

documents and electronic mail messages, that are used to create paper records.

24. Nuclear Regulatory Commission, Office of Investigations (N1-431-00-12, 30 items, 19 temporary items). Electronic records in the Commission's Agency-wide Document Access and Management System (ADAMS) accumulated by the Office of Investigations, including electronic copies of records created using office automation tools and records that are used to create ADAMS portable document format files. Electronic recordkeeping copies of investigative case files that lack significance, routine correspondence files, and program correspondence accumulated below the Office director level are proposed for disposal. Paper copies of these records were previously approved for disposal. Proposed for permanent retention are recordkeeping copies of such files as legal interpretations, significant investigative case files, manuals and other records that pertain to procedures for investigations, and program correspondence accumulated at the Office director level. This schedule also proposes minor revisions in the disposition instructions for paper copies of such records as investigative case files and investigative procedures files, which were previously scheduled.

25. United States Trade Representative, Agency-wide (N1-364-97-1, 4 items, 4 temporary items). Word processing records for the period 1986 to 1993 created on the Data General computer system. The records include spreadsheets, calendars, word processing documents restored from backup tapes, and backup tapes. Paper copies of monthly calendars of high officials were previously approved for permanent retention. Paper copies of word processing documents that were Federal records were produced and placed in the agency's official recordkeeping system, which was previously approved as permanent.

Dated: December 22, 1999.

**Michael J. Kurtz,**

*Assistant Archivist for Record Services—  
Washington, DC.*

[FR Doc. 99-33814 Filed 12-28-99; 8:45 am]

**BILLING CODE 7515-01-P**

## **NATIONAL TRANSPORTATION SAFETY BOARD**

### **Sunshine Act Meeting**

**TIME AND DATE:** 9:30 a.m., Wednesday,  
January 5, 2000.

**PLACE:** NTSB Board Room, 5th Floor,  
490 L'Enfant Plaza, S.W., Washington,  
D.C. 20594.

**STATUS:** The first item is Open to the Public. The last item is closed under Exemption 10 of the Government in the Sunshine Act.

#### **MATTERS TO BE CONSIDERED:**

7216 Highway Accident Report: Greyhound Motorcoach Run-Off-the-Road Accident, Burnt Cabins, Pennsylvania, on June 20, 1998.

7217 Proposed Safety Recommendation: Regarding the Use of Medication when Operating Vehicles.

7127 Opinion and Order: *Administrator v. Kraft*, Docket SE-15152; disposition of the Administrator's appeal.

**NEWS MEDIA CONTACT:** Telephone: (202) 314-6100.

Individuals requesting specific accommodation should contact Mrs. Barbara Bush at (202) 314-6220 by Monday, January 3, 2000.

**FOR MORE INFORMATION CONTACT:** Rhonda Underwood (202) 314-6065.

Dated: December 27, 1999.

**Rhonda Underwood,**

*Federal Register Liaison Officer.*

[FR Doc. 99-33929 Filed 12-27-99; 11:27 am]

**BILLING CODE 7533-01-M**

## **NUCLEAR REGULATORY COMMISSION**

[Docket Nos. 50-254 and 50-265]

### **Commonwealth Edison Company and MidAmerican Energy Company, Quad Cities Nuclear Power Station, Units 1 and 2; Notice of Consideration of Approval of Application Regarding Proposed Change in Shareholders of MidAmerican Energy Holdings Company Opportunity for a Hearing**

The U.S. Nuclear Regulatory Commission (the Commission) is considering the issuance of an order under 10 CFR 50.80 approving the indirect transfer of Facility Operating Licenses Nos. DPR-29 and DPR-30, for the Quad Cities Nuclear Power Station, Units 1 and 2 (Quad Cities), respectively, to the extent currently held by MidAmerican Energy Company (MidAmerican), as a co-owner of Quad Cities.

