

integrated schedule, and periodic schedule updates. NRC uses the reported information to ensure that licensees are establishing realistic and timely implementation schedules.

Copies of the submittals may be inspected or obtained for a fee from the NRC Public Document Room, 2120 L Street, NW (Lower Level), Washington, DC 20555-0001.

Comments and questions should be directed to the OMB Reviewer: Troy Hillier, Office of Information and Regulatory Affairs, (3150-0168), NEOB-10202, Office of Management and Budget, Washington, DC 20503.

Comments can also be submitted by telephone at (202) 395-3084. The NRC Clearance Officer is Brenda Jo. Shelton, (301) 415-7233.

Dated at Rockville, Maryland, this 12th day of June 1995.

For the Nuclear Regulatory Commission.

**Gerald F. Cranford,**

*Designated Senior Official for Information Resources Management.*

[FR Doc. 95-14877 Filed 6-16-95; 8:45 am]

BILLING CODE 7590-01-M

### Licensing Support System Advisory Review Panel

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Licensing Support System Advisory Review Panel (LSSARP) will hold its next meeting on July 6-7, 1995, in the Huron Room, Radisson Inn Green Bay, 2040 Airport Drive, Green Bay, Wisconsin. The meeting will be open to the public pursuant to the Federal Advisory Committee Act (Pub. L. 94-463, 86 Stat. 770-776).

**AGENDA:** The meeting will be held from 8:30 a.m. to 5:00 p.m. on Thursday, July 6, and from 9:00 a.m. to Noon, as needed, on Friday, July 7, 1995. The following agenda is planned:

1. LSS Administrator's Activity Report
  - a. Status of NRC Senior Management Team's Review of LSS
  - b. Update on Pilot Project Topic and Plan
  - c. Status of Draft Initial NRC/DOE Memorandum of Understanding
  - d. Participant Compliance Guidance
2. DOE Activity Report
  - a. Application of Exclusion/Inclusion Criteria and Progress on Loading Existing Documents into Document Management System
  - b. Update on DOE Issue Tracking and Decision Document Retrieval
  - c. Electronic Capturing vs Scanning

3. Report of Technical Working Group on Review of LSS Level II Functional Requirements

4. Future Meeting Topics and Schedule  
**SUPPLEMENTARY INFORMATION:** The Nuclear Regulatory Commission (NRC) established the LSSARP in 1989 to provide advice and recommendations to the NRC and to the Department of Energy (DOE) concerning the design, development and operation of an electronic information management system, known as the Licensing Support System (LSS), which will contain information relevant to the Commission's future licensing proceeding for a geologic repository for the disposal of high-level radioactive waste. Membership on the Panel consists of representatives of the State and Local Governments of Nevada, the National Congress of American Indians, the nuclear industry, DOE, NRC and other agencies of the Federal government which have experience with large electronic information management systems.

**FOR FURTHER INFORMATION CONTACT:** John C. Hoyle, Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone 301-415-1969.

**PUBLIC PARTICIPATION:** Interested persons may make oral presentations to the panel or file written statements. Requests for oral presentations should be made to the contact person listed above as far in advance as practicable so that appropriate arrangements can be made.

Dated: June 13, 1995.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. 95-14882 Filed 6-16-95; 8:45 am]

BILLING CODE 7590-01-M

### NRC/Nuclear Energy Institute Public Workshop on Reactor Pressure Vessel Integrity Issues

**AGENCY:** U.S. Nuclear Regulatory Commission.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Nuclear Regulatory Commission is holding a public workshop to discuss issues impacting nuclear reactor vessel integrity. The agenda includes three principal subjects: (1) Reactor pressure vessel integrity; (2) pressure vessel annealing to recover toughness lost through neutron radiation; and (3) the operational transient known as pressurized thermal shock. Presentations will be made by representatives of the NRC and the

Nuclear Industry. The NRC plans to have copies of the speakers' visual aids available for attendees. The meeting will be open to the public; comments and questions from the audience will be recognized.

**DATES:** The workshop will be held on July 11 through 13, 1995. Time on 07/11, 8:30 a.m.-5 p.m.; 07/12, 9 a.m.-5 p.m.; and 07/13, 9 a.m.-12:00 a.m.

**ADDRESSES:** The meeting will be held at NRC Headquarters Auditorium at Two White Flint North, 11545 Rockville Pike, North Bethesda, Maryland 20852.

