

dated April 30, 1980, and replacement pages 1, 2, 5, 8, 11, 12, 13, and 14 for the above referenced SE enclosed thereto. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C. 20555, and at the Mission Viejo Branch Library, 24851 Crisanta Drive, Mission Viejo, California 92676. A single copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Project Management.

Dated at Bethesda, Md., this 30th day of April 1980.

For the Nuclear Regulatory Commission,
Dennis M. Crutchfield
Acting Chief, Operating Reactors Branch No. 2, Division of Operating Reactors.

[FR Doc. 80-15728 Filed 5-21-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-266-CO]

Wisconsin Electric Power Co.; Establishment of Atomic Safety and Licensing Board To Preside in Proceeding

Pursuant to Commission order, an Atomic Safety and Licensing Board is being established in the following proceeding to rule on a request for hearing and to preside over the proceeding in the event that a hearing is ordered.

Wisconsin Electric Power Co.
(Point Beach Nuclear Plant, Unit 1)

Facility Operating License No. DPR-24

This action is in reference to an order of the Commission dated May 12, 1980, concerning a November 30, 1979, order of the director, Office of Nuclear Reactor Regulation (NRR) entitled, "Confirmatory Order for Modification of License", published in the *Federal Register* on December 7, 1979 (44 FR 70608-09) and a subsequent January 3, 1980, order of the Director of NRR entitled "Order Modifying Confirmatory Order of November 30, 1979" published in the *Federal Register* on January 11, 1980 (45 FR 2452).

The Chairman of this Board and his address is as follows:

**Herbert Grossman, Esq., U.S. Nuclear
Regulatory Commission, Atomic Safety and
Licensing Board Panel, Washington, D.C.
20555.**

The other members of the Board and their addresses are as follows:

**Dr. Richard F. Cole, U.S. Nuclear Regulatory
Commission, Atomic Safety and Licensing
Board Panel, Washington, D.C. 20555.**

**Dr. J. Venn Leeds, 10807 Atwell, Houston,
Texas 77096.**

All parties are requested to use the initials "CO" following the docket number on all future filings in this proceeding to designate the case as a "Confirmatory Order" proceeding.

Dated at Bethesda, Md., this 15th day of May 1980.

Robert M. Lazo,
*Acting Chairman, Atomic Safety and
Licensing Board Panel.*

[FR Doc. 80-15729 Filed 5-21-80; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF THE FEDERAL REGISTER

Agreements Between the American Institute in Taiwan and the Coordination Council for North American Affairs

AGENCY: Office of the Federal Register (NARS).

ACTION: Notice of availability of agreements.

SUMMARY: The American Institute in Taiwan has concluded a number of agreements with the Coordination Council for North American Affairs in order to maintain cultural, commercial and other unofficial relations between the American people and the people on Taiwan. The Director of the *Federal Register* is publishing the list of these agreements on behalf of the American Institute in Taiwan in the public interest.

SUPPLEMENTARY INFORMATION: Cultural, commercial and other unofficial relations between the American people and the people on Taiwan are maintained on a nongovernmental basis through the American Institute in Taiwan (AIT), a private nonprofit corporation incorporated under the laws of the District of Columbia. The Coordination Council for North American Affairs (CCNAA) is its nongovernmental Taiwan counterpart.

Pursuant to section 12(a) of the Taiwan Relations Act (Pub. L. 96-8; 93 Stat. 14), agreements concluded between the AIT and the CCNAA are transmitted to the Congress, and pursuant to sections 6 and 10(a) of the Act, such agreements have full force and effect under the law of the United States. The texts of the agreements are available from the American Institute in Taiwan, 1700 North Moore Street, 17th floor, Arlington, Virginia 22209. For further information contact Joseph Kyle, at this address, telephone (703) 525-8474.

Following is a list of agreements concluded by AIT with CCNAA as of May 1, 1980:

Aviation

Air transport agreement, with exchange of letters. Signed at Washington March 5, 1980; entered into force March 5, 1980.

Education and Cultural

Implementing agreement financing certain educational and cultural exchange programs. Exchange of letters at Taipei April 14 and June 4, 1979; entered into force June 4, 1979.

Privileges and Immunities

Agreement relating to privileges and immunities of courier system. Signed at Washington and Arlington December 31, 1979 and January 7, 1980; entered into force January 7, 1980.

Trade and Commerce

Agreement on trade matters, with annexes. Exchange of letters at Arlington and Washington October 24, 1979; entered into force October 24, 1979.

