

requested both B&W and ARCO to search their files, and requested the USDA to check its files for a copy of the report. No copy was found. However, the USDA did confirm that the only copy in its system was missing from the USDA Beltsville, Maryland, library. It was also determined that NUMEC-1966 was not a USDA report but a NUMEC-published document. The Commission staff again searched its files and requested that B&W and ARCO search their files for a NUMEC report entitled NUMEC-1966. Again, no copy was found.

Since the Commission staff was unable to evaluate the NUMEC-1966 report, the staff reviewed environmental radiation monitoring data collected from the area of the Parks Township facility. Environmental radiation monitoring has been conducted at the Parks Township site since 1969. The monitoring program includes measurements of radioactive materials in the environment (air, soil, and vegetation) and TLD measurements of direct radiation in the environment. These include Commission, State, and B&W monitoring stations. The NRC staff has also taken soil samples from private residences and other locations in the Parks Township area.¹⁴ The NRC staff has reviewed the environmental monitoring data, including the soil samples, and concluded that there has been no significant increase in background levels outside of the immediate site area of the Parks Township facility. The Intervenor's request that the Commission investigate potential radiological contamination on the Farmers Delight Dairy Farm is granted to the extent of the review described above. The Intervenor has, however, failed to raise a substantial health or safety concern; therefore, no further action is warranted.

IV. Conclusion

The institution of proceedings pursuant to 10 CFR 2.206 is appropriate only where substantial health and safety issues have been raised. See *Consolidated Edison Co. of New York* (Indian Point, Units 1, 2, and 3), CLI-75-8, 2 NRC 173, 175-76 (1975), and *Washington Public Power Supply System* (WPPSS Nuclear Project No. 2), DD-84-7, 19 NRC 899, 923 (1984). This is the standard that I have applied to determine whether the actions requested by the Intervenor are warranted. Since no substantial health

and safety issues have been raised by the Intervenor and for the reasons discussed above, no basis exists for taking any further action in response to the requests beyond that described above. Accordingly, in this matter, the Commission is taking no further action pursuant to 10 CFR 2.206.

As provided by 10 CFR 2.206(c), a copy of this Decision will be filed with the Secretary of the Commission for the Commission's review. The Decision will become the final action of the Commission 25 days after issuance unless the Commission, on its own motion, institutes a review of the Decision.

Dated at Rockville, Maryland, this 26th day of June, 1995.

For the Nuclear Regulatory Commission.

Malcolm R. Knapp,

Deputy Director, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 95-16787 Filed 7-7-95; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF PERSONNEL MANAGEMENT

[Form DPRS-2809]

Notice of Request for Review of a Currently Approved Information Collection

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1980 (title 44, U.S. Code, chapter 35), this notice announced a request for review of a currently approved information collection. Form DPRS-2809, Request to Change FEHB Enrollment or to Receive Plan Brochures, is used by former spouses who are eligible to elect, cancel, or change health benefits enrollment during open season.

Approximately 28,000 forms are completed annually. This form requires approximately 10 minutes to complete. The annual burden is 4,700 hours.

For copies of this proposal, contact Doris R. Benz on (703) 908-8564.

DATES: Comments on this proposals should be received on or before August 9, 1995.

ADDRESSES: Send or deliver comments to—

Robert A. Yuran, Chief, Financial Management Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, N.W., Room 4351, Washington, DC 20415

and
Joseph Lackey, OPM Desk Officer,
Office of Information and Regulatory
Affairs, Office of Management and
Budget, New Executive Office
Building, NW., Room 10235,
Washington, DC 20503.

**FOR INFORMATION REGARDING
ADMINISTRATIVE COORDINATION—CONTACT:**
Mary Beth Smith-Toomey, Management
Services Division, (202) 606-0623.

Office of Personnel Management.

Lorraine A. Green,

Deputy Director.

