

sound and suitable for support and as a basis for determining the amount of support to be provided.

Dated: January 21, 1997.

Lynn L. Bellardo,

Director, Information Resources Policy and Projects Division.

[FR Doc. 97-1909 Filed 1-23-97; 8:45 am]

BILLING CODE 7515-01-P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-325 and 50-324]

Carolina Power and Light Company; Notice of Consideration of Issuance of Amendments to Facility Operating Licenses and Opportunity For a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License Nos. DPR-71 and DPR-62 issued to the Carolina Power and Light Company (CP&L or the licensee) for operation of the Brunswick Steam Electric Plant (Brunswick, BSEP, BNP), Units 1 and 2, located in Brunswick County, North Carolina.

The proposed amendments, requested by the licensee in a letter dated November 1, 1996, would represent a full conversion from the current Technical Specifications (TSs) to a set of TS based on NUREG-1433, Revision 1, "Standard Technical Specifications for General Electric Plants, BWR/4," dated April 1995. NUREG-1433 has been developed through working groups composed of both NRC staff members and the BWR/4 owners and has been endorsed by the staff as part of an industry-wide initiative to standardize and improve TS. As part of this submittal, the licensee has applied the criteria contained in the Commission's "Final Policy Statement on Technical Specification Improvements for Nuclear Power Reactors (final policy statement)," published in the Federal Register on July 22, 1993 (58 FR 39132), to the current Brunswick TSs, and, using NUREG-1433 as a basis, developed a proposed set of improved TSs for BSEP. The criteria in the final policy statement were subsequently added to 10 CFR 50.36, "Technical Specifications," in a rule change which was published in the Federal Register on July 19, 1995 (60 FR 36953) and became effective on August 18, 1995.

The licensee has categorized the proposed changes to the existing TSs into four general groupings. These groupings are characterized as administrative changes, relocated

changes, technical changes—more restrictive, and technical changes—less restrictive.

Administrative changes are those that involve restructuring, renumbering, rewording, interpretation and complex rearranging of requirements and other changes not affecting technical content or substantially revising an existing requirement. The reformatting, renumbering and rewording process reflects the attributes of NUREG-1433 and does not involve technical changes to the existing TSs. The proposed changes include: (a) providing the appropriate numbers, etc., for NUREG-1433 bracketed information (information which must be supplied on a plant-specific basis, and which may change from plant to plant), (b) identifying plant-specific wording for system names, etc., and (c) changing NUREG-1433 section wording to conform to existing licensee practices. Such changes are administrative in nature and do not impact initiators of analyzed events or assumed mitigation of accident or transient events.

Relocated changes are those involving relocation of requirements and surveillances for structures, systems, components or variables that do not meet the criteria for inclusion in the TSs. Relocated changes are those current TS requirements which do not satisfy or fall within any of the four criteria specified in the Commission's policy statement and may be relocated to appropriate licensee-controlled documents.

The licensee's application of the screening criteria is described in that portion of their November 1, 1996, application titled "Application of Selection Criteria to the BNP Technical Specifications," in Volume 1 of the submittal. The affected structures, systems, components or variables are not assumed to be initiators of analyzed events and are not assumed to mitigate accident or transient events. The requirements and surveillances for these affected structures, systems, components or variables will be relocated from the TS to administratively controlled documents such as the Updated Final Safety Analysis Report (UFSAR), the BASES, the Technical Requirements Manual (TRM), plant procedures, the Inservice Testing (IST) Program, the Inservice Inspection (ISI) Program, the Offsite Dose Calculation Manual (ODCM) or the Process Control Program. Changes made to these documents will be made pursuant to 10 CFR 50.59 or other appropriate control mechanisms. In addition, the affected structures, systems, components or variables are

addressed in existing surveillance procedures which are also subject to 10 CFR 50.59. These proposed changes will not impose or eliminate any requirements and adequate control of the information will be maintained.

More restrictive changes are those involving more stringent requirements for operation of the facility. These more stringent requirements do not result in operation that will alter assumptions relative to mitigation of an accident or transient event. The more restrictive requirements will not alter the operation of process variables, structures, systems and components described in the safety analyses. For each requirement in the current BSEP TSs that is more restrictive than the corresponding requirement in NUREG-1433 which the licensee proposes to retain in the ITS, they have provided an explanation of why they have concluded that retaining the more restrictive requirement is desirable to ensure safe operation of the facilities because of specific design features of the plant.

