

Accident scenarios involving blockage of coolant channels in conjunction with loss of spent fuel pool water could hypothetically further extend the time at which a zirconium fuel cladding fire could occur. However, in addition to being less likely than loss of water, air flow to react with the zirconium and to disperse fission products would most likely be inhibited by such blockage. The staff believes that this sequence approaches the strictly hypothetical.

Once the requisite cooling period after reactor shutdown has elapsed, the zirconium fuel cladding fire sequence is no longer a concern because the fuel would air cool sufficiently to avoid zirconium fuel cladding combustion. Possible accident scenarios after these cooling periods have elapsed possess greatly reduced consequences but could result in small releases or precautionary evacuations that could result in offsite liability.

With respect to the Trojan plant-specific evaluation, the NRC staff independently evaluated the legal and technical justifications for the exemption presented by the licensee. The NRC recognizes the current condition of the Trojan plant, that is, permanently shut down and defueled, licensed for "possession-only," and under a confirmatory order that prohibits fuel movement from the spent fuel pool into the reactor building without approval of the Commission. The staff concurred with the licensee's evaluation of credible design-basis accidents and their minimal associated offsite consequences.

The staff also considered liability coverage needs associated with decommissioning activities, transportation of radioactive materials, design-basis accidents, and beyond-design-basis accidents as previously noted herein. The results of the staff's evaluation, as embodied in the staff requirements memorandum of July 13, 1993, on SECY 93-127 and in SECY 93-127, allow (after the requisite minimum spent fuel cooling period has elapsed) a reduction in the amount of financial protection required of licensees of large nuclear plants that have been prematurely shut down. The Trojan plant was permanently shut down on November 9, 1992; therefore, as of November 9, 1995, 3 years will have elapsed since the permanent shutdown of the Trojan plant. This time period meets the criteria established in SECY 93-127 for relief from financial protection requirements.

IV.

On the basis of its independent evaluation as embodied in the staff

requirements memorandum of July 13, 1993, on SECY 93-127 and in SECY 93-127, the staff concluded that sufficient bases exist for the Commission's approval of relief from the financial protection requirements for the Trojan plant. The staff also concluded that granting the proposed exemption does not increase the probability or consequences of any accidents or reduce the margin of safety at this facility.

V.

Based on Sections III. and IV. above, the Commission has determined that pursuant to 10 CFR 140.8, this exemption is authorized by law and is otherwise in the public interest. Therefore, the Commission grants an exemption from the requirements of 10 CFR 140.11(a)(4) to the extent that primary financial protection in the amount of \$100 million shall be maintained. An exemption from participation in the industry retrospective rating plan (secondary level financial protection) is granted for the Trojan plant effective November 9, 1995, 3 years from the date of final shutdown of the reactor.

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 (60 FR 55741 dated November 2, 1995).

This exemption is effective upon issuance.

For the Nuclear Regulatory Commission.
Dated at Rockville, Maryland, this 2nd day of November 1995.

Brian K. Grimes,

Acting Director, Division of Reactor Program Management, Office of Nuclear Reactor Regulation.

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Draft Regulatory Guide; Issuance, Availability

The Nuclear Regulatory Commission has issued for public comment a draft of a guide planned for its Regulatory Guide Series. This series has been developed to describe and make available to the public such information as methods acceptable to the NRC staff for implementing specific parts of the Commission's regulations, techniques used by the staff in evaluating specific problems or postulated accidents, and data needed by the staff in its review of applications for permits and licenses.

The draft guide is a proposed Revision 1 to Regulatory Guide 1.153, and it is temporarily identified as DG-1042, "Criteria for Safety Systems." The

guide will be in Division 1, "Power Reactors." This regulatory guide is being revised to provide current guidance on methods acceptable to the NRC staff for complying with the Commission's regulations with respect to the design, reliability, qualification, and testability of the power, instrumentation, and control portions of safety systems of nuclear power plants.

The draft guide has not received complete staff review and does not represent an official NRC staff position.

Public comments are being solicited on the guide. Comments should be accompanied by supporting data. Written comments may be submitted 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. Copies of comments received may be examined at the NRC Public Document Room, 2120 L Street NW., Washington, DC. Comments will be most helpful if received by January 12, 1996.

Although a time limit is given for comments on this draft guide, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Comments may be submitted electronically, in either ASCII text or Wordperfect format (version 5.1 or later), by calling the NRC Electronic Bulletin Board on FedWorld. The bulletin board may be accessed using a personal computer, a modem, and one of the commonly available communications software packages, or directly via Internet.

If using a personal computer and modem, the NRC subsystem on FedWorld can be accessed directly by dialing the toll free number: 1-800-303-9672. Communication software parameters should be set as follows: Parity to none, data bits to 8, and stop bits to 1 (N,8,1). Using ANSI or VT-100 terminal emulation, the NRC NUREGs and RegGuides for Comment subsystem can then be accessed by selecting the "Rules Menu" option from the "NRC Main Menu." For further information about options available for NRC at FedWorld, consult the "Help/Information Center" from the "NRC Main Menu." Users will find the "FedWorld Online User's Guides" particularly helpful. Many NRC subsystems and data bases also have a "Help/Information Center" option that is tailored to the particular subsystem.

