

R.E. Ginna Nuclear Power Plant issued in connection with the absence of a continuous fire-rated barrier at the common boundary between Fire Areas ABBM and ABI at the Refueling Water Storage Tank (RWST) is no longer required. The licensee indicated that the barrier has now been sealed by insertion of a 12-inch minimum depth of kaowool into a 6-inch gap around the circumference of the tank and closure of the gap by a 3/4-inch thick steel plate. Therefore, a continuous fire-rated barrier is not absent at this location.

The proposed action is in response to the licensee's letter dated January 13, 1998.

#### *The Need for the Proposed Action*

The proposed action is needed because there no longer is a basis or underlying need for the exemption since the barrier at the common boundary between Fire Areas ABBM and ABI at the RWST has been sealed.

#### *Environmental Impacts of the Proposed Action*

The Commission has completed its evaluation of the proposed action and concludes that there is no significant environmental impact if the subject exemption is revoked.

The proposed revocation is an administrative action that reflects that there no longer is a need or basis for the exemption in light of the licensee's corrective action. Therefore, the proposed action would not increase the probability or consequences of accidents, no changes are being made in the types of any effluents that may be released offsite, and there is no significant increase in the allowable individual or cumulative occupational radiation exposure. Accordingly, the Commission concludes that there are no significant radiological environmental impacts associated with the proposed action.

With regard to potential nonradiological impacts, the proposed action does not affect nonradiological plant effluents and has no other environmental impact. Accordingly, the Commission concludes that there are no significant nonradiological environmental impacts associated with the proposed action.

#### *Alternatives to the Proposed Action*

Since the Commission has concluded that there is no significant environmental impact associated with the proposed action, any alternatives with equal or greater environmental impact need not be evaluated. As an alternative to the proposed action, the staff considered not revoking the

exemption. Not revoking the exemption would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

#### *Alternative Use of Resources*

This action does not involve the use of any resources not previously considered in the "Final Environmental Statement For the R.E. Ginna Nuclear Power Plant dated December 1973."

#### *Agencies and Persons Consulted*

In accordance with its stated policy, on May 4, 1998, the staff consulted with the Ms. Hide Volt of the New York State Energy Research and Development Authority, regarding the environmental impact of the proposed action. The State official had no comments.

#### **Finding of No Significant Impact**

Based upon the environmental assessment, the Commission concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensee's letter dated January 13, 1998, which is available for public inspection at the Commission's Public Document Room, which is located at The Gelman Building, 2120 L Street, NW., Washington, D. C., and at the local public document room located at the Rochester Public Library, 115 South Avenue, Rochester, New York.

Dated at Rockville, Maryland, this 2nd day of June 1998.

For the Nuclear Regulatory Commission.

#### **S. Singh Bajwa,**

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

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## **NUCLEAR REGULATORY COMMISSION**

### **Public Meeting on NRC Regulatory Oversight of DOE Facilities**

**AGENCY:** Nuclear Regulatory Commission and the Department of Energy.

**ACTION:** Notice of meeting.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) and the U.S. Department of Energy (DOE) will hold a public meeting on Thursday, June 25,

1998, in Aiken, South Carolina, to address issues related to pilot program for NRC's external regulation of certain DOE facilities. The Receiving Basin for Offsite Fuels (RBOF) at DOE's Savannah River Site (SRS) has been selected at the third pilot project within the program.

**SUPPLEMENTARY INFORMATION:** The Department of Energy and the Nuclear Regulatory Commission will hold a joint public meeting to provide information on this pilot project on Thursday, June 25, 1998, at 6:30 p.m. at the City of Aiken Conference Center, City Municipal Building, 215 The Alley, Aiken, South Carolina.

In June 1997, DOE and NRC agreed to pursue NRC external regulation of certain DOE facilities on a pilot program basis. A pilot program of NRC simulated regulation has been established to collect information on the desirability of NRC oversight and on whether to seek legislation to authorize such oversight. The DOE and the NRC expect to evaluate six to ten DOE facilities during the two year pilot program which began in November 1997. The RBOF at the SRS has been chosen as one of the pilot facilities.

The major areas of discussion at this meeting will be:

- The overall pilot program and background information.
- The RBOF Work Plan.
- Major issues affecting NRC oversight (generic and site-specific).

One of the main purposes of the meeting is to describe the process through which stakeholders may participate in the pilot program. Stakeholders will be invited to ask questions and submit comments relevant to the objectives of the pilot program and the process by which those objectives are proposed to be addressed at the RBOF. Issues raised by stakeholders will be addressed in the final report following the pilot evaluation at RBOF.

Since 1994, DOE has been considering whether there are advantages to be gained from external regulation of existing DOE facilities. Two advisory groups recommended that the NRC be considered as the external regulator of nuclear and radiological safety at DOE sites. External regulation by the NRC may improve the efficiency and effectiveness of DOE's radiological safety programs. DOE facilities would be regulated consistent with other facilities of the same type engaged in similar activities, and the NRC could maintain complete independence because it has no responsibility for operating the facilities.

A number of background documents pertaining to the issue of NRC oversight

of DOE facilities are available or will be made available prior to the meeting. These include:

- A draft Pilot Program Work Plan for the Receiving Basin for Offsite Fuel at the Savannah River Site.

- A Memorandum of Understanding between NRC and DOE, dated November 21, 1997.

