

(1) reduce to one day from the current ten days the period during which CIG must notify an existing Shipper of any offers deemed superior to existing Shipper's offered terms of extension of capacity covered by an expiring contract; and

(2) reduce to one day from the current ten days the period during which an existing off-system Shipper can decide whether to exercise the right-of-first-refusal to match the highest bid.

CIG states that copies of this filing were served upon all CIG jurisdictional transportation customers and State Commissions where CIG provides transportation service.

Any person desiring to be heard or to protest said filing should file a motion to intervene or a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 385.211 and 385.214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211). All such petitions or protests should be filed on or before June 23, 1995. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the commission and are available for public inspection in the public reference room.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 95-15271 Filed 6-21-95; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. CP95-553-000]

**Florida Gas Transmission Company;
Notice of Request Under Blanket
Authorization**

June 16, 1995.

Take notice that on June 9, 1995, Florida Gas Transmission Company (FGT), 1400 Smith Street, P.O. Box 1188, Houston, Texas 77251-1188, filed in Docket No. CP95-553-000 a request pursuant to Sections 157.205 and 157.212 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 157.212) for authorization to construct and operate a new delivery point in Dade County, Florida under FGT's blanket certificate issued in Docket No. CP82-553-000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

FGT proposes that the new delivery point will be constructed near mile post 10.0 on its existing 4-inch Homestead Lateral (Township 56 South, Range 39 east, Section 23) and will include a new 2-inch tap, pressure regulation, a rotary meter, approximately 50 feet of 2-inch line, and related appurtenant facilities. FGT states that the City Gas Company of Florida (CGC), a Division of NUI Corporation, requested this delivery point. FGT proposes to make gas deliveries to CGC of approximately 75 MMBtu per day and 27,375 MMBtu annually on an interruptible basis. Construction will be on the property site of CGC's new customer. FGT will be reimbursed by CGC for the estimated cost of \$83,000, inclusive of tax gross-up. The end use is industrial. FGT states it has sufficient capacity to continue all services without detriment or disadvantage to its other customers.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 95-15263 Filed 6-21-95; 8:45 am]

BILLING CODE 6717-01-M

**NUCLEAR REGULATORY
COMMISSION**

[Docket No. 50-160]

**Georgia Institute of Technology,
(Georgia Tech Research Reactor);
Order Modifying Facility Operating
License No. R-97**

I

The Georgia Institute of Technology (Georgia Tech or the licensee) is the holder of Facility Operating License No. R-97 (the license) issued on December 29, 1964, by the U.S. Atomic Energy Commission. The license, as amended on June 6, 1974 (Amendment No. 1) and by subsequent amendments, authorizes operation of the Georgia Tech Research

Reactor (GTRR or the facility) at steady-state power levels up to 5 megawatts thermal (MWt). The research reactor is located in the Neely Nuclear Research Center, in the north central portion of the Georgia Tech campus in Atlanta, Georgia.

II

On February 25, 1986, the U.S. Nuclear Regulatory Commission (NRC or the Commission) promulgated a final rule in § 50.64 of Title 10 of the Code of Federal Regulations (10 CFR 50.64) limiting the use of high-enriched uranium (HEU) fuel in domestic research and test reactors (non-power reactors) (see 51 FR 6514). The rule, which became effective on March 27, 1986, requires that each licensee of a non-power reactor (NPR) replace its HEU fuel with low-enriched uranium (LEU) fuel acceptable to the Commission. This replacement is contingent upon Federal Government funding for conversion-related costs, and is required unless the Commission has determined that the reactor has a unique purpose as defined in 10 CFR 50.2. The rule is intended to promote the common defense and security by reducing the risk of theft or diversion of HEU fuel used in non-power reactors and the consequences to public health, safety and the environment from such potential theft or diversion.

Sections 50.64(b)(2)(i) and (ii) require that a licensee of an NPR (1) not initiate acquisition of additional HEU fuel, if LEU fuel that is acceptable to the Commission for that reactor is available when the licensee proposes that acquisition, and (2) replace all HEU fuel in its possession with available LEU fuel acceptable to the Commission for that reactor in accordance with a schedule determined pursuant to 10 CFR 50.64(c)(2).

Section 50.64(c)(2)(i) requires, among other things, that each licensee of an NPR authorized to possess and to use HEU fuel, develop and submit to the Director of the Office of Nuclear Reactor Regulation (Director, NRR) by March 27, 1987, and at 12-month intervals thereafter, a written proposal for conforming to the requirements of the rule.

Section 50.64(c)(2)(i) also requires the licensee to have the following in its proposal: (1) A certification that Federal Government funding for conversion is available through the U.S. Department of Energy (DOE) or another appropriate Federal agency and (2) a schedule for conversion, based upon the availability of replacement fuel acceptable to the Commission for that reactor, and upon consideration of other factors such as

the availability of shipping casks, implementation of arrangements for available financial support, and reactor usage.