[FR Doc. 95-16816 Filed 7-7-95; 8:45 am]

BILLING CODE 6325-01-M

RAILROAD RETIREMENT BOARD

Agency Forms Submitted for OMB Review

SUMMARY: In accordance with the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Railroad Retirement Board has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

SUMMARY OF PROPOSAL(S):

- (1) *Collection title:* Sick Pay and Miscellaneous Payments Report.
- (2) *Form(s) submitted:* BA-10.
- (3) *OMB Number:* 3220-0175.
- (4) *Expiration date of current OMB clearance:* October 31, 1995.
- (5) *Type of request:* Extension of a currently approved collection.
- (6) *Respondents:* Business or other for-profit.
- (7) *Estimated annual number of respondents:* 140
- (8) *Total annual responses:* 140.
- (9) *Total annual reporting hours:* 128.
- (10) *Collection description:* The Railroad Retirement Solvency Act of 1983 added Sec. 1(h)(8) to the RRA expanding the definition of compensation for purposes of computing the Tier 1 portion of an annuity to include sickness payments and certain payments other than sick pay which are considered compensation within the meaning of Sec. 1(h)(8). Collection obtains the sick pay and other types of payments considered compensation within the meaning of Sec. 1(h)(8).

ADDITIONAL INFORMATION OR COMMENTS: Copies of the form and supporting documents can be obtained from Chuck Mierzwa, the agency clearance officer (312-751-3363). Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad

¹⁴The NRC soil sampling results were reported in NRC combined Inspection Reports Nos. 70-135/93-01 and 70-364/93-02; 70-135/93-02 and 70-364/93-03; 70-135/93-03 and 70-364/93-04; 70-135/94-01 and 70-364/94-01; and 70-135/94-02 and 70-364/94-02.

Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092 and the OMB reviewer, Laura Oliven (202-395-7316), Office of Management and Budget, Room 10230, New Executive Office Building, Washington, DC 20503.

Ronald J. Hodapp,

Chief, Information Resources Management.

[FR Doc. 95-16835 Filed 7-7-95; 8:45 am]

BILLING CODE 7905-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-35916; File Nos. SR-NSCC-95-04; SR-MCC-95-02; SR-SCCP-95-03]

Self-Regulatory Organizations; National Securities Clearing Corporation; Midwest Clearing Corporation; Stock Clearing Corporation of Philadelphia; Notice of Filing and Order Granting Temporary Approval on an Accelerated Basis of Proposed Rule Changes Relating to the Guarantee of Trades in Continuous Net Settlement Systems

June 28, 1995.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),¹ notice is hereby given that the National Securities Clearing Corporation ("NSCC"), Midwest Clearing Corporation ("MCC"), and Stock Clearing Corporation of Philadelphia ("SCCP") (collectively referred to as "Clearing Corporations") filed with the Securities and Exchange Commission ("Commission") on May 19, 1995, May 26, 1995, and June 12, 1995,

respectively, the proposed rule changes as described in Items I and II below, which items have been prepared primarily by the Clearing Corporations. The proposals seek approval of rule changes relating to the guarantee of trades in the Clearing Corporations' continuous net settlement systems. The Commission is publishing this notice and order to solicit comments from interested persons and to extend temporary approval of the proposed rule changes on an accelerated basis through June 28, 1996.

I. Self-Regulatory Organizations' Statement of the Terms of Substance of the Proposed Rule Changes

The proposals seek approval of the Commission's temporary order that authorizes the Clearing Corporations: (1) to guarantee at an earlier time the settlement of participant trades in their Continuous Net Settlement ("CNS")

systems and (2) to use revised clearing fund calculations to protect against any increased risk caused by such earlier guarantees.²

II. Self-Regulatory Organizations' Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Changes

In their filings with the Commission, the Clearing Corporations included statements concerning the purpose of and basis for the proposed rule changes and discussed any comments they received on the proposed rule changes. The text of these statements may be examined at the places specified in Item IV below. The Clearing Corporations have prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.³

(A) Self-Regulatory Organizations' Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Changes

