

Public Documents Room of the Pension and Welfare Benefits Administration, room N-5638, U.S. Department of Labor, 200 Constitution Avenue N.W., Washington, D.C. 20210.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the Notice published on August 11, 1995 at 60 FR 41119.

FOR FURTHER INFORMATION CONTACT: Virginia J. Miller of the Department, telephone (202) 219-8971. (This is not a toll-free number.)

Life Insurance Corporation Retirement Savings Plan (the Plan) Located in Dallas, Texas

[Prohibited Transaction Exemption 96-15, Exemption Application No. D-10048]

Exemption

The restrictions of sections 406(a), 406(b)(1), and 406(b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code¹¹ shall not apply to the cash sale of 16 residential mortgage loans (the Loans) by the Life Insurance Company of the Southwest Holding Corporation Retirement Savings Plan (the Plan) to the Life Insurance Company of the Southwest (the Employer), a party in interest with respect to the Plan; provided that the following conditions are satisfied:

(a) as of the date of sale, the Employer will pay the greater of: (1) the outstanding principal balance plus any accrued, unpaid interest on each of the individual Loans, or (2) the fair market value of each of the individual Loans, as determined by a contemporaneous independent appraisal;

(b) the sale will be a one-time cash transaction; and

(c) the Plan will pay no costs or commissions as a result of the transaction.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the Notice of Proposed Exemption published on November 28, 1995 at 60 FR 58667.

FOR FURTHER INFORMATION CONTACT: Janet L. Schmidt of the Department, telephone (202) 219-8883 (This is not a toll-free number.)

¹¹ For purposes of this exemption, references to specific provisions of Title I of the Act, unless otherwise specified, refer also to the corresponding provisions of the Code.

LEGENT Retirement Security Plan (the Plan) Located in Pittsburgh, PA

[Prohibited Transaction Exemption 96-16; Exemption Application No. D-10113]

Exemption

The restrictions of sections 406(a), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reasons of section 4975(c)(1)(A) through (E) of the Code, shall not apply to the cash sale by the Plan of a limited partnership interest (the Interest) in Consolidated Capital Institutional Properties Two Limited Partnership (CCIP/2) to LEGENT Corporation, a party in interest with respect to the Plan.

This transaction is conditioned upon the following requirements: (1) all terms and conditions of the sale are at least as favorable to the Plan as those obtainable in an arm's length transaction with an unrelated party; (2) the sale is a one-time transaction for cash; (3) the Plan is not required to pay any commissions, costs or other expenses in connection with the sale; and (4) the Plan receives a sales price which is not less than the greater of: (a) the fair market value of the CCIP/2 Interest as determined by a qualified, independent appraiser, or (b) the total acquisition cost plus opportunity costs attributable to the CCIP/2 Interest.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption, refer to the notice of proposed exemption published on November 28, 1995 at 60 FR 58679.

FOR FURTHER INFORMATION CONTACT: Ms. Jan D. Broady of the Department, telephone (202) 219-8881. (This is not a toll-free number.)

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions to which the exemptions does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the

employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application are true and complete and accurately describe all material terms of the transaction which is the subject of the exemption. In the case of continuing exemption transactions, if any of the material facts or representations described in the application change after the exemption is granted, the exemption will cease to apply as of the date of such change. In the event of any such change, application for a new exemption may be made to the Department.

Signed at Washington, D.C., this 6th day of March, 1996.

Ivan Strasfeld,

*Director of Exemption Determinations,
Pension and Welfare Benefits Administration,
U.S. Department of Labor.*

[FR Doc. 96-5745 Filed 3-11-96; 8:45 am]

BILLING CODE 4510-29-P

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 96-026]

NASA Advisory Council, Minority Business Resource Advisory Committee Meeting

AGENCY: National Aeronautics and Space Administration.

ACTION: Notice of meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, Public Law 92-463, as amended, the National Aeronautics and Space Administration announces a forthcoming meeting of the NASA Advisory Council, Minority Business Resource Advisory Committee. **DATES:** March 20, 1996, 9 a.m. to 4 p.m. **ADDRESSES:** NASA Kennedy Space Center, Headquarters Building, Room 4102 (4th Floor Conference Room), Kennedy Space Center, FL 32899.

FOR FURTHER INFORMATION CONTACT: Mr. Ralph C. Thomas, III, Office of Small and Disadvantaged Business Utilization, National Aeronautics and Space

Administration, Room 9K70, 300 E Street SW., Washington, DC 20546, (202) 358-2088.

SUPPLEMENTARY INFORMATION: The meeting will be open to the public up to the seating capacity of the room. The agenda for the meeting is as follows:

- Call to Order
- Reading of Minutes
- Update on NASA SDB Program
- Report from the Chairman
- Public Comment
- Proposed MBRAC Recommendations
- Subcommittee Reports
- New Business
- Adjourn

It is imperative that the meeting be held on this date to accommodate the scheduling priorities of the key participants. Visitors will be requested to sign a visitor's register.