Section 50.64(c)(2)(iii) requires the licensee to include in its proposal, to the extent required to effect conversion, all necessary changes to the license, facility, or procedures. This paragraph also requires the licensee to submit supporting safety analyses so as to comply with the schedule established for conversion.

Section 50.64(c)(2)(iii) also requires the Director, NRR, to review the licensee proposal, to confirm the status of Federal Government funding for conversion, and to determine a final schedule if the licensee has submitted a schedule for conversion.

Section 50.64(c)(3) requires the Director, NRR, to review the supporting safety analyses and to issue an appropriate Enforcement Order directing both the conversion and, to the extent consistent with protection of the public health and safety, any necessary changes to the license, facility, or procedures. In the **Federal Register** notice of the final rule, the Commission indicated that in most cases, if not all, an Enforcement Order would be issued to modify the license.

Section 2.202, the current authority for issuing Orders of all types, including Orders to modify licenses, provides, among other things, that the Commission may modify a license by serving an Order on the licensee. The licensee or other person adversely affected by the Order may demand a hearing with respect to any part or all of the Order within 20 days from the date of the notice or such other period as the notice may provide.

III

On January 21, 1993, as supplemented on March 2, March 21, and July 15, 1994, the licensee submitted a proposal to convert from the use of HEU to the use of LEU. This proposal contained descriptions of the modifications, supporting safety analyses, and plans for conversion. The conversion consists of replacing HEU with LEU fuel elements. The LEU fuel elements contain material test reactor (MTR)-type fuel plates, with the fuel consisting of uranium silicide dispersed in an aluminum matrix and completely clad in aluminum alloy. These plates contain an enrichment of less than 20 percent uranium-235.

The NRC staff has reviewed the licensee's proposal for conversion to LEU fuel and the requirements of 10 CFR 50.64 and has determined that the public health and safety and the

common defense and security support a conversion of the facility from the use of HEU to LEU fuel in accordance with the attachment to this Order and the schedule requirements that follow. The attachment to this Order specifies the changes to the license and Technical Specifications that are needed to implement the requirements of this Order.

IV

Accordingly, pursuant to Sections 51, 53, 57, 101, 104, 161b, 161i, and 161o of the Atomic Energy Act of 1954, as amended, and Commission regulations in 10 CFR 2.202 and 10 CFR 50.64, it is hereby ordered that:

Facility Operating License No. R-97 be modified as stated in the "ATTACHMENT TO ORDER MODIFYING FACILITY OPERATING LICENSE NO. R-97" by adding License Conditions 2.B(4) and 2.C(4) on the thirtieth day after the date of publication of this Order in the **Federal Register** and by revising the License Conditions 2.B(2) and 2.C(2) and Technical Specifications on the day the licensee receives an adequate number and type of LEU fuel elements that are necessary to operate the facility as specified in the licensee's proposal as supplemented.

V

In accordance with 10 CFR 2.202, the licensee or any other person adversely affected by this Order may submit an answer to this Order, and may request a hearing on this Order within 20 days of the date of this Order. The answer may consent to this Order. Unless the answer consents to this Order, the answer shall, in writing and under oath or affirmation, set forth the matters of fact and law on which the licensee or other person adversely affected relies and the reasons as to why the Order should not have been issued. Any request for a hearing shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Chief, Docketing and Service Section, Washington, DC 20555. Copies also shall be sent to the Director, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, to the Assistant General Counsel for Hearings and Enforcement at the same address, and to the licensee if the hearing request is by a person other than the licensee. If a person other than the licensee requests a hearing, that person shall set forth with particularity the manner in which the person's interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by the licensee or by a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at that hearing is whether this Order should be sustained.

In the absence of any request for a hearing, the provisions specified in this Order shall be effective and final 20 days from the date of this Order without further order or proceedings.

For the Nuclear Regulatory Commission.

Dated at Rockville, Md., this 16th day of June 1995.

Frank J. Miraglia,

Acting Director, Office of Nuclear Reactor Regulation.

Attachment To Order—Modifying Facility Operating License No. R-97

A. License Conditions Revised and Added by This Order

2.B(2) Pursuant to the Act and 10 CFR Part 70, "Domestic Licensing of Special Nuclear Material," to possess, but not use, up to 4.9 kilograms of contained uranium-235 at enrichments greater than 20 percent in the form of MTR-type reactor fuel until the existing inventory of this fuel is removed from the facility.

