

of 30 CFR 75.400's prohibition against accumulations of combustible materials was significant and substantial is legally correct and supported by substantial evidence and whether the judge's conclusion that the violation was due to the operator's unwarrantable failure is supported by substantial evidence).

TIME AND DATE: 11:15 a.m., Thursday, March 20, 1997.

PLACE: Room 6005, 6th Floor, 1730 K Street, N.W., Washington, D.C.

STATUS: Closed [Pursuant to 5 U.S.C. § 552b(c)(10)].

MATTERS TO BE CONSIDERED: It was determined by a unanimous vote of the Commissioners that the commission consider and act upon the following in closed session:

1. Secretary of Labor versus Amax Coal Co., Docket No. LAKE 94-74 (See oral argument listing, *supra*, for issues).

TIME AND DATE: 2:00 p.m., Thursday, March 20, 1997.

PLACE: Room 6005, 6th Floor, 1730 K Street, N.W., Washington, D.C.

STATUS: Open.

MATTERS TO BE CONSIDERED: The Commission will hear oral argument on the following:

1. Secretary of Labor versus Amax Coal Co., Docket No. LAKE 95-267 (Issues include whether the judge was correct in determining that the operator's failure to extend a line curtain within 40 feet of a working face, as required by its ventilation plan, was the result of the operator's unwarrantable failure).

TIME AND DATE: 3:15 p.m., Thursday, March 20, 1997.

PLACE: Room 6005, 6th Floor, 1730 K Street, N.W., Washington, D.C.

STATUS: Closed [Pursuant to 5 U.S.C. § 552b(c)(10)].

MATTERS TO BE CONSIDERED: It was determined by a unanimous vote of the Commissioners that the Commission consider and act upon the following in closed session:

1. Secretary of Labor versus Amax Coal Co., Docket No. LAKE 95-267 (See oral argument listing, *supra*, for issues).

Any person attending oral argument or an open meeting who required special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs. Subject to 29 CFR § 2706.150(a)(3) and § 2706.160(d).

CONTACT PERSON FOR MORE INFO: Jean Ellen, (202) 653-5629 / (202) 708-9300

for TDD Relay / 1-800-877-8339 for toll free.

Jean H. Ellen,

Chief Docket Clerk.

[FR Doc. 97-5340 Filed 2-27-97; 5:04 pm]

BILLING CODE 6735-01-M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Physics; 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 Physics (1208).

Date and Time: March 21, 1997 from 8:00AM to 9:00PM.

Place: Room 1020, NSF 4201 Wilson Blvd., Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: Dr. David Berley, Program Manager for LIGO, Room 1015, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. Telephone: (703) 306-1892.

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

Agenda: To review and evaluate Gravitational Physics proposals regarding LIGO as part of the selection progress for awards.

Reason for Closing: The project plans being reviewed include information of a proprietary or confidential nature, including technical information; information on personnel and proprietary data for present and future subcontracts. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 27, 1997.

Linda Allen-Benton,

Deputy Director, Division of Human Resources Management, Acting Committee Management Officer.

[FR Doc. 97-5288 Filed 3-3-97; 8:45 am]

BILLING CODE 7555-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 247]

Consolidated Edison Company of New York; Notice of Consideration of Issuance of Amendment To Facility Operating License, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an amendment to Facility Operating License No. DPR-

26 issued to Consolidated Edison Company of New York, Inc. (Con Edison or the licensee) for operation of the Indian Point Nuclear Generating Station Unit 2 (IP2) located in Westchester County, New York.

The proposed amendment would permit a one-time only extension of the current steam generator tube inservice inspection cycle. Technical Specification 4.13A.2.a requires steam generator tube examinations to be conducted at not less than 12 months and no later than 24 calendar months after the previous examination. Based upon the last examination during the 1995 refueling outage being completed on April 14, 1995, operation of the unit after April 14, 1997, would not be permitted. Con Edison proposes a one-time extension of the examination requirements, scheduled to be conducted during the 1997 refueling outage, to commence no later than May 2, 1997. Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety. As required by 10 CFR 50.91(a), the licensee has provided its analysis of the issue of no significant hazards consideration, which is presented below:

The proposed changes do not involve a significant hazards consideration since:

1. The proposed change does not involve a significant increase in the probability or consequences of an accident previously evaluated.

The proposed change does not involve any physical modifications to the plant or modification in the methods of plant operation which could increase the probability or consequences of previously evaluated accidents. The proposed change permits a one-time only extension of the current steam generator tube inservice inspection cycle. This extension would allow the steam generator tube examinations to be conducted during the 1997 refueling outage which will commence no later than May 2, 1997. The basis for acceptance of this increase in the technical specification limit is