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Administrator.

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NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-317 and 50-318]

Baltimore Gas and Electric Company; Notice of Denial of Amendment to Facility Operating License and Opportunity for Hearing

The U.S. Nuclear Regulatory
Commission (the Commission) has
denied a request by Baltimore Gas and
Electric Company (licensee) for an
amendment to Facility Operating
License Nos. DPR No. 53 and DPR No.
69 issued to the licensee for operation
of the Calvert Cliffs Nuclear Power
Plants, Unit Nos. 1 and 2, located in
Calvert County, Maryland. Notice of
Consideration of Issuance of this
amendment was published in the
Federal Register on December 16, 1998
(63 FR 69334).

The purpose of the licensee's
amendment request was to revise the
Technical Specifications (TS) to delete
requirements for tendon surveillance
and reporting because the TS
requirements were a duplication of the
requirements of 10 CFR 50.55a.

The NRC staff has concluded that the
licensee's request cannot be granted.
The licensee was notified of the
Commission's denial of the proposed
change by a letter dated July 15, 1999.

By August 23, 1999, the licensee may
demand a hearing with respect to the
denial described above. Any person
whose interest may be affected by this
proceeding may file a written petition
for leave to intervene.

A request for hearing or petition for
leave to intervene must be filed with the
Secretary of the Commission, U.S.
Nuclear Regulatory Commission,
Washington, DC 20555-0001 Attention:
Rulemakings and Adjudications Staff, or
may be delivered to the Commission's
Public Document Room, the Gelman
Building, 2120 L Street, NW.,
Washington, DC, by the above date.

A copy of any petitions should also be
sent to the Office of the General
Counsel, U.S. Nuclear Regulatory
Commission, Washington, DC 20555-
0001, and to Jay E. Silberg, Esquire,
2300 N Street, NW, Washington, DC
20037, attorney for the licensee.

For further details with respect to this
action, see (1) the application for
amendment dated November 20, 1998,
and (2) the Commission's letter to the
licensee dated July 15, 1999.

These documents are 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 Calvert
County Library, Prince Frederick, MD
20678.

Dated at Rockville, Maryland, this 15th day
of July 1999.

For the Nuclear Regulatory Commission.

S. Singh Bajwa,

Acting Director, Project Directorate I, Division
of Licensing Project Management, Office of
Nuclear Reactor Regulation.

[FR Doc. 99-18723 Filed 7-21-99; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

[Docket No. 50-400-LA; ASLBP No. 99-
762-02-LA]

Atomic Safety and Licensing Board; Before Administrative Judges: G. Paul Bollwerk, III, Chairman, Frederick J. Shon and Dr. Peter S. Lam; In the Matter of Carolina Power & Light Company (Shearon Harris Nuclear Power Plant); Notice of Hearing (License Amendment Application to Expand Spent Fuel Pool Capacity)

July 16, 1999.

In this proceeding, Carolina Power &
Light Company (CP&L) has applied
under 10 CFR 50.90 for a license
amendment to increase the spent fuel
storage capacity at its Shearon Harris

Nuclear Power Plant (Harris), located in
Wake and Chatham Counties, North
Carolina. In its December 23, 1998
amendment request, CP&L seeks
authorization to add rack modules to
spent fuel pools "C" and "D" and place
the pools in service. On January 7, 1999,
the NRC staff issued a notice that the
agency is (1) considering this license
amendment application; (2) considering
making a no significant hazards
determination under 10 CFR 50.92 that
would permit issuance of the
amendment; and (3) affording the
opportunity for a formal adjudicatory
hearing on the CP&L application. The
notice was published in the **Federal
Register** on January 13, 1999. (64 FR
2237 (1999).)

By filing dated February 12, 1999,
petitioner Board of Commissioners of
Orange County, North Carolina (BCOC),
made a timely request for a hearing
relative to the CP&L license amendment
application. On February 18, 1999, the
Secretary of the Commission referred
the CP&L application to the Atomic
Safety and Licensing Board Panel to
conduct any subsequent adjudication.
On February 24, 1999, this Licensing
Board was appointed to preside over this
proceeding. (64 FR 10165 (1999).)
The Board consists of Frederick J. Shon,
Dr. Peter S. Lam, and G. Paul Bollwerk,
III, who serves as Chairman of the
Board.

On May 13, 1999, the Board
conducted a one-day prehearing
conference in Chapel Hill, North
Carolina, to hear oral argument on the
issues of BCOC's standing and the
admissibility of its eight proffered
contentions. The Board ruled on those
matters in a July 12, 1999 issuance in
which it concluded (1) BCOC did have
standing to intervene as of right; and (2)
two of its eight contentions were
admissible. Accordingly, BCOC's
hearing request was granted and it was
admitted as a party to this proceeding.
(*Carolina Power & Light Co.* (Sharon
Harris Nuclear Power Plant), LBP-99-
25, 50 NRC _____ (July 12, 1999).)¹

In light of the foregoing, please take
notice that a hearing will be conducted
in this proceeding. This hearing will be
governed by the formal hearing
procedures set forth in 10 CFR Part 2,
Subpart G (10 CFR 2.700-.790), subject
to any election by the parties to utilize
the hybrid hearing procedures in 10
CFR Part 2, Subpart K (10 CFR 2.1101-
.1117).

During the course of the proceeding,
the Board may conduct an oral

¹ A copy of the Board's July 12, 1999 decision
can be found on the Internet at www.nrc.gov/OPA/reports/lbp9925.htm.