

received from third persons which potentially impact remediation of hazards under the other agency's jurisdiction, to solicit the other agency's review and comments.

B. The agency requesting comments will specify the date by which a response is needed. The review and comments should be completed in a reasonable time (or approximately 30 days).

C. Comments will be returned within the specified response period. In cases where there are no comments, that information will be provided within the response period.

D. Requests for comments or responses will be addressed to the agency's site coordinator.

E. Final agency decisions and documents potentially impacting remediation of hazards under the other agency's jurisdiction will be transmitted by facsimile the same day these documents are sent to the facility management or released to the public.

13. *Modifications.* Any modifications or changes to this MOU shall only be effective if agreed to by the parties and set forth in writing as an amendment of this MOU.

14. *Reservation of Rights.* Nothing in this MOU shall affect the rights, duties and authority of either agency under the law. The agencies reserve their respective authority and rights to take any enforcement action which they deem necessary to fulfill their duties and responsibilities under the law.

15. *Non-binding Memorandum.* This memorandum is not intended to and does not create any contractual rights or obligations with respect to the NRC, DEP, or any other parties.

Dated: April 11, 1996.

Carl J. Paperiello,

Director, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission.

Dated: July 15, 1996

James W. Rue,

Deputy Secretary, Air, Recycling and Radiation Protection, Commonwealth of Pennsylvania, Department of Environmental Protection.

Appendix A—Site Decommissioning Management Plan Sites in the Commonwealth of Pennsylvania

Babcock & Wilcox; Apollo, PA
Babcock & Wilcox; Parks Township, PA
Cabot Corporation; Boyertown, PA
Cabot Corporation; Reading, PA
Cabot Corporation; Revere, PA
Molycorp, Inc.; Washington, PA
Molycorp, Inc.; York, PA
Permagrain Products; Media, PA
Pesses Company, METCOA Site; Pulaski, PA
Safety Light Corporation; Bloomsburg, PA
Schott Glass Technologies; Duryea, PA

Westinghouse Electric Corporation; Waltz Mill, PA

Whittaker Corporation; Greenville, PA

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Draft Regulatory Guides; Issuance, Availability

The Nuclear Regulatory Commission has issued for public comment drafts of six guides planned for its Regulatory Guide Series. This series has been developed to describe and make available to the public such information as methods acceptable to the NRC staff for implementing specific parts of the NRC's regulations, techniques used by the staff in evaluating specific problems or postulated accidents, and data needed by the staff in its review of applications for permits and licenses.

These draft guides, presently identified by their task numbers, endorse industry consensus standards of the Institute of Electrical and Electronics Engineers. The guides and the standards they endorse are DG-1054, "Verification, Validation, Reviews, and Audits for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses IEEE Std 1012-1986, "IEEE Standard for Software Verification and Validation Plans," and IEEE Std 1028-1988, "IEEE Standard for Software Reviews and Audits"; DG-1055, "Configuration Management Plans for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses IEEE Std 828-1990, "IEEE Standard for Software Configuration Management Plans," and ANSI/IEEE Std 1042-1987, "IEEE Guide to Software Configuration Management"; DG-1056, "Software Test Documentation for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses ANSI/IEEE Std 829-1983, "IEEE Standard for Software Test Documentation"; DG-1057, "Software Unit Testing for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses ANSI/IEEE Std 1008-1987, "IEEE Standard for Software Unit Testing"; DG-1058, "Software Requirements Specifications for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses IEEE Std 830-1993, "IEEE Recommended Practice for Software Requirements Specifications"; and DG-1059, "Developing Software Life Cycle Processes for Digital Computer Software Used in Safety Systems of Nuclear Power Plants," which endorses IEEE Std

1074-1995, "IEEE Standard for Developing Software Life Cycle Processes." These guides will be in Division 1, "Power Reactors." These draft guides are being developed to provide current guidance on methods acceptable to the NRC staff for complying with the NRC's regulations for promoting high functional reliability and design quality in software used in safety systems of nuclear power plants.

The draft guides have not received complete staff review and do not represent official NRC staff positions. No backfitting is intended or approved in connection with the issuance of these proposed guides. Any backfitting that may result from application of this new guidance to operating plants will be justified in accordance with established NRC backfitting guidance and procedures. These draft guides have been released to encourage public participation in their development. Except in those cases in which an applicant proposes an acceptable alternative method for complying with specified portions of the NRC's regulations, the methods to be described in the active guide reflecting public comments will be used in the evaluation of submittals in connection with applications for construction permits, standard design certifications and design approvals, and combined operating licenses. The active guides will also be used to evaluate submittals from operating reactor licensees who propose modifications that go beyond the current licensing basis, if those modifications are voluntarily initiated by the licensee and there is a clear connection between the proposed modifications and this guidance. The final guides will be used in conjunction with, and will eventually be reflected in, the Standard Review Plan, which is currently under revision.

Public comments are being solicited on the guide. Comments should be accompanied by supporting data. Written comments may be submitted to the Rules Review and Directives Branch, Division of Freedom of Information and Publications Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Copies of comments received may be examined at the NRC Public Document Room, 2120 L Street NW., Washington, DC. Comments will be most helpful if received by October 31, 1996.

Although a time limit is given for comments on this draft guide, comments and suggestions in connection with items for inclusion in guides currently being developed or improvements in all published guides are encouraged at any time.