The NRC subsystem on FedWorld can also be accessed by a direct dial phone number for the main FedWorld BBS,

703-321-3339, or by using Telnet via Internet, fedworld.gov. If using 703-321-3339 to contact FedWorld, the NRC subsystem will be accessed from the main FedWorld menu by selecting the "Regulatory, Government Administration and State Systems," then selecting "Regulatory Information Mall." At that point, a menu will be displayed that has an option "U.S. Nuclear Regulatory Commission" that will take you to the NRC Online main menu. The NRC Online area also can be accessed directly by typing "/go nrc" at a FedWorld command line. If you access NRC from FedWorld's main menu, you may return to FedWorld by selecting the "Return to FedWorld" option from the NRC Online Main Menu. However, if you access NRC at FedWorld by using NRC's toll-free number, you will have full access to all NRC systems but you will not have access to the main FedWorld system.

If you contact FedWorld using Telnet, you will see the NRC area and menus, including the Rules menu. Although you will be able to download documents and leave messages, you will not be able to write comments or upload files (comments). If you contact FedWorld using FTP, all files can be accessed and downloaded but uploads are not allowed; all you will see is a list of files without descriptions (normal Gopher look). An index file listing all files within a subdirectory, with descriptions, is included. There is a 15-minute time limit for FTP access.

Although FedWorld can be accessed through the World Wide Web, like FTP that mode only provides access for downloading files and does not display the NRC Rules menu.

For more information on NRC bulletin boards call Mr. Arthur Davis, Systems Integration and Development Branch, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 415-5780; e-mail AXD3@nrc.gov. For more information on this draft regulatory guide, contact S.K. Aggarwal at the NRC, telephone (301) 415-6005; e-mail SKA@nrc.gov.

Regulatory guides are available for inspection at the Commission's Public Document Room, 2120 L Street NW., Washington, DC. Requests for single copies of draft or final guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future draft guides in specific divisions should be made in writing to the U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Distribution and Mail Services Section; or by fax at (301) 415-2260. Telephone requests cannot be accommodated. Regulatory guides are

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(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 31st day of October 1995.

For the Nuclear Regulatory Commission.

John W. Craig,

Deputy Director, Division of Engineering Technology, Office of Nuclear Regulatory Research.

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PENSION BENEFIT GUARANTY CORPORATION

Privacy Act of 1974; Systems of Records

AGENCY: Pension Benefit Guaranty Corporation.

ACTION: Notice of changes to systems of records, including proposed new and revised routine uses.

SUMMARY: The Pension Benefit Guaranty Corporation is proposing several new and revised routine uses of records in its systems of records maintained pursuant to the Privacy Act of 1974, as amended, and is making a number of other technical and clarifying changes to those systems. The changes include dividing one system of records into two systems of records and deleting a system of records.

DATES: Comments on new and revised routine uses must be received on or before December 15, 1995. New and revised routine uses, the division of PBGC-5 into PBGC-5 and PBGC-12, and the deletion of PBGC-7 will become effective January 1, 1996, without further notice, unless comments result in a contrary determination and a notice is published to that effect.

ADDRESSES: Comments may be mailed to the Office of the General Counsel, Pension Benefit Guaranty Corporation, 1200 K Street, NW., Washington, DC 20005-4026, or hand-delivered to Suite 340 at the above address between 9:00 a.m. and 5:00 p.m., Monday through Friday. Comments will be available for inspection at the PBGC's Communications and Public Affairs Department, Suite 240, at the above address between 9:00 a.m. and 4:00 p.m., Monday through Friday.

FOR FURTHER INFORMATION CONTACT: D. Bruce Campbell, Attorney, Pension Benefit Guaranty Corporation, Office of the General Counsel, 1200 K Street, NW., Washington, DC 20005-4026, 202-326-4123 (202-326-4179 for TTY and TDD). For access to any of the PBGC's

systems of records, contact E. William FitzGerald, Disclosure Officer, Communications and Public Affairs Department, at the above address, 202-326-4040. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: The PBGC maintains 11 Privacy Act systems of records.¹ Each of these systems of records contains "routine uses" describing situations in which the PBGC may disclose information about an individual without his or her consent. In addition, the PBGC specifies general routine uses that apply to most systems of records. (This notice places a "G" in front of the general routine uses to distinguish them from the routine uses within the individual systems of records.)

This notice proposes several new routine uses of records, revises certain existing routine uses of records, and makes a number of technical and clarifying changes. For the convenience of the public, the revised systems of records are published in full below with changes, other than corrections and minor editing, italicized.

General Routine Uses

The PBGC is proposing several unrelated changes in the general routine uses. Under G2 ("Disclosure When Requesting Information"), the PBGC is expanding the sources to which it may disclose information for the purpose of obtaining information relevant to PBGC decisions concerning hiring or retention of employees, retention of security clearances and letting of contracts.

Under G3 ("Disclosure of Existence of Record Information"), the PBGC may disclose that a system of records includes information relevant to certain decisions of another federal agency, regardless of whether the other agency has requested information from the PBGC.

The PBGC will split general routine use 4 into G4 ("Disclosure in Litigation"), and G5 ("Disclosure to the Department of Justice in Litigation"), and clarify the conditions under which disclosure is permitted. Disclosure will be limited to proceedings before a court or other adjudicative body, but will no

¹ PBGC-1, Correspondence Between PBGC and Persons Outside PBGC—PBGC; PBGC-2, Disbursements—PBGC; PBGC-3, Employee Payroll, Leave and Attendance Records—PBGC; PBGC-4, Employee Travel Records—PBGC; PBGC-5, Personnel Records—PBGC; PBGC-6, Plan Participant and Beneficiary Data—PBGC; PBGC-7, Equal Employment Opportunity Discrimination Complaints—PBGC; PBGC-8, Employee Adverse Action Files—PBGC; PBGC-9, Plan Participant and Beneficiary Address Identification File—PBGC; PBGC-10, Administrative Appeals File—PBGC; and PBGC-11, Call Detail Records—PBGC.