Implementing agreement relating to trade in cotton, wool and man-made fiber textiles and textile products. Exchange of letters at Arlington and Washington November 5 and 21, 1979; entered into force November 21, 1979.

Implementing agreement relating to trade in cotton, wool and man-made fiber textiles and textile products. Exchange of letters at Arlington and Washington December 13 and 17, 1979; entered into force December 17, 1979.

Implementing agreement relating to trade in cotton, wool and man-made fiber textiles and textile products. Exchange of letters at Arlington and Washington March 7 and April 10, 1980; entered into force April 10, 1980.

Dated: May 15, 1980.

Joseph B. Kyle,
*Corporate Secretary, American Institute in
Taiwan.*

Dated: May 19, 1980.

Ernest J. Galdi,
Director of the Federal Register.

[FR Doc. 80-15779 Filed 5-21-80; 8:45 am]

BILLING CODE 1505-01-M

OFFICE OF MANAGEMENT AND BUDGET

Agency Forms Under Review

May 19, 1980.

Background

When executive departments and agencies propose public use forms, reporting, or recordkeeping requirements, the Office of Management and Budget (OMB) reviews and acts on those requirements under the Federal Reports Act (44 U.S.C., Chapter 35). Departments and agencies use a number of techniques including public hearings to consult with the public on significant reporting requirements before seeking OMB approval. OMB in carrying out its responsibility under the Act also considers comments on the forms and

recordkeeping requirements that will affect the public.

List of Forms Under Review

Every Monday and Thursday OMB publishes a list of the agency forms received for review since the last list was published. The list has all the entries for one agency together and grouped into new forms, revisions, extensions, or reinstatements. Some forms listed as revisions may only have a change in the number of respondents or a reestimate of the time needed to fill them out rather than any change to the content of the form. The agency clearance officer can tell you the nature of any particular revision you are interested in. Each entry contains the following information:

The name and telephone number of the agency clearance officer (from whom a copy of the form and supporting documents is available);

The office of the agency issuing this form;

The title of the form;

The agency form number, if applicable;

How often the form must be filled out;

Who will be required or asked to report;

An estimate of the number of forms that will be filled out;

An estimate of the total number of hours needed to fill out the form; and

The name and telephone number of the person or office responsible for OMB review.

Reporting or recordkeeping requirements that appear to raise no significant issues are approved promptly. Our usual practice is not to take any action on proposed reporting requirements until at least ten working days after notice in the *Federal Register* but occasionally the public interest requires more rapid action.

Comments and Questions

Copies of the proposed forms and supporting documents may be obtained from the agency clearance officer whose name and telephone number appear under the agency name. The agency clearance officer will send you a copy of the proposed form, the request for clearance (SF-83), supporting statement, instructions, transmittal letters, and other documents that are submitted to OMB for review. If you experience difficulty in obtaining the information you need in reasonable time, please advise the OMB reviewer to whom the report is assigned. Comments and questions about the items on this list should be directed to the OMB reviewer or office listed at the end of each entry.

If you anticipate commenting on a form but find that time to prepare will prevent you from submitting comments promptly, you should advise the reviewer of your intent as early as possible.

The timing and format of this notice have been changed to make the publication of the notice predictable and to give a clearer explanation of this process to the public. If you have comments and suggestions for further improvements to this notice, please send them to Jim. J. Tozzi, Assistant Director for Regulatory and Information Policy, Office of Management and Budget, 726 Jackson Place, Northwest, Washington, D.C. 20503.

DEPARTMENT OF AGRICULTURE

Agency Clearance Officer—Richard J. Schrimper—447-6201

New Forms

Farmer's Home Administration
Pretest—Rural congregate housing demonstration evaluation
Other (see SF-83)
Elderly applicants for congregate housing
Charles A. Ellett, 395-7340

Revisions

Economics, Statistics, and Cooperatives
Service Cooperative oil seed mills
Annually
Cooperative cottonseed and soybean plants, 30 responses; 136 hours
Office of Federal Statistical Policy and Standard, 673-7974
Farmer's Home Administration
7CFR 1945-C, insured economic emergency loans
1845-22, 1940-38
On occasion
Farmers suffering from economic emergency, 243,660 responses; 49,794 hours
Charles A. Ellett, 395-7340

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Agency Clearance Officer—Joseph J. Strnad—245-7488

New Forms

Social Security Administration
Energy assistance for low income families
On occasion
State agency administering Federal energy programs
Barbara F. Young, 395-6880

