

are not tied to any specific methods or tools that could be used for doing HRAs. The document provides guidance for implementing the RG 1.200 when performing a Level 1 and a limited Level 2 PRA for internal events (excluding fire) with the reactor at full power. The good practices are directly linked to RG 1.200, which reflects and endorses, with certain clarifications and substitutions, the American Society of Mechanical Engineers (ASME) standard RA-Sa-2003, "Addenda to ASME Standard for Probabilistic Risk Assessment for Nuclear Power Plant Applications," and Revision A3 of the Nuclear Energy Institute (NEI) document "Probabilistic Risk (PRA) Peer Review Process Guidance" (NEI-00-02).

The NRC will hold a public meeting on August 16, 2004, at the NRC headquarters, 11545 Rockville Pike, Rockville, Maryland, Room T-10A1 (8:30 am—5 pm, preliminary agenda attached). The purpose of the meeting is to present and discuss the HRA good practices and to allow stakeholders to address issues needing clarification. The NRC is not soliciting comments on the draft NUREG as part of this meeting. Public comments on the draft NUREG can be provided as discussed above.

The NRC is seeking public comment in order to receive feedback from the widest range of interested parties and to ensure that all information relevant to developing this document is available to the NRC staff. This document is issued for comment only and is not intended for interim use. The NRC will review public comments received on the document, incorporate suggested changes as necessary, and issue the final NUREG-1792 for use.

Dated at Rockville, MD, this 28th day of July 2004.

For the Nuclear Regulatory Commission,  
**Charles Ader,**

*Director, Division of Risk Analysis and Applications, Office of Nuclear Regulatory Research.*

#### Attachment

*Public Meeting on NUREG-1792: "Good Practices for Implementing Human Reliability Analysis (HRA), Draft Report for Comment"*

U.S. NRC Headquarters, 11555 Rockville Pike, Rockville, MD 20852, Room T-10A1 August 16, 2004

Preliminary Agenda

Time and Topic

9 to 9:15 a.m.—Introduction and Overview of HRA Good Practices  
9:15 to 9:30 a.m.—General HRA Good Practices  
9:30 to 10:30 a.m.—Post-Initiator Human Events  
10:30 a.m.—to 10:45 a.m.—BREAK

10:45 a.m.—to 11:45 a.m.—Post-Initiator Human Events (continued)  
11:45 to 1 p.m.—LUNCH  
1 to 2:45 p.m.—Pre-Initiator Human Events  
2:45 to 3 p.m.—BREAK  
3 to 3:45 p.m.—Errors of Commission  
3:45 to 4:30 p.m.—HRA Documentation  
4:30 to 5 p.m.—Wrap-up

[FR Doc. 04-17707 Filed 8-3-04; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

### Sunshine Act Meeting

**FEDERAL REGISTER:** Citation of Previous Announcement:

[69 FR 45856, July 30, 2004].

**STATUS:** Closed Meeting.

**PLACE:** 450 Fifth Street, NW., Washington, DC.

**ANNOUNCEMENT OF ADDITIONAL MEETING:** Additional meeting.

A Closed Meeting will be held on Monday, August 2, 2004 at 2 p.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the Closed Meeting. Certain staff members who have an interest in the matter may also be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c)(5), (7), (9) and (10) and 17 CFR 200.402(a)(5), (7), 9(ii) and (10) permit consideration of the scheduled matter at the Closed Meeting.

Commissioner Goldschmid, as duty officer, voted to consider the item listed for the closed meeting in a closed session, determined that Commission business required the above change and that no earlier notice thereof was possible.

The subject matter of the Closed Meeting scheduled for Monday, August 2, 2004 will be:

Institution and settlement of an administrative proceeding of an enforcement nature; and

Settlement of an injunctive action;

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact the Office of the Secretary at (202) 942-7070.

Dated: July 30, 2004.

**J. Lynn Taylor,**

*Assistant Secretary.*

[FR Doc. 04-17844 Filed 7-30-04; 4:06 pm]

**BILLING CODE 8010-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-27879]

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

July 29, 2004.

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 under the Act. 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 amendment(s) is/are available for public inspection through the Commission's Branch 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 August 23, 2004, to the Secretary, Securities and Exchange Commission, Washington, DC 20549-0609, 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 the case of an attorney at law, by certificate) should be filed with the request. Any request for hearing should identify specifically the issues of facts 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 August 23, 2004, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

#### Columbia Energy Group (70-9421)

Columbia Energy Group ("Columbia Energy"), a registered holding company, and a wholly-owned subsidiary of NiSource Inc., also a registered holding company, of 801 East 86th Avenue, Merrillville, Indiana 46410, and Columbia Gas of Ohio, Inc., ("Columbia Ohio") a wholly-owned public utility subsidiary of Columbia Energy, of 200 Civic Center Drive, Columbus, Ohio 43215, (Columbia Energy and Columbia Ohio together referred to as "Columbia"), have filed with the Commission a post-effective amendment ("Amendment") to an application-declaration previously filed under sections 6(a), 7, 9(a), 10, and 12(b) of the Act and rules 45 and 54 under the Act.