According to the application for approval by MidAmerican, all of the stock of MidAmerican Energy Holdings Company (MEHC), the parent company of MidAmerican, is to be acquired by a small group of investors. This group of investors consists of Berkshire Hathaway, Inc. and/or subsidiaries

thereof; David L. Sokol, the Chairman and Chief Executive Officer of MEHC; and Walter Scott, MEHC's largest individual shareholder, and/or certain Scott family interests; and potentially other members of MEHC's management. Following the acquisition, Commonwealth Edison Company (ComEd) and MidAmerican would remain as the licensees for Quad Cities. ComEd would continue to own 75% of the facility, be exclusively responsible for the operation and maintenance of Quad Cities, and be an agent for MidAmerican. MidAmerican would continue to hold a 25% ownership interest in Quad Cities. The application proposes no changes to the financial arrangements and obligations of ComEd and MidAmerican with respect to Quad Cities, including decommissioning funding responsibilities. In addition, no physical changes to the Quad Cities facility or operational changes are being proposed in the application. No direct transfer of the licenses would result from the proposed acquisition of MEHC stock. The application seeks consent by the Commission to the extent the proposed acquisition would effect an indirect transfer of the Quad Cities licenses, as held by MidAmerican, under 10 CFR 50.80.

Pursuant to 10 CFR 50.80, no license, or any right thereunder, shall be transferred, directly or indirectly, through transfer of control of the license, unless the Commission shall give consent in writing. The Commission will approve an application for the indirect transfer of a license, if the Commission determines that the underlying transaction effecting the indirect transfer will not affect the qualifications of the holder of the license, and that the transfer is otherwise consistent with applicable provisions of law, regulations, and orders issued by the Commission pursuant thereto.

The filing of requests for hearing and petitions for leave to intervene, and written comments with regard to the license transfer application, are discussed below.

By January 18, 2000, any person whose interest may be affected by the Commission's action on the application may request a hearing, and, if not the applicants, may petition for leave to intervene in a hearing proceeding on the Commission's action. Requests for a hearing and petitions for leave to intervene should be filed in accordance with the Commission's rules of practice set forth in Subpart M, "Public Notification, Availability of Documents and Records, Hearing Requests and Procedures for Hearings on License

Transfer Applications,” of 10 CFR Part 2. In particular, such requests and petitions must comply with the requirements set forth in 10 CFR 2.1306, and should address the considerations contained in 10 CFR 2.1308(a). Untimely requests and petitions may be denied, as provided in 10 CFR 2.1308(b), unless good cause for failure to file on time is established. In addition, an untimely request or petition should address the factors that the Commission will also consider, in reviewing untimely requests or petitions, set forth in 10 CFR 2.1308(b)(1)–(2).

Requests for a hearing and petitions for leave to intervene should be served upon Roy P. Lessy, Jr., Akin, Gump, Strauss, Hauer & Feld, L.L.P., 1333 New Hampshire Avenue, NW, Suite 400, Washington, DC, 20036, telephone (202) 887-4500, fax (202) 995-7763, e-mail [Rlessy@akingump.com](mailto:Rlessy@akingump.com); John A. Rasmussen, Jr., Senior Vice President and General Counsel, MidAmerican Energy Company, 666 Grand Avenue, P.O. Box 657, Des Moines, Iowa 50303, telephone (515) 242-4085, fax (515) 242-4261, e-mail [jarasmussen@midamerican.com](mailto:jarasmussen@midamerican.com); Ms. Pamela B. Stroebel, Senior Vice President and General Counsel, Commonwealth Edison Company, P.O. Box 767, Chicago, Illinois 60690-0767; the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555 (e-mail address for license transfer cases only: [OGCLT@nrc.gov](mailto:OGCLT@nrc.gov)); and the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff, in accordance with 10 CFR 2.1313.

The Commission will issue a notice or order granting or denying a hearing request or intervention petition, designating the issues for any hearing that will be held and designating the Presiding Officer. A notice granting a hearing will be published in the **Federal Register** and served on the parties to the hearing.

