Violation in the inspection report and provided additional information. In a letter dated March 21, 1995, NRC found NSP's corrective actions acceptable. Since receipt of the first cask on site, NRC has observed selected portions of the preoperational testing activities and has reviewed associated test procedures and results. In addition, during the weeks of April 17, and April 24, 1995, the NRC conducted a special team inspection of cask fabrication records and preoperational test results at the Prairie Island Nuclear Generating Plant. On April 28, 1995, NRC held an inspection exit meeting, which was open to public attendance, in Red Wing, Minnesota, to discuss its inspection findings and conclusions. NSP submitted the report of preoperational test acceptance criteria and test results required by 10 CFR 72.83(e) to the NRC on April 20, 1995. At the inspection exit meeting held on April 28, 1995, the following five outstanding issues and their resolution were:

Issue (1): Fabrication of the temperature and pressure monitoring equipment was not complete.

Resolution: NRC Resident Inspectors observed completion of installation of fabricated equipment.

Issue (2): NRC review of the unloading procedure was not complete.

Resolution: NRC Resident Inspectors have completed their review and all identified concerns have been acceptably resolved.

Issue (3): NRC review of licensee disposition of weld discrepancies was not complete.

Resolution: NRC staff have completed their review and have accepted the licensee's dispositions.

Issue (4): Resolution of cask hydrostatic testing requirements was not complete.

Resolution: NRC staff have resolved the cask hydrostatic testing requirements. In addition, the licensee performed a 10 CFR 72.48 evaluation to revise the Safety Analysis Report. The Resident Inspectors have reviewed the evaluation and found it acceptable.

Issue (5): NRC review of adequate spent fuel retrievability was not complete.

Resolution: The licensee provided information regarding retrievability in a letter dated May 3, 1995. In a letter to NSP dated May 5, 1995, NRC found NSP's rationale acceptable.

Based on the resolutions described above, the staff has completed its review and is granting the exemption.

An exemption to the requirement of 10 CFR 72.82(e) for a 30-day waiting period would allow NSP to start loading the first cask before May 20, 1995, the end of the 30-day period.

IV

As previously described in the foregoing discussion, and based on its oversight and inspection of NSP's ISFSI preoperational testing activities, the NRC finds that NSP has satisfactorily addressed all of the outstanding safety issues associated with cask loading, handling, and storage. The results of the NRC activities described above confirm there is adequate assurance that the cask can perform its intended safety functions and that NSP has the necessary equipment and procedures in place to safely conduct spent fuel cask handling activities.

Accordingly, the NRC has determined in accordance with 10 CFR 72.7 that this exemption is authorized by law, will not endanger life or property or the common defense and security, and is otherwise in the public interest. Therefore, the NRC hereby grants the licensee an exemption from the 30-day waiting period required by 10 CFR 72.82(e) as requested by the licensee's letter of January 4, 1995.

The documents related to this proposed action are available for public inspection and for copying (for a fee) at the NRC Public Document Room, 2120 L Street, NW, Washington, DC 20555, and at the Local Public Document Room located in the Minneapolis Public Library, 300 Nicollet Mall, Minneapolis, Minnesota 55401.

Pursuant to 10 CFR 51.32, the NRC has determined that granting this exemption will have no significant impact on the quality of the human environment (60 FR 13477).

This exemption is effective upon issuance.

Dated at Rockville, Maryland, this 11 day of May 1995.

Donald A. Cool,

Director, Division of Industrial and Medical Nuclear Safety, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 95–12100 Filed 5–16–95; 8:45 am]

BILLING CODE 7590–01–M

Elimination of Low-Level Radioactive Waste Topical Report Review Program

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of elimination of program.

SUMMARY: This notice is in reference to low-level radioactive waste (LLW) topical reports (TRs) submitted in support of the implementation of 10 CFR Part 61, or compatible Agreement State regulations. The U.S. Nuclear Regulatory Commission's Division of Waste Management (DWM) is currently responsible for the Federal review of these TRs. However, due to higher priorities and limited staff availability, DWM has decided to terminate its LLW TR review program.

ADDRESSES: Documents referred to in this notice may be examined at the Commission's Public Document Room, 1717 H Street, NW., Washington, DC. Copies of technical positions and topical report review procedures may be obtained from the Division of Waste Management, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555, or by calling the contact listed below.

FOR FURTHER INFORMATION CONTACT: Robert J. Lewis, Engineering and Geosciences Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555; telephone (301) 415–6680.

SUPPLEMENTARY INFORMATION: To help ensure a cost effective and orderly implementation of 10 CFR Part 61, and since many licensees utilize similar services from the same firm, the U.S. Nuclear Regulatory Commission issued a **Federal Register** notice (48 FR 40512) encouraging these firms to submit, for NRC review, generic topical reports on these services.

To meet 10 CFR 20.2006(d), 10 CFR 61.55, and 10 CFR 61.56, radioactive waste generators and disposal operators must demonstrate compliance with the waste classification and waste form requirements. One acceptable approach to satisfying these regulations is to reference previously reviewed and approved TRs. A TR is a document submitted by an industry organization (i.e., a vendor) for review by NRC or an Agreement State, outside of specific licensing action. LLW TRs typically include reports on qualification of high-integrity containers, solidification procedures, or computer codes designed to classify waste.

The ultimate acceptability of a particular waste is subject to the disposal restrictions and requirements specified by the waste disposal facility operators and governing Agreement State regulatory agencies. NRC approved LLW TRs are often accepted by a State as an acceptable means of demonstrating compliance with the State equivalent regulations to 10 CFR Part 61. However, due to higher priorities and limited staff availability, DWM has decided to terminate the LLW TR review program. The number of LLW

disposal site applications currently under regulatory review and the number of new waste processing technologies do not support the need for a centralized review of generic LLW TRs by NRC.

