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Ghassem Asrar, Associate Administrator for  
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#### Daniel S. Goldin,

Administrator.

[FR Doc. 99-18750 Filed 7-21-99; 8:45 am]

BILLING CODE 7510-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50-317 and 50-318]

### Baltimore Gas and Electric Company; Notice of Denial of Amendment to Facility Operating License and Opportunity for Hearing

The U.S. Nuclear Regulatory  
Commission (the Commission) has  
denied a request by Baltimore Gas and  
Electric Company (licensee) for an  
amendment to Facility Operating  
License Nos. DPR No. 53 and DPR No.  
69 issued to the licensee for operation  
of the Calvert Cliffs Nuclear Power  
Plants, Unit Nos. 1 and 2, located in  
Calvert County, Maryland. Notice of  
Consideration of Issuance of this  
amendment was published in the  
**Federal Register** on December 16, 1998  
(63 FR 69334).

The purpose of the licensee's  
amendment request was to revise the  
Technical Specifications (TS) to delete  
requirements for tendon surveillance  
and reporting because the TS  
requirements were a duplication of the  
requirements of 10 CFR 50.55a.

The NRC staff has concluded that the  
licensee's request cannot be granted.  
The licensee was notified of the  
Commission's denial of the proposed  
change by a letter dated July 15, 1999.

By August 23, 1999, the licensee may  
demand a hearing with respect to the  
denial described above. Any person  
whose interest may be affected by this  
proceeding may file a written petition  
for leave to intervene.

A request for hearing or petition for  
leave to intervene must be filed with the  
Secretary of the Commission, U.S.  
Nuclear Regulatory Commission,  
Washington, DC 20555-0001 Attention:  
Rulemakings and Adjudications Staff, or  
may be delivered to the Commission's  
Public Document Room, the Gelman  
Building, 2120 L Street, NW.,  
Washington, DC, by the above date.

A copy of any petitions should also be  
sent to the Office of the General  
Counsel, U.S. Nuclear Regulatory  
Commission, Washington, DC 20555-  
0001, and to Jay E. Silberg, Esquire,  
2300 N Street, NW, Washington, DC  
20037, attorney for the licensee.

For further details with respect to this  
action, see (1) the application for  
amendment dated November 20, 1998,  
and (2) the Commission's letter to the  
licensee dated July 15, 1999.

These 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 Calvert  
County Library, Prince Frederick, MD  
20678.

Dated at Rockville, Maryland, this 15th day  
of July 1999.

For the Nuclear Regulatory Commission.

#### S. Singh Bajwa,

Acting Director, Project Directorate I, Division  
of Licensing Project Management, Office of  
Nuclear Reactor Regulation.

[FR Doc. 99-18723 Filed 7-21-99; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-400-LA; ASLBP No. 99-  
762-02-LA]

### Atomic Safety and Licensing Board; Before Administrative Judges: G. Paul Bollwerk, III, Chairman, Frederick J. Shon and Dr. Peter S. Lam; In the Matter of Carolina Power & Light Company (Shearon Harris Nuclear Power Plant); Notice of Hearing (License Amendment Application to Expand Spent Fuel Pool Capacity)

July 16, 1999.

In this proceeding, Carolina Power &  
Light Company (CP&L) has applied  
under 10 CFR 50.90 for a license  
amendment to increase the spent fuel  
storage capacity at its Shearon Harris

Nuclear Power Plant (Harris), located in  
Wake and Chatham Counties, North  
Carolina. In its December 23, 1998  
amendment request, CP&L seeks  
authorization to add rack modules to  
spent fuel pools "C" and "D" and place  
the pools in service. On January 7, 1999,  
the NRC staff issued a notice that the  
agency is (1) considering this license  
amendment application; (2) considering  
making a no significant hazards  
determination under 10 CFR 50.92 that  
would permit issuance of the  
amendment; and (3) affording the  
opportunity for a formal adjudicatory  
hearing on the CP&L application. The  
notice was published in the **Federal  
Register** on January 13, 1999. (64 FR  
2237 (1999).)

By filing dated February 12, 1999,  
petitioner Board of Commissioners of  
Orange County, North Carolina (BCOC),  
made a timely request for a hearing  
relative to the CP&L license amendment  
application. On February 18, 1999, the  
Secretary of the Commission referred  
the CP&L application to the Atomic  
Safety and Licensing Board Panel to  
conduct any subsequent adjudication.  
On February 24, 1999, this Licensing  
Board was appointed to preside over  
this proceeding. (64 FR 10165 (1999).)  
The Board consists of Frederick J. Shon,  
Dr. Peter S. Lam, and G. Paul Bollwerk,  
III, who serves as Chairman of the  
Board.

