

# Sunshine Act Meetings

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This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

## DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. § 552b), notice is hereby given of the Defense Nuclear Facilities Safety Board's (Board) meeting, described below, regarding DOE's standard-based safety management program.

**TIME AND DATE:** May 31, 1995, 9:00 a.m.

**PLACE:** The Defense Nuclear Facilities Safety Board, Public Hearing Room, 625 Indiana Avenue, NW, Suite 700, Washington, DC 20004.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:** 42 U.S.C. § 2286b requires that the Board review and evaluate the content and implementation of standards relating to the design, construction, operation, and decommissioning of defense nuclear facilities of the Department of Energy. Those standards include rules, DOE safety Orders, and other requirements. The Board, acting pursuant to its enabling statute, has issued a series of Recommendations (most notably 90-2, 93-1, and 94-5) designed to foster the development of an effective standards-based nuclear safety program within DOE. The Secretary of Energy has accepted each of these Recommendations. In the meantime, DOE is engaged in a number of initiatives designed to simplify existing safety Orders and the promulgation of new rules. The Secretary of Energy's commitment to implementing Board recommendations calling for an effective standards-based safety program will require careful integration with these recent DOE initiatives. The Board will hold a public meeting to consider the essential elements of a safety management program that is standards-based and to review DOE's progress in developing such a program.

**CONTACT PERSON FOR MORE INFORMATION:** Kenneth M. Pusateri, General Manager, Defense Nuclear Facilities Safety Board, 625 Indiana Avenue, NW, Suite 700, Washington, DC 20004, (800) 788-4016. This is a toll free number.

**SUPPLEMENTARY INFORMATION:** The Board has a responsibility for oversight of

DOE's development of nuclear health and safety requirements as the transition is being made from the use of safety Orders to rules. The Board understands the reasons for development and promulgation of nuclear safety requirements through rulemaking and is concerned that the conversion process not compromise the requirements-based safety program now embodied in the DOE's safety Orders. The Board's most recent effort to ensure that the "good engineering practices" codified in DOE's safety Orders are maintained was expressed in its Recommendation 94-5, dated December 29, 1994. In that Recommendation, the Board noted the results of its review of selected DOE contracts and DOE advisories and stated, among other things, that:

The provisions [of these DOE contracts and advisories by DOE management] indicate that the integrated use of nuclear safety-related Rules, Orders, standards and guides in defining and executing DOE's safety management program may not be sufficiently well understood by either the M & O contractors or DOE managers. This issue was raised in the Board's letter of May 6, 1994 to the Department of Energy.

Given the situation as described above, the Board believes that further DOE actions are needed to ensure that there is no relaxation of commitments made to achieve compliance with requirements in Orders while proposed rules are undergoing the development process. These actions should also provide for smooth transition of Orders to rules once promulgated.

Recommendation 94-5, in its entirety, is on file in DOE's Public Reading Rooms, at the Defense Nuclear Facilities Safety Board's Washington office, and on the Internet through access to the Board's electronic bulletin board at the following address: [gopher://gopher.dnfsb.gov:7070](mailto:gopher://gopher.dnfsb.gov:7070). It is also set forth in the **Federal Register** at 60 FR 2089.

In accord with the statute establishing the Board, a public meeting will be conducted to lay the groundwork for a full assessment of how Standards/Requirements Identification Documents (S/RIDs), rules, Orders, and other safety requirements are integrated into an overall safety management program for defense nuclear facilities. To assist the Board and inform the public, individual Board members will present their views, and the Board's staff will brief the Board on related topics, including, but not limited to:

1. Framework and Application of an Integrated Safety Management Program
2. Standards-Based Safety Management Practices at Selected DOE Defense Nuclear Facilities
3. Regulatory Approaches to Standards-Based Safety Management
4. Tailoring Standards-Based Safety Management for R&D Activities

A transcript of this proceeding will be made available by the Board for inspection by the public at the Defense Nuclear Facilities Safety Board's Washington office.