#### FOR FURTHER INFORMATION CONTACT:

Dr. Richard E. Johnson, U.S. NRC, Mail Stop: T-10 E 10, Washington, DC 20555, (301-415-6758)

Mr. Kurt Cozens, Nuclear Energy Institute, 1176 Eye Street, NW, Washington, DC 20006-3706, (202-739-8085)

Dated at Rockville, Maryland, this 13th day of June 1995.

For the Nuclear Regulatory Commission.

**Ledyard B. Marsh,**

*Director, Project Directorate I-1, Division of Reactor Projects—I/II, Office of Nuclear Reactor Regulation.*

[FR Doc. 95-14878 Filed 6-16-95; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 030-32827 License No. 13-24866-02 EA 94-240 IA 95-015 IA 95-016]

### Midwest Testing, Inc. Indianapolis, Indiana, Mr. William G. Kimbley and Ms. Joan Kimbley; Confirmatory Order

#### I

Midwest Testing, Inc. (Licensee) is holder of NRC License No. 13-24866-02 (License) issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR part 30. The License authorized the Licensee to possess and use cesium-137 and americium-241 as sealed sources in moisture/density gauges. The License was issued on August 19, 1992, and is being terminated by Amendment No. 1, which is being issued on the date of this Order.

#### II

On July 27, 1993, a routine inspection of licensed activities was conducted at Midwest Testing, Inc. (Licensee) by NRC Region III. During the inspection the inspector identified that licensee management had allowed workers to operate moisture density gauges without personnel monitoring devices (film badges) and that required leak tests of the gauges had not been performed.

The NRC Office of Investigations (OI) conducted an investigation to determine

whether willful violations of NRC requirements had occurred. Based on the NRC inspection and OI investigation, it appears that Mr. William G. Kimbley, owner of Midwest Testing, deliberately violated NRC requirements by:

(1) Allowing operators to use moisture density gauges without personnel monitoring devices between December 24, 1991, and August 25, 1993, in violation of Condition 18.A of License No. 13-24866-01 (expired on March 31, 1992) and Condition 20.A of License No. 13-24866-02 (issued on August 19, 1992);

(2) Not performing leak tests of two moisture density gauges between August 19, 1992, and July 31, 1993, in violation of Condition 13.A of License No. 13-24866-02;

(3) Not requesting a license amendment to name a new Radiation Protection Officer, in violation of Condition 11 of License No. 13-24866-02, when the individual named on the License left Midwest Testing in October 1993;

(4) Storing licensed material at an unauthorized location since March 1994 in violation of Condition 10 of License No. 13-24866-02 and 10 CFR 30.34(c); and

(5) Allowing moisture density gauges to be used between April 1, 1992, and August 19, 1992, with an expired license in violation of 10 CFR 30.3 and 10 CFR 30.36(c)(1) (i) and (iii).

In addition, it appears that Ms. Joan Kimbley, General Manager and Treasurer of Midwest Testing, Inc., deliberately violated Items (1), (2), and (5) above. These actions appear to have been a result of Midwest Testing, Inc. financial constraints, inexperience of the General Manager and, in general, a lack of appreciation on the part of the Owner and the General Manager of the regulatory significance and consequences of the violations.

A Confirmatory Action Letter was issued to the Licensee on March 21, 1994, confirming that the Licensee would secure its moisture density gauges in locked storage until the Licensee: (1) Designated a Radiation Protection Officer, (2) obtained NRC approval via a license amendment for its designated Radiation Protection Officer and its current moisture density gauge storage location, (3) demonstrated that all its moisture density gauges were appropriately tested for leakage, and (4) demonstrated that personnel radiation monitoring devices were provided for those persons designated to use moisture density gauges. The Licensee did not use its moisture density gauges

after issuance of the Confirmatory Action Letter.

Subsequently, an Order Suspending License (Effective Immediately) was issued to the Licensee on August 26, 1994, for nonpayment of fees, which required: (1) The Licensee to suspend NRC licensed activities and dispose of its licensed material; and (2) NRC termination of License No. 13-24866-02 following disposal of the licensed material. The Licensee disposed of its licensed material in December 1994. NRC Region III verified that the licensed material was properly transferred to authorized recipients.

