

NUCLEAR REGULATORY COMMISSION

[NUREG-1600, Rev. 1]

Revision of NRC Enforcement Policy; Correction**AGENCY:** Nuclear Regulatory Commission.**ACTION:** Policy statement: Modification; Correction.

SUMMARY: This document corrects a notice appearing in the **Federal Register** on January 6, 1999 (64 FR 915), that addresses enforcement discretion in cases involving natural events. This action is necessary to preserve previous revisions to the Enforcement Policy in a notice that appeared in the **Federal Register** on December 24, 1998 (63 FR 71314), that addresses enforcement discretion for fuel cycle facilities.

FOR FURTHER INFORMATION CONTACT: James Lieberman, Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, (301) 415-2741.

SUPPLEMENTARY INFORMATION: On page 916, in the second column, replace the complete paragraph under "C. Exercise of Enforcement Discretion," with the following two paragraphs:

On occasion, circumstances may arise where a licensee's compliance with a Technical Specification (TS) Limiting Condition for Operation or with other license conditions would involve an unnecessary plant transient or performance of testing, inspection, or system realignment that is inappropriate with the specific plant conditions, or unnecessary delays in plant startup without a corresponding health and safety benefit. Similarly, for a gaseous diffusion plant (GDP), circumstances may arise where compliance with a Technical Safety Requirement (TSR) or technical specification or other certificate condition would unnecessarily call for a total plant shutdown or, notwithstanding that a safety, safeguards or security feature was degraded or inoperable, compliance would unnecessarily place the plant in a transient or condition where those features could be required.

In these circumstances, the NRC staff may choose not to enforce the applicable TS, TSR, or other license or certificate condition. This enforcement discretion, designated as a Notice of Enforcement Discretion (NOED), will only be exercised if the NRC staff is clearly satisfied that the action is consistent with protecting the public health and safety. The staff may also grant enforcement discretion in cases

involving severe weather or other natural phenomena, based upon balancing the public health and safety or common defense and security of not operating, against the potential radiological or other hazards associated with continued operation, and a determination that safety will not be impacted unacceptably by exercising this discretion. The Commission is to be informed expeditiously following the granting of an NOED in such situations. A licensee or certificate holder seeking the issuance of a NOED must provide a written justification, or in circumstances where good cause is shown, oral justification followed as soon as possible by written justification, which documents the safety basis for the request and provides whatever other information the NRC staff deems necessary in making a decision on whether to issue a NOED.

Dated at Rockville, MD, this 26th day of January 1999.

For the Nuclear Regulatory Commission.

David L. Meyer,

Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration.

[FR Doc. 99-2209 Filed 1-28-99; 8:45 am]

BILLING CODE 7590-01-P

OFFICE OF PERSONNEL MANAGEMENT**Submission for OMB Review, Comment Request for Review; of a Revised Information Collection SF 2809****AGENCY:** Office of Personnel Management.**ACTION:** Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, May 22, 1995), this notice announces that the Office of Personnel Management has submitted to the Office of Management and Budget a request for review of a revised information collection. SF 2809, Federal Employees Health Benefits Election Form, is used by Federal employees, certain separated former Federal employees, and former dependents of Federal employees, to enroll for health insurance coverage under the FEHB Program. Certain former spouses or former Federal employees who are eligible for enrollment under the Spouse Equity Act of 1984 (Pub. L. 98-615), and former spouse employees and former dependents who are eligible for enrollment under the Temporary Continuation of Coverage (TCC)

provisions of FEHB law (5 U.S.C. 8905a) also use this form.

Approximately 9,000 SF 2809 forms are completed annually. Each form takes approximately 30 minutes to complete. The annual estimated burden is 4,500 hours.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, or E-mail to mbtoomey@opm.gov. **DATES:** Comments on this proposal should be received by March 1, 1999.

ADDRESSES: Send or deliver comments to—

Abby L. Block, Chief, Insurance Policy and Information Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3425, Washington, DC 20415-0001.

and

Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW, Room 3002, Washington, DC 20503.

FOR INFORMATION REGARDING ADMINISTRATIVE COORDINATION—CONTACT: Donna G. Lease, Budget and Administrative Services Division, (202) 606-0623.

U.S. Office of Personnel Management.

Janice R. Lachance,

Director.

[FR Doc. 99-2069 Filed 1-28-99; 8:45 am]

BILLING CODE 6325-01-M

OFFICE OF PERSONNEL MANAGEMENT**Privacy Act of 1974; Publication of a Proposed New Routine Use****AGENCY:** Office of Personnel Management (OPM).**ACTION:** Notice of a proposed new routine use.

SUMMARY: This notice proposes to add a new routine use to an existing Internal System of Records.

DATES: This proposed routine use will be effective without further notice March 10, 1999, unless comments received dictate otherwise.

ADDRESSES: Send written comments to Office of Personnel Management, Attn: Mary Beth Smith-Toomey, Office of the Chief Information Officer, 1900 E Street NW., Room 5415, Washington, DC 20415-7900.

FOR FURTHER INFORMATION CONTACT: Mary Beth Smith-Toomey, (202) 606-8358.

SUPPLEMENTARY INFORMATION: OPM finds that it is in the Government's interest to