The Board also intends to notice and conduct public hearings pursuant to 42 U.S.C. § 2286b, at a later date, to assess the Department of Energy's (DOE) progress in implementing an effective standards-based safety program for DOE's defense nuclear facilities and to assure that DOE's activities in streamlining DOE's nuclear safety order system and converting to a regulatory program do not eliminate the engineering practices now codified in DOE's safety Orders that are necessary to adequately protect public health and safety.

The Board reserves its right to further schedule and otherwise regulate the course of these meetings and hearings, to recess, reconvene, postpone or adjourn the meeting, and otherwise exercise its power under the Atomic Energy Act of 1954, as amended.

Dated: May 15, 1995.

**John T. Conway,**  
*Chairman.*

[FR Doc. 95-12279 Filed 5-15-95; 2:36 pm]

BILLING CODE 3670-01-M

## BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

**TIME AND DATE:** 12:00 noon, Monday, May 22, 1995.

**PLACE:** Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, N.W., Washington, D.C. 20551.

**STATUS:** Closed.

### MATTERS TO BE CONSIDERED:

1. Proposals regarding a Federal Reserve Bank's building requirements.
2. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.
3. Any items carried forward from a previously announced meeting.

**CONTACT PERSON FOR MORE INFORMATION:** Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204. You may call (202) 452-3207, beginning at approximately 5 p.m. two business days before this meeting, for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Dated: May 12, 1995.

**Jennifer J. Johnson,**

*Deputy Secretary of the Board.*

[FR Doc. 95-12213 Filed 5-15-95; 10:16 am]

BILLING CODE 6210-01-P

#### SECURITIES AND EXCHANGE COMMISSION

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meetings during the week of May 15, 1995.

A closed meeting will be held on Tuesday, May 16, 1995, at 10:00 a.m. Open meetings will be held on Wednesday, May 17, 1995, at 9:00 a.m. and on Friday, May 19, 1995, at 11:00 a.m., in Room 1C30.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters may also be present.

The General Counsel of the Commission, or his designee, has

certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(4), (8), (9)(A) and (10) and 17 CFR 200.402(a)(4), (8), (9)(i) and (10), permit consideration of the scheduled matters at a closed meeting.

Commissioner Wallman, as duty officer, voted to consider the items listed for the closed meeting in a closed session.

The subject matter of the closed meeting scheduled for Tuesday, May 16, 1995, at 10:00 a.m., will be:

- Institution of injunctive actions.
- Institution of administrative proceedings of an enforcement nature.
- Settlement of injunctive actions.
- Formal orders of investigation.
- Withdraw settlement of administrative proceedings of an enforcement nature.
- Opinions.

The subject matter of the open meeting scheduled for Wednesday, May 17, 1995, at 9:00 a.m., will be:

The Commission will hold a roundtable discussion with members of the Federal Regulation of Securities Committee of the ABA's Business Law Section. The topics discussed may include alternative approaches to an improved safe harbor for forward looking documents; pending legislative proposals that affect the Securities & Exchange Commission; and sales practices for sophisticated investment products and evolving suitability standards. For further information, please contact Jonathan Katz (202) 942-7070.

The subject matter of the open meeting scheduled for Friday, May 19, 1995, at 11:00 a.m., will be:

1. Consideration of whether to propose amendments to the all-holder's/best price provisions of: (i) Rule 13e-4; and (ii) 14d-10 to prohibit a tender offeror from paying a soliciting dealer fee to a security holder with respect to any tender by that holder for its own account. For further information, please contact Gregg Corso or Laurie Green at (202) 942-2920, Division of Corporation Finance; Nancy Sanow or Carlene Kim at (202) 942-0772, Division of Market Regulation.

2. Consideration of whether to approve a National Association of Securities Dealers ("NASD") proposed rule change (SR-NASD-94-62) to amend its Interpretation under Article III, Section 1 of the NASD Rules of Fair Practice to prohibit a Nasdaq market maker from trading ahead of customer limit orders sent to it for execution from another broker-dealer. For further information, please contact Ethan Corey at (202) 942-0174.

At times, changes in Commission priorities require alternations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact: The Office of the Secretary (202) 942-7070.

Dated: May 12, 1995.

**Jonathan G. Katz,**

*Secretary.*

[FR Doc. 95-12239 Filed 5-15-95; 12:41 pm]

BILLING CODE 8010-01-M