As an alternative to requests for hearing and petitions to intervene, by January 28, 2000, persons may submit written comments regarding the license transfer application, as provided for in 10 CFR 2.1305. The Commission will consider and, if appropriate, respond to these comments, but such comments will not otherwise constitute part of the decisional record. Comments should be submitted to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemakings and Adjudications Staff, and should cite the publication date and page number of this **Federal Register** notice.

For further details with respect to this action, see the application and related cover letters dated November 15, 1999, and previous related letters dated November 2, 1999, which are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW, Washington, DC, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (<http://www.nrc.gov>).

Dated at Rockville, Maryland, this 21st day of December 1999.

For the Nuclear Regulatory Commission.

**S. Singh Bajwa,**

*Director, Project Directorate III, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 99-33680 Filed 12-28-99; 8:45 am]

**BILLING CODE 7590-01-P**

## **NUCLEAR REGULATORY COMMISSION**

**[Docket No. 50-313]**

### **Entergy Operations, Inc. Arkansas Nuclear One, Unit No. 1; Notice of Consideration of Issuance of Amendment to Facility Operating License, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing**

The U.S. Nuclear Regulatory Commission (the Commission or NRC) is considering issuance of an amendment to Facility Operating License No. DRP-51, issued to Entergy Operations, Inc. (the licensee), for operation of Arkansas Nuclear One, Unit 1 (ANO-1) located in Pope County, Arkansas.

This proposed change would amend Technical Specification (TS) 4.18.5.b, “Steam Generator Tubing Surveillance—Acceptance Criteria,” to allow tube 110/60 to remain inservice through the current operating cycle (Cycle 16) with two axial indications that have potential through wall depths greater than the plugging limit. The axial indications are located in the roll transition region and are contained within the upper tubesheet.

The licensee requested that this proposed amendment be processed as an exigent request, pursuant to Section 50.91(a)(6) of Title 10 of the Code of Federal Regulations (10 CFR). The exigency is created by the inability of ANO-1 to fully comply with TS 4.18.5.b. With ANO-1 operating at 100 percent power, members of the licensee's technical staff generated a condition report (CR) that questioned the integrity of an individual steam generator tube that was currently inservice in the “A” steam generator.

This CR documented that during a review of eddy current data taken during the last refueling outage, it was identified that steam generator tube 110/60 contained two axial indications in the upper roll transition area that exceeded the tube plugging limit. However, the licensee failed to repair this tube through means of either rerolling or plugging. TS 4.18.5.b indicates that the steam generator shall be demonstrated operable following a steam generator inspection after completing repair activities for all tubes that have indications that exceed the plugging limit. As a result, the “A” steam generator was considered inoperable due to the failure to take action after completion of the surveillance and TS 3.1.1.2, “Reactor Coolant System—Steam Generators” was entered. This TS has no associated required action for an inoperable steam generator. Therefore, TS Limiting Condition for Operation (LCO) 3.0.3 was entered, as appropriate, to address this condition. TS LCO 3.0.3 requires, within one hour, that action be taken to place the unit in an operating condition in which the TS does not apply through the initiation of a plant shutdown.

Based on the circumstances described above, the NRC verbally issued a Notice of Enforcement Discretion (NOED) on December 15, 1999. The NOED was documented by letter dated December 17, 1999. The NOED expressed the NRC's intention to exercise discretion not to enforce compliance with TS LCO 3.0.3 and TS 3.1.1.2 until the NRC staff acts on the licensee's exigent TS amendment request to revise TS 4.18.5.b with a footnote to address continued operation during the remainder of this fuel cycle with tube 110/60 inservice. The licensee submitted the exigent TS amendment request on December 16, 1999.

Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

Pursuant to 10 CFR 50.91(a)(6) for amendments to be granted under exigent circumstances, the NRC staff must determine that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or