Revisions

Center for Disease Control
National disease surveillance—I. Case reports
On occasion

State and territorial health departments, 35,864 responses; 12,047 hours
Office of Federal Statistical Policy and Standard, 673-7974

Social Security Administration

Student's statement regarding resumption of attendance

SSA-1386

On occasion

Student beneficiaries, 650,000 responses; 65,000 hours

Barbara F. Young, 395-6880

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Agency Clearance Officer—Robert G. Masarsky—755-5184

Extensions

Housing Management
Report of construction status of advance planning project
HUD-4435
Annually
Non-Federal public bodies, 2,800 responses; 2,800 hours
Richard Sheppard, 395-6880

DEPARTMENT OF LABOR

Agency Clearance Officer—Paul E. Larson—523-6341

Extensions

Bureau of Labor Statistics
Annual OSHA prenotification of recordkeeping requirements and survey
OSHA 200s and OSHA No. 200PRE
Annually
Employers in the private sector and State and local government, 280,000 responses; 70,000 hours
Arnold Strasser, 395-6880

Reinstatements

Employment Standards Administration
Coal mine employment statements
CM-913, CM-918, CM-1093
On occasion
Coal miners and survivors, 55,000 responses; 17,500 hours
Arnold Strasser, 395-6880

EXECUTIVE OFFICE OF THE PRESIDENT, OTHER

Agency Clearance Officer—Roy A. Nierenberg—456-6286

New Forms

Council on Wage and Price Stability
Form Pay-1
Semi-annually
Private sector companies, 1,400 responses; 5,600 hours
Warren Topelius, 395-7340

FEDERAL EMERGENCY MANAGEMENT AGENCY

Agency Clearance Officer—Linda Shirley—254-9515

Reinstatements

Fair Plan Quarterly Report
FEMA form
Quarterly
State fair plan (insurance), 112 responses; 1,120 hours
Edward C. Springer, 395-4814

FEDERAL RESERVE SYSTEM

Agency Clearance Officer—Carolyn B. Doying—452-3512

New Forms

Statement of purpose of extension of credit by a creditor
FR T-4
On occasion
Brokers/dealers that extend credit to purchase sec. and cust.
Warren Topelius, 395-7340
Record of facts concerning non-U.S. credit collateralized by securities
FR X-1
On occasion
U.S. borrowers of overseas credit secured by U.S. sec.
Warren Topelius, 395-7340

Extensions

Registration statement, deregistration statement,
Annual report
G-1, G-2 G-4
On occasion
Lendr (othr than bks brokr/dealr) who ext cpd sec by stk, 671 responses; 1,311 hours
Warren Topelius, 395-7340

INTERNATIONAL COMMUNICATION AGENCY

Agency Clearance Officer—Mary Jane Winnett—523-4308

New Forms

Supplemental qualifications statement international radio broadcaster
LA-1178
On occasion
Nationwide, 200 responses; 400 hours
Phillip T. Balazs, 395-4814

NATIONAL SCIENCE FOUNDATION

Agency Clearance Officer—Herman Fleming—357-7811

New Forms

Alan T. Waterman award nomination for national medal of science
NSF 1122, 1123, 1124
Scientists, 300 responses; 1,200 hours
Marsha D. Traynham, 395-7340

RAILROAD RETIREMENT BOARD

Agency Clearance Officer—Pauline Lohens—312-751-4692

Revisions

Annuitant's report of earnings and disability
RL-150
On occasion
Disability annuitants, 150 responses; 38 hours
Barbara F. Young, 395-6880

SMALL BUSINESS ADMINISTRATION

Agency Clearance Officer—John Anderson—653-6890

New Forms

Groundfish vessel questionnaire
Single time
Groundfish fisheries in New England, 1,170 responses; 585 hours
Edward C. Springer, 395-4814
C. Louis Kincannon,
Acting Deputy Assistant Director for Reports Management.
[FR Doc. 80-15753 Filed 5-21-80; 8:45 am]
BILLING CODE 3110-01-M

OFFICE OF SCIENCE AND TECHNOLOGY POLICY**Intergovernmental Science, Engineering, and Technology Advisory Panel; Meeting**

In accordance with the Federal Advisory Committee Act, Pub. L. 92-463, the Office of Science and Technology Policy announces the following meeting:

Name: Intergovernmental Science, Engineering, and Technology Advisory Panel (ISETAP); Human Resources Task Force.

Date: Friday, June 6, 1980, 9:30 a.m.—3:00 p.m.

