

reflect the additional work involved in separately indexing each entry.

#### Policy Decision

The Copyright Office's recordation procedure set out in § 1615.07 of Chapter 1600 of the Compendium is amended to read as follows:

*Single and multiple titles distinguished.* A single title that is repeated is counted as a single "title" for the purpose of computing the fee. However, when multiple issues or numbers of a serial, or different chapters or installments are contained in a document, each will be indexed and therefore each is considered to be an individual title for which a separate fee is charged.

Dated: April 23, 1998.

Marybeth Peters,

Register of Copyrights.

[FR Doc. 98-11373 Filed 4-28-98; 8:45 am]

BILLING CODE 1410-30-P

## NATIONAL SCIENCE FOUNDATION

### Sunshine Act Meeting

**AGENCY HOLDING MEETING:** National Science Foundation, National Science Board.

#### DATE AND TIME:

May 6, 1998, 1:30 p.m., Closed Session  
 May 7, 1998, 9:30 a.m., Open Session  
 May 7, 1998, 12:30 p.m., Closed Session  
 May 7, 1998, 2:30 p.m., Open Session  
**PLACE:** National Science Foundation, 4201 Wilson Boulevard, Room 1225, Arlington, VA 22230.

**STATUS:** Part of this meeting will be open to the public. Part of this meeting will be closed to the public.

#### MATTERS TO BE CONSIDERED:

**Wednesday, May 6, 1998**

*Closed Session (1:30 p.m.-2:00 p.m.)*

- Minutes, February 1998
- National Science Board and Executive Committee Elections

**Thursday, May 7, 1998**

*Open Session (9:30 a.m.-12:00 p.m.)*

- Presentation on Third International Mathematics & Science Study (TIMSS)
- Science & Engineering Indicators Web Demonstration
- NOVA Demonstration

**Thursday, May 7, 1998**

*Closed Session (12:30 p.m.-2:30 p.m.)*

- Executive Committee Election
- Awards and Agreements
- NSF Budget & Long Range Planning

**Thursday, May 7, 1998**

*Open Session (2:30 p.m.-5:00 p.m.)*

- Minutes, February 1998
- Closed Session Items for August 1998
- Chair's Report

- Director's Report
- Executive Committee Annual Report
- NSB Annual Calendar
- NSB Logo

**Thursday, May 7, 1998**

*Open Session (2:30 p.m.-5:00 p.m. continued)*

- Final Report of the NSB Chairman "Teaching & Learning for the 21st Century" (Report of the TIMSS Task Force)
- Committee Reports
- Other Business
- Adjourn

Marta Cehelsky,

Executive Officer.

[FR Doc. 98-11469 Filed 4-24-98; 4:49 pm]

BILLING CODE 7555-01-M

## NUCLEAR REGULATORY COMMISSION

[Docket No. 72-22-ISFSI; ASLBP No. 97-732-02-ISFSI]

### Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation); Notice of Hearing

(License Application for Independent Spent Fuel Storage Installation)  
 April 24, 1998.

### Atomic Safety and Licensing Board

Before Administrative Judges: G. Paul Bollwerk, III, Chairman, Dr. Jerry R. Kline, and Dr. Peter S. Lam.

On July 31, 1997, the Commission published in the *Federal Register* a notice indicating that it (1) was considering issuing a license pursuant to 10 CFR Part 72 authorizing applicant Private Fuel Storage, L.L.C. (PFS), to possess and store reactor spent fuel in an independent spent fuel storage installation (ISFSI) that PFS proposed to construct and operate on the Skull Valley Goshute Indian Reservation in Skull Valley, Utah; and (2) was offering an opportunity for a hearing on the proposed licensing action. (62 FR 41,099.) Four timely hearing petitions and/or intervention requests challenging the PFS application were filed by the State of Utah (State); Ohngo Gaudadeh Devia (OGD), a Native American group; Confederated Tribes of the Goshute Reservation (Confederated Tribes), a Native American tribe, and David Pete, the Confederated Tribes chairman; and three ranching, farming, and land investment companies, Castle Rock Land and Livestock, L.C. (Castle Rock Land), Skull Valley Co., LTD. (Skull Valley), and Ensign Ranches of Utah, L.C. (Ensign Ranches). Two other entities, the Skull Valley Band of Goshute Indians (Skull Valley Band), a

Native American tribe, and the Scientists for Secure Waste Storage (SSWS) also submitted intervention petitions, the latter late-filed, indicating they wished to participate in any hearing in support of the PFS application. Ultimately, these participants proffered more than 100 contentions either opposing or supporting the PFS application and the accompanying safety analysis report, environmental report, emergency plan, physical security plan, and preliminary decommissioning plan.

