

Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature of the petitioner's right under the Act to be made party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to 15 days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than 15 days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter. Each contention must consist of a specific statement of the issue of law or fact to be raised or controverted. In addition, the petitioner shall provide a brief explanation of the bases of the contention and a concise statement of the alleged facts or expert opinion which support the contention and on which the petitioner intends to rely in proving the contention at the hearing. The petitioner must also provide references to those specific sources and documents of which the petitioner is aware and on which the petitioner intends to rely to establish those facts or expert opinion. Petitioner must provide sufficient information to show that a genuine dispute exists with the applicant on a material issue of law or fact. Contentions shall be limited to matters within the scope of the amendment under consideration. The contention must be one which, if proven, would entitle the petitioner to relief. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

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, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendment and make it immediately effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendment.

If the final determination is that the amendment request involves a significant hazards consideration, any hearing held would take place before the issuance of any amendment.

A request for a hearing or a 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 the petition should also be sent to the Office of the General Counsel, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, and to Edward J. Cullen, Jr., Esquire, PECO Energy Company, 2301 Market Street (S23-1), Philadelphia, PA 19103, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the presiding Atomic Safety and Licensing Board that the petition and/or request should be granted based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment dated May 4, 2000, as supplemented May 9, 2000, which are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and accessible electronically through the ADAMS Public Electronic Reading Room link at the NRC Web site (<http://www.nrc.gov>).

Dated at Rockville, Maryland, this 16th day of May 2000.

For the Nuclear Regulatory Commission.

**Timothy G. Colburn,**

*Senior Project Manager, Section 1, Project Directorate I, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

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**BILLING CODE 7590-01-P**

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## OFFICE OF PERSONNEL MANAGEMENT

### Excepted Service

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** This gives notice of positions placed or revoked under Schedules A and B, and placed under Schedule C in the excepted service, as required by Civil Service Rule VI, Exceptions from the Competitive Service.

**FOR FURTHER INFORMATION CONTACT:** Suzy Barker, Staffing Reinvention Office, Employment Service, (202) 606-0830.

**SUPPLEMENTARY INFORMATION:** The Office of Personnel Management published its last monthly notice updating appointing authorities established or revoked under the Excepted Service provisions of 5 CFR 213 on Monday, April 10, 2000 (65 FR 19034). Individual authorities established or revoked under Schedules A and B and established under Schedule C between March 1, 2000, and March 31, 1999, appear in the listing below. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30 will also be published.

### Schedule A

The following Schedule A authority was established during the month of March:

*U.S. Chemical Safety and Hazard Investigations Board*

Up to 37 positions established to create the Chemical Safety and Hazard Investigations Board. No new appointments may be made under this authority after December 31, 2000. Effective March 20, 2000.

No Schedule A authorities were revoked during the month of March 2000.

### Schedule B

The following Schedule B authority was established during the month of March 2000:

*Department of Treasury*

Positions, grades GS-5 through 9, of Treasury Enforcement Agent in the Bureau of Alcohol, Tobacco, and Firearms; and Treasury Enforcement Agent, Pilot, Marine Enforcement Officer, and Aviation Enforcement Officer in the U.S. Customs Service. Service under this authority may not exceed 3 years. Effective March 20, 2000.

No Schedule B authorities were revoked during the month of March 2000.

**Schedule C**

The following Schedule C authorities were established during March 2000:

*Department of Agriculture*

Confidential Assistant to the Administrator, Animal and Plant Inspection Service. Effective March 9, 2000.

Confidential Assistant to the Director, Legislative Affairs and Public Affairs Staff. Effective March 9, 2000.

Confidential Assistant to the Administrator, External Affairs Staff. Effective March 21, 2000.

Deputy Press Secretary to the Press Secretary. Effective March 21, 2000.

Confidential Assistant to the Administrator, Rural Utilities Service. Effective March 21, 2000.

Confidential Assistant to the Administrator, Inspection, Packers and Stockyards Administration. Effective March 24, 2000.

*Department of Commerce*

Special Assistant to the Director, Office of Public Affairs. Effective March 10, 2000.

Special Assistant to the Director, Office of Public Affairs and Press Secretary. Effective March 14, 2000.

Special Assistant to the Director, Office of Sustainable Development and Intergovernmental Affairs. Effective March 15, 2000.

*Department of Defense*

Director, Cooperative Threat Reduction to the Assistant Secretary of Defense (Strategy and Threat Reduction). Effective March 31, 2000.

*Department of Education*

Confidential Assistant to the Deputy Assistant Secretary, Office of Intergovernmental and Interagency Affairs. Effective March 8, 2000.

