

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated March 9, 2004.

No significant hazards consideration comments received: No.

Southern Nuclear Operating Company, Inc., Georgia Power Company, Oglethorpe Power Corporation, Municipal Electric Authority of Georgia, City of Dalton, Georgia, Docket Nos. 50-321 and 50-366, Edwin I. Hatch Nuclear Plant, Units 1 and 2, Appling County, Georgia

Date of application for amendments: October 3, 2003, as supplemented February 9, 2004.

Brief description of amendments: The amendments revised the Technical Specifications, to add a Limiting Condition for Operation (LCO) for the Liner Heat Generation Rate. The new LCO is included in Section 3.2, Power Distribution Limits. The proposed amendments would also change the recirculation loop LCO, Section 5.6.5, and the appropriate Bases.

Date of issuance: March 8, 2004.

Effective date: As of the date of issuance and shall be implemented within 30 days from the date of issuance.

Amendment Nos.: 239 / 182.

Renewed Facility Operating License Nos. DPR-57 and NPF-5: Amendments revised the Technical Specifications.

Date of initial notice in Federal Register: November 12, 2003 (68 FR 64128).

The supplement dated February 9, 2004, provided clarifying information that did not change the scope of the October 3, 2003, application nor the initial proposed no significant hazards consideration determination.

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated March 8, 2004.

No significant hazards consideration comments received: No.

TXU Generation Company LP, Docket Nos. 50-445 and 50-446, Comanche Peak Steam Electric Station, Unit Nos. 1 and 2, Somervell County, Texas

Date of amendment request: December 18, 2003.

Brief description of amendments: The amendments modified Technical Specification 3.9.6 to correct completion times of ACTIONS B.2 and B.3, which were overlooked in Amendment No. 105.

Date of issuance: March 5, 2004.

Effective date: As of the date of issuance and shall be implemented within 30 days from the date of issuance.

Amendment Nos.: 110 and 110.

Facility Operating License Nos. NPF-87 and NPF-89: The amendments revised the Technical Specifications.

Date of initial notice in Federal Register: February 3, 2004 (69 FR 5209).

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated March 5, 2004.

No significant hazards consideration comments received: No.

TXU Generation Company LP, Docket Nos. 50-445 and 50-446, Comanche Peak Steam Electric Station, Unit Nos. 1 and 2, Somervell County, Texas

Date of amendment request: March 18, 2003, as supplemented by letter dated August 14, 2003.

Brief description of amendments: The amendments modified Technical Specifications (TS) to permanently except seven containment isolation valves in each unit, in residual heat removal and containment spray systems, from local leakage rate testing requirements of 10 CFR Part 50, Appendix J.

Date of issuance: March 5, 2004.

Effective date: As of the date of issuance and shall be implemented within 30 days from the date of issuance.

Amendment Nos.: 111 and 111.

Facility Operating License Nos. NPF-87 and NPF-89: The amendments revised the Technical Specifications.

Date of initial notice in Federal Register: April 15, 2003 (68 FR 8289).

The August 14, 2003, supplemental letter provided clarifying information and did not change the scope of the original **Federal Register** notice or staff's original no significant hazards consideration determination.

The Commission's related evaluation of the amendments is contained in a Safety Evaluation dated March 5, 2004.

No significant hazards consideration comments received: No.

Union Electric Company, Docket No. 50-483, Callaway Plant, Unit 1, Callaway County, Missouri

Date of application for amendment: June 27, 2003, as supplemented by letter dated December 12, 2003.

Brief description of amendment: The amendment (1) revises the definition of dose equivalent radioiodine 131 (I-131), and (2) increases the maximum allowed closure time of each main feedwater isolation valve (MFIV) from 5 seconds to 15 seconds. A plant modification would replace the electro-hydraulic MFIV actuators with system-medium actuators to improve MFIV reliability and reduce maintenance requirements, and the MFIV stroke time would be increased. A

plant modification would also replace swing check valves in each auxiliary feedwater (AFW) motor-driven pump discharge line with an automatic recirculation control check valve to reduce the potential for vibration and increase AFW flow margin. The NRC also approves the re-analysis of the steam generator tube rupture with overfill accident submitted in the application.

Date of issuance: March 11, 2004.

Effective date: March 11, 2004, and shall be implemented prior to the entry into Mode 3 in the restart of the Callaway Plant from the Refueling Outage (RO) 13, which is scheduled for April 2004.

Amendment No.: 159.

Facility Operating License No. NPF-30: The amendment revises the Technical Specifications and updates the Final Safety Analysis Report.

Date of initial notice in Federal Register: July 22, 2003 (68 FR 43394).

The additional information provided in the supplemental letter does not expand the scope of the application as noticed and does not change the staff's original proposed no significant hazards consideration determination.

The Commission's related evaluation of the amendment is contained in a Safety Evaluation dated March 11, 2004.

No significant hazards consideration comments received: No.

Dated at Rockville, Maryland, this 19th day of March, 2004.

For the Nuclear Regulatory Commission.

Edwin M. Hackett,

Director, Acting, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.

[FR Doc. 04-6682 Filed 3-29-04; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

Regulatory Guide; Issuance, Availability

The Nuclear Regulatory Commission (NRC) has issued a new 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 NRC's regulations, techniques used by the staff in its review of applications for permits and licenses, and data needed by the NRC staff in its review of applications for permits and licenses.