In a September 10, 1997 memorandum, the Commission referred the pending hearing requests to the Atomic Safety and Licensing Board Panel for the appointment of a presiding officer to conduct any necessary proceedings. On September 15, 1997, the Chief Administrative Judge of the Panel appointed this Atomic Safety and Licensing Board to act on the Commission's referral. (62 FR 49,263.) The Board consists of Dr. Jerry R. Kline, Dr. Peter S. Lam, and G. Paul Bollwerk, III, who serves as Chairman of the Board.

On January 26, 1998, accompanied by representatives of the various participants, the Board took a bus tour of the eastern Tooele County, Utah area that included views of, or stops at, various sites in and around Skull Valley the petitioners had identified as potentially relevant to the issues in this proceeding. The Board then conducted a three-day prehearing conference (January 27-29, 1998) during which it heard oral presentations regarding the standing of petitioners Confederated Tribes and Chairman Pete and the admissibility of most of the contentions filed by the petitioners opposing the PFS application. Thereafter, on March 26, 1998, the Chief Administrative Judge issued a notice establishing a separate licensing board to consider and rule on all matters concerning the PSF physical security plan. (63 FR 15,900.)

On April 22, 1998, the Licensing Board issued a memorandum and order ruling on the petitioners' standing and the admissibility of the contentions that did not involve challenges to the PFS physical security plan. (See *Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation)*, LBP-98-7, 47 NRC (Apr. 22, 1998).) The Board denied the hearing requests of petitioners David Pete, SSWS, and Ensign Ranches, the first two because they lacked standing and the third because it had failed to set forth an admissible contention. Concluding the remaining intervenors had established their standing to intervene and had proffered at least one admissible contention, the Board

granted the petitions of the State, Castle Rock Land/Skull Valley, OGD, Confederated Tribes, and Skull Valley and admitted them as parties to the proceeding.

In light of the foregoing, please take notice that a hearing will be conducted in this proceeding. This hearing will be governed by the formal hearing procedures set forth in 10 CFR Part 2, Subpart G (10 CFR 2.700-790).

During the course of the proceeding, the Board may conduct an oral argument, as provided in 10 CFR 2.755, may hold additional prehearing conferences pursuant to 10 CFR 2.752, and may conduct evidentiary hearings in accordance with 10 CFR 2.750-751. The public is invited to attend any oral argument, prehearing conference, or evidentiary hearing. Notices of those sessions will be published in the *Federal Register* and/or made available to the public at the NRC Public Document Rooms.

Additionally, as provided in 10 CFR 2.715(a), any person not a party to the proceeding may submit a written limited appearance statement setting forth his or her position on the issues in this proceeding. These statements do not constitute evidence, but may assist the Board and/or parties in defining the issues being considered. Persons wishing to submit a written limited appearance statement should send it to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC, 20555, Attention: Rulemakings and Adjudications Staff. A copy of the statement also should be served on the Chairman of the Atomic Safety and Licensing Board. At a later date, the Board will entertain oral limited appearance statements at a location or locations in the vicinity of the proposed PFS facility. Notice of these oral limited appearance sessions will be published in the *Federal Register* and/or made available to the public at the NRC Public Document Rooms.

Documents relating to this proceeding are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, 20555; and at the NRC Local Public Document Room at the University of Utah, Marriott Library, Documents Division, 295 S. 1500 East, Salt Lake City, Utah 84112-0860.

Rockville, Maryland, April 24, 1998.

For the Atomic Safety and Licensing Board \*

\* Copies of this notice of hearing were sent this date to counsel for the applicant PFS, and to counsel for petitioners Skull Valley Band, SSWS, OGD, Confederated Tribes/Pete, Castle Rock Land/Skull Valley/Ensign Ranches, and the State by

G. Paul Bollwerk, III,  
Chairman, Administrative Judge.  
[FR Doc. 98-11404 Filed 4-28-98; 8:45 am]  
BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-266 and 301]

### Wisconsin Electric Power Company; Notice of Withdrawal of Application for Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Wisconsin Electric Power Company (the licensee) to withdraw its December 13, 1995, application for proposed amendments to Facility Operating License Nos. DPR-24 and DPR-27 for the Point Beach Nuclear Plant, Unit Nos. 1 and 2, located in Manitowoc County, Wisconsin.

The proposed amendments would have revised the Technical Specifications to include the provisions for a core operating limits report.