Place: Municipal Building, 1600 Pacific Highway, San Diego, Ca.

Type of Meeting: Open.

Contact Person: Dr. Michael Gruber, Staff Director, ISETAP Human Resources Task Force, U.S. Department of Health and Human Services, 202/245-6156.

Minutes of the meeting: Executive minutes of the meeting will be available from the office of Dr. Gruber.

Agenda

- 9:30 a.m. Briefing on the status of the OMB memorandum;
- 10:30 a.m. Report on research into the fiscal crisis of public hospitals; Discussion and panel recommendations;
- 11:30 a.m. Discussion and adoption of resolution on Administration on Aging's project for technology transfer in support of the frail elderly;
- 12:30 p.m. Lunch;
- 1:30 p.m. Discussion and adoption of resolution on research into health aspects of hazardous chemical dumps;

2:20 p.m. Discussion and recommendations on Long Term Care research strategy at the Department of Health and Human Services;
3:00 p.m. Open discussion of task force plans and other activities.

William J. Montgomery,

Executive Officer, Office of Science & Technology Policy.

[FR Doc. 80-15721 Filed 5-21-80; 8:45 am]

BILLING CODE 3170-01-M

POSTAL RATE COMMISSION

[Docket No. A80-9]

Huggins, Mo. 65484 (Laveta Kelley, Petitioner); Notice and Order of Filing of Appeal

May 15, 1980.

On May 5, 1980, the Commission received a handwritten letter from Laveta Kelley (hereinafter "Petitioner"), concerning alleged United States Postal Service plans to close the Huggins, Missouri, post office. Although the letter makes no explicit reference to the Postal Reorganization Act, we believe it should be construed as a petition for review pursuant to section 404(b) of the Act [39 U.S.C. 404(b)], so as to preserve Petitioner's right to appeal which is subject to a 30-day time limit.¹ The petition does not conform perfectly with the Commission's rules of practice, which also require a petitioner to attach a copy of the Postal Service's Final Determination to the petition.² However, section 1 of the Commission's rules of practice calls for a liberal construction of the rules to secure just and speedy determination of issues.³

The Act requires that the Postal Service provide the affected community with at least 60 days' notice of a proposed post office closing so as to "ensure that such persons will have an opportunity to present their views."⁴ The petition requests that the decision to close the Huggins post office be reversed. From the face of the petition it is unclear whether any hearings were held and whether a determination has been made under 39 U.S.C. 404(b)(3). (Petitioner failed to supply a copy of the Postal Service's Final Determination, if one is in existence.) The Commission's rules of practice require the Postal Service to file the administrative record of the case within 15 days after the date

¹ 39 U.S.C. 404(b)(5). 39 U.S.C. 404(b) was added to title 39 by Pub. L. 94-421 (September 24, 1976), 90 Stat. 1310-11. Our rules of practice governing these cases appear at 39 CFR 3001.110 et seq.

² 39 CFR 3001.111(a).

³ 39 CFR 3001.1.

⁴ 39 U.S.C. 404(b)(1).

on which the petition for review is filed with the Commission.⁵

The Postal Reorganization Act states:

The Postal Service shall provide a maximum degree of effective and regular postal services to rural areas, communities, and small towns where post offices are not self-sustaining. No small post office shall be closed solely for operating at a deficit, it being the specific intent of the Congress that effective postal services be insured to residents of both urban and rural communities.⁶

Section 404(b)(2)(C) of the Act specifically includes consideration of this goal in determinations by the Postal Service to close post offices. The effect on the community is also a mandatory consideration under section 404(b)(2)(A) of the Act.

The petition appears to set forth the Postal Service action complained of in sufficient detail to warrant further inquiry to determine whether the Postal Service complied with its regulations for the discontinuance of post office.⁷

Upon preliminary inspection, the petition appears to raise the following issues of law:

1. Whether the Postal Service considered the importance of the post office to the community under the effect on the community factor, section 404(b)(2)(A). The Petitioner alleges that the post office is the focal point of the community.

2. Whether the Postal Service considered the change the closing would cause in the community's use of postal services under the effect on postal service factor, section 404(b)(2)(C). The Petitioner claims that residents of a wide area around the post office go there to purchase money orders and stamps.

3. Whether the Postal Service must consider as an effect on the community [section 404(b)(2)(A)] the inconvenience and expense to the Huggins' residents of changing their addresses.

4. Whether the Postal Service's proposed substitute for the post office is in compliance with the policy stated in 39 U.S.C. 101(b).