The proposed rule changes seek approval of the Clearing Corporations' procedures whereby the settlement of all pending CNS trades are guaranteed as of midnight (11:59 p.m. for MCC) on the day after the trade date for locked-in or automatically compared trades and as of midnight (11:59 p.m. for MCC) on the day trades are reported to members as compared for all other trades. The proposed rule changes also seek approval of the Clearing Corporations' revisions to the CNS portions of their clearing fund formulas. These revisions are designed to protect against increased risk associated with earlier guarantees.⁴

The Clearing Corporations believe that the proposed rule changes are consistent with the Act and particularly with Section 17A of the Act because

² The Commission has approved these proposals on a temporary basis on six previous occasions in Securities Exchange Act Release Nos. 27192 (August 29, 1989), 54 FR 37010 (approving File Nos. SR-NSCC-87-04, SR-MCC-87-03, and SR-SCCP-87-03 until December 31, 1990); 28728 (December 31, 1990), 56 FR 717 (approving File Nos. SR-NSCC-90-25, SR-MCC-90-08, and SR-SCCP-90-03 until June 30, 1991); 29388 (June 28, 1992), 56 FR 30951 (approving File Nos. SR-NSCC-91-06, SR-MCC-91-03, and SR-SCCP-91-03 through June 30, 1992); 30879 (July 1, 1992), 57 FR 30279 (approving File Nos. SR-NSCC-92-04, SR-MCC-92-07, and SR-SCCP-92-02 through June 30, 1993); 32547 (June 29, 1993), 58 FR 36491 (approving file Nos. SR-NSCC-93-04, SR-MCC-93-02, and SR-SCCP-93-02 through June 30, 1994); and 33996 (June 27, 1994), 59 FR 33996 (approving File Nos. SR-NSCC-94-09, SR-MCC-94-06, and SR-SCCP-94-02 through June 30, 1995).

³ The Commission has modified the language in these sections.

⁴ For a more detailed discussion of the proposals, refer to Securities Exchange Act Release Nos. 34261, 32547, 30879, 29388, 28728, and 27192 and the accompanying rule filings, *supra* note 3.

they will help the Clearing Corporations to assure the safeguarding of securities and funds which are in their custody or control or for which they are responsible.⁵

(B) Self-Regulatory Organizations' Statement on Burden on Competition

The Clearing Corporations believe that the proposed rule changes will not impose a burden on competition.

(C) Self-Regulatory Organizations' Statement on Comments on the Proposed Rule Changes Received From Members, Participants or Others

The Clearing Corporations have neither solicited nor received any comments.

III. Date of Effectiveness of the Proposed Rule Changes and Timing for Commission Action

The Commission believes the Clearing Corporations' proposals to continue providing earlier guarantees for CNS trades along with using revised formulas for calculating clearing fund contributions are consistent with the Act and particularly with Section 17A of the Act.⁶ Section 17A(b)(3)(F) of the Act⁷ requires that the rules of clearing agencies be designed to assure the safeguarding of securities and funds that are in the custody or control of the clearing agencies or for which the clearing agencies are responsible and be designed to remove impediments to and perfect the national system for the clearance and settlement of securities transactions.

The Commission believes that these proposals promote the perfection of the national system by providing increased certainty as to settlement of securities transactions by reducing the time that clearing members are exposed to the risk of counterparty default. The Commission further believes that these proposals achieve that goal without compromising the safeguarding of securities and funds in the Clearing Corporations' custody or control or for which they are responsible.

The Clearing Corporations have requested that the Commission find good cause for approving the proposed rule changes prior to the thirtieth day after the date of publication of notice of the filings in the **Federal Register**. The Commission finds good cause for so approving because accelerated approval will permit the Clearing Corporations to continue to provide their participants with earlier trade guarantees and to

⁵ 15 U.S.C. § 78q-1 (1988).

⁶ 15 U.S.C. § 78q-1 (1988).

⁷ 15 U.S.C. § 78q-1(b)(3)(F) (1988).

¹ 15 U.S.C. § 78s(b)(1) (1988).