On May 13, 1999, the Board  
conducted a one-day prehearing  
conference in Chapel Hill, North  
Carolina, to hear oral argument on the  
issues of BCOC's standing and the  
admissibility of its eight proffered  
contentions. The Board ruled on those  
matters in a July 12, 1999 issuance in  
which it concluded (1) BCOC did have  
standing to intervene as of right; and (2)  
two of its eight contentions were  
admissible. Accordingly, BCOC's  
hearing request was granted and it was  
admitted as a party to this proceeding.  
(*Carolina Power & Light Co.* (Sharon  
Harris Nuclear Power Plant), LBP-99-  
25, 50 NRC \_\_\_\_\_ (July 12, 1999).)<sup>1</sup>

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), subject  
to any election by the parties to utilize  
the hybrid hearing procedures in 10  
CFR Part 2, Subpart K (10 CFR 2.1101-  
.1117).

During the course of the proceeding,  
the Board may conduct an oral

<sup>1</sup> A copy of the Board's July 12, 1999 decision  
can be found on the Internet at [www.nrc.gov/OPA/reports/lbp9925.htm](http://www.nrc.gov/OPA/reports/lbp9925.htm).

argument, as provided in 10 CFR 2.755, 2.1113, may hold additional prehearing conferences pursuant to 10 CFR 2.752, and may conduct evidentiary hearings in accordance with 10 CFR 2.750-.751, 2.1115. 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 20555-0001, 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 may entertain oral limited appearance statements at a location or locations in the vicinity of the Harris facility. Notice of any 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 Cameron Village Regional Library, 1930 Clark Avenue, Raleigh, North Carolina 27605.

Dated: July 16, 1999, Rockville, Maryland.

For the Atomic Safety and Licensing Board.<sup>2</sup>

**G. Paul Bollwerk, III,**

*Administrative Judge.*

[FR Doc. 99-18725 Filed 7-21-99; 8:45 am]

BILLING CODE 7590-01-P

## RAILROAD RETIREMENT BOARD

### Agency Forms Submitted for OMB Review

**Summary:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Railroad

<sup>2</sup> Copies of this notice of hearing were sent this date by Internet e-mail transmission to counsel for (1) applicant CP&L; (2) intervenor BCOC; and (3) the NRC staff.

Retirement Board (RRB) 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:* Continuing Disability Report.
- (2) *Form(s) submitted:* G-254, G-254a.
- (3) *OMB Number:* 3220-0187.
- (4) *Expiration date of current OMB clearance:* 10/31/1999.
- (5) *Type of request:* Revision of a currently approved collection.
- (6) *Respondents:* Individuals or households, Business or other-for-profit.
- (7) *Estimated annual number of respondents:* 2,000.
- (8) *Total annual responses:* 3,500.
- (9) *Total annual reporting hours:* 790.
- (10) *Collection description:* Under the Railroad Retirement Act, a disability annuity can be reduced or not paid, depending on the amount of earnings and type of work performed. The collection obtains information about a disabled annuitant's employment and earnings.

**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, Laurie Schack (202)-395-7316), Office of Management and Budget, Room 10230, New Executive Office Building, Washington, D.C. 20503.

**Chuch Mierzwa,**

*Clearance Officer.*

[FR Doc. 99-18757 Filed 7-21-99; 8:45 am]

BILLING CODE 7905-01-M

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-41621; File No. SR-CBOE-99-29]

### Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Chicago Board Options Exchange, Inc. to Allow RAES Orders To Trade Against Orders in the Exchange's Limit Order Book

July 14, 1999.

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>

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

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

notice is hereby given that on June 23, 1999, the Chicago Board Options Exchange, Inc. ("CBOE" or "Exchange") 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 the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The CBOE proposes to amend its rule governing the operation of its Retail Automatic Execution System ("RAES") to provide for orders entered on RAES to trade against orders in the Exchange's customer limit order book. The text of the proposed rule change is available at the Office of the Secretary, the CBOE, and at the Commission.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the CBOE included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The CBOE has prepared summaries, set forth in Section A, B, and C below, of the most significant aspects of such statements.

##### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

###### 1. Purpose

The Exchange is developing a system, the Automated Book Priority system, that will allow an order entered into RAES to trade directly with an order on the Exchange's customer limit order book in those cases where the prevailing market bid or offer is equal to the best bid or offer on the Exchange's book.<sup>3</sup> Currently, when a RAES order is entered into the Exchange's Order Routing System at a time when the prevailing market bid or offer is equal to the best bid or offer on the Exchange's book, the order is routed electronically to a Floor Broker's terminal or work station in the crowd subject to the

<sup>3</sup> In the event that the order in the book is for a smaller number of contracts than the RAES order, the balance of the RAES order will be assigned to participating market-makers at the same price at which the rest of the order was executed.