Confidential Assistant to the Director, Scheduling and Briefing Staff. Effective March 15, 2000.

Confidential Assistant to the Chief of Staff. Effective March 16, 2000.

Deputy Director, Scheduling and Briefing Staff to the Director Scheduling

and Briefing Staff. Effective March 28, 2000.

Special Assistant to the Assistant Secretary, Office of Vocational and Adult Education. Effective March 30, 2000.

*Department of Energy*

Special Assistant to the Deputy Assistant Secretary for Transportation Technologies. Effective March 2, 2000.

Staff Assistant to the Assistant Secretary for Energy Efficiency and Renewable Energy. Effective March 8, 2000.

Special Assistant to the Director, Office of Economic Impact and Diversity. Effective March 8, 2000.

Special Assistant to the Director, Office of Scheduling and Advance. Effective March 16, 2000.

Special Assistant to the Director, Office of Scheduling and Advance. Effective March 17, 2000.

Special Assistant to the Director, Scheduling and Briefing. Effective March 28, 2000.

Deputy Assistant Secretary for Intergovernmental and External Affairs to the Principal Deputy Assistant Secretary for Congressional and Intergovernmental Affairs. Effective March 30, 2000.

*Department of Health and Human Services*

Confidential Assistant (Scheduling) to the Director of Scheduling and Advance. Effective March 2, 2000.

Director of Speechwriting to the Deputy Assistant Secretary for Public Affairs (Media). Effective March 16, 2000.

*Department of Housing and Urban Development*

Special Assistant to the Advisor for Management Reform and Operations. Effective March 8, 2000.

Director, Office of Insured Health Care Facilities to the Assistant Secretary for Housing—Federal Housing Commissioner. Effective March 16, 2000.

Senior Intergovernmental Relations

Officer to the Deputy Assistant Secretary for Intergovernmental Relations. Effective March 17, 2000.

*Department of Justice*

Secretary (Office Automation) to the United States Attorney General, Nevada. Effective March 7, 2000.

Special Assistant to the Director, Violence Against Women Office. Effective March 8, 2000.

Special Assistant to the Assistant Attorney General. Effective March 14, 2000.

*Department of Labor*

Special Assistant to the Director, Office of Public Liaison. Effective March 15, 2000.

Intergovernmental Officer to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective March 22, 2000.

Chief of Staff to the Assistant Secretary, Office of Congressional and Intergovernmental Affairs. Effective March 22, 2000.

Associate Director to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective March 24, 2000.

Special Assistant to the Deputy Secretary of Labor. Effective March 24, 2000.

*Department of State*

Foreign Affairs Officer to the Under Secretary for Global Affairs. Effective March 7, 2000.

Special Assistant to the Chief of Protocol. Effective March 16, 2000.

Foreign Affairs Officer to the Deputy Director. Effective March 31, 2000.

*Department of Transportation*

Special Assistant to the Deputy Assistant Secretary for Transportation Policy. Effective March 15, 2000.

*Department of Veterans Affairs*

Special Assistant to the Chief of Staff. Effective March 2, 2000.

*Environmental Protection Agency*

Special Assistant to the Deputy Administrator. Effective March 10, 2000.

*National Aeronautics and Space Administration*

Public Affairs Specialist to the Associate Administrator for Public Affairs. Effective March 30, 2000.

*Occupational Safety and Health Review Commission*

Confidential Assistant to the Member (Commissioner), Occupational Safety and Health Review Commission. Effective March 8, 2000.

*Office of Management and Budget*

Public Affairs Specialist to the Associate Director for Communication. Effective March 17, 2000.

*Office of National Drug Control Policy*

Staff Assistant to the Director, Office of National Drug Control Policy. Effective March 16, 2000.

Staff Assistant to the Deputy Director, Supply Reduction. Effective March 23, 2000.

*Securities and Exchange Commission*

Secretary to the Director, Office of Compliance Inspections and Examinations. Effective March 15, 2000.

*Small Business Administration*

Senior Advisor for Communications and Public Liaison to the Associate Administrator for Marketing and Customer Service. Effective March 9, 2000.

Press Officer and Senior Advisor to the Assistant Administrator for Public Communications. Effective March 27, 2000.

*U.S. International Trade Commission*

Staff Assistant to the Commissioner. Effective March 8, 2000.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954-1958 Comp., P.218

Office of Personnel Management.

**Janice R. Lachance,**  
*Director.*

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## OFFICE OF PERSONNEL MANAGEMENT

### Federal Prevailing Rate Advisory Committee; Open Committee Meetings

According to the provisions of section 10 of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on—

Thursday, May 25, 2000

Thursday, June 8, 2000

Thursday, June 22, 2000

The meetings will start at 10 a.m. and will be held in Room 5A06A, Office of Personnel Management Building, 1900 E Street NW, Washington, DC.

