

Examination of External Event reports, results of the Pilot Fire Protection Functional Inspections, electrical circuit analysis, proposed NFPA Fire Protection Standard, and related matters. The purpose of this meeting is to gather information, analyze relevant issues and facts, and to formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Oral statements may be presented by members of the public with the concurrence of the Subcommittee Chairman; written statements will be accepted and made available to the Committee. Electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by members of the Subcommittee, its consultants, and staff. Persons desiring to make oral statements should notify the cognizant ACRS staff engineer named below five days prior to the meeting, if possible, so that appropriate arrangements can be made.

During the initial portion of the meeting, the Subcommittee, along with any of its consultants who may be present, may exchange preliminary views regarding matters to be considered during the balance of the meeting.

The Subcommittee will then hear presentations by and hold discussions with representatives of the NRC staff, and other interested persons regarding this review.

Further information regarding topics to be discussed, whether the meeting has been canceled or rescheduled, and the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor, can be obtained by contacting the cognizant ACRS staff engineer, Mr. Amarjit Singh (telephone 301/415-6899) between 7:30 a.m. and 4:15 p.m. (EST). Persons planning to attend this meeting are urged to contact the above named individual one or two working days prior to the meeting to be advised of any potential changes to the agenda, etc., that may have occurred.

Dated: December 14, 1998.

Sam Duraiswamy,

Chief, Nuclear Reactors Branch.

[FR Doc. 98-33585 Filed 12-17-98; 8:45 am]

BILLING CODE 7590-01-P

NUCLEAR WASTE TECHNICAL REVIEW BOARD

Board Meeting: January 26-27, 1999—Las Vegas, Nevada: Department of Energy's (DOE) Viability Assessment of a Repository at Yucca Mountain, and Other Issues Related to the Disposal of High Level Waste at Yucca Mountain

Pursuant to its authority under section 5051 of Public Law 100-203, Nuclear Waste Policy Amendments Act of 1987, the Nuclear Waste Technical Review Board (Board) will hold its winter meeting on Tuesday, January 26, and Wednesday, January 27, 1999 in Las Vegas, Nevada. The meeting, which is open to the public, will begin at 1:00 p.m. on January 26, and 8:00 a.m. on January 27. The meeting will be held at the Alexis Park Hotel, 375 East Harmon, Las Vegas, Nevada 89109; (Tel) 702 796-3300, 800 453-8000, (Fax) 702 796-0766.

On January 26, the meeting will focus on progress on alternative repository design, scientific and engineering investigations, and regulatory criteria pertinent to a potential repository at Yucca Mountain, Nevada. The Nuclear Regulatory Commission (NRC) has been invited to send a representative to discuss the NRC's draft rule (10 CFR part 63) for disposal of high-level waste at Yucca Mountain. On January 27, the focus of the meeting will turn to the U.S. Department of Energy's Viability Assessment (VA). Representatives from the DOE will make presentations on different aspects of the VA, including repository design, waste package characteristics, total system performance assessment, the license application plan, and repository life-cycle costs. A detailed agenda will be available approximately one week before the meeting. You can either call for a copy, or visit the Board's web site at www.nwtrb.gov.

The Board is making an added effort at this meeting to accommodate the views of interested parties. Time will be set aside at the end of both days, and will be extended if necessary, to take public comments. Those wishing 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. In addition, time will be set aside for public comment in the late morning on January 27. Interested parties also will have the opportunity to submit questions in writing to the Board. To the extent time permits, these questions will be

answered by one or more Board members during the meeting. Last, the Board members are extending an invitation to the public to come meet them and have a cup of coffee. This informal get together will be held in the meeting room on January 27 from 7:15-7:45 a.m.

Transcripts of this meeting will be available via e-mail, on computer disk, or on a library-loan basis in paper format from Davonya Barnes, Board staff, beginning on July 20, 1998. For further information, contact the NWTRB, Paula Alford, External Affairs, 2300 Clarendon Boulevard, Suite 1300, Arlington, Virginia 22201-3367; (tel) 703-235-4473; (fax) 703-235-4495; (e-mail) info@nwtrb.gov.

The Nuclear Waste Technical Review Board was created by Congress in the Nuclear Waste Policy Amendments Act of 1987 to evaluate the technical and scientific validity of activities undertaken by the DOE in its program for managing the disposal of the nation's commercial spent nuclear fuel and defense high-level waste. In the same legislation, Congress directed the DOE to characterize a site at Yucca Mountain, Nevada, for its suitability as a potential location for a permanent repository for disposing of that waste.