The Commission had previously issued a Notice of Consideration of Issuance of Amendments published in the *Federal Register* on January 22, 1996 (61 FR 1638). However, by letter dated April 6, 1998, the licensee withdrew the proposed changes. For further details with respect to this action, see the application for amendments dated December 13, 1995, and the licensee's letter dated April 6, 1998, which withdrew the application for license amendments. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at The Lester Public Library, 1001 Adams Street, Two Rivers, Wisconsin 54241.

Dated at Rockville, Maryland, this 20th day of April 1998.

For the Nuclear Regulatory Commission.

Linda L. Gundrum,  
Project Manager, Project Directorate III-1,  
Division of Reactor Projects—III/IV, Office of  
Nuclear Reactor Regulation.

[FR Doc. 98-11340 Filed 4-28-98; 8:45 am]

BILLING CODE 7590-01-P

Internet e-mail transmission; and to counsel for the NRC staff by e-mail through the agency's wide area network system.

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-262 and 50-306]

### Northern States Power Company (Prairie Island Nuclear Generating Plant, Units 1 and 2); Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an exemption from certain requirements of its regulations to Facility Operating License Nos. DPR-42 and DPR-60, issued to Northern States Power Company (NSP or the licensee), for operation of Prairie Island Nuclear Generating Plant, Units 1 and 2, located in Goodhue County, Minnesota.

#### Environmental Assessment

##### Identification of the Proposed Action

The proposed action would permit the licensee to use American Society of Mechanical Engineers (ASME) Code Case N-514 for setting the pressure setpoint of each unit's overpressure protection system (OPPS) so that the pressure-temperature (P-T) limits required by 10 CFR Part 50, Appendix G, could be exceeded by 10 percent during a low temperature pressure transient. By application dated March 6, 1998, the licensee requested an exemption from certain requirements of 10 CFR 50.60, "Acceptance Criteria for Fracture Prevention Measures for Lightwater Nuclear Power Reactors for Normal Operation," and 10 CFR Part 50, Appendix G, "Fracture Toughness Requirements."

##### The Need for the Proposed Action

Pursuant to 10 CFR 50.60, all lightwater nuclear power reactors must meet the fracture toughness requirements for the reactor coolant pressure boundary as set forth in 10 CFR Part 50, Appendix G. Appendix G of 10 CFR Part 50 defines P-T limits during any condition of normal operation, including anticipated operational occurrences and system hydrostatic tests to which the pressure boundary may be subjected over its service lifetime, and specifies that these P-T limits must be at least as conservative as the limits obtained by following the methods of analysis and the margins of safety of the ASME Code, Section XI, Appendix G.

By letter dated March 6, 1998, NSP submitted an exemption request to enable the use of ASME Code Case N-514 as an alternative method for determining the OPPS setpoint. NSP

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

[759] DOCKETED  
USNRC

ATOMIC SAFETY AND LICENSING BOARD

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Before Administrative Judges:

G. Paul Bollwerk, III, Chairman  
Dr. Jerry R. Kline  
Dr. Peter S. Lam

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ADJUD  
STAFF

**SERVED APR 24 1998**

In the Matter of  
PRIVATE FUEL STORAGE, L.L.C.  
  
(Independent Spent Fuel  
Storage Installation)

Docket No. 72-22-ISFSI

ASLBP No. 97-732-02-ISFSI

April 24, 1998

NOTICE OF HEARING

(License Application for Independent  
Spent Fuel Storage Installation)

On July 31, 1997, the Commission published in the Federal Register a notice indicating that it (1) was considering issuing a license pursuant to 10 C.F.R. Part 72 authorizing applicant Private Fuel Storage, L.L.C. (PFS), to possess and store reactor spent fuel in an independent spent fuel storage installation (ISFSI) that PFS proposed to construct and operate on the Skull Valley Goshute Indian Reservation in Skull Valley, Utah; and (2) was offering an opportunity for a hearing on the proposed licensing action. (62 Fed. Reg. 41,099.) Four timely hearing petitions and/or intervention requests challenging the PFS application were filed by the State of Utah (State); Ohngo Gaudadeh Devia (OGD), a Native American group; Confederated Tribes of the

Goshute Reservation (Confederated Tribes), a Native American tribe, and David Pete, the Confederated Tribes chairman; and three ranching, farming, and land investment companies, Castle Rock Land and Livestock, L.C. (Castle Rock Land), Skull Valley Co., LTD. (Skull Valley), and Ensign Ranches of Utah, L.C. (Ensign Ranches). Two other entities, the Skull Valley Band of Goshute Indians (Skull Valley Band), a Native American tribe, and the Scientists for Secure Waste Storage (SSWS) also submitted intervention petitions, the latter late-filed, indicating they wished to participate in any hearing in support of the PFS application. Ultimately, these participants proffered more than 100 contentions either opposing or supporting the PFS application and the accompanying safety analysis report, environmental report, emergency plan, physical security plan, and preliminary decommissioning plan.

