

business during the JFK Federal Building renovations did not mean that the SLA's longstanding system of dealing with displaced vendors should be changed.

The views and opinions expressed by the panel do not necessarily represent the views and opinions of the U.S. Department of Education.

Dated: May 25, 1995.

Judith E. Heumann,
Assistant Secretary for Special Education and Rehabilitative Services.

[FR Doc. 95-13354 Filed 5-31-95; 8:45 am]

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DEPARTMENT OF ENERGY

Conduct of Employees

Notice of Waiver Pursuant to section 602(c) of the Department of Energy Organization Act (Pub. L. 95-91)

Section 602(a) of the Department of Energy ("DOE") Organization Act (Pub. L. 95-91, hereinafter referred to as the "Act") prohibits a "supervisory employee" (defined in section 601(a) of the Act) of the Department from knowingly receiving compensation from, holding any official relation with, or having any pecuniary interest in any "energy concern" (defined in section 601(b) of the Act).

Section 602(c) of the Act authorizes the Secretary of Energy to waive the requirements of section 602(a) in cases where exceptional hardship would result, where the interest is a pension, interest or other similarly vested interest, or where the waiver is in the Department's interest and the asset is placed in a qualified trust that is created in accordance with regulations promulgated by the Office of Government Ethics.

Dr. Alexander MacLachlan is serving as Deputy Under Secretary for Technology Partnerships and Economic Competitiveness. As a result of his past employment with du Pont (E.I.) de Nemours and Company (DuPont), Dr. MacLachlan has a vested pension interest in the DuPont Pension and Retirement Plan within the meaning of section 602(c) of the Act. Dr. MacLachlan also participates in the DuPont Stock Performance Plan and the DuPont Savings and Investment Plan. I have determined that requiring Dr. MacLachlan to terminate his interest in these plans would be an exceptional hardship. He also owns stock in 11 energy concerns: Bethlehem Steel Corp., Burlington Resources Inc., The Coastal Corp., Delmarva Power & Light Co., E. I. du Pont de Nemours and Company,

General Electric Co., GTE Corp., Halliburton Co., IMC Fertilizer Group, Inc., USX-US Steel Group, and Weyerhaeuser Co. I have determined that requiring Dr. MacLachlan to sell this stock would be an exceptional hardship. Therefore, I have granted Dr. MacLachlan a waiver of the divestiture requirement of section 602(a) of the Act with respect to the interests described above for the duration of his service as a supervisory employee to the Department.

In accordance with section 208, title 18, United States Code, Dr. MacLachlan has been directed not to participate personally and substantially, as a Government employee, in any particular matter the outcome of which could have a direct and predictable effect upon DuPont or any of the other entities listed above, unless his appointing official determines that his financial interest in the particular matter are not so substantial as to be deemed likely to affect the integrity of the services which the Government may expect from Dr. MacLachlan.

Dated: May 10, 1995.

Hazel R. O'Leary,
Secretary of Energy.

[FR Doc. 95-13382 Filed 5-31-95; 8:45 am]

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[FE Docket No. EA-104]

Application To Export Electricity; Arizona Public Service Company

AGENCY: Office of Fossil Energy, DOE.

ACTION: Notice of application.

SUMMARY: Arizona Public Service Company (APS) has requested authorization to export electric energy to Mexico. APS is a regulated public utility incorporated in the State of Arizona and authorized to do business in the States of Arizona and New Mexico.

DATES: Comments, protests, or requests to intervene must be submitted on or before July 3, 1995.

ADDRESSES: Comments, protests, or requests to intervene should be addressed as follows: Office of Coal & Electricity (FE-52), Office of Fuels Programs, Fossil Energy, U.S. Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585.

FOR FURTHER INFORMATION CONTACT:
Warren E. Williams (Program Office) 202-586-9629 or Michael T. Skinner (Program Attorney) 202-586-6667.

SUPPLEMENTARY INFORMATION:

Exports of electricity from the United States to a foreign country are regulated

and require authorization under section 202(e) of the Federal Power Act.