Dated: December 14, 1998.

William Barnard,

Executive Director, Nuclear Waste Technical Review Board.

[FR Doc. 98-33487 Filed 12-17-98; 8:45 am]

BILLING CODE 6820-AM-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 40785; File No. SR-BSE-98-10]

Self-Regulatory Organizations; Notice of Filing and Order Granting Accelerated Approval of Proposed Rule Change by the Boston Stock Exchange, Inc. Relating to Its Trading Floor Post and Telecommunications Room Policies

December 11, 1998.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),¹ notice is hereby given that on November 20, 1998, the Boston Stock Exchange, Inc. ("BSE" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), the proposed rule change as described in Items I and II and below, which items have been prepared by the BSE. The Commission is publishing this notice

¹ 15 U.S.C. 78s(b)(1).

and order to solicit comments on the proposed rule change from interested persons and to approve the proposal on an accelerated basis.

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

The Exchange seeks to adopt written policies and procedures to address certain issues related to the Exchange's scheduled move to its new trading floor ("Floor")² to control access to secure areas and to give jurisdiction over posts to the Floor Facilities Committee ("Committee").

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 BSE 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 V below. The BSE has prepared summaries, set forth in Sections 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 purpose of the proposed rule change is to amend the Exchange's Floor policies with respect to post assignment and telecommunications room ("Comm Room") access in anticipation of the Exchange's scheduled move. These changes are generally intended to address administrative issues regarding space needs for members and equipment, as well as security issues.

The proposed rule gives the Committee jurisdiction over the assignment and appearance of posts, and further provides that (1) any post relocation or alteration of any post requires the prior consent of the Committee; (2) the Committee may relocate a member firm to another area of the Floor to accommodate the space needs of the Exchange; (3) the Committee will determine which posts will be vacated when a firm seeks to relinquish a portion of its existing posts; (4) a member firm is prohibited from utilizing an unassigned post for any purpose without the prior approval of the Exchange; (5) any unauthorized use of a vacant post(s) will result in the

immediate removal of all equipment and materials at the expense of the member; (6) the storage of all member firm tickets, reports and other materials must be within the cabinets provided by the Exchange, at the Exchange's warehouse, or in such other area as designated by the Exchange; (7) the storage of materials in an unauthorized area of the Floor will result in the immediate removal of that material to the warehouse, with all costs paid by the member firm; (8) no member firm shall place or install any personal equipment (i.e., computers, file cabinets, chairs, bulletin boards, tables, shelves, desks) without the prior consent of the Exchange; and (9) any unauthorized equipment will be immediately removed at the expense of the member firm.

In addition, the proposed rule change seeks to define and limit access to the Comm Room and the Floor for security reasons. It requires that (1) member firms must obtain a permit number from the Exchange prior to any installation or servicing of hardware or telecommunications equipment; (2) any service call made by a member firm for repairs to equipment or lines must be reported to the Exchange, and no vendor will be permitted to access the Comm Room or the Floor without prior notification to the Exchange and accompaniment by an authorized Exchange staff member or floor member; and (3) any equipment removal from any Exchange location must be accompanied by a property removal pass issued by an authorized Exchange staff member.

2. Statutory Basis

The Exchange believes the filing is consistent with and furthers the objectives of Section 6(b)(5) of the Act³ and the rules and regulations thereunder applicable to a national securities exchange, in that it is designed to facilitate securities transactions and to remove impediments to and perfect the mechanism of a free and open market; and is not designed to permit unfair discrimination between customers, issuers, brokers, or dealers.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

The Exchange did not solicit or receive comments with respect to the proposed rule change.

III. Discussion

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange and, in particular, the requirements of Section 6 of the Act⁴ and the rules and regulations thereunder. Section 6(b)(5)⁵ of the Act states that the rules of an exchange must be designed to foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating securities transactions. These rules also must help to remove impediments to and perfect the mechanism of a free and open market. The Commission believes the proposed Post and Comm Room Rules are consistent with this provision of the Act in that they will facilitate the Exchange's move to its new Floor and minimize disruptions in trading that may result from such move. Specifically, the Commission believes that the proposed Post Rules will enable the Exchange to function in a more orderly fashion by providing the Committee with the authority to assign and relocate members to post locations on the trading floor and by requiring members to obtain the Exchange's prior consent prior to placing equipment at post. The Commission also believes that the proposed Comm Room Rules, which limit access to the Comm Room and the Floor and require a permit from the Exchange prior to the installations or removal of any telecommunications equipment, will adequately provide security to the Exchange's Floor and Comm Room and permit the Exchange to prepare for any disruptions that may occur during installation or removal of equipment.