- An NRC Commission Paper entitled, "Status Report of the Nuclear Regulatory Commission Task Force On Oversight of the Department of Energy, In Response to COMSECY-96-053—DSI 2 (SECY-98-080) dated April 14, 1998.

- NRC Staff Requirements Memorandum: COMSECY-96-053, "Oversight of the Department of Energy (DSI 2)," dated March 28, 1997.

- NRC Direction Setting Issue Paper "Oversight of the Department of Energy" (DSI 2) dated September 16, 1996.

- Report of the DOE Working Group on External Regulation, dated December 1996.

- Report of the DOE Advisory Committee on External Regulation of DOE Nuclear Safety, dated December 1995.

You may obtain copies of these documents by contacting Jim Giusti at (803) 725-2889. These documents are also available on the joint DOE/NRC Web Site at <http://www.nrc.gov/NRC/NMSS/doepilot.html>. As additional documents are completed, they will be added to the web site. If you would like more information about this meeting, or need special accommodations to attend, please contact Jim Giusti at (802) 725-2889.

Dated at Rockville, Maryland, this 2nd day of June, 1998.

For the Nuclear Regulatory Commission.

**Malcolm R. Knapp,**

*Acting Director, Office of Nuclear Material Safety and Safeguards.*

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## SECURITIES AND EXCHANGE COMMISSION

### Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission, Office of Filings and Information Services, Washington, DC 20549.

Extension:

Reg. 12B, SEC File No. 270-70, OMB Control No. 3235-0062

Reg. D, SEC File No. 270-72, OMB Control No. 3235-0076

Reg. A, SEC File No. 270-110, OMB Control No. 3235-0286

Form 12b-25, SEC File No. 270-71, OMB Control No. 3235-0058

Form 3, SEC File No. 270-125, OMB Control No. 3235-0104

Form 4, SEC File No. 270-126, OMB Control No. 3235-0287

Form 5, SEC File No. 270-323, OMB Control No. 3235-0362

Form 15, SEC File No. 270-170, OMB Control No. 3235-0167

Form S-4, SEC File No. 270-287, OMB Control No. 3235-0324

Form F-4, SEC File No. 270-288, OMB Control No. 3235-0325

Reg. S, SEC File No. 270-315, OMB Control No. 3235-0357

Rule 135d, SEC File No. 270-403, OMB Control No. 3235-046

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 soliciting comments on the collections of information summarized below. The Commission plans to submit these existing collections of information to the Office of Management and Budget for extension and approval.

Regulation 12B governs all registration statements filed pursuant to Sections 12(b) and 12(g) under the Securities Exchange Act of 1934 ("Exchange Act") and all reports filed pursuant to Sections 13 and 15(d) of the Exchange Act, including amendments thereto. The information is needed to provide guidance on how to prepare these filings. Public companies are the likely respondents. Regulation 12B does not directly impose any information collection burdens on respondents and is assigned one burden hour for administrative convenience.

Regulations A and D provide exemptions from the registration requirements of the Securities Act of 1933 ("Securities Act"). Regulation A provides a conditional small issues exemption and Regulation D sets forth rules governing the limited offer and sale of securities without Securities Act registration. Those relying on Regulation A must file a Form 1-A and those relying on Regulation D file a Form D. Issuers of securities are the likely respondents. Approximately 186 respondents file Regulation A annually for a total annual burden of 115,506 hours. Approximately 8,065 respondents file Regulation D annually for a total annual burden of 137,680 hours.

Form 12b-25 is filed pursuant to the Exchange Act Rule 12b-25 by issuers who are unable to timely file all or any required portion of an annual, quarterly or transition report. Approximately 4,474 respondents file Form 12b-25

annually for a total annual burden of 11,185 hours.

Exchange Act Forms 3, 4 and 5 are filed by insiders of public companies that have a class of securities registered under Section 12 of the Exchange Act. Form 3 is an initial statement of beneficial ownership of securities, Form 4 is a statement of changes in beneficial ownership of securities and Form 5 is an annual statement of beneficial ownership of securities.

Approximately 7,538 respondents file Form 3 annually for a total annual burden of 3,769 hours. Approximately 62,704 respondents file Form 5 annually for a total annual burden of 31,352 hours. Approximately 37,075 respondents file Form 5 annually for a total annual burden of 37,075 hours.

Form 15 is filed by public companies subject to the Exchange Act reporting requirements to certify termination of registration of a class of security under Section 12(g) or notice of suspension of duty to file report pursuant to Sections 13 and 15(d) of the Exchange Act. Approximately 1,644 respondents file Form 15 annually for a total annual burden of 1,644 hours.

Forms S-4 and F-4 are filed by companies to register securities issued in business combination and exchange transactions under the Securities Act. Approximately 505 registrants file Form S-4 annually for a total annual burden of 622,665 hours. Approximately 2 respondents file Form F-4 annually for a total annual burden of 2,616 hours.

Regulation S is a set of rules governing offers and sales made outside the United States without Securities Act registration. It does not directly impose any information collection burdens and therefore is assigned only one burden hour for administrative convenience.

Securities Act Rule 135(d) requires notices given by issuers that they propose to make certain unregistered offerings to be filed with the Commission. Approximately 30 respondents file such notices annually for a total annual burden of 30 hours.

Written comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden 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