Dated: March 26, 1996.

Leslie M. Nolan,

*Advisory Committee Management Officer,
National Aeronautics and Space
Administration.*

[FR Doc. 96-5862 Filed 3-11-96; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Cross Disciplinary Activities; 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 Cross Disciplinary Activities (#1193).

Date and Time: March 29, 1996; 8:30 am-5 pm

Place: National Science Foundation, 4201 Wilson Boulevard, Room 1150, Arlington, VA 22230.

Type of Meeting: Closed

Contact Person(s): Rita V. Rodriguez, Program Director, CISE/CDA, Room 1160, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230. Telephone: (703) 306-1980.

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

Agenda: To review and evaluate CISE Minority Institutions Infrastructure proposals as part of the selection process for awards.

Reasons 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: March 6, 1996.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 96-5797 Filed 3-11-96; 8:45 am]

BILLING CODE 7555-01-M

NATIONAL TRANSPORTATION SAFETY BOARD

Sunshine Act Meeting

TIME AND DATE: 9:30 a.m., Tuesday, March 19, 1996.

PLACE: The Board Room, 5th Floor, 490 L'Enfant Plaza, S.W., Washington, D.C. 20594.0

STATUS: Open.

MATTERS TO BE CONSIDERED:

6531A Railroad Accident Report: Collision of Two New York City Transit Subway Trains in Brooklyn, New York, February 9, 1995.

NEWS MEDIA CONTACT: Telephone: (202) 382-0660.

FOR MORE INFORMATION CONTACT: Bea Hardesty, (202) 382-6525.

Dated: March 8, 1996.

Bea Hardesty,

Federal Register Liaison Officer.

[FR Doc. 96-5948 Filed 3-8-96; 11:15 am]

BILLING CODE 7533-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. STN 50-529]

Arizona Public Service Company, et al. (Palo Verde Nuclear Generating Station, Unit No. 2); Exemption

I

The Arizona Public Service Company, et al. (APS or the licensee), is the holder of Facility Operating License No. NPF-51, which authorizes operation of the Palo Verde Nuclear Generating Station (PVNGS), Unit No. 2, a pressurized-water reactor (PWR) located in Maricopa County, Arizona. This license provides, among other things, that the licensee is subject to all the rules, regulations, and orders of the Commission now or hereafter in effect.

II

Section 50.46 of Title 10 of the Code of Federal Regulations (10 CFR 50.46) contains acceptance criteria for emergency core cooling systems (ECCS) for light-water nuclear power reactors fueled with uranium oxide pellets within cylindrical zircaloy cladding. Further, 10 CFR 50.46 states that ECCS cooling performance following

postulated loss-of-coolant accidents must be calculated in accordance with an acceptable evaluation model.

Appendix K to 10 CFR Part 50 contains the required and acceptable features for ECCS evaluation models. Finally, 10 CFR 50.44 contains requirements for the control of hydrogen gas that may be generated after a postulated loss-of-coolant accident (LOCA) in light-water power reactors fueled with uranium oxide pellets within cylindrical zircaloy cladding.

III

By letter dated December 20, 1995, APS submitted an amendment request for PVNGS Unit 2 to allow fuel rods clad with advanced zirconium-based alloys to be substituted in two fuel assemblies for up to 40 rods clad with conventional Zircaloy-4. These assemblies would be used for evaluating in-reactor performance during fuel cycles 7, 8, and 9.

By letter dated January 12, 1996, APS submitted a request for an exemption to 10 CFR 50.46, 10 CFR Part 50, Appendix K, and 10 CFR 50.44. These regulations refer to the use of zircaloy, but do not clearly specify what is considered zircaloy. Therefore, the use of advanced zirconium-based alloys rather than conventional Zircaloy-4 may not be within the regulatory basis.

Pursuant to 10 CFR 50.12(a), "The Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of the regulations of this part, which are—(1) Authorized by law, will not present an undue risk to the public health and safety, and are consistent with the common defense and security. (2) The Commission will not consider granting an exemption unless special circumstances are present. Special circumstances are present whenever * * * (ii) Application of the regulation in the particular circumstances would not serve the underlying purpose of the rule or is not necessary to achieve the underlying purpose of the rule."

The Code of Federal Regulations at 10 CFR 50.46 states: "Each boiling and pressurized light-water nuclear power reactor fueled with uranium oxide pellets within cylindrical Zircaloy cladding must be provided with an ECCS that must be designed such that its calculated cooling performance following postulated loss-of-coolant accidents conforms to the criteria set forth in paragraph (b) of this section. ECCS cooling performance must be calculated in accordance with an acceptable evaluation model and must be calculated for a number of postulated