2.B(4) Pursuant to the Act and 10 CFR Part 70, "Domestic Licensing of Special Nuclear Material," to receive, possess, and use at any one time in connection with the operation of the reactor up to 8.85 kilograms of contained uranium-235 at enrichments less than 20 percent in the form of MTR-type reactor fuel.

2.C(2) Technical Specifications

The Technical Specifications contained in Appendix A, as revised through the Order Modifying Facility Operating License No. R-97, dated June 16, 1995, and Amendment No. 10 are hereby incorporated in the license. The licensee shall operate the facility in accordance with the Technical Specifications.

2.C(4) Startup Test Report

The licensee shall submit a startup test report within six months after achieving initial criticality with low-enriched uranium reactor fuel in accordance with the Order Modifying Facility Operating License No. R-97, dated June 16, 1995. This report shall be sent as specified in 10 CFR 50.4, "Written Communications."

B. The Technical Specifications will be revised by this Order in accordance with the Enclosure to the Order Modifying Facility Operating License No. R-97, dated June 16, 1995, Docket

No. 50-160, and as discussed in the safety evaluation for this Order.

[FR Doc. 95-15293 Filed 6-21-95; 8:45 am]

BILLING CODE 7590-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP95-173-003]

Koch Gateway Pipeline Co.; Notice of Proposed Changes in FERC Gas Tariff

June 16, 1995.

Take notice that on June 12, 1995, Koch Gateway Pipeline Company (Koch Gateway) tendered for filing as part of its FERC Gas Tariff, Fifth Revised Volume No. 1, the following tariff sheets effective April 1, 1995:

Third Revised Sheet No. 1

Koch Gateway states that the above referenced tariff sheet reflects Koch Gateway's compliance with the May 31, 1995, Office of the Pipeline Regulation (OPR) Order in this proceeding. Koch Gateway states that the tariff sheet has been filed to make a pagination change. Additionally, pursuant to the OPR order, Koch Gateway submits an explanation for the tariff language contained in Tariff Sheet No. 403 and 502 of its tariff.

Koch Gateway also states that the tariff sheet is being mailed to all parties on the official service list created by the Secretary in this proceeding.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests should be filed on or before June 23, 1995. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 95-15269 Filed 6-21-95; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. GT95-10-002]

Texas Eastern Transmission Corporation; Notice of Compliance Filing

June 16, 1995.

Take notice that on June 1, 1995, pursuant to Section 154.62 of the Commission's Regulations and in compliance with the Commission's March 17, 1995 order in Docket No. GT95-10-000, Texas Eastern Transmission Corporation (Texas Eastern) tendered for filing executed Section 7(c) service contract between Texas Eastern, as Pipeline, and Public Service Electric and Gas Company under its firm Rate Schedule FTS-7, Contract Number 331007. Texas Eastern states that on April 13, 1995, it submitted several executed Section 7(c) service contracts to the Commission in Docket No. GT95-10-001, but inadvertently omitted this contract.

Texas Eastern requests that the Commission waive all necessary rules and regulations to permit the contract to become effective on the first day of the primary terms as stated in the contract.

Texas Eastern states that a copy of the letter of transmittal and its attached contract is being sent to Public Service Electric and Gas Company.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests should be filed on or before June 23, 1995. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 95-15264 Filed 6-21-95; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP93-106-010]

Texas Gas Transmission Corporation; Notice of Filing of Refund Report

June 16, 1995.

Take notice that on June 12, 1995, Texas Gas Transmission Corporation (Texas Gas) tendered for filing a refund report detailing a May 31, 1995, Transportation Cost Adjustment (TCA) Tracker refund of \$13,252,957.15.

Texas Gas states that the refund reflects the net credit balances in its TCA deferral accounts at March 31, 1995 when its TCA tracker was terminated.

Texas Gas states that copies of the filing have been served upon Texas Gas's customers receiving refunds and interested state commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's Rules and Regulations. All such protests should be filed on or before June 23, 1995. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Linwood A. Watson, Jr.,

Acting Secretary.

[FR Doc. 95-15268 Filed 6-21-95; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP95-342-000]

Viking Gas Transmission Co.; Notice of Filing

June 16, 1995.

Take notice that on June 14, 1995, Viking Gas Transmission Company (Viking), tendered for filing as part of its FERC Gas Tariff, First Revised Volume No. 1, the following revised tariff sheet, proposed to be effective July 1, 1995:

Third Revised Sheet No. 72

Viking states that the purpose of the filing is to conform its tariff to the requirements of Order No. 577-A. In particular, Viking proposes to modify the capacity release provisions of its tariff by changing from one calendar month to 31 days the period during which capacity can be released at less than the maximum rate without prior posting or bidding.

Viking states that copies of the filing have been mailed to all of its jurisdictional customers and to affected state regulatory commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such motions or protests should be filed on