Regulatory Guide 1.200, "An Approach for Determining the Technical Adequacy of Probabilistic Risk Assessment Results for Risk-Informed

Activities," is being issued for trial use. Regulatory Guide 1.200 is being developed to provide guidance to licensees in determining the technical adequacy of a probabilistic risk analysis used in a risk-informed, integrated decision-making process.

Standard Review Plan Chapter 19.1, "Determining the Technical Adequacy of Probabilistic Risk Assessment Results for Risk-Informed Activities," has been developed for the NRC staff to use in conjunction with Regulatory Guide 1.200.

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 and Directives Branch, Division of Administrative Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Questions on the content of this guide may be directed to Mr. A. Singh, (301) 415-0250; e-mail: *AXS3@NRC.GOV*.

Regulatory guides and certain SRP chapters are available for inspection or downloading at the NRC's Web site at <http://www.nrc.gov> under Regulatory Guides and in NRC's Electronic Reading Room (ADAMS System) at the same site. Single copies of regulatory guides may be obtained free of charge by writing the Reproduction and Distribution Services Section, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by fax to (301) 415-2289, or by e-mail to *distribution@nrc.gov*. Issued guides may also be purchased from the National Technical Information Service (NTIS) on a standing order basis. Details on this service may be obtained by writing NTIS at 5285 Port Royal Road, Springfield, VA 22161; telephone 1-800-553-6847; <http://www.ntis.gov/>. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

Dated at Rockville, MD this 27th day of February 2004.

For the Nuclear Regulatory Commission.

Jack R. Strosnider

Deputy Director, Office of Nuclear Regulatory Research.

[FR Doc. 04-7029 Filed 3-29-04; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-49464; File Nos. SR-NYSE-2004-03; SR-NASD-2004-020]

Self-Regulatory Organizations; Order Granting Accelerated Approval of Proposed Rule Changes by the New York Stock Exchange, Inc. and the National Association of Securities Dealers, Inc. Relating to Certain Prerequisites to and Exemptions From Taking the Research Analyst Qualification Examination ("Series 86/87")

March 24, 2004.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² on January 30, 2004, the New York Stock Exchange, Inc. ("NYSE" or the "Exchange"), and on February 3, 2004, the National Association of Securities Dealers, Inc. ("NASD"), filed with the Securities and Exchange Commission ("SEC" or the "Commission") proposed rule changes to set forth certain prerequisites and exemptions from the requirement that all members who function as research analysts be registered as such and pass a qualification examination. Specifically, the proposed rule changes would (1) establish, as a prerequisite to be registered as a research analyst, the requirement that an applicant also be registered as a General Securities Representative and (2) provide for an exemption from the analytical portion of the Research Analyst Qualification Examination (Series 86) for certain applicants who have passed both Levels I and II of the Chartered Financial Analyst ("CFA") Examination.

The proposed rule changes were published for comment for fifteen days in the **Federal Register** on March 2, 2004.³ The Commission received one comment on SR-NASD-2004-020.⁴ This order approves the proposed rule changes on an accelerated basis.

The Commission finds that the proposed rule changes are consistent with the requirements of the Act and the regulations thereunder applicable to the NYSE and NASD.⁵ In particular, the Commission believes that the proposals are consistent with Sections 6(b)(8) and

6(c)(3)(B) of the Act,⁶ and Sections 15A(b)(6) and 15A(b)(9) of the Act.⁷

The Commission finds that the NYSE's proposed rule change is consistent with Section 6(c)(3)(B) of the Act.⁸ Section 6(c)(3)(B) of the Act⁹ provides that a national securities exchange may bar a natural person from becoming a member or associated with a member, or condition the membership of a natural person or association of a natural person with a member, if such natural person does not meet such standards of training, experience and competence as are prescribed by the rules of the exchange. Section 6(c)(3)(B) of the Act¹⁰ also provides that a national securities exchange may examine and verify the qualifications of an applicant to become a person associated with a member in accordance with procedures established by the rules of the exchange, and require any person associated with a member, or any class of such persons, to be registered with the exchange in accordance with procedures so established.

In addition, the Commission finds that the NYSE's proposed rule change is consistent with Section 6(b)(8) of the Act,¹¹ which requires that the rules of an exchange not impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

The Commission finds that the NASD's proposed rule change is consistent with Section 15A(g)(3).¹² Section 15A(g)(3) of the Act¹³ provides that a registered securities association may bar a natural person from becoming associated with a member or condition the association of a natural person with a member if such natural person does not meet such standards of training, experience, and competence as are prescribed by the rules of the association. Section 15A(g)(3) of the Act¹⁴ also provides that a registered securities association may examine and verify the qualifications of an applicant to become a person associated with a member in accordance with procedures established by the rules of the association and require a natural person associated with a member, or any class of such natural persons, to be registered with the association in accordance with procedures so established.

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ See Securities Exchange Act Release No. 49314 (February 24, 2004), 69 FR 9888.

⁴ The Commission received one comment letter on SR-NASD-2004-020, which generally supported the proposal but mainly addressed the issue of soft dollar payments for third-party research.

⁵ See 15 U.S.C. 19(b)(2).

⁶ 15 U.S.C. 78f(b)(8) and (c)(3)(B).

⁷ 15 U.S.C. 78o-3(b)(6) and (b)(9).

⁸ 15 U.S.C. 78f(c)(3)(B).

⁹ *Id.*

¹⁰ *Id.*

¹¹ 15 U.S.C. 78f(b)(8).

¹² 15 U.S.C. 78o-3(g)(3).

¹³ *Id.*

¹⁴ *Id.*