Columbia Energy's public utility subsidiaries are Columbia Gas of Kentucky, Inc., Columbia Gas of Maryland, Inc., Columbia Ohio,

Columbia Gas of Pennsylvania, Inc. and Columbia Gas of Virginia, Inc. Together, these companies provide gas utility service to approximately 2.2 million residential, commercial and industrial customers in portions of Ohio, Virginia, Pennsylvania, Maryland and Kentucky. Columbia Energy also directly or indirectly owns all of the outstanding securities of non-utility subsidiaries that are engaged in natural gas transportation and storage and other energy and gas-related activities.

By prior Commission order dated August 23, 1999 (HCAR No. 27064) ("Prior Order"), Columbia Energy was authorized to engage in the business of factoring customer accounts receivable ("Receivables") through one or more existing or newly formed or acquired, direct or indirect subsidiaries ("Factoring Subsidiaries") to supplement customer financings and other intrasystem financing activities, which are not deemed to require additional Commission approval. Columbia Energy was also authorized to capitalize the Factoring Subsidiaries with any combination of debt or equity or to provide guarantees for their obligations, in amounts that, in the aggregate do not exceed \$25 million. In addition, Columbia Energy was permitted to factor the Receivables of associate and certain types of non-associate companies in the energy industry, subject to certain limitations. To date, the Factoring Subsidiaries have not factored Receivables for non-associate companies, and Columbia states that the Factoring Subsidiaries will not be used to purchase Receivables originated by non-associate companies, without prior Commission order. Under the Prior Order, the Factoring Subsidiaries were required to resell the Receivables to third party financial institutions ("Purchasers") on the date the Receivables were acquired. Under the Prior Order, Columbia is also required to report the acquisition and sale of all Receivables as "sales" under generally accepted accounting principles. In order to achieve true "sale" treatment, Columbia states that a Factoring Subsidiary must be capitalized with a sufficient level of equity.

Pursuant to the Prior Order, in September 1999, Columbia Energy, through its financing subsidiary, Columbia Finance Corporation, organized and acquired the common stock of Columbia Accounts Receivable Corporation ("CARC") to handle the sale of Receivables by Columbia Ohio. Under its agreement with CARC, Columbia Ohio sold, without recourse, all of its trade receivables, other than

certain low-income payment plan receivables, as they were originated. CARC, in turn, entered into an agreement under which it sold an undivided ownership interest in the Receivables to a commercial paper conduit formed by Canadian Imperial Bank of Commerce ("CIBC").

Effective May 13, 2004, Columbia Ohio, CARC and CIBC terminated the existing Receivables sale program, and all right, title and interest of CARC and the CIBC conduit in the Receivables were transferred back to Columbia Ohio. The next day, Columbia Ohio sold the same Receivable pool to a new Factoring Subsidiary of Columbia Ohio, Columbia of Ohio Receivables Corporation ("CORC"), which in turn sold an undivided interest in such Receivables to Beethoven Funding Corporation ("BFC"), as Purchaser. BFC is a commercial paper funding conduit formed by Dresdner Bank AG, New York Branch, as agent. Columbia Energy states that the new Receivables sale program operates substantially similar to the CIBC program that it replaced.

Pursuant to the terms of the sale agreement between Columbia Ohio and CORC, on the initial closing date, Columbia Ohio made a capital contribution of Receivables having an aggregate outstanding balance of \$25 million. On or before November 14, 2004, Columbia Ohio is obligated to make an additional \$15 million capital contribution, in the form of a contribution of Receivables.

Columbia now requests a supplemental order authorizing an increase in the maximum aggregate capitalization that Columbia may have, directly or indirectly, in all Factoring Subsidiaries from the current \$25 million to \$85 million. Columbia requests that the Commission authorize Columbia Ohio to make an incremental \$15 million investment in CORC and reserve jurisdiction over the additional requested investment of \$45 million whether in CORC or in any other Factoring Subsidiary, pending completion of the record. In addition, without further order of the Commission in this proceeding, Columbia states it will not, directly or indirectly, form or acquire the securities of any Factoring Subsidiary other than CORC, nor will CORC be used to purchase receivables originated by any company other than Columbia Ohio. Columbia requests that the Commission reserve jurisdiction, pending completion of the record, over (i) the formation and acquisition of any securities of any Factoring Subsidiary other than CORC and (ii) the factoring by CORC of receivables originated by

any company other than Columbia Ohio.

Columbia states that the increase in the maximum aggregate capitalization for CORC is warranted in part due to the dramatic increase in the cost of gas since 1999, when the Prior Order was issued. Columbia states that it expects that the price of gas will continue to increase. All other terms, conditions and restrictions under the Prior Order will continue to apply to Columbia Energy and its subsidiaries.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

**J. Lynn Taylor,**

*Assistant Secretary.*

[FR Doc. 04-17770 Filed 8-3-04; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-50119; File No. SR-NASD-2004-113]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the National Association of Securities Dealers, Inc. To Modify Nasdaq Market Center Pricing

July 29, 2004.

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on July 26, 2004, the National Association of Securities Dealers, Inc. ("NASD"), through its subsidiary, The Nasdaq Stock Market, Inc. ("Nasdaq"), filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by Nasdaq. Nasdaq has designated this proposal as one establishing or changing a due, fee or other charge imposed by the self-regulatory organization under section 19(b)(3)(A)(ii) of the Act<sup>3</sup> and Rule 19b-4(f)(2) thereunder,<sup>4</sup> which renders the rule effective upon Commission receipt of this filing. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>4</sup> 17 CFR 240.19b-4(f)(2).