

proposed exemption notwithstanding any subsequent modifications to the final exemption. The Department has further determined not to affirmatively refer information to the states for criminal prosecution concerning those persons who voluntarily restore participant contributions in accordance with the Program. The Internal Revenue Service has advised the Department of Labor that it will not seek to impose Internal Revenue Code section 4975 (a) and (b) sanctions with respect to any prohibited transaction that is covered by the proposed class exemption notwithstanding any subsequent changes to the proposed class exemption when it is finalized, provided that all the requirements specified in the proposed class exemption are met.

The Program only applies to certain delinquent participant contributions plus earnings that are restored to pension plans no later than September 7, 1996. Such restorative payments must relate to amounts paid by participants or withheld by an employer from participants' wages for contribution to a plan on or before thirty days following the date of this announcement. Specifically, the Program applies to delinquent participant contributions plus earnings, provided that the delinquent contributions outstanding on the effective date of the Program, excluding earnings, do not exceed the aggregate amount of participant contributions that were received or withheld from the employees' wages for calendar year 1995. Provided that the contribution limitation described in the previous sentence is not exceeded, the Program will also apply, without limit, to the restoration of any earnings on delinquent participant contributions that have been restored to the plan prior to the effective date of this announcement.

The Program is available only if the following conditions are met:

(1) All delinquent participant contributions are restored to the employee benefit plan plus the greater of (a) or (b) below.

(a) The amount that otherwise would have been earned on the participant contributions from the date on which such contributions were paid to, or withheld by, the employer until such money is fully restored to the plan had such contributions been invested during such period in accordance with applicable plan provisions, or

(b) Interest at a rate equal to the underpayment rate defined in section 6621(a)(2) of the Internal Revenue Code from the date on which such contributions were paid to, or withheld

by, the employer until such money is fully restored to the plan, provided that the total of all outstanding delinquent contributions on the effective date of the Program, excluding earnings, does not exceed the aggregate amount of participant contributions that were received or withheld from the employees' wages for calendar year 1995.

(2) The Department is notified in writing no later than September 7, 1996 of the person's decision to participate in the Program and provided with: (a) Copies of cancelled checks or other written evidence demonstrating that all participant contributions and earnings have been restored to the employee benefit plan; (b) the certification described in paragraph (6) below; and (c) evidence of such bond as may be required under section 412 of ERISA.

(3) The person informs the affected participants within 90 days following the notification of the Department described in paragraph (2) above, that prior delinquent contributions and lost earnings have been restored to their accounts pursuant to the person's participation in the Program and, thereafter, provides a copy of such notification to the Department. If a statement of account or other scheduled communication between the plan or its sponsor and the participants is scheduled to occur within this time period, such statement may include the notification required by this paragraph.

(4) The person has complied with all conditions set forth in an exemption proposed by the Department today.

(5) At the time that the Department is notified of the person's determination to participate in the Program, neither the Department nor any other Federal agency has informed such person of an intention to investigate or examine the plan or otherwise made inquiry with respect to the status of participant contributions under the plan.

(6) Each person who applies for relief under the Program shall certify in writing, under oath and pain of perjury, that it is in compliance with all terms and conditions of the Program and, to its knowledge, neither it nor any person acting under its supervision or control with respect to the operation of an ERISA covered employee benefit plan:

(a) Is the subject of any criminal investigation or prosecution involving any offense against the United States;<sup>4</sup>

<sup>4</sup> For purposes of this paragraph, an "offense" includes criminal activity for which the Department of Justice may seek civil injunctive relief under the Racketeer Influenced and Corrupt Organizations statute (18 U.S.C. 1964(b)). A "subject" is any individual or entity whose conduct is within the scope of any ongoing inquiry being conducted by

(b) Has been convicted of a criminal offense involving employee benefit plans at any time or any other offense involving financial misconduct which was punishable by imprisonment exceeding one year for which sentence was imposed during the preceding thirteen years or which resulted in actual imprisonment ending within the last thirteen years, nor has such person entered into a consent decree with the Department or been found by a court of competent jurisdiction to have violated any fiduciary responsibility provisions of ERISA during such period; or

(c) Has sought to assist or conceal the non-remittance of participant contributions by means of bribery, graft payments to persons with responsibility for ensuring remittance of plan contributions or with the knowing assistance of persons engaged in ongoing criminal activity.

Signed at Washington, D.C., this 4th day of March 1996.

Olena Berg,

*Assistant Secretary for Pension and Welfare Benefits, U.S. Department of Labor.*

[FR Doc. 96-5391 Filed 3-6-96; 8:45 am]

BILLING CODE 6510-29-M

## MISSISSIPPI RIVER COMMISSION

### Sunshine Act Meeting

**TIME AND DATE:** 8:30 a.m., March 25, 1996.

**PLACE:** On board MISSISSIPPI V at the Foot of Eight Street, Cairo, IL.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** (1) Report on general conditions of the Mississippi River and Tributaries Project and major accomplishments since the last meeting; (2) Views and suggestions from members of the public on any matters pertaining to the Flood Control, Mississippi River and Tributaries Project; and (3) District Commander's report on the Mississippi River and Tributaries Project in Memphis District.