### III

A transcribed enforcement conference was conducted between the NRC and the Licensee on March 15, 1995, to discuss the apparent violations, their causes and safety significance. Mr. Kimbley stated during the enforcement conference, "And the question about would we ever pursue an NRC license again, the answer to that is no. If there is any way I can give you assurance of that, I'll be glad to do that." Ms. Kimbley stated during the Enforcement Conference, "Like we stated earlier, we don't intend to continue with any licensed material in the future."

Further, in a telephone conversation on May 2, 1995, with Mr. Paul Pelke, NRC Region III, Mr. and Ms. Kimbley agreed to the provisions and to the issuance of this Order to resolve all matters pending between them. Specifically, Mr. Kimbley agreed, for a period of five years from the date he signs this Confirmatory Order, that Mr. Kimbley, Midwest Testing, Inc., or any successor entity wherein Mr. Kimbley is an authorized user, radiation safety officer, owner, an officer, or a controlling stockholder, will not apply to the NRC for a new license, nor shall Mr. Kimbley, Midwest Testing, Inc., or a successor entity, as described above, engage in licensed activities within the jurisdiction of the NRC for that same period of time. Ms. Kimbley agreed, for a period of five years from the date she signs this Confirmatory Order, that Ms. Kimbley, Midwest Testing, Inc., or any successor entity wherein Ms. Kimbley is an authorized user, radiation safety officer, owner, an officer, or a controlling stockholder, will not apply to the NRC for a new license, nor shall Ms. Kimbley, Midwest Testing, Inc., or a successor entity, as described above, engage in licensed activities within the jurisdiction of the NRC for the same period of time.

I find that the Licensee's commitments as stated in the May 2, 1995 conversation with Paul Pelke, NRC

Region III, are acceptable and necessary and conclude that with these commitments the public health and safety are reasonably assured. In view of the foregoing, I have determined that the public health and safety require that the Licensee's commitments be confirmed by this Order.

### IV

Accordingly, pursuant to sections 81, 161b, 161i, and 186 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.202, and 10 CFR part 30, it is hereby ordered that:

1. For a period of five years from the date Mr. William G. Kimbley signs this Confirmatory Order, Mr. Kimbley, Midwest Testing, Inc., or any successor entity wherein Mr. Kimbley is an authorized user, radiation safety officer, owner, an officer, or a controlling stockholder will not apply to the NRC for a new license, nor shall Mr. Kimbley, Midwest Testing, Inc., or a successor entity, as described above, engage in licensed activities within the jurisdiction of the NRC for that same period of time.

2. For a period of five years from the date Ms. Joan Kimbley signs this Confirmatory Order, Ms. Kimbley, Midwest Testing, Inc., or any successor entity wherein Ms. Kimbley is an authorized user, radiation safety officer, owner, an officer, or a controlling stockholder, will not apply to the NRC for a new license, nor shall Ms. Kimbley, Midwest Testing, Inc., or a successor entity, as described above, engage in licensed activities within the jurisdiction of the NRC for that same period of time.

3. Mr. Kimbley, Ms. Kimbley, Midwest Testing, Inc., or any successor entity, as described above, waive the right to contest this Order in any manner, including requesting a hearing on this Order.

The Regional Administrator, NRC Region III, may relax or rescind, in writing, any of the above conditions upon a showing by the Licensee, Mr. William G. Kimbley, or Ms. Joan Kimbley of good cause.

### V

Any person adversely affected by this Confirmatory Order, other than the Licensee, Mr. William G. Kimbley, and Ms. Joan Kimbley may request a hearing within 20 days of its issuance. Any request for a hearing shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Chief, Docketing and Service Section, Washington, D.C. 20555. Copies also shall be sent to the Director, Office of

Enforcement, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, to the Assistant General Counsel for Hearings and Enforcement at the same address, to the Regional Administrator, NRC Region III, 801 Warrenville Road, Lisle, Illinois 60532, and to the Licensee. If such a person requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Confirmatory Order should be sustained.

In the absence of any request for hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings.

This Order was consented to:

For the Licensee, William G. Kimbley, and Joan Kimbley

By: William G. Kimbley,

Dated: June 2, 1995.

By: Joan Kimbley,

Dated: June 2, 1995.

For the Nuclear Regulatory Commission.

Order Dated: June 12, 1995, Rockville, Maryland.

**James Lieberman,**

*Director, Office of Enforcement.*

[FR Doc. 95-14876 Filed 6-16-95; 8:45 am]

BILLING CODE 7590-01-M

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## OFFICE OF MANAGEMENT AND BUDGET

### National Information Infrastructure; Draft Report on "NII Security: The Federal Role"

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice of Availability and Request for Comments.