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and G. Paul Bollwerk, III, who serves as Chairman of the Board.

On January 26, 1998, accompanied by representatives of the various participants, the Board took a bus tour of the eastern Tooele County, Utah area that included views of, or stops at, various sites in and around Skull Valley the petitioners had identified as potentially relevant to the issues in this proceeding. The Board then conducted a three-day prehearing conference (January 27-29, 1998) during which it heard oral presentations regarding the standing of petitioners Confederated Tribes and Chairman Pete and the admissibility of most of the contentions filed by the petitioners opposing the PFS application. Thereafter, on March 26, 1998, the Chief Administrative Judge issued a notice establishing a separate licensing board to consider and rule on all matters concerning the PSF physical security plan. (63 Fed. Reg. 15,900.)

On April 22, 1998, the Licensing Board issued a memorandum and order ruling on the petitioners' standing and the admissibility of the contentions that did not involve challenges to the PFS physical security plan. (See Private Fuel Storage, L.L.C. (Independent Spent Fuel Storage Installation), LBP-98-7, 47 NRC \_\_\_\_ (Apr. 22, 1998).) The Board denied the hearing requests of petitioners David Pete, SSWS, and Ensign Ranches, the first two because they lacked

standing and the third because it had failed to set forth an admissible contention. Concluding the remaining intervenors had established their standing to intervene and had proffered at least one admissible contention, the Board granted the petitions of the State, Castle Rock Land/Skull Valley, OGD, Confederated Tribes, and Skull Valley Band and admitted them as parties to the proceeding.

In light of the foregoing, please take notice that a hearing will be conducted in this proceeding. This hearing will be governed by the formal hearing procedures set forth in 10 C.F.R. Part 2, Subpart G (10 C.F.R. §§ 2.700-.790).

During the course of the proceeding, the Board may conduct an oral argument, as provided in 10 C.F.R. § 2.755, may hold additional prehearing conferences pursuant to 10 C.F.R. § 2.752, and may conduct evidentiary hearings in accordance with 10 C.F.R. §§ 2.750-.751. The public is invited to attend any oral argument, prehearing conference, or evidentiary hearing. Notices of those sessions will be published in the Federal Register and/or made available to the public at the NRC Public Document Rooms.

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University of Utah, Marriott Library, Documents Division,  
295 S. 1500 East, Salt Lake City, Utah 84112-0860.

FOR THE ATOMIC SAFETY  
AND LICENSING BOARD\*

  
G. Paul Bollwerk, III  
G. Paul Bollwerk, III, Chairman  
ADMINISTRATIVE JUDGE

Rockville, Maryland

April 24, 1998

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\* Copies of this notice of hearing were sent this date to counsel for the applicant PFS, and to counsel for petitioners Skull Valley Band, SSWS, OGD, Confederated Tribes/Pete, Castle Rock Land/Skull Valley/Ensign Ranches, and the State by Internet e-mail transmission; and to counsel for the NRC staff by e-mail through the agency's wide area network system.

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of

PRIVATE FUEL STORAGE, LLC

(Independent Spent Fuel Storage  
Installation)

Docket No.(s) 72-22-ISFSI

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing LB NOTICE OF HEARING DTD 4/24 have been served upon the following persons by U.S. mail, first class, except as otherwise noted and in accordance with the requirements of 10 CFR Sec. 2.712.

Office of Commission Appellate  
Adjudication  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
G. Paul Bollwerk, III, Chairman  
Atomic Safety and Licensing Board Panel  
Mail Stop - T-3 F23  
U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Jerry R. Kline  
Atomic Safety and Licensing Board Panel  
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U.S. Nuclear Regulatory Commission  
Washington, DC 20555

Administrative Judge  
Peter S. Lam  
Atomic Safety and Licensing Board Panel  
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Docket No.(s)72-22-ISFSI  
LB NOTICE OF HEARING DTD 4/24

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50 West Broadway, Fourth Floor  
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Richard Wilson  
Department of Physics  
Harvard University  
Cambridge, MA 02138

Dated at Rockville, Md. this  
24 day of April 1998

  
Office of the Secretary of the Commission