

hear a report with recommendations from the Achievement Levels Committee on setting levels for the 1996 science assessment. This portion of the meeting must be closed because references will be made to specific items from the assessment and premature disclosure of the information presented for review would be likely to significantly frustrate implementation of a proposed agency action. Such matters are protected by exemption (9)(B) of section 552b(c) of Title 5 U.S.C.

The Board will remain in closed session from 2:15–2:30 p.m. to hear a briefing on the 1996 report on Long Term Trends in Academic Progress. This report will include references to specific items from the assessments. This portion of the meeting must be closed because reference may be made to data which may be misinterpreted, incorrect, or incomplete. Premature disclosure of these data might significantly frustrate implementation of a proposed agency action. Such matters are protected by exemption (9)(B) of Section 552b(c) of Title 5 U.S.C.

From 2:30–3:30 p.m., the full Board, still in closed session, will hear a briefing on the 1998 Writing Assessment. This portion of the meeting must be closed because references will be made to specific items from the assessment and premature disclosure of the information presented for review would be likely to significantly frustrate implementation of a proposed agency action. Such matters are protected by exemption (9)(B) of section 552b(c) of Title 5 U.S.C. The Board will meet in open session from 3:30–4:15 p.m. for a discussion on redesign issues.

On Saturday, August 2, the Board will meet in open session from 9:00 a.m. until adjournment, approximately, 12:00 noon. The agenda for this session includes continued discussion on redesign issues, and presentation of reports from the various Board committee meetings.

The public is being given less than fifteen days notice of this meeting because the administrative process delayed clearance of the closed portions.

A summary of the activities of the closed and partially closed sessions and other related matters which are informative to the public and consistent with the policy of the section 5 U.S.C. 552b(c), will be available to the public within 14 days after the meeting. Records are kept of all Board proceedings and are available for public inspection at the U.S. Department of Education, National Assessment Governing Board, Suite #825, 800 North

Capitol Street, NW, Washington, D.C., from 8:30 a.m. to 5:00 p.m.

Dated: July 18, 1997.

Roy Truby,

Executive Director, National Assessment Governing Board.

[FR Doc. 97–19382 Filed 7–21–97; 8:45 am]

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DEPARTMENT OF ENERGY

Draft Environmental Impact Statement on the Disposal of the S3G and D1G Prototype Reactor Plants; Notice of Availability and Announcement of a Public Hearing

AGENCY: Department of Energy.

ACTION: Notice of availability.

SUMMARY: The Department of Energy (DOE) Office of Naval Reactors (Naval Reactors) has completed a Draft Environmental Impact Statement on the Disposal of the S3G and D1G Prototype Reactor Plants. The Draft Environmental Impact Statement was prepared in accordance with the National Environmental Policy Act (NEPA) of 1969; Council on Environmental Quality regulations implementing NEPA (40 CFR Parts 1500–1508); and DOE NEPA Implementing Procedures (10 CFR Part 1021). Naval Reactors will conduct public hearings to receive comments on the Draft Environmental Impact Statement, which addresses the potential environmental impacts related to the disposal of the S3G and D1G Prototype reactor plants, located in West Milton, New York.

This Notice announces that the Draft Environmental Impact Statement will be available to the public at the Saratoga Springs Public Library in Saratoga Springs, New York, the Schenectady County Public Library in Schenectady, New York, or by mail upon request. Upon completion of general distribution of the document, Naval Reactors will file the Draft Environmental Impact Statement with the Environmental Protection Agency, which will then publish a notice in the **Federal Register** to start the formal comment period.

DATES: Naval Reactors invites interested agencies, organizations, and the general public to provide oral or written comments on the Draft Environmental Impact Statement. All written comments on the Draft Environmental Impact Statement are due by September 8, 1997. Comments postmarked after that date will be considered to the extent practicable. Oral comments will be accepted at two public hearings to be held at 1:00 pm and 7:00 pm on August

13, 1997 at the Town of Milton Community Center at the address listed below.

ADDRESSES: Comments should be sent to Mr. A. S. Baitinger, Chief, West Milton Field Office, Office of Naval Reactors, U.S. Department of Energy, P.O. Box 1069, Schenectady, New York 12301; telephone (518) 884–1234. Copies of the Draft Environmental Impact Statement may also be requested from Mr. Baitinger. The public hearings will be held at 1:00 pm and 7:00 pm on August 13, 1997 at the Town of Milton Community Center, 310 North Line Road, Ballston Spa, New York.

SUPPLEMENTARY INFORMATION:

Background

The S3G and D1G Prototype reactor plants are located on the Kesselring Site in West Milton, New York, approximately 17 miles north of Schenectady. The S3G and D1G Prototype reactor plants first started operation in 1958 and 1962, respectively, and served for more than 30 years as facilities for testing reactor plant components and equipment and for training Naval personnel. As a result of the end of the Cold War and the downsizing of the Navy, the S3G and D1G Prototype reactor plants were shut down in May 1991 and March 1996, respectively. Since then, the S3G and D1G Prototype reactor plants have been defueled, drained, and placed in a stable protective storage condition. The Kesselring Site will not be released for other uses in the foreseeable future since two active prototype reactor plants continue to operate to perform training of U.S. Navy personnel and testing of Naval nuclear propulsion plant equipment.