Other issues of law may become apparent when the Commission has had the opportunity to examine the determination made by the Postal Service. Such additional issues may emerge when the parties and the Commission review the Service's

determination for consistency with the principles announced in *Lone Grove, Texas, et al.*, Docket Nos. A79-1, et al. (May 7, 1979), and the Commission's subsequent decisions on appeals of post office closings and consolidations. The determination may be found to resolve adequately one or more of the issues involved in the case.

In view of the above, and in the interest of expediting this proceeding under the 120-day decisional deadline imposed by section 404(b)(5), the Postal Service is advised that the Commission reserves the right to request a legal memorandum from the Service on one or more of the issues described above and/or any further issues of law disclosed by the determination made in this case. In the event that the Commission finds such memorandum necessary to explain or clarify the Service's legal position or interpretation on any such issue, it will, within 20 days of receiving the determination and record pursuant to section 113 of the rules of practice [39 CFR 3001.113] make the request therefor by order, specifying the issues to be addressed.

When such a request is issued, the memorandum shall be due within 20 days of the issuance, and a copy of the memorandum shall be served on the Petitioner by the Service.

In briefing the case or in filing any motion to dismiss for want of prosecution, in appropriate circumstances the Service may incorporate by reference all or any portion of a legal memorandum filed pursuant to such an order.

The Act does not contemplate appointment of an Officer of the Commission in section 404(b) cases,⁸ and none is being appointed. The Commission orders that:

(A) The letter of May 5, 1980, from Laveta Kelley be construed as a petition for review pursuant to section 404(b) of the Act [39 U.S.C. 404(b)].

(B) The Secretary of the Commission shall publish this Notice and Order in the *Federal Register*.

(C) The Postal Service shall file the administrative record in this case on or before May 20, 1980, pursuant to the Commission's rules of practice [39 CFR 3001.113(a)].

By the Commission.

David F. Harris,
Secretary.

Appendix

May 5, 1980: Filing of Petition.

May 15, 1980: Notice and Order of Filing of Appeal.

⁸In the Matter of Gresham, S.C., Route No. 1, Docket No. A78-1 (May 11, 1978).

May 14, 1980: Record filed by Postal Service [see 39 CFR 3001.113(a)].

May 26, 1980: Last day for filing of petitions to intervene [see 39 CFR 3001.111(b)].

June 4, 1980: Petitioner's initial brief [see 39 CFR 3001.115(a)].

June 19, 1980: Postal Service answering brief [see 39 CFR 3001.115(b)].

July 7, 1980:

(1) Petitioner's reply brief, should petitioner choose to file such brief [see 39 CFR 3001.115(c)].

(2) Deadline for motions by any party requesting oral argument. The Commission will exercise its discretion, as the interests of prompt and just decision may require, in scheduling or dispensing with oral argument.

Sept. 2, 1980: Expiration of 120-day decisional schedule [see 39 U.S.C. 404(b)(5)].

[FR Doc. 80-15647 Filed 5-21-80; 8:45 am]

BILLING CODE 7715-01-M

POSTAL SERVICE

Permanent Change in Mail Classification Schedule; Merchandise Return Service

On August 13, 1979, the United States Postal Service requested the Postal Rate Commission to submit to the Governors of the Postal Service a recommended decision on a change in the mail classification schedule establishing a new merchandise return service, pursuant to Chapter 36 of Title 39, United States Code (Postal Rate Commission Docket No. MC 79-4). An explanation of the Postal Service proposal was published in the *Federal Register* by the Postal Rate Commission on August 28, 1979 (44 FR 50420).

On January 7, 1980, a settlement proposal recommending a modified merchandise return service was filed with the Postal Rate Commission by several parties to the merchandise return proceeding. The Postal Service and the Officer of the Commission were among the signatories of the settlement proposal. The one party which had expressed opposition to the concept of merchandise return subsequently withdrew its opposition and signed the proposal.

Because the Postal Rate Commission had not transmitted its recommended decision to the Governors of the Postal Service within 90 days after submission of the settlement proposal (January 7, 1980), the Postal Service, under the authority of 39 U.S.C. 3641(e), placed the changes in the mail classification schedule proposed in the settlement into effect on April 27, 1980 (45 FR 26194 (April 17, 1980)).

On April 21, 1980, the Postal Rate Commission issued a Recommended Decision in Docket No. MC79-4. The

⁵39 CFR 3001.113(a). The Postal Rate Commission informs the Postal Service of its receipt of such an appeal by issuing PRC Form No. 56 to the Postal Service upon receipt of each appeal.