IV. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Pursuant to Section 19(b)(2) of the Act,⁶ the Commission finds good cause for approving the proposed rule change prior to the 30th day after the date of publication of notice of filing thereof in the **Federal Register** because the

² The Exchange is scheduled to move to its new Floor on January 4, 1998.

³ 15 U.S.C. 78f(b)(5).

⁴ 15 U.S.C. 78f(b).

⁵ 15 U.S.C. 78f(b)(5).

⁶ 15 U.S.C. 78s(b)(2).

Commission believes that accelerated approval will enable the Exchange to move to its new Floor with minimal disruptions in trading.⁷

V. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of the submissions, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room in Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office at the above-mentioned self-regulatory organization. All submissions should refer to File No. BSE-98-10 and should be submitted by January 8, 1999.

VI. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,⁸ that the proposed rule change (SR-BSE-98-10), hereby is approved on an accelerated basis.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.⁹

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 98-33557 Filed 12-17-98; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-40782; File No. SR-CSE-98-03]

Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Cincinnati Stock Exchange, Inc. Regarding Regulatory Cooperation

December 11, 1998.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934

("Act")¹ and Rule 19b-4 thereunder,² notice is hereby given that on October 26, 1998, the Cincinnati Stock Exchange, Inc. ("CSE" 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 Exchange hereby proposes to amend its disciplinary jurisdiction rules to provide explicitly for regulatory cooperation by exchange members in connection with certain investigations and proceedings initiated by other self-regulatory organizations. The text of the proposed rule change is available at the Office of the Secretary, CSE 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 CSE 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 CSE has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

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

1. Purpose

Currently, Chapter VIII, Rule 8.2 of the Exchange's Rules requires a member and persons associated with a member to appear and testify, and to respond in writing to interrogatories and to furnish documentary materials and other information requested by the Exchange in connection with: (i) an investigation initiated pursuant to paragraph (a) of Rule 8.2, or (ii) a hearing or appeal conducted pursuant to Chapter VIII or preparation by the Exchange in anticipation of such a hearing or appeal. While the Exchange believes that the current rule provides adequate authority to require a member and persons associated with a member to provide information to other regulatory

organizations, the Exchange believes that clarifying this provision to expressly provide for such information is desirable, especially because other self-regulatory organizations have recently amended their rules to clarify their information-sharing authority.³

The proposed rule change would expressly provide that no member or person associated with a member or other person or entity subject to the jurisdiction of the Exchange shall refuse to appear and testify before another exchange or other self-regulatory organization in connection with a regulatory investigation, examination or disciplinary proceeding, or refuse to furnish documentary materials or other information, or otherwise impede or delay such investigation, examination or disciplinary proceeding if the Exchange requests such information or testimony in connection with an inquiry resulting from an agreement entered into by the Exchange and another self-regulatory organization for the sharing of information and other forms of mutual assistance, including but not limited to members and affiliate members of the Intermarket Surveillance Group.⁴ The proposed rule change would explicitly provide that the Exchange may enter into agreements with domestic and foreign self-regulatory organizations providing for the exchange of information and other forms of mutual assistance for market surveillance, investigative, enforcement or other regulatory purposes. The requirements of the proposed rule would apply regardless of whether the Exchange has initiated a formal investigation or disciplinary proceeding, so long as the Exchange has been notified of the request and then requests in writing that the person or entity provide the information requested.

The proposed rule change would also provide that any person or entity required to furnish information or testimony pursuant to the new rule shall be afforded the same rights and procedural protections as that person or entity would have if the Exchange had

³ See, e.g., Securities Exchange Act Release Nos. 39557 (Jan. 16, 1998), 63 FR 3940 (Jan. 27, 1998) (notice of filing and immediate effectiveness of SR-CHX-97-33); and 35646 (April 25, 1995), 60 FR 21227 (May 1, 1995) (order approving SR-PSE-95-02).

⁴ The Intermarket Surveillance Group ("ISG") is an organization of securities industry self-regulatory organizations formed in 1983 to coordinate and develop intermarket surveillance programs designed to identify and combat fraudulent and manipulative acts and practices. To promote its purposes, members agree to exchange such information as is necessary for ISG members to perform their self-regulatory and market surveillance functions.

⁷ In reviewing this proposal, the Commission has considered its impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

⁸ 15 U.S.C. 78s(b)(2).

⁹ 17 CFR 200.30-3(a)(12).

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.