The Federal Prevailing Rate Advisory Committee is composed of a Chair, five representatives from labor unions holding exclusive bargaining rights for Federal blue-collar employees, and five representatives from Federal agencies. Entitlement to membership on the Committee is provided for in 5 U.S.C. 5347.

The Committee's primary responsibility is to review the Prevailing Rate System and other matters pertinent to establishing prevailing rates under subchapter IV, chapter 53, 5 U.S.C., as amended, and from time to time advise the Office of Personnel Management.

This scheduled meeting will start in open session with both labor and management representatives attending. During the meeting either the labor members or the management members

may caucus separately with the Chair to devise strategy and formulate positions. Premature disclosure of the matters discussed in these caucuses would unacceptably impair the ability of the Committee to reach a consensus on the matters being considered and would disrupt substantially the disposition of its business. Therefore, these caucuses will be closed to the public because of a determination made by the Director of the Office of Personnel Management under the provisions of section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463) and 5 U.S.C. 552b(c)(9)(B). These caucuses may, depending on the issues involved, constitute a substantial portion of a meeting.

Annually, the Chair compiles a report of pay issues discussed and concluded recommendations. These reports are available to the public, upon written request to the Committee's Secretary.

The public is invited to submit material in writing to the Chair on Federal Wage System pay matters felt to be deserving of the Committee's attention. Additional information on this meeting may be obtained by contacting the Committee's Secretary, Office of Personnel Management, Federal Prevailing Rate Advisory Committee, Room 5559, 1900 E Street NW, Washington, DC 20415; (202) 606-1500.

Dated: May 10, 2000.

**John F. Leyden,**

*Chairman, Federal Prevailing Rate Advisory Committee.*

[FR Doc. 00-12689 Filed 5-19-00; 8:45 am]

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## OFFICE OF PERSONNEL MANAGEMENT

### Science and Technology (S&T) Laboratory Personnel Management Demonstration Project, Department of the Army, U.S. Army Engineer Research & Development Center (ERDC)

**AGENCY:** U.S. Office of Personnel Management (OPM).

**ACTION:** Notice of change to reduction-in-force (RIF) procedures to recognize performance based on the average of the last three annual performance scores in the most recent 4-year period as a criterion to establish retention registers.

**SUMMARY:** 5 U.S.C. 4703 authorizes OPM to conduct demonstration projects that experiment with new and different personnel management concepts to determine whether such changes in personnel policy or procedures would

result in improved Federal personnel management.

Public Law 103-337, October 5, 1994, permits the Department of Defense (DoD), with the approval of OPM, to carry out personnel demonstration projects at S&T Reinvention Laboratories. This notice identifies a revision to the ERDC plan where an average of three annual performance scores is used instead of a single performance score to determine an employee's retention standing in a reduction in force.

**DATES:** This revision to the ERDC demonstration project will be implemented May 22, 2000.

**FOR FURTHER INFORMATION CONTACT:**

ERDC: Dr. C.H. Pennington, U.S. Army Engineer Research & Development Center, ATTN: CEERD-ZT-E, 3909 Halls Ferry Road, Vicksburg, Mississippi 39180-6199, phone 601-634-3549.

OPM: Ms. Joan M. Jorgenson, U. S. Office of Personnel Management, 1900 E Street NW Room 7458, Washington, DC 20415, phone 202-606-1315.

**SUPPLEMENTARY INFORMATION:**

#### 1. Background

OPM approved and published the final plan in the **Federal Register** for the following S&T Reinvention Laboratory Demonstration Project.

A. U.S. Army Engineer Waterways Experiment Station (WES) final publication on Tuesday, March 3, 1998, Volume 63, Number 41, Part IV.

WES correction and re-publication on Wednesday, March 25, 1998, Volume 63, Number 57, Part V.

B. Publication of amendment to expand coverage of the WES project to include the Construction Engineering Research Laboratory, Cold Regions Research & Engineering Laboratory, and Topographic Engineering Center. Published in the **Federal Register** on Friday, October 16, 1998, Volume 63, Number 200, Part V.

**Note:** The WES demonstration project was renamed the ERDC demonstration project following consolidation of the Army Corps of Engineers' laboratories.

C. Publication of an amendment to include competitive examining and Distinguished Scholastic Achievement Appointment authorities as part of the ERDC plan. Published in the **Federal Register** on Thursday, March 11, 1999, Volume 64, Number 47, Part II.

This demonstration project involves simplified job classification, pay banding, a performance-based compensation system, employee development provisions, and modified RIF procedures.