⁶39 U.S.C. 101(b).

⁷42 FR 59079-85 (November 17, 1977); the Commission's standard of review is set forth at 39 U.S.C. 404(b)(5).

Commission recommended that the Governors adopt the merchandise return service as provided in the settlement proposal. On May 6, 1980, the Governors, pursuant to 39 U.S.C. 3625, approved the Commission's Recommended Decision and ordered the recommended changes in the mail classification schedule into effect on a permanent basis. The Board of Governors concurrently determined that those changes would become effective at 12:01 a.m. on May 21, 1980. (The Governors's decision, the record of the Commission's hearings, and the Commission's recommended decision may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. The Governors' decision and the Commission's recommended decision are available for inspection in the Library at Headquarters, United States Postal Service, 475 L'Enfant Plaza West, S.W., Washington, D.C. 20260.)

In accordance with these actions by the Governors and the Board of Governors, the Postal Service hereby gives notice that the changes to the classification schedule and rate schedules established on a temporary basis on April 27, 1980, and set forth at 45 FR 26194 (April 17, 1980) become effective permanently at 12:01 a.m., May 21, 1980 (39 USC 3625). The temporary changes will remain in effect until that time.

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 80-15669 Filed 5-21-80; 8:45 am]

BILLING CODE 7710-12-M

SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 21579; 70-6434]

Alabama Power Co.; Proposed Issuance and Sale of First Mortgage Bonds at Competitive Bidding

Notice is hereby given that Alabama Power Company ("Alabama"), 600 North 18th Street, Birmingham, Alabama 35291, a public-utility subsidiary company of The Southern Company, a registered holding company, has filed an application and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designated Section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the following proposed transaction. All interested persons are referred to the application, which is summarized below,

for a complete statement of the proposed transaction.

Alabama proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, up to \$100,000,000 principal amount of its First Mortgage Bonds of a new series having a term of not less than five nor more than 30 years. Alabama will determine and give notice to prospective bidders of the amount and the term of the new bonds not less than 24 hours prior to the time of bidding. The interest rate of the bonds and the price, exclusive of accrued interest, to be paid to Alabama, which will be not less than 98% nor more than 101¼% of the principal amount thereof, will be determined by competitive bidding. It is stated that Alabama may request by amendment that such proposed sale be excepted from the competitive bidding requirements of Rule 50 should circumstances develop which, in the opinion of Alabama's management make such exception in the best interest of Alabama and its investors and consumers.

The new bonds will be issued under the Indenture dated as of January 1, 1942, between Alabama and Chemical Bank, as Trustee, as heretofore supplemented by various indentures supplemental thereto and as to be further supplemented by a supplemental Indenture to be dated as of June 1, 1980. The supplemental indenture will include a prohibition, for a period of not more than five years, against refunding the bonds, directly or indirectly, with funds borrowed at a lower effective interest cost.

Alabama intends to use the proceeds from the sale of the new bonds, along with other funds, principally in financing its construction costs, estimated for 1980 to be \$459,165,000, and in paying outstanding short-term unsecured indebtedness.

The fees and expenses to be incurred in connection with the proposed transaction are estimated at \$338,000, including legal fees of \$38,000, accountants' fee of \$12,000, and charges of the system service company, at cost, of \$7,000. It is stated that the issuance and sale of the new bonds have been expressly authorized by the Alabama Public Service Commission and that no other state or federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than June 2, 1980, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he

desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as amended or as it may be further amended, may be granted as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

George A. Fitzsimmons,
Secretary.

[FR Doc. 80-15770 Filed 5-21-80; 8:45 am]

BILLING CODE 8010-01-M

[Re. No. 34-16614; File No. SR-Amex-80-9]

American Stock Exchange, Inc.; Self-Regulatory Organization; Proposed Rule Change

Pursuant to Section 19(b)(91) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on May 2, 1980 the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

The Exchange's Statement of the Terms of Substance of the Proposed Rule Change

The American Stock Exchange has adopted amendments to Rules 576 and 585 which deal with the transmission by member organizations of any issuer's proxy solicitation materials and other corporate reports to stockholders.

Rules 576 and 585 require member organizations holding customer securities in street name to transmit proxy solicitation material and interim financial reports to each beneficial owner whenever the issuer furnishes the materials to such member and agrees to reimburse the firm for its reasonable