

health and safety matters discussed or referenced in the applications.

2. Environmental—primarily concerns/issues relating to matters discussed or referenced in the environmental analysis for the applications.

3. Miscellaneous—does not fall into one of the categories outlined above.

As specified in 10 CFR 2.309, if two or more petitioners/requestors seek to co-sponsor a contention, the petitioners/requestors shall jointly designate a representative who shall have the authority to act for the petitioners/requestors with respect to that contention. If a petitioner/requestor seeks to adopt the contention of another sponsoring petitioner/requestor, the petitioner/requestor who seeks to adopt the contention must either agree that the sponsoring petitioner/requestor shall act as the representative with respect to that contention, or jointly designate with the sponsoring petitioner/requestor a representative who shall have the authority to act for the petitioners/requestors with respect to that contention.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing. Since the Commission has made a final determination that the amendment involves no significant hazards consideration, if a hearing is requested, it will not stay the effectiveness of the amendment. Any hearing held would take place while the amendment is in effect.

A request for a hearing or a petition for leave to intervene must be filed by: (1) First class mail addressed to the Office of the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Rulemaking and Adjudications Staff; (2) courier, express mail, and expedited delivery services: Office of the Secretary, Sixteenth Floor, One White Flint North, 11555 Rockville Pike, Rockville, Maryland, 20852, Attention: Rulemaking and Adjudications Staff; (3) e-mail addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, HEARINGDOCKET@NRC.GOV; or (4) facsimile transmission addressed to the Office of the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC, Attention: Rulemaking and Adjudications Staff at (301) 415-1101, verification number is (301) 415-1966. A copy of the request for hearing and petition for leave to intervene should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory

Commission, Washington, DC 20555-0001, and it is requested that copies be transmitted either by means of facsimile transmission to 301-415-3725 or by e-mail to OGCMailCenter@nrc.gov. A copy of the request for hearing and petition for leave to intervene should also be sent to the attorney for the licensee.

Nontimely requests and/or petitions and contentions will not be entertained absent a determination by the Commission or the presiding officer or the Atomic Safety and Licensing Board that the petition, request and/or the contentions should be granted based on a balancing of the factors specified in 10 CFR 2.309(a)(1)(i)-(viii).

Pacific Gas and Electric Company, Docket No. 50-323, Diablo Canyon Nuclear Power Plant, Unit No. 2, San Luis Obispo County, California

Date of application for amendment: July 30, 2004, and its supplement dated July 30, 2004.

Brief description of amendment: The amendment authorizes a one-time change to the completion time of Required Action A.1 of Technical Specification 3.6.6, "Containment Spray and Cooling Systems," to increase the completion time for containment spray pump 2-2 from 72 hours to 14 days.

Date of issuance: July 30, 2004.

Effective date: July 30, 2004.

Amendment Nos.: 173.

Facility Operating License No. DPR-82: The amendment revised the Technical Specifications.

Public comments requested as to proposed no significant hazards consideration (NSHC): No. The Commission's related evaluation of the amendment, finding of emergency circumstances, State consultation, and final NSHC determination are contained in a Safety Evaluation dated July 30, 2004.

Attorney for licensee: Richard F. Locke, Esq., Pacific Gas and Electric Company, P.O. Box 7442, San Francisco, California 94120.

NRC Section Chief: Stephen Dembek.

Virginia Electric and Power Company, Docket No. 50-338, North Anna Power Station, Unit 1, Louisa County, Virginia

Date of amendment request: July 23, 2004.

Description of amendment request: This amendment allows a one-time 7-day completion time to repair a weld leak that was discovered on the low-head safety injection (LHSI) suction pump piping. This change is needed to prevent an unnecessary plant transient and unscheduled shutdown of North Anna Unit 1.

Date of issuance: July 23, 2004.

Effective date: July 23, 2004, and is effective until the 'A' train of the Unit 1 LHSI system is returned to operable status or until July 28, 2004, at 1723 hours, whichever occurs first.