DWM is currently not accepting new LLW TRs for review. Further, TRs currently under review but not showing progress towards resolution of open issues (e.g., no vendor or NRC action in the last six months) are being placed into ''discontinued'' status. Existing TRs currently in a ''discontinued'' or ''withdrawn'' status will not be reopened, nor will amendments or revisions to ''approved'' TRs be reviewed. In the future, NRC suggests that vendors contact individual disposal facility operators, or the regulatory agency exercising jurisdiction over that disposal facility, for guidance on the review and acceptance of a specific waste form and classification proposal, such as a topical report.

Dated at Rockville, Maryland, this 11th day of May, 1995.

For the U.S. Nuclear Regulatory Commission.

Michael J. Bell,

Chief, Engineering and Geosciences Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 95–12102 Filed 5–16–95; 8:45 am]

BILLING CODE 7590–01–M

[Docket Nos. 50–528, 50–529, 50–530; License Nos. DPR–67, NPF–16, DPR–31, DPR–41]

Florida Power & Light Company (Turkey Point and St. Lucie Nuclear Generating Stations); Issuance of Director's Decision Under 10 CFR 2.206

Notice is hereby given that the Director, Office of Enforcement, has issued a decision concerning the Petition filed by Mr. Thomas J. Saporito, Jr., (Petitioner) on Marcy 7, 1994. The Petition requested that the NRC: (1) Submit an amicus curiae brief to the Department of Labor (DOL) regarding his complaints numbered 89–ERA–007 and 89–ERA–017 concerning the Petitioner's claim that the licensee retaliated against him for engaging in protected activity during his employment at Turkey Point Nuclear Station in violation of 10 CFR 50.7; (2) institute a show cause proceeding pursuant to 10 CFR 2.202 to modify, suspend or revoke Florida Power & Light Company's licenses authorizing the operation of Turkey Point; and (3) institute a show cause proceeding pursuant to 10 CFR 2.202 and order the licensee to provide the Petitioner with a ''make whole'' remedy, including but not limited to, immediate reinstatement to his previous position, back wages and front pay with interest, compensatory damages for pain and suffering, and a posting requirement to offset any ''chilling effect'' Petitioner's discharge may have had upon other employees at the Turkey Point and St. Lucie Stations.

On March 13, 1994, Petitioner supplemented the Petition, reiterating the three requests noted in the preceding paragraph and providing additional information.

On April 7, 1994, Petitioner supplemented the Petition providing a chronology of events that relate to his request for action against FP&L. Petitioner also described what Petitioner believes should be the content of the *amicus curiae* brief to DOL, including the fact that a licensee employee can go directly to NRC with safety concerns, the NRC instructed Petitioner not to divulge his safety concerns to FP&L, that Petitioner's conduct should not be considered insubordinate, and the FP&L engaged in illegal conduct when its Vice President interrogated Petitioner about his safety concerns.

On June 7, 1994, the Petitioner submitted an additional request pursuant to 10 CFR 2.206 which has been incorporated into the above-mentioned request. The June 7 Petition requested: (1) Enforcement action against specific FP&L employees (2) an NRC investigation into the involvement of FP&L employees in the discrimination against the Petitioner with the results of this investigation being forwarded to the Department of Justice, and (3) an investigation into whether the work climate at Turkey Point and St. Lucie nuclear stations makes employees feel free to go to their management and/or the NRC with safety concerns. This June 7 Petition was supplemented on June 28 and 30, 1994.

Based on a review of Petitioner's requests and supplemental submissions, the Licensee's response dated May 20, 1994, and the June 3, 1994 decision by the Secretary of Labor on complaints filed by the Petitioner in these cases, the Director, Office of Enforcement, has denied this Petition. The reasons for the denial are explained in the ''Director's Decision under 10 CFR 2.206'' (DD–95–07) which is available for public inspection in the Commission's Public Document Room at 2120 L Street, NW., Washington, DC 20555.

A copy of this Decision will be filed with the Secretary for the Commission's review in accordance with 10 CFR 2.206. As provided by this regulation, the Decision will constitute the final action of the Commission 25 days after the date of issuance of the Decision unless the Commission on its own motion institutes a review of the Decision within that time.

Dated at Rockville, Maryland this 11th day of May 1995.

For the Nuclear Regulatory Commission.

James Liberman,

Director, Office of Enforcement.

[FR Doc. 95–12101 Filed 5–16–95; 8:45 am]

BILLING CODE 7590–01–M

RAILROAD RETIREMENT BOARD

Agency Forms Submitted for OMB Review

SUMMARY: In accordance with the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Railroad Retirement Board has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

Summary of Proposal(s)

(1) *Collection title:* Application for Search of Census Records (Railroad Retirement Purposes Only).

(2) *Form(s) submitted:* RRB Form G–256.

(3) *OMB Number:* 3220–0106.

(4) *Expiration date of current OMB clearance:* July 31, 1995.

(5) *Type of request:* Revision of a currently approved collection.

(6) *Respondents:* Individuals or households.

(7) *Estimated annual number of respondents:* 150.

(8) *Total annual responses:* 150.

(9) *Total annual reporting hours:* 25.

(10) *Collection description:* Under the Railroad Retirement Act, an application for benefits based on age must be supported by proof of the age claimed. The application obtains proof of an applicant's age from the Bureau of the Census when other evidence is unavailable.

ADDITIONAL INFORMATION OR COMMENTS: Copies of the form and supporting documents can be obtained from Chuck Mierzwa, the agency clearance officer (312–751–3363). Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611–2092 and the OMB reviewer, Laura Oliven (202–395–7316), Office of Management and Budget, Room 10230, New Executive