Less restrictive changes are those where current requirements are relaxed or eliminated, or new flexibility is provided. The more significant "less restrictive" requirements are justified on a case-by-case basis. When requirements have been shown to provide little or no safety benefit, their removal from the TSs may be appropriate. In most cases, relaxations previously granted to individual plants on a plant-specific basis were the result of (a) generic NRC actions, (b) new NRC staff positions that have evolved from technological advancements and operating experience, or (c) resolution of the Owners Groups' comments on the improved Standard Technical Specifications. Generic relaxations contained in NUREG-1433 were reviewed by the staff and found to be acceptable because they are consistent with current licensing practices and NRC regulations. The licensee's design will be reviewed to determine if the specific design basis and licensing basis are consistent with the technical basis for the model requirements in NUREG-1433 and thus provides a basis for these revised TSs or if relaxation of the requirements in the current TSs is warranted based on the justification provided by the licensee.

In addition to the above changes related to conversion of the current TSs to be similar to the ISTs in NUREG-1433, the licensee has proposed to change the surveillance frequency from 18 to 24 months for all surveillances that are normally performed at refueling outages. The proposed amendments would extend the required frequency of

selected surveillance requirements to 24 months to support the adoption of a 24-month fuel cycle.

In the application of November 1, 1996, CP&L is also requesting changes to the Unit 2 Operating License to allow single loop operation. By letter dated November 1, 1996, the licensee submitted amendment applications for Brunswick Units 1 and 2 to revise the TSs to allow full implementation of the Boiling Water Reactor Owners Group (BWROG) Enhanced Option 1-A (EIA) Reactor Stability Long Term Solution. Approval of these proposed amendments would permit single loop operation for both Brunswick units. CP&L is proposing to implement the long-term resolution of the thermal hydraulic instability concerns concurrent with implementation of the ITS. The TS changes to permit single loop operation have been incorporated in the ITS. However, the Unit 2 License has a condition (2.C.(5)) that does not allow single loop operation for more than 24 hours. The license condition was added to permit the licensee to conduct a natural circulation test as part of the startup test program but to preclude extended operation without both recirculation loops in operation.

By February 24, 1997, the licensee may file a request for a hearing with respect to issuance of the amendment to the subject facility operating license and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written request for a hearing and a petition for leave to intervene. Requests for a hearing and a petition for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. Interested persons should consult a current copy of 10 CFR 2.714 which is available at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the University of North Carolina at Wilmington, William Madison Randall Library, 601 S. College Road, Wilmington, North Carolina 28403-3297. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition; and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's right under the Act to be made party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 15 days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to

participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

A request for a hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Docketing and Services Branch, or may be delivered to the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, by the above date. Where petitions are filed during the last 10 days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at 1-(800) 248-5100 (in Missouri 1-(800) 342-6700). The Western Union operator should be given Datagram Identification Number N1023 and the following message addressed to Mark Reinhart, Acting Director, Project Directorate II-1: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to William D. Johnson, Vice President and Senior Counsel, Carolina Power & Light Company, Post Office Box 1551, Raleigh, North Carolina 27602, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1) (i)-(v) and 2.714(d).

If a request for a hearing is received, the Commission's staff may issue the amendment after it completes its technical review and prior to the completion of any required hearing if it publishes a further notice for public comment of its proposed finding of no significant hazards consideration in accordance with 10 CFR 50.91 and 50.92.

For further details with respect to this action, see the application for amendments dated November 1, 1996, which is available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street NW., Washington, DC, and at the local public document room located at the University of North Carolina at Wilmington, William Madison Randall

Library, 601 S. College Road,
Wilmington, North Carolina 27602.

Dated at Rockville, Maryland, this 15th day
of January 1997.

For the Nuclear Regulatory Commission.

Mark Reinhart,

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

[FR Doc. 97-1722 Filed 1-23-97; 8:45 am]

BILLING CODE 7590-01-P

POSTAL SERVICE

United States Postal Service Board of Governors; Sunshine Act Meeting

TIME AND DATES: 1:00 p.m., Monday,
February 3, 1997; and 9:00 a.m.,
Tuesday, February 4, 1997.

PLACE: Albuquerque, New Mexico, at
the Wyatt Regency Hotel, 330 Tijeras
N.W. Avenue, in Pavilion VI.

STATUS: February 3 (Closed); February 4
(Open).

MATTERS TO BE CONSIDERED:

Monday, February 3—1:00 p.m. (closed)

1. FY 1997 Variable Pay Program.
2. Inspector General Functions and
Compensation.
3. Postal Rate Commission Docket No.
C96-1, Pack & Send.
4. Changes to FY 1997 Advertising Budget.

