

schedule electronically, please send an electronic message to wmh@nrc.gov or dkw@nrc.gov.

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Dated: April 18, 1997.

William M. Hill, Jr.,
SECY Tracking Officer, Office of the
Secretary.

[FR Doc. 97-10534 Filed 4-18-97; 2:14 pm]

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NUCLEAR REGULATORY COMMISSION

Regulatory Guide; Issuance, Availability

The Nuclear Regulatory Commission has issued a guide in its Regulatory Guide Series. This series has been developed to describe and make available to the public such information as methods acceptable to the NRC staff for implementing specific parts of the Commission's regulations, techniques used by the staff in evaluating specific problems or postulated accidents, and data needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 8.39, "Release of Patients Administered Radioactive Materials," provides guidance to licensees on complying with the NRC's regulations on determining when the licensee may authorize the release of a patient who has been administered radiopharmaceuticals or permanent implants containing radioactive material. The guide also provides guidance on instructions that may be necessary for such patients and on records that may be needed for such patients.

The NRC has verified with the Office of Management and Budget the determination that this regulatory guide is not a major rule.

Comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time. Written comments may be submitted to the Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

Regulatory guides are available for inspection at the Commission's Public Document Room, 2120 L Street NW., Washington, DC. Single copies of regulatory guides may be obtained free of charge by writing the Office of Administration, Attention: Distribution and Services Section, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by fax at (301)415-

2260. Issued guides may also be purchased from the National Technical Information Service on a standing order basis. Details on this service may be obtained by writing NTIS, 5285 Port Royal Road, Springfield, VA 22161. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 9th day of April 1997.

For the Nuclear Regulatory Commission.

Joseph A. Murphy,

Executive Assistant to the Director, Office
of Nuclear Regulatory Research.

[FR Doc. 97-10328 Filed 4-21-97; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-26706]

Filings Under the Public Utility Holding Company Act of 1935, as Amended ("Act")

April 16, 1997.

Notice is hereby given that the following filing(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated thereunder. All interested persons are referred to the application(s) and/or declaration(s) for complete statements of the proposed transaction(s) summarized below. The application(s) and/or declaration(s) and any amendments thereto is/are available for public inspection through the Commission's Office of Public Reference.

Interested persons wishing to comment or request a hearing on the application(s) and/or declaration(s) should submit their views in writing by May 12, 1997, to the Secretary, Securities and Exchange Commission, Washington, DC 20549, and serve a copy on the relevant applicant(s) and/or declarant(s) at the address(es) specified below. Proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. Any request for hearing shall identify specifically the issues of fact or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in the matter. After said date, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

The Southern Company (70-9035)

Notice of Proposal To Issue Securities; Order Authorizing Solicitation of Proxies

The Southern Company ("Southern"), 270 Peachtree Street, N.W., Atlanta, Georgia 30303, a registered holding company, has filed a declaration pursuant to sections 6(a), 7 and 12(e) of the Act and rules 62 and 65 thereunder.

Southern proposes, from time to time through February 17, 2007, to grant Incentive Stock Options, Nonqualified Stock Options, Stock Appreciation Rights and Restricted Stock (collectively, "Awards"), and to issue up to 40 million shares of its common stock, par value \$5.00 per share ("Common Stock"), pursuant to the Southern Company Performance Stock Plan ("Plan"). The Compensation & Management Succession Committee of the Board of Directors of Southern will administer the Plan. The Plan permits the Committee to grant, in its discretion, Awards to directors of Southern or certain of its subsidiaries and those employees, as determined by the Committee, who have a significant impact on the long-term performance and success of Southern.

Nonqualified Stock Options entitle the grantee to purchase, not more than ten years after the grant, up to the number of shares of Common Stock specified in the grant at a price set by the Committee at the time the grant is made. The price cannot be less than fair market value on the date of grant.

Stock Options designated by the Committee as Incentive Stock Options are intended to comply with section 422 of the Internal Revenue Code and may be granted only to employees. The aggregate amount (calculated on the basis of the fair market value of Common Stock at the time of each grant) of the interest of any grantee in Incentive Stock Options that may vest in a calendar year may not exceed \$100,000.

Stock Appreciation Rights may be granted in the sole discretion of the Committee in conjunction with an Incentive Stock Option or Nonqualified Stock Option and may not be exercised more than ten years after the date granted. Stock Appreciation Rights, when exercised, entitle the grantee to the appreciation in value (from the date granted to the date exercised) of the number of shares of Common Stock specified in the grant. Such amount would be payable in cash and/or Common Stock, as determined by the Committee.

Restricted Stock awards are grants of shares of Common Stock held by