

IRA as those obtainable in arm's length transactions with an unrelated party;

(b) The Sales will be one-time transactions for cash;

(c) The IRAs will receive the fair market value of the Stock as established by a qualified, independent appraiser; and

(d) The IRAs will pay no commissions, costs or other expenses with respect to the Sales.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption please refer to the notice of proposed exemption published on November 9, 1998 at 63 FR 60389.

FOR FURTHER INFORMATION CONTACT: Mr. Christopher J. Motta of the Department, telephone (202) 219-8891 (This is not a toll-free number).

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions to which the exemptions does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, D.C., this 11th day of December, 1998.

Ivan Strasfeld,

*Director of Exemption Determinations,
Pension and Welfare Benefits Administration,
U.S. Department of Labor.*

[FR Doc. 98-33262 Filed 12-15-98; 8:45 am]

BILLING CODE 4510-29-P

NATIONAL SCIENCE FOUNDATION

Agency Information Collection Activities: Comment Request

AGENCY: National Science Foundation.

ACTION: Submission for OMB review; comment request.

SUMMARY: The National Science Foundation (NSF) has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Pub. L. 104-13. Comments regarding (a) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology should be addressed to: Office of Information and Regulatory Affairs of OMB, Attention: Desk Officer for National Science Foundation, 725-17th Street, NW, Room 10235, Washington, DC, 20503, and to Suzanne H. Plimpton, Reports Clearance Officer, National Science Foundation, 4201 Wilson Boulevard, Suite 295, Arlington, Virginia 22230 or send email to splimpto@nsf.gov. Comments regarding these information collections are best assured of having their full effect if received within 30 days of this notification. Copies of the submission(s) may be obtained by calling 703-306-1125 X 2017.

NSF may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it

displays a currently valid OMB control number.

Title: 1999 Survey of Doctoral Recipients.

OMB Control Number: 3145-0020.

Summary of Collection: The Bureau of the Census will conduct this study for NSF in 1999. The National Research Council (NRC) conducted the survey from 1973 through 1995, and the National Opinion Research Center (NORC) conducted the 1997 survey. Questionnaires will be mailed in April 1999 and nonrespondents to the mail questionnaire will receive computer assisted telephone interviewing. The survey will be collected in conformance with the Privacy Act of 1974 and the individual's response to the survey is voluntary. The first **Federal Register** notice for this survey was 63 FR 50604, published September 22, 1998.

Need and Use of the Information: The purpose of this longitudinal study is to provide national estimates of the doctorate level science and engineering workforce and changes in employment, education and demographic characteristics. The study is one of the three components of the Scientists and Engineers Statistical Data System (SESTAT). NSF uses this information to prepare Congressionally mandated reports such as *Science and Engineering Indicators* and *Women and Minorities in Science and Engineering*. A public release file of collected data, edited to protect respondent confidentiality, will be made available to researchers on CD-ROM and on the World Wide Web.

Description of Respondents:

Individuals.

Number of Respondents: 34,000.

Frequency of Responses: Biennially reporting.

Total Burden Hours: 14,167.

Title: 1999 Survey of Recent College Graduates.

OMB Control Number: 3145-0077.

Summary of Collection: Westat Inc. has served as NSF contractor conducting this survey in the previous two cycles and will conduct the study for NSF in the 1999 survey cycle. Computer assisted telephone interviewing (CATI) will begin in May 1999 and questionnaires will be sent to those that cannot be reached or are unwilling to cooperate on the telephone. The survey will be collected in conformance with the privacy act of 1974 and the individual responses to the survey are voluntary. The first **Federal Register** notice for this survey was 63 FR 53104, published October 2, 1998.

Need and Use of the Information: The purpose of this study is to provide cross sectional and longitudinal estimates of

recent science and engineering graduates to use in preparing national estimates of the Nation's science and engineering workforce national estimates. The study is one of three components Scientists and Engineers Statistical Data System (SESTAT). NSF uses this information to prepare Congressionally mandated reports such as *Science and Engineering Indicators and Women and Minorities in Science and Engineering*.

Description of Respondents: Individuals.

Number of Respondents: 24,975.

Frequency of Responses: Biennially reporting.

Total Burden Hours: 12,487.