Alternatives Considered

1. Prompt Dismantlement

The Draft Environmental Impact Statement identifies this as the preferred alternative. If selected, this alternative would be subject to the availability of appropriated funds. This alternative would involve the prompt dismantlement of the S3G and D1G Prototype reactor plants. All S3G and D1G Prototype reactor plant systems, components and structures would be removed from the Kesselring Site. To the extent practicable, the resulting low-level radioactive metals would be recycled at existing commercial facilities that recycle radioactive metals. The remaining low-level radioactive waste would be disposed of at the DOE Savannah River Site in South Carolina. The Savannah River Site currently receives low-level radioactive waste

from Naval Reactors sites in the eastern United States. Both the volume and radioactive content of the S3G and D1G Prototype reactor plant low-level waste fall within the projections of Naval Reactors Program waste provided to the Savannah River Site, which in turn are included in the Savannah River Site Waste Management Final Environmental Impact Statement dated July 1995. Transportation of low-level radioactive waste to the DOE Hanford Site in Washington State is also evaluated.

2. *Deferred Dismantlement*

This alternative would involve keeping the defueled S3G and D1G Prototype reactor plants in protective storage for 30 years before dismantlement. Deferring dismantlement for 30 years would allow nearly all of the cobalt-60 radioactivity to decay away. Nearly all of the gamma radiation within the reactor plant comes from cobalt-60. The very small amount of longer-lived radioisotopes, such as nickel-59, would remain and would have to be attended to during dismantlement.

3. *No Action*

This alternative would involve keeping the defueled S3G and D1G Prototype reactor plants in a protective storage condition indefinitely. Since there is some residual radioactivity with long half-lives, such as nickel-59, in the defueled reactor plants, this alternative would leave this radioactivity at the Kesselring Site indefinitely.

4. *Other Alternatives Considered*

Other alternatives include permanent on-site disposal. Such on-site disposal could involve building an entombment structure over the S3G and D1G Prototype reactor plants or developing a below-ground disposal area at the Kesselring Site. Another alternative would be to remove the S3G and D1G Prototype reactor plants as two large reactor compartment packages for off-site disposal. Each of these alternatives was considered but eliminated from detailed analysis.

Public Hearing

The purpose of the hearing is to receive comments on the Draft Environmental Impact Statement. The meeting will be chaired by a presiding officer and will not be conducted as an evidentiary hearing; speakers will not be cross-examined, although the presiding officer and Naval Reactors representatives present may ask clarifying questions of those who provide oral comments. To ensure that

everyone has an adequate opportunity to speak, five minutes will be allotted for each speaker. Depending on the number of persons requesting to speak, the presiding officer may allow more time for elected officials, or speakers representing multiple parties, or organizations. Persons wishing to speak on behalf of organizations should identify the organization. Persons wishing to speak may either notify Mr. Baitinger in writing at the address below or register at the meeting. As time permits, individuals who have spoken subject to the five minute rule will be afforded additional speaking time. Written comments will also be accepted at the meeting.

Availability of Copies of the Draft Environmental Impact Statement

Copies of the Draft Environmental Impact Statement are being distributed to interested Federal, State, and local agencies, and to individuals who have expressed interest. Copies of the Draft Environmental Impact Statement and its supporting references are available for review at the Saratoga Springs Public Library at 49 Henry Street, Saratoga Springs, NY 12866, and at the Schenectady County Public Library at 99 Clinton St, Schenectady, NY 12301. Copies of the Draft Environmental Impact Statement may be requested from Mr. Baitinger at the above address or telephone number.

Issued at Arlington, VA this 16th day of July 1997.

F.L. Bowman,

Admiral, U.S. Navy, Director, Naval Nuclear Propulsion Program.

[FR Doc. 97-19204 Filed 7-21-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. EC97-44-000, ER94-1685-014, ER95-393-014, ER95-892-013 and ER96-2652-005]

Citizens Power LLC and Peabody Investments, Inc.; Notice of Filing

July 16, 1997.

Take notice that on July 10, 1997, as amended July 14, 1997, Citizens Power LLC and Peabody Investments, Inc. filed an application for an order authorizing the proposed sale and transfers of control over their power marketing affiliates and subsidiaries (Citizens Power Sales; Hartford Power Sales, L.L.C.; CL Power Sales One, L.L.C.; CL Power Sales Two, L.L.C.; CL Power Sales Three, L.L.C.; CL Power Sales

Four, L.L.C.; CL Power Sales Five, L.L.C.; CL Power Sales Six, L.L.C.; CL Power Sales Seven, L.L.C.; CL Power Sales Eight, L.L.C.; CL Power Sales Nine, L.L.C.; CL Power Sales Ten, L.L.C.) to Lehman Brothers Holdings Inc. (or to one or more wholly owned subsidiaries thereof). The application also constitutes a notice of change in status for each of the power marketing affiliates.

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, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before July 28, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants participants 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.

Lois D. Cashell,

Secretary.

[FR Doc. 97-19191 Filed 7-21-97; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97-636-000]

Western Gas Resources, Inc.; Notice of Petition For Declaratory Order

July 16, 1997.

Take notice that on July 14, 1997, Western Gas Resources, Inc. (Western), 12200 N. Pecos Street, Denver, Colorado 80234, filed in Docket No. CP97-636-000 a petition for an order declaring that Western's acquisition of the Yellowstone Line, comprised of 10.7 miles of 12-inch pipeline, and related facilities from Williams Natural Gas Company (WNG), its conveyance of such facilities to Westana Gathering Company (Westana), and Westana's subsequent acquisition, ownership and operation of the facilities, will be exempt from the Commission's jurisdiction pursuant to Section 1(b) of the Natural Gas Act.

Western states that the Yellowstone Line originates just across the Oklahoma/Kansas border in Comanche County, Kansas, and extends south into Woods County, Oklahoma to its