On May 5, 1995, APS filed an application with the Office of Fossil Energy (FE) of the Department of Energy (DOE) for authorization to export electric energy to the Comision Federal de Electricidad (CFE), the Mexican national electric utility, pursuant to section 202(e) of the Federal Power Act. APS proposes to sell CFE electricity which is in excess of what is needed for APS customers. Specifically, APS has proposed the sale of economy energy to CFE through the facilities of San Diego Gas & Electric (SDG&E). As an economy energy sale, service can be interrupted or curtailed by APS, CFE, or SDG&E.

The electricity to be sold to CFE would emanate from the APS electrical grid and would be delivered to SDG&E at either the Palo Verde substation west of Phoenix, Arizona, or the North Gila substation, located east of Yuma, Arizona. SDG&E owns two 230-kilovolt (kV) lines which interconnect with CFE. The first connects SDG&E's Miguel substation located east of San Diego, California, with CFE's Tijuana I substation located near Tijuana, Mexico; the second connects SDG&E's Imperial Valley substation located near El Centro, California, with CFE's La Rosita substation located west of Mexicali, Mexico. The construction and operation of these international transmission lines were previously authorized by Presidential Permit numbers PP-68 and PP-79, respectively.

Procedural Matters

Any person desiring to be heard or to protest this application should file a petition to intervene or protest at the address provided above in accordance with §§ 385.211 or 385.214 of the rules of practice and procedure (18 CFR 385.211, 385.214).

Any such petitions and protests should be filed with the DOE on or before the date listed above. Additional copies of such petitions to intervene or protests also should be filed directly with: Dennis Beals, Arizona Public Service Company, PO Box 53999, Station 9860, Phoenix, Arizona 85072-3999, (602) 250-3101 and Bruce Gardner, Esq., Arizona Public Service Company, PO Box 53999, Station 9820, Phoenix, Arizona 850772-3999, (602) 250-3507.

Pursuant to 18 CFR 385.211, protests and comments will be considered by the DOE in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene under 18 CFR 385.214.

Section 385.214 requires that a petition to intervene must state, to the extent known, the position taken by the petitioner and the petitioner's interest in sufficient factual detail to demonstrate either that the petitioner has a right to participate because it is a State Commission; that it has or represents an interest which may be directly affected by the outcome of the proceeding, including any interest as a consumer, customer, competitor, or a security holder of a party to the proceeding; or that the petitioner's participation is in the public interest.

A final decision will be made on this application after the DOE determines whether the proposed action would impair the sufficiency of electric supply within the United States or would not impede or tend to impede the coordination in the public interest of facilities in accordance with section 202(e) of the Federal Power Act.

Before an export authorization may be issued, the environmental impacts of the proposed DOE action (i.e., granting the export authorization, with any conditions and limitations, or denying it) must be evaluated pursuant to the National Environmental Policy Act of 1969.

Copies of this application will be made available, upon request, for public inspection and copying at the address provided above.

Issued in Washington, DC, on May 25, 1995.

Anthony J. Como,

Director, Office of Coal & Electricity, Office of Fuels Programs, Office of Fossil Energy.

[FR Doc. 95-13433 Filed 5-31-95; 8:45 am]

BILLING CODE 6450-01-M

Availability of Information Related to the Dual Axis Radiographic Hydrodynamic Test Facility; Draft Environmental Impact Statement

AGENCY: Department of Energy.

ACTION: Notice of availability of information.

SUMMARY: On May 12, 1995, the Environmental Protection Agency (EPA) announced the availability of the Department of Energy's (DOE) Dual Axis Radiographic Hydrodynamic Test (DARHT) Facility draft Environmental Impact Statement (EIS), DOE/EIS-0228D, for public review and comment (60 FR 25717). The alternative actions analyzed in the draft EIS would occur principally at the DOE's Los Alamos National Laboratory (LANL) in northern New Mexico. By this notice, DOE is announcing the availability of additional information related to the

draft DARHT EIS that has recently been placed in the Los Alamos National Laboratory Community Reading Room for public review.

ADDRESSES: Information discussed in the supplementary information section is available for public review at the Los Alamos National Laboratory Community Reading Room, 1450 Central Ave., Suite 101, Los Alamos, New Mexico 87544. For information on the availability of specific documents, availability of copies of documents and hours of operation, please contact the reading room at (505) 665-2127 or (800) 543-2342.