Title: 1999 National Survey of College Graduates.

OMB Control Number: 3145-0141.

Summary of Collection: The Bureau of the Census, as in the past, will conduct this study for NSF. Questionnaires will be mailed in April 1999 and nonrespondents to the mail questionnaire will receive computer assisted telephone interviewing. The survey will be collected in conformance with the Privacy Act of 1974 and the individual's response to the survey is voluntary. The first federal register notice for this survey was 63 FR 49615, published September 16, 1998.

Need and Use of the Information: The purpose of this longitudinal study is to provide national estimates on the experienced science and engineering workforce and changes in employment, education and demographic characteristics over time. The study is the third component of the Scientists and Engineers Statistical Data System (SESTAT). NSF uses this information to prepare Congressionally mandated reports such as *Science and Engineering Indicators and Women and Minorities in Science and Engineering*. A public release file on collected data, edited to protect respondent confidentiality, will be made available to researchers on CD-ROM and on the World Wide Web.

Description of Respondents: Individuals.

Number of Respondents: 37,600.

Frequency of Responses: Biennially reporting.

Total Burden Hours: 15,666.

Dated: December 10, 1998.

Suzanne H. Plimpton,
Reports Clearance Officer, National Science Foundation.

[FR Doc. 98-33241 Filed 12-15-98; 8:45 am]

BILLING CODE 7555-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-413 and 50-414]

Duke Energy Corporation; Notice of Consideration of Issuance of Amendments to Facility Operating Licenses, Proposed No Significant Hazards Consideration Determination, and Opportunity for a Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Facility Operating License Nos. NPF-35 and NPF-52 issued to Duke Energy Corporation for operation of the Catawba Nuclear Station, Units 1 and 2, respectively, located in York County, South Carolina.

The proposed amendments would modify Section 3.8.3, "Diesel Fuel Oil, Lube Oil, and Starting Air," of the joint Improved Technical Specifications (ITS). Specifically, the amendments would correct the lube oil inventory requirement from a range of 575-600 gallons to a range of 375-400 gallons. The current range was erroneously specified based on incorrect information in the Catawba Updated Final Safety Analysis Report.

Before issuance of the proposed license amendments, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

The Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendments would not (1) involve a significant increase in the probability or consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any accident previously evaluated; or (3) involve a significant reduction in a margin of safety. As required by 10 CFR 50.91(a), the licensee has provided its analysis of the issue of no significant hazards consideration, which is presented below:

First Standard

Implementation of this amendment would not involve a significant increase in the probability or consequences of an accident previously evaluated. Approval of this amendment will have no significant effect on accident probabilities or consequences. The Diesel Generator Lube Oil System is not an accident initiating system; therefore, there will be no impact on any accident probabilities by the approval of this amendment. The design of the system is not

being modified by this proposed amendment. The amendment merely aligns ITS requirements with the existing design and function of the system. Therefore, there will be no impact on any accident consequences.

Second Standard

Implementation of this amendment would not create the possibility of a new or different kind of accident from any accident previously evaluated. No new accident causal mechanisms are created as a result of NRC approval of this amendment request. No changes are being made to the plant which will introduce any new accident causal mechanisms. This amendment request does not impact any plant systems that are accident initiators, since the Diesel Generator Lube Oil System is an accident mitigating system.

Third Standard

Implementation of this amendment would not involve a significant reduction in a margin of safety. Margin of safety is related to the confidence in the ability of the fission product barriers to perform their design functions during and following an accident situation. These barriers include the fuel cladding, the reactor coolant system, and the containment system. The performance of these fission product barriers will not be impacted by implementation of this proposed amendment. The Diesel Generator Lube Oil System is already capable of performing as designed. No safety margin will be impacted.

The NRC staff has reviewed the licensee's analysis and, based on this review, it appears that the three standards of 10 CFR 50.92(c) are satisfied. Therefore, the NRC staff proposes to determine that the amendment request involves no significant hazards consideration.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination.

Normally, the Commission will not issue the amendments until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendment before the expiration of the 30-day notice period, provided that its final determination is that the amendments involve no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish in the **Federal Register** a notice of issuance and provide for opportunity for a hearing after issuance. The Commission expects that the need to