Amendment No.: 236.

Renewed Facility Operating License No. NPF-4: Amendment revises the Technical Specifications.

Public comments requested as to proposed no significant hazards consideration (NSHC): No. The Commission's related evaluation of the amendment, finding of emergency circumstances, state consultation, and final NSHC determination are contained in a Safety Evaluation dated July 23, 2004.

Attorney for licensee: Ms. Lillian M. Cuoco, Esq., Senior Counsel, Dominion Resources Services, Inc., Millstone Power Station, Building 475, 5th Floor, Rope Ferry Road, Rt. 156, Waterford, Connecticut 06385.

NRC Section Chief: Stephanie M. Coffin, Acting.

Dated at Rockville, Maryland, this 9th day of August 2004.

For the Nuclear Regulatory Commission.

James E. Lyons,

Deputy Director, Division of Licensing Project Management Office of Nuclear Reactor Regulation.

[FR Doc. 04-18512 Filed 8-18-04; 8:45 am]

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NUCLEAR WASTE TECHNICAL REVIEW BOARD

September 20, 2004—Las Vegas, Nevada: The U.S. Nuclear Waste Technical Review Board Will Meet With the Department of Energy (DOE) and Interested Parties To Discuss the Processes Used To Develop and Review the DOE's Total System Performance Assessment of the Proposed Yucca Mountain Repository Site

Pursuant to its authority under section 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the U.S. Nuclear Waste Technical Review Board will meet in Las Vegas, Nevada, on Monday, September 20, 2004. The primary focus of the meeting will be an overview of the purpose, scope, methodology, criteria, and modeling of the Department of Energy's (DOE) Total System Performance Assessment (TSPA) of the Yucca Mountain site. Other issues pertinent to a proposed repository at Yucca Mountain in Nevada are scheduled to be discussed, including repository design and DOE activities related to seismic issues. The meeting

will be open to the public, and opportunities for public comment will be provided. The Board is charged by Congress with reviewing the technical and scientific validity of activities undertaken by the DOE related to nuclear waste disposal as stipulated in the Nuclear Waste Policy Amendments Act of 1987.

The meeting is scheduled to begin at 8 a.m. and to continue until approximately 5:30 p.m. It will be held at the Atrium Suites Hotel (formerly the Crowne Plaza Hotel); 4255 South Paradise Road; Las Vegas, NV 89109; (tel.) 702-369-4400; (fax) 702-369-3770.

The meeting will begin with DOE program and project updates for fiscal year 2005. The updates will be followed by discussions of the repository design that the DOE intends to carry forward in a Yucca Mountain license application and of activities that the DOE is undertaking related to seismic issues. After lunch, the focus will be on the DOE's TSPA for a Yucca Mountain repository. The DOE will begin the session with presentations on the purpose and scope of TSPA; regulatory requirements related to TSPA; the approach and methodology used to conduct the TSPA; and the development of TSPA models, including changes from the last TSPA. Following these presentations, representatives from the Nuclear Regulatory Commission (NRC) have been invited to comment on the TSPA process and criteria from the NRC's perspective. The Electric Power Research Institute also has been asked to present the latest version of its TSPA. Changes may be made to this tentative meeting agenda. A final agenda detailing meeting times, topics, and participants will be available approximately one week before the meeting date. Copies of the meeting agenda can be requested by telephone or obtained from the Board's Web site at <http://www.nwtrb.gov>.

Time will be set aside at the end of the day on Monday for public comments. Those wanting to speak are encouraged to sign the "Public Comment Register" at the check-in table. A time limit may have to be set on individual remarks, but written comments of any length may be submitted for the record. Interested parties also will have the opportunity to submit questions in writing to the Board. As time permits, submitted questions relevant to the discussion may be asked by Board members.

Transcripts of the meetings will be available on the Board's Web site, by e-mail, on computer disk, and on a library-loan basis in paper format from

Davonya Barnes of the Board's staff, beginning on October 18, 2004.