Tuesday, February 4—9:00 a.m. (Open)

1. Minutes of the Previous Meeting,
January 6-7, 1997.
2. Remarks of the Postmaster General/Chief
Executive Officer.
3. Appointment of Members to Board
Committees.
4. Fiscal Year 1996 Comprehensive
Statement on Postal Operations.
5. Quarterly Report on Service
Performance.
6. Quarterly Report on Financial
Performance.
7. Report on the Albuquerque District.
8. Tentative Agenda for the March 3-4,
1997, meeting in Washington, D.C.

CONTACT PERSON FOR MORE INFORMATION:
Thomas J. Koerber, Secretary of the
Board, U.S. Postal Service, 475 L'Enfant
Plaza, S.W., Washington, D.C. 20260-
1000. Telephone (202) 268-4800..

Thomas J. Koerber,

Secretary.

[FR Doc. 97-1895 Filed 1-22-97; 2:20 pm]

BILLING CODE 7710-12-M

SECURITIES AND EXCHANGE COMMISSION

Proposed Collections; Request For Public Comment

Upon Written Request, Copies Available
From: Securities and Exchange

Commission, Office of Filings and
Information Services, Washington,
DC 20549

Extension:

- Rule 17a-8, SEC File No. 270-225,
OMB Control No. 3235-0235
Form N-8F, SEC File No. 270-136,
OMB Control No. 3235-0157
Form N-23C-1, SEC File No. 270-
230, OMB Control No. 3235-0230

Notice is hereby given that pursuant
to the Paperwork Reduction Act of 1995
(44 U.S.C. 3501 *et seq.*), the Securities
and Exchange Commission
("Commission") is publishing for public
comment the following summaries of
previously approved information
collection requirements.

Rule 17a-8 exempts certain mergers
and similar business combinations
("mergers") of affiliated registered
investment companies ("funds") from
section 17(a)'s prohibitions on
purchases and sales between a fund and
its affiliates. The rule requires fund
directors to consider certain issues and
to record their findings in board
minutes. The average annual burden of
meeting the requirements of Rule 17a-
8 is estimated to be 1.5 hours for each
fund. The Commission estimates that
about seventeen funds rely each year on
the rule. The total average annual
burden for all respondents is therefore
twenty-six hours.

For N-8F is the form prescribed for
use by registered investment companies
in certain circumstances to request
orders of the Commission declaring that
they have ceased to be investment
companies. The form takes
approximately 6 hours to complete. It is
estimated that approximately 160
investment companies file Form N-8F
annually, for a total annual burden of
960 hours.

For N-23C-1 assists the Commission
and the public in monitoring
repurchases by closed-end investment
companies ("closed-end funds") of their
own securities under Rule 23c-1, which
permits such repurchases in limited
circumstances subject to certain
safeguards. The form, which must be
filed within the first 10 days of the
calendar month following any month in
which securities are repurchased,
requires the closed-end fund to report
certain information including the date,
amount, and price of repurchases and
other information. It is estimated that
four closed-end funds are affected by
the rule each year, and that they file
approximately 23 reports in total each
year (based on the average of 0 to 12
reports filed annually by each fund)
requiring one hour per report, for a total
of 23 annual burden hours.

Written comments are requested on:
(a) Whether the collections of
information are necessary for the proper
performance of the functions of the
Commission, including whether the
information has practical utility; (b) the
accuracy of the Commission's estimate
of the burdens of the collection of
information; (c) ways to enhance the
quality, utility, and clarity of the
information collected; and (d) ways to
minimize the burden of the collection of
information on respondents, including
through the use of automated collection
techniques or other forms of information
technology. Consideration will be given
to comments and suggestions submitted
in writing within 60 days of this
publication.

Direct your written comments to
Michael E. Bartell, Associate Executive
Director, Office of Information
Technology, Securities and Exchange
Commission, 450 5th Street, NW.,
Washington, DC 20549.

Dated: January 16, 1997.

Jonathan G. Katz,

Secretary.

[FR Doc. 97-1679 Filed 1-23-97; 8:45 am]

BILLING CODE 8010-01-M

[Investment Company Act Release No. 22473; 812-10470]

Cityfed Financial Corp.; Notice of Application

January 17, 1997.

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

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

APPLICANT: Cityfed Financial Corp.

RELEVANT ACT SECTIONS: Order requested
under sections 6(c) and 6(e) of the Act.

SUMMARY OF APPLICATION: Applicant
requests an order that would exempt it
from all provisions of the Act, except
sections 9, 17(a) (modified as discussed
herein), 17(d) (modified as discussed
herein), 17(e), 17(f), 36 through 45, and
47 through 51 of the Act and the rules
thereunder, until the earlier of two years
from the date of the requested order or
such time as applicant would no longer
be required to register as an investment
company under the Act. The requested
exemption would extend an exemption
granted until February 21, 1997.

FILING DATE: The application was filed
on December 18, 1996.

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