

the spent fuel pool cooling system, initially designed to be a non-seismic system, has been upgraded to Seismic Category I requirements. Those portions of the system that do not meet seismic requirements can be isolated from the spent fuel pool cooling system if a seismic event renders them inoperable.

It should be made clear that the NRC staff does not require Class 1E qualification for spent fuel pool cooling equipment and instrumentation. Class 1E is the safety classification of electric equipment and systems that are essential to emergency reactor shutdown, containment isolation, reactor core cooling, and containment and reactor heat removal, or are otherwise essential in preventing significant release of radioactive material to the environment.<sup>6</sup> The spent fuel pool cooling system and monitoring instrumentation are not required for such functions.

In his letter of April 10, 1995, the Director informed Petitioners that they have not presented, nor was the staff aware of, any evidence that the spent fuel pool cooling system fails to comply with its design basis, or that the licensee failed to qualify these components to the degree Petitioners describe such that it would alter his decision as it pertains to the safety significance of these issues. Therefore, further review of the qualification of spent fuel cooling system components at OCNCS is not warranted. Additionally, Petitioners were informed that the staff would continue its generic review of spent fuel storage pool safety and would take appropriate action based on the conclusions of that review. Based on the results of the generic review of spent fuel storage pool safety thus far, the staff has concluded that no additional actions are warranted for the spent fuel pool cooling system components at OCNCS.

The Petitioners' request to identify redundant qualified Class 1E systems was granted as described above.

#### IV. Conclusion

Although the staff has not initiated formal enforcement proceedings in response to the Petition, the staff has taken a number of actions that address the concerns raised in the Petition. For example, during the course of its review, the NRC staff has issued generic communications responsive to Petitioners' request (4) of September 19, 1994. In addition, the NRC staff reviewed the compliance of NRC licensed facilities in the area of spent fuel pool design responsive to

Petitioners' request (3) of September 19, 1994. To this extent, the Petition is granted in part. Finally, Petitioners' supplemental petition requests (2), (3), and (4) are granted as explained above.

A copy of this Final Director's Decision will be filed with the Secretary of the Commission for review in accordance with 10 CFR 2.206(c). This Decision will become the final action of the Commission 25 days after its issuance unless the Commission, on its own motion, institutes review of the Decision within that time.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland, this 2nd day of April 1997.

**Samuel J. Collins,**

*Director, Office of Nuclear Reactor Regulation.*

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#### OFFICE OF PERSONNEL MANAGEMENT

##### Federal Prevailing Rate Advisory Committee; Open Committee Meeting

According to the provisions of section 10 of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on—

Thursday, April 10, 1997

Thursday, April 24, 1997

Thursday, May 15, 1997

Thursday, May 22, 1997

The meeting will start at 10 a.m. and will be held in Room 5A06A, Office of Personnel Management Building, 1900 E Street, N.W., Washington, D.C.

The Federal Prevailing Rate Advisory Committee is composed of a Chair, five representatives from labor unions holding exclusive bargaining rights for Federal blue-collar employees, and five representatives from Federal agencies. Entitlement to membership on the Committee is provided for in 5 U.S.C. 5347.

The Committee's primary responsibility is to review the Prevailing Rate System and other matters pertinent to establishing prevailing rates under subchapter IV, chapter 53, 5 U.S.C., as amended, and from time to time advise the Office of Personnel Management.

These scheduled meetings will start in open session with both labor and management representatives attending. During the meeting either the labor members or the management members may caucus separately with the Chair to devise strategy and formulate positions. Premature disclosure of the matters

discussed in these caucuses would unacceptably impair the ability of the Committee to reach a consensus on the matters being considered and would disrupt substantially the disposition of its business. Therefore, these caucuses will be closed to the public because of a determination made by the Director of the Office of Personnel Management under the provisions of section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463) and 5 U.S.C. 552b(c)(9)(B). These caucuses may, depending on the issues involved, constitute a substantial portion of the meeting.

The meeting on April 10 may contain discussion of confidential private sector survey data for the Newburgh, New York, appropriated fund wage area. If so, that portion of the meeting will be closed to the public under the provisions of section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463) and 5 U.S.C. 552b(c)(4).

Annually, the Chair compiles a report of pay issues discussed and concluded recommendations. These reports are available to the public, upon written request to the Committee's Secretary.

The public is invited to submit material in writing to the Chair on Federal Wage System pay matters felt to be deserving of the Committee's attention. Additional information on these meetings may be obtained by contacting the Committee's Secretary, Office of Personnel Management, Federal Prevailing Rate Advisory Committee, Room 5559, 1900 E Street, NW., Washington, DC 20415 (202) 606-1500.

Dated: April 3, 1997.

**Phyllis G. Foley,**

*Chair, Federal Prevailing Rate Advisory Committee.*

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#### SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-38471; File No. SR-DCC-96-12]

##### Self-Regulatory Organizations; Delta Clearing Corp.; Order Approving on a Temporary Basis a Proposed Rule Change Relating to Monitoring and Limiting Exposure from Repurchase Agreements

April 2, 1997.

On November 26, 1996, the Delta Clearing Corp. ("DCC") filed with the Securities and Exchange Commission ("Commission") a proposed rule change (File No. SR-DCC-96-12) pursuant to

<sup>6</sup> IEEE Std 308-1980.