\* \* \* \* \*

**TIME AND DATE:** 8:30 a.m., March 26, 1996.

**PLACE:** On board MISSISSIPPI V at City Front, Memphis, TN.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** (1) Report on general conditions of the Mississippi River and Tributaries Project and major accomplishments since the last meeting; and (2) Views and suggestions from members of the public on any matters

a Federal investigator(s) who is authorized to investigate criminal offenses against the United States.

pertaining to the Flood Control, Mississippi River and Tributaries Project.

\* \* \* \*

**TIME AND DATE:** 9:30 a.m., March 27, 1996.

**PLACE:** On board MISSISSIPPI V at City Front, Vicksburg, MS.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** (1) Report on general conditions of the Mississippi River and Tributaries Project and major accomplishments since the last meeting; (2) Views and suggestions from members of the public on any matters pertaining to the Flood Control, Mississippi River and Tributaries Project; and (3) District Commander's report on the Mississippi River and Tributaries Project in Vicksburg District.

\* \* \* \*

**TIME AND DATE:** 9:00 a.m., March 28, 1996.

**PLACE:** On board MISSISSIPPI V at the McKinney Towing facility, 2500 River Road, Baton Rouge, LA.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** (1) Report on general conditions of the Mississippi River and Tributaries Project and major accomplishments since the last meeting; (2) Views and suggestions from members of the public on any matters pertaining to the Flood Control, Mississippi River and Tributaries Project; and (3) District Commander's report on the Mississippi River and Tributaries Project in New Orleans District.

\* \* \* \*

**CONTACT PERSON FOR MORE INFORMATION:** Mr. Noel D. Caldwell, telephone 601-634-5766.

Noel D. Caldwell,

*Executive Assistant, Mississippi River Commission.*

[FR Doc. 96-5483 Filed 3-4-96; 8:45 am]

**BILLING CODE 3710-GX-M**

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## NATIONAL SCIENCE FOUNDATION

### Special Emphasis Panel in Electrical and Communications Systems; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting.

*Name:* Special Emphasis Panel in Electrical and Communications Systems (1196).

*Date and Time:* March 25, 1996, 8:30 am to 5:00 pm.

*Place:* Room 320, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA.

*Type of Meeting:* Closed.

*Contact Person:* Deborah Crawford, Program Director, Solid State and Microstructures, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230, telephone: (703) 306-1339.

*Purpose of Meeting:* To provide advice and recommendations concerning proposals submitted to NSF for financial support.

*Agenda:* To review and evaluate Solid State and Microstructures Research Equipment proposals as part of the selection process for awards.

*Reason for Closing:* The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: March 4, 1996.

M. Rebecca Winkler,

*Committee Management Officer.*

[FR Doc. 96-5381 Filed 3-7-96; 8:45 am]

**BILLING CODE 7555-01-M**

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### Notice of Workshop

The National Science Foundation (NSF) will hold a two day workshop April 18-20, 1996. The workshop will take place at the NSF headquarters, 4201 Wilson Boulevard, Arlington, VA 22230. Sessions will be held from 6:30-9:30 p.m. on April 18th, from 8:00 a.m.-5:00 p.m. on April 19th, and from 9:00 a.m.-2:30 p.m. on April 20th.

The goal of the workshop is to provide a forum for gathering the views and input of leaders in the undergraduate education community on the impact of and future directions for the application of information technology to teaching and learning.

The workshop will not operate as an advisory committee. It will be open to the public. Participants will include approximately 30 leaders in various science, engineering, mathematics, and technology fields, administrators, representatives of the publishing industry, and members of educational societies dedicated to the examination of information technology issues.

For additional information, contact Dr. Lee L. Zia, Program Director, Division of Undergraduate Education, 4201 Wilson Boulevard, Arlington, VA 22230, (703) 306-1666.

Dated: February 27, 1996.

D.E. McBride,

*Acting Division Director, Division of Undergraduate Education.*

[FR Doc. 96-5382 Filed 3-6-96; 8:45 am]

**BILLING CODE 7555-01-M**

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-482]

### Wolf Creek Nuclear Operating Corporation; Wolf Creek Generating Station Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an exemption from certain requirements of its regulations for Facility Operating License No. NPF-42, issued to Wolf Creek Nuclear Operating Corporation (the licensee), for operation of the Wolf Creek Generating Station (WCGS) located in Coffey County, Kansas.

Environmental Assessment

#### Identification of Proposed Action

The proposed action would exempt Wolf Creek Nuclear Operating Corporation from the requirements of 10 CFR 70.24, which requires a monitoring system that will energize clearly audible alarms if accidental criticality occurs in each area in which special nuclear material is handled, used or stored. The proposed action would also exempt the licensee from the requirements of 10 CFR 70.24(a)(3) to maintain emergency procedures for each area in which this licensed special nuclear material is handled, used, or stored to ensure that all personnel withdraw to an area of safety upon the sounding of the alarm and to conduct drills and designate responsible individuals for such emergency procedures.

The proposed action is in accordance with the licensee's application for exemption dated September 19, 1995.

#### The Need for the Proposed Action

Power reactor license applicants are evaluated for the safe handling, use, and storage of special nuclear materials. The proposed exemption from criticality accident requirements is based on the original design for radiation monitoring at WCGS as discussed in the NUREG-0830, "Safety Evaluation Report Related to the Operation of Wolf Creek Generating Station, Unit No. 1." The exemption was granted with the original Part 70 license, but it expired with the issuance of the Part 50 license when the exemption was inadvertently not