A block of rooms has been reserved at the Atrium Suites Hotel for meeting participants. When making a reservation, please state that you are attending the Nuclear Waste Technical Review Board meeting. Reservations should be made by September 3, 2004, to ensure receiving the meeting rate.

For more information, contact Karyn Severson, NWTRB External Affairs; 2300 Clarendon Boulevard; Suite 1300; Arlington, VA 22201-3367; (tel.) 703-235-4473; (fax) 703-235-4495.

Dated: August 11, 2004.

Karyn D. Severson,

Director, External Affairs, Nuclear Waste Technical Review Board.

[FR Doc. 04-19015 Filed 8-18-04; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-50188; File No. SR-Amex-00-27]

Self-Regulatory Organizations; American Stock Exchange LLC; Notice of Filing of Proposed Rule Change and Amendments No. 1, 2, 3, 4, 5, and 6 Thereto To Require the Immediate Display of Customer Option Limit Orders

August 12, 2004.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Exchange Act" or "Act")¹ and Rule 19b-4 thereunder,² notice is hereby given that on May 10, 2000, the American Stock Exchange LLC ("Amex" 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 Exchange filed amendments to the proposed rule change on March 13, 2002,³ April 3, 2003,⁴ July 15, 2003,⁵ August 19, 2003,⁶

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ On March 13, 2002, the Exchange filed a Form 19b-4, which replaced the original filing in its entirety ("Amendment No. 1").

⁴ On April 3, 2003, the Exchange filed a Form 19b-4, which replaced the original filing in and Amendment No. 1 in their entirety ("Amendment No. 2").

⁵ On July 15, 2003, the Exchange filed a Form 19b-4, which replaced the original filing in and all previous amendments in their entirety ("Amendment No. 3").

⁶ On August 19, 2004, the Exchange filed a Form 19b-4, which replaced the original filing and all previous amendments in their entirety ("Amendment No. 4").

October 22, 2003,⁷ and August 12, 2004,⁸ respectively. The Commission is publishing this notice to solicit comments on the proposed rule change, as amended, from interested persons.

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

The Exchange proposes to amend Amex Rules 958A and 958A—ANTE to require the immediate display of customer options limit orders that better the current market quotation. In addition, the Exchange proposes to amend Amex Rule 590 to include violations of the options limit order display rules in the Minor Rule Violation Fine System. The text of the proposed rule change follows. Proposed new text is in *italics*.

Rule 590 General Rule Violations

(a) through (f) No changes.
(g) The Enforcement Department may impose fines according to the following schedule for the rule violations listed below:

* * * * *

- Violation of the Limit Order Display Rule. (SEC Rule 11Ac1-4 and Amex Rule 958A(e))

* * * * *

Rule 958A Application of the Firm Quote Rule and the Limit Order Display Rule

(a) through (d) No change.
(e) *Customer Limit Orders: (1) Specialists shall publish immediately upon receipt the price and size of each customer options limit order held by the specialist that is at a price or size that would improve the displayed bid or offer in the option that is the subject of the limit order. "Immediately upon receipt" shall mean, under normal market conditions, as soon as practicable but no later than 30 seconds after receipt.*

(2) The requirement in subparagraph (1) shall not apply to any customer options limit order that: (i) Is executed upon receipt of the order; (ii) is placed by a customer that expressly requests, either at the time that the order is

⁷ See letter from Claire P. McGrath, Senior Vice President and Deputy General Counsel, Amex, to Nancy Sanow, Assistant Director, Division of Market Regulation, Commission, dated October 21, 2003 ("Amendment No. 5"). In Amendment No. 5, the Exchange amended the proposed text of Amex Rule 958(A)(e) to require that specialists publish immediately upon receipt, both the price and size of each customer options limit order that improves the displayed bid or offer.

⁸ On August 12, 2004, the Exchange filed a Form 19b-4, which replaced the original filing and all previous amendments in their entirety ("Amendment No. 6").