source within the roll expansion, increasing the differential pressure on the tube wall increases the driving head for the leak;

however, it also increases the tube to tubesheet loading.

For a leak source below the F\* Distance, the maximum assumed pressure differential results in an insignificant leak rate relative to that which could be associated with normal plant operation. This is a result of the increased tube to tubesheet loading associated with the increased differential pressure. Thus for a circumferential indication within the roll expansion that is left in service in accordance with the F\* criteria, any leakage under accident conditions would be less than that experienced under normal operating conditions. Therefore, any leakage under accident conditions would be less than the existing Technical Specification leakage limit, which is consistent with accident analysis assumptions.

Steam generator tube integrity must be maintained under the postulated loss of coolant accident condition of secondary-to-primary differential pressure. Based on tube collapse strength characteristics, the constraint provided to the tube by the tubesheet gives a margin between the tube collapse strength and the limiting secondary-to-primary differential pressure condition, even in the presence of circumferential or axial indications. The maximum secondary-to-primary differential pressure during a postulated LOCA is 1005 psid. This value is significantly below the residual preload between the tubes and the tube sheet. Therefore, no significant secondary-to-primary leakage would be expected to occur.

In addition, the proposed changes will not affect the ability to safely shut down the operating unit and mitigate the consequences of an accident because the proposed changes will not necessitate changes to the emergency procedures governing accident conditions or plant recovery.

An administrative change is also included which deletes a footnote added for Unit 1 with Amendment 167. This footnote provided temporary relief and is no longer applicable. Those proposed changes will not increase the probability of occurrence or consequence of any accident previously evaluated.

2. The proposed changes do not create the possibility of a new or different kind of accident from any accident previously evaluated.

The proposed changes to the Technical Specifications do not involve the addition of any new or different types of safety related equipment nor do they involve the operation of any equipment required for safe operation of the facility in a manner different from those addressed in the UFSAR. No safety related equipment or function will be altered as a result of the proposed changes. Also, the procedures governing normal plant operation and recovery from an accident are not changed by the application of the F\* criteria. The F\* criteria will allow the use of an alternate method to plugging or sleeving to repair steam generator tubes with degradation in the tubesheet region. The F\* criteria ensure that both the structural integrity and leak tight nature of the steam generator tube will be equivalent to the original tube. Because the distance will be

reflective of the roller size, no uncertainty need be considered. For subsequent inspections, the eddy current uncertainty will be considered if new indications are discovered within the re-rolled region. Since no new failure modes or mechanisms are introduced by the proposed changes, no new or different type of accident is created.

An administrative change is being proposed to remove a footnote which is no longer applicable. This proposed change will not create the possibility of a new or different kind of accident from those previously evaluated.

3. The proposed changes do not involve a significant reduction in a margin of safety.

Plant safety margins are established through Limiting Conditions for Operation (LCOs), limiting safety system settings, and safety limits specified in Technical Specifications. There will be no changes to the LCOs, limiting safety system settings, or the safety limits as a result of the proposed changes. Application of the F\* criteria will allow degraded steam generator tubes to be repaired by an alternative method to plugging or sleeving. Steam generator tube plugging decreases the total primary reactor coolant flow rate and heat transfer capability of the steam generator. While steam generator tube sleeving only slightly reduces the reactor coolant flow rate, large numbers of sleeves can have a measurable effect on flow rate and can complicate steam generator tube inspection activities.

Application of the F\* criteria will allow a repair method that will restore the integrity of degraded steam generator tubes and will not adversely affect primary system flow rate or heat transfer capability. Application of the F\* criteria will preserve the heat transfer capability of the steam generators and will maintain the design margins assumed in the analyses contained in the UFSAR. The alternate repair method will also be less complicated, faster, and will reduce personnel occupational exposure significantly. Based on the above discussion it is concluded that the proposed changes will not significantly reduce a margin of safety.

The administrative change to remove a footnote which is no longer applicable will not impact any margin of safety.

The NRC staff has reviewed the licensee's analysis and, based on this review, it appears that the three standards of 10 CFR 50.92(c) are satisfied. Therefore, the NRC staff proposes to determine that the amendment request involves no significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that

failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendment involves no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish in the Federal Register a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to take this action will occur very infrequently.

Written comments may be submitted by mail to the Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and should cite the publication date and page number of this Federal Register notice. Written comments may also be delivered to Room 6D22, Two White Flint North, 11545 Rockville Pike, Rockville, Maryland, from 7:30 a.m. to 4:15 p.m. Federal workdays. Copies of written comments received may be examined at the NRC Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC.