Comments may be submitted electronically, in either ASCII text or Wordperfect format (version 5.1 or later), by calling the NRC Electronic Bulletin Board on FedWorld. The bulletin board may be accessed using a personal computer, a modem, and one of the commonly available communications software packages, or directly via Internet.

If using a personal computer and modem, the NRC subsystem on FedWorld can be accessed directly by dialing 1-800-303-9672. Communication software parameters should be set as follows: parity to none, data bits to 8, and stop bits to 1 (N,8,1). Using ANSI or VT-100 terminal emulation, the NRC NUREGs and RegGuides for Comment subsystem can then be accessed by selecting the "Rules Menu" option from the "NRC Main Menu." For further information about options available for NRC at FedWorld, consult the "Help/Information Center" from the "NRC Main Menu." Users will find the "FedWorld Online User's Guides" particularly helpful. Many NRC subsystems and data bases also have a "Help/Information Center" option that is tailored to the particular subsystem.

The NRC subsystem on FedWorld can also be accessed by a direct dial phone number for the main FedWorld BBS, 703-321-3339, or by using Telnet via Internet, fedworld.gov. If using 703-321-3339 to contact FedWorld, the NRC subsystem will be accessed from the main FedWorld menu by selecting the "Regulatory, Government Administration and State Systems," then selecting "Regulatory Information Mall." At that point, a menu will be displayed that has an option "U.S. Nuclear Regulatory Commission" that will take you to the NRC Online main menu. The NRC Online area also can be accessed directly by typing "/go nrc" at a FedWorld command line. If you access NRC from FedWorld's main menu, you may return to FedWorld by selecting the "Return to FedWorld" option from the NRC Online Main Menu. However, if you access NRC at FedWorld by using NRC's toll-free number, you will have full access to all NRC systems but you will not have access to the main FedWorld system.

If you contact FedWorld using Telnet, you will see the NRC area and menus, including the Rules menu. Although you will be able to download documents and leave messages, you will not be able to write comments or upload files (comments). If you contact FedWorld using FTP, all files can be accessed and downloaded but uploads are not allowed; all you will see is a list of files without descriptions (normal

Gopher look). An index file listing all files within a subdirectory, with descriptions, is included. There is a 15-minute time limit for FTP access.

Although FedWorld can be accessed through the World Wide Web, like FTP that mode only provides access for downloading files and does not display the NRC Rules menu.

For more information on NRC bulletin boards call Mr. Arthur Davis, Systems Integration and Development Branch, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301)415-5780; e-mail AXD3@nrc.gov. For more information on this draft regulatory guide, contact J.J. Kramer at the NRC, telephone (301)415-5891; e-mail JJK@nrc.gov.

Regulatory guides are available for inspection at the Commission's Public Document Room, 2120 L Street NW., Washington, DC. Requests for single copies of draft or final guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future draft guides in specific divisions should be made in writing to the U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Distribution and Mail Services Section; or by fax at (301)415-2260. Telephone requests cannot be accommodated. Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

(5 U.S.C. 552(a))

Dated at Rockville, Maryland, this 2nd day of August 1996.

For the Nuclear Regulatory Commission.
M. Wayne Hodges,
*Director, Division of Systems Technology,
Office of Nuclear Regulatory Research.*
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OFFICE OF MANAGEMENT AND BUDGET

Office of Federal Procurement Policy; Notice of Availability of Draft Performance-Based Service Contracting (PBSC) Documents on Professional and Technical Services

AGENCY: Office of Management and Budget, Office of Federal Procurement Policy (OFPP).

SUMMARY: OFPP initiated an interagency project to develop generic guidance materials to assist agencies in converting selected professional and technical services to PBSC methods. Working groups, consisting of agency technical and procurement personnel, are developing generic PBSC documents

that include: performance requirements, performance standards, quality assurance techniques, positive and negative incentives, and evaluation criteria for selected services. Draft documents have been prepared for software development and ADP maintenance services. We are still in the developmental stages for preparation of documentation for such services such as training, telephone customer assistance 800 numbers, aircraft maintenance, and test range support. After the documents have been finalized, they will be published as a reference source for agency voluntary use. We feel that public review and comment on the draft documents would provide us with valuable feedback and insight. OFPP will review and consolidate this information and provide it to the specific workgroups for their information and potential use.

ADDRESSES: Those persons interested in reviewing and obtaining a copy of the draft documents should contact Ms. Linda Mesaros, OFPP, New Executive Office Building, Room 9001, 725 17th Street, NW., Washington, DC 20503.

ADDITIONAL INFORMATION: For additional information contact Linda Mesaros at 202-395-4821.

Steven Kelman,
Administrator.

[FR Doc. 96-22595 Filed 9-04-96; 8:45 am]

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OFFICE OF PERSONNEL MANAGEMENT

Excepted Service; Consolidated Listing of Schedules A, B, and C Exceptions

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: This gives a consolidated notice of all positions excepted under Schedules A, B, and C as of June 30, 1996, as required by Civil Service Rule VI, Exceptions from the Competitive Service.

SUPPLEMENTARY INFORMATION: Civil Service Rule VI (5 CFR 6.1) requires the Office of Personnel Management (OPM) to publish notice of all exceptions granted under Schedules A, B, and C. Title 5, Code of Federal Regulations, § 213.103(c), further requires that a consolidated listing, current as of June 30 of each year, be published annually as a notice in the Federal Register. That notice follows. OPM maintains continuing information on the status of all Schedule A, B, and C excepted