**SUMMARY:** The NII Security Issues Forum of the Information Infrastructure Task Force (IITF) has released for public comment a draft report, "NII Security: The Federal Role." Security in the National Information Infrastructure, or NII, consists of the confidentiality, integrity, reliability, and availability of information and communications services. This report is being released in order to develop a consensus of the appropriate Federal role in NII security through a public dialogue. Specifically, this report summarizes the Forum's findings concerning security needs in

the NII; presents an analysis of the institutional, legal, and technical issues surrounding security of the NII; and proposes Federal actions to address these issues.

**DATES:** Comments must be submitted no later than September 18, 1995.

**ADDRESSES:** Electronic copies of the report may be obtained through the IITF bulletin board at [iitf.doc.gov](http://iitf.doc.gov) through both the Internet and the World-Wide Web. Dial-up access by modem is also available at 202-482-1920. Modem communications parameters should be set at no parity, 8 data bits, and one stop (N, 8, 1). Hard copies of the report may be obtained by contacting the Information Policy and Technology Branch of the Office of Management and Budget at (202) 395-3785. Comments must be submitted to the Office of Management and Budget, NEOB 10236, Washington, DC 20503, to the attention of Virginia Huth, or to [huth\\_v@a1.eop.gov](mailto:huth_v@a1.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Virginia Huth, Office of Management and Budget, (202) 395-3785 or [huth\\_v@a.eop.gov](mailto:huth_v@a.eop.gov).

**SUPPLEMENTARY INFORMATION:** To articulate and implement the Administration's vision for the National Information Infrastructure (NII), the Vice President formed the Information Infrastructure Task Force (IITF), chaired by Secretary of Commerce Ron Brown. The NII Security Issues Forum was established within the IITF to address the important cross-cutting issue of security in the NII. In addition to the IITF, the President has established the U.S. Advisory Council on the National Information Infrastructure, which includes representatives from industry, labor, State and local governments, and public interest groups.

Security is critical to the development and operation of a viable National Information Infrastructure. Without the confidence that information will go where and when it is supposed to go, and nowhere else, the NII will not be used to support health, education, commerce, public services, and advanced communications to the fullest extent.

To better understand what will be needed to make the NII adequately secure, the NII Security Issues Forum and members of the U.S. Advisory Council on the NII held seven public meetings with government officials and members of the private and public interest sectors to discuss the security needs of the NII. In order to continue and expand this public dialogue, the draft report, "NII Security: The Federal Role," is being issued for public

comment. Although members of the U.S. Advisory Council cosponsored the meetings and numerous representatives from the private sector participated in the meetings, this draft report is solely the product of the NII Security Issues Forum, a Federal government organization.

**Sally Katzen,**

*Administrator, Office of Information and Regulatory Affairs.*

[FR Doc. 95-14900 Filed 6-16-95; 8:45 am]

BILLING CODE 3510-60-M

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## SECURITIES AND EXCHANGE COMMISSION

[Rel. No. IC-21129; 812-9562]

### First Trust Special Situations Trust, Series 69

June 12, 1995.

**AGENCY:** Securities and Exchange Commission ("SEC").

**ACTION:** Notice of Application for Exemption under the Investment Company Act of 1940 (the "Act").

**APPLICANT:** First Trust Special Situations Trust, Series 69.

**RELEVANT ACT SECTIONS:** Order requested under section 6(c) of the Act that would exempt applicant from section 12(d)(3) of the Act.

**SUMMARY OF APPLICATION:** Applicant requests an order on behalf of itself and certain subsequent series (collectively, the "Series") to permit each Series to invest up to twenty percent of its total assets in securities of issuers that derived more than fifteen percent of their gross revenues in their most recent fiscal year from securities related activities.

**FILING DATE:** The application was filed on March 31, 1995 and amended on June 8, 1995.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the SEC orders a hearing. Interested persons may request a hearing by writing to the SEC's Secretary and serving applicant with a copy of the request, personally or by mail. Hearing requests should be received by the SEC by 5:30 p.m. on July 7, 1995 and should be accompanied by proof of service on the applicant, in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the writer's interest, the reason for the request, and the issues contested. Persons may request notification of a hearing by writing to the SEC's Secretary.

**ADDRESSES:** Secretary, SEC, 450 5th Street, N.W., Washington, D.C. 20549.