The filing of requests for hearing and petitions for leave to intervene is discussed below.

By November 15, 1995, 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 Waukegan Public Library, 128 North County Street, Waukegan, Illinois 60085. 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 Board Panel, will rule on the

request and/or petition; and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 15 days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one

contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, by the above date. Where petitions are filed during the last 10 days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at 1 (800) 248-5100 (in Missouri 1 (800) 342-6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to Robert A. Capra, Director, Project Directorate III-2: petitioner's name and telephone number, date petition was mailed, plant name, and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555, and to Michael I. Miller, Esquire, Sidley and Austin, One First National Plaza, Chicago, Illinois 60690, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board that the petition and/or request

should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment dated October 6, 1995, which is 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 Waukegan Public Library, 128 North County Street, Waukegan, Illinois 60085.

Dated at Rockville, Maryland, this 10th day of October 1995.

For the Nuclear Regulatory Commission.  
Clyde Y. Shiraki,

*Project Manager, Project Directorate III-2,  
Division of Reactor Projects—III/IV, Office of  
Nuclear Reactor Regulation.*

[FR Doc. 95-25539 Filed 10-13-95; 8:45 am]

BILLING CODE 7590-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-36349; File No. SR-CBOE-95-53]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the Chicago Board Options Exchange, Incorporated Relating to Monthly Fees for the Use of Optional ILX Features by its Members

October 6, 1995.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> notice is hereby given that on September 5, 1995, the Chicago Board Options Exchange, Incorporated ("CBOE" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The CBOE proposes to establish, in addition to the existing monthly fee paid by CBOE members who install and use the basic ILX/WDN PC terminal package<sup>2</sup> in their floor booth locations,

monthly fees for the use of optional ILX features by such members.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in Sections (A), (B) and (C) below, of the most significant aspects of such statements.

##### (A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In 1994, the Commission approved the CBOE's establishment of a monthly \$350 fee per terminal to members who install the ILX/WDN PC terminal at their floor booth locations and use the ILX basic package or features.<sup>3</sup> The ILX/WDN PC terminal uses Windows-based software and includes an ILX window for display of market data and a CBOE WDN window for internal CBOE displays and functions.

The CBOE proposes to establish new monthly fees which will allow members to access one or more optional ILX news, market data and informational features that are not included in the basic ILX package. The new fees will be outlined in detail in a Regulatory Circular which will be issued to the Exchange's membership. A number of the optional ILX features have been available since June 1994, while other optional ILX data services have just recently been introduced.<sup>4</sup> After a member notifies the CBOE's Trading Operations Department of the optional feature(s) requested for a designated floor booth ILX/WDN PC terminal(s), ILX will switch on the chosen feature(s) or "entitlement(s)" from a remote location to enable the CBOE member's terminal(s) to receive the data.

The CBOE believes that its proposal is consistent with Section 6(b)(4) of the Act in that it is designed to provide for the equitable allocation of reasonable

dues, fees, and other charges among CBOE members and other persons using CBOE facilities.

##### (B) Self-Regulatory Organization's Statement on Burden on Competition

The CBOE believes that the proposed rule change will impose no burden on competition.

##### (C) Self-Regulatory Organization's Statement on the Proposed Rule Change Received from Members, Participants, or Others

Written comments on the proposed rule change were neither solicited nor received.

#### III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Because the proposed rule change establishes a due, fee, or other charge imposed by the Exchange, it has become effective pursuant to Section 19(b)(3)(A) of the Act and subparagraph (e) of Rule 19b-4 thereunder. At any time within 60 days of the filing of such proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

#### IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 450 Fifth Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to File No. SR-CBOE-95-53 and should be submitted by November 6, 1995.

Securities Exchange Act Release No. 33983 (May 6, 1994), 59 FR 23756.

<sup>3</sup> See Securities Exchange Act Release No. 33983 (April 29, 1994), 59 FR 23756.

<sup>4</sup> The Commission notes that the CBOE's proposal only is applicable to fees collected after the date of effectiveness of its proposal, and not to any fees collected prior to such date.

<sup>1</sup> 15 U.S.C. 78s(b)(1) (1988).

<sup>2</sup> The ILX/WDN terminals use Windows-based software and include an ILX window for the display of market data, and a CBOE WDN window for internal CBOE displays and functions. See