FOR FURTHER INFORMATION CONTACT: For general information on the DARHT EIS, or for copies of the draft EIS, interested parties may contact Ms. Diana Webb, DARHT EIS Project Manager, Los Alamos Area Office, Department of Energy, 528 35th Street, Los Alamos, NM 87544. Ms. Webb may be contacted by telephone at (505) 665-6353 or by facsimile at (505) 665-1506.

SUPPLEMENTARY INFORMATION: The draft EIS was prepared pursuant to the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. 4321 et seq.), the Council on Environmental Quality NEPA regulations (40 CFR parts 1500-1508) and the DOE NEPA regulations (10 CFR Part 1021).

The Department proposes to provide enhanced high-resolution radiography (x-ray) capability for the purpose of performing hydrodynamic tests and dynamic experiments in support of its national defense mission. The enhanced radiography facility would be a key component of the Department's near-term science-based stockpile stewardship and management program. These hydrodynamic tests and dynamic experiments are required to assist DOE in ensuring the continued safety, security, and reliability of existing nuclear weapons as they age.

The draft DARHT EIS analyzes the environmental consequences of alternative ways to accomplish the proposed action. The DOE's preferred alternative would be to complete and operate the DARHT facility at LANL in northern New Mexico. Public hearings are scheduled (Los Alamos, May 31, 1995 and Santa Fe, June 1, 1995) as previously announced in DOE's Notice of Availability dated May 24, 1995 (60 FR 27498). The comment period will extend through Monday, June 26, 1995. DOE expects to complete the final EIS in August 1995, and reach a Record of Decision in September 1995.

Following is a list of documents currently available for public review in

the Los Alamos National Laboratory Community Reading Room:

1. Nuclear Weapons Stockpile Stewardship: the Role of Livermore and Los Alamos National Laboratories.
2. Congressional Budget Office Papers, The Bomb's Custodians.
3. An Alternative Budget for Lawrence Livermore National Laboratory and How to Get There—Los Alamos Study Group (LASG).
4. The Conversion of LANL to a Peacetime Mission—Concerned Citizens for Nuclear Safety (CCNS).
5. 1979 LANL Environmental Impact Statement.
6. Transcript from the September 14 SWEIS Public Meeting at the Los Alamos Civic Auditorium.
7. Environmental Impact Statement for Transuranium Solid Waste Development Facility, LASL, 4/73.
8. Implementation Plan Nuclear Weapons Complex Reconfiguration Programmatic Environmental Impact Statement.
9. Pantex Site-Wide EIS Scoping Plan.
10. Scoping Comments/Documents for the Nuclear Weapons Disposition PEIS, Oak Ridge Institute for Science & Education.
11. Fueling A Competitive Economy: US DOE Strategic Plan.
12. National Security Strategic Plan, Working Paper.
13. DOE Albuquerque Operations Office Strategic Plan.
14. September 13, 21, 22, 28, 29, SWEIS Public Meeting Transcripts.
15. Stormwater Pollution Prevention Plan for DARHT 10/25/94.
16. DARHT Hydrotest Project Cultural Resource Survey Report 10/25/94.
17. Hydrotest Firing Site Drawing List 10/25/94.
18. NESHAPS for DARHT Construction Project 10/25/94.
19. DARHT Amendment of Solicitation 10/25/94.
20. DARHT Construction Documents Vol 1-3, 10/25/94.
21. Action Description Memorandum DARHT Facility, TA-15.
22. Results of the Soil Sampling Survey Conducted Over Active RCRA Firing Site TA-15-184 (PHERMEX) 10/28/94.
23. Baseline Soil Uranium and Beryllium Concentrations Around The Proposed DARHT Facility at TA-15 10/28/94.
24. Construction Contract for DARHT.
25. Programmatic Cost Impact Due to Project Delay for EA 11/8/94.
26. Programmatic Cost Impact Due to Project Delay for EIS DARHT 11/8/94.
27. Total Regional Economic Impact Resulting from DARHT Cancellation 11/8/94.