

schedule electronically, please send an electronic message to wmh@nrc.gov or dkw@nrc.gov.

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Dated: April 18, 1997.

William M. Hill, Jr.,

SECY Tracking Officer, Office of the Secretary.

[FR Doc. 97-10534 Filed 4-18-97; 2:14 pm]

BILLING CODE 7590-01-M

NUCLEAR REGULATORY COMMISSION

Regulatory Guide; Issuance, Availability

The Nuclear Regulatory Commission has issued a guide in 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 Commission'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.

Regulatory Guide 8.39, "Release of Patients Administered Radioactive Materials," provides guidance to licensees on complying with the NRC's regulations on determining when the licensee may authorize the release of a patient who has been administered radiopharmaceuticals or permanent implants containing radioactive material. The guide also provides guidance on instructions that may be necessary for such patients and on records that may be needed for such patients.

The NRC has verified with the Office of Management and Budget the determination that this regulatory guide is not a major rule.

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. 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.

Regulatory guides are available for inspection at the Commission's Public Document Room, 2120 L Street NW., Washington, DC. Single copies of regulatory guides may be obtained free of charge by writing the Office of Administration, Attention: Distribution and Services Section, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or by fax at (301)415-

2260. Issued guides may also be purchased from the National Technical Information Service on a standing order basis. Details on this service may be obtained by writing NTIS, 5285 Port Royal Road, Springfield, VA 22161. 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 9th day of April 1997.

For the Nuclear Regulatory Commission.

Joseph A. Murphy,

Executive Assistant to the Director, Office of Nuclear Regulatory Research.

[FR Doc. 97-10328 Filed 4-21-97; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-26706]

Filings Under the Public Utility Holding Company Act of 1935, as Amended ("Act")

April 16, 1997.

Notice is hereby given that the following filing(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated thereunder. All interested persons are referred to the application(s) and/or declaration(s) for complete statements of the proposed transaction(s) summarized below. The application(s) and/or declaration(s) and any amendments thereto is/are available for public inspection through the Commission's Office of Public Reference.

Interested persons wishing to comment or request a hearing on the application(s) and/or declaration(s) should submit their views in writing by May 12, 1997, to the Secretary, Securities and Exchange Commission, Washington, DC 20549, and serve a copy on the relevant applicant(s) and/or declarant(s) at the address(es) specified below. Proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. Any request for hearing shall identify specifically the issues of fact or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in the matter. After said date, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

The Southern Company (70-9035)

Notice of Proposal To Issue Securities; Order Authorizing Solicitation of Proxies

The Southern Company ("Southern"), 270 Peachtree Street, N.W., Atlanta, Georgia 30303, a registered holding company, has filed a declaration pursuant to sections 6(a), 7 and 12(e) of the Act and rules 62 and 65 thereunder.

Southern proposes, from time to time through February 17, 2007, to grant Incentive Stock Options, Nonqualified Stock Options, Stock Appreciation Rights and Restricted Stock (collectively, "Awards"), and to issue up to 40 million shares of its common stock, par value \$5.00 per share ("Common Stock"), pursuant to the Southern Company Performance Stock Plan ("Plan"). The Compensation & Management Succession Committee of the Board of Directors of Southern will administer the Plan. The Plan permits the Committee to grant, in its discretion, Awards to directors of Southern or certain of its subsidiaries and those employees, as determined by the Committee, who have a significant impact on the long-term performance and success of Southern.

Nonqualified Stock Options entitle the grantee to purchase, not more than ten years after the grant, up to the number of shares of Common Stock specified in the grant at a price set by the Committee at the time the grant is made. The price cannot be less than fair market value on the date of grant.

Stock Options designated by the Committee as Incentive Stock Options are intended to comply with section 422 of the Internal Revenue Code and may be granted only to employees. The aggregate amount (calculated on the basis of the fair market value of Common Stock at the time of each grant) of the interest of any grantee in Incentive Stock Options that may vest in a calendar year may not exceed \$100,000.

Stock Appreciation Rights may be granted in the sole discretion of the Committee in conjunction with an Incentive Stock Option or Nonqualified Stock Option and may not be exercised more than ten years after the date granted. Stock Appreciation Rights, when exercised, entitle the grantee to the appreciation in value (from the date granted to the date exercised) of the number of shares of Common Stock specified in the grant. Such amount would be payable in cash and/or Common Stock, as determined by the Committee.

Restricted Stock awards are grants of shares of Common Stock held by

Southern for the benefit of the grantee without payment of consideration by the grantee. The Committee will establish a restriction period of one through ten years for each award. The grantee's right to transfer the shares is subject to restrictions, but the grantee will be entitled to dividends paid on the Restricted Stock and will have the right to vote the shares.

Southern proposes to make a total of 40 million shares of Common Stock available for grants under the Plan. The maximum number of shares of Common Stock that may be the subject of any award to a grantee during any calendar year is one million.

The Plan will terminate February 17, 2001, unless terminated sooner by the Board of Directors. The Board of Directors of Southern may terminate or amend the Plan at any time, but may not, without stockholder approval, increase the total number of shares of Common Stock available for grants.

Approval of the Plan requires the affirmative vote of the holders of a majority of the shares of Common Stock represented in person or by proxy at the annual meeting, scheduled to be held on May 28, 1997. Southern may employ professional proxy solicitors to assist in the solicitation of proxies, and may pay their expenses and compensation for such assistance in an amount not to exceed \$30,000.

Southern proposes to mail the notice of meeting, proxy statement and proxy to its shareholders for the annual meeting, and has filed its proxy solicitation materials relating to the Plan. It appears to the Commission that Southern's declaration, to the extent that it relates to the proposed solicitation of proxies, should be permitted to become effective forthwith pursuant to rule 62(d).

It is ordered, that the declaration, to the extent that it relates to the proposed solicitation of proxies in connection with proposed approval of the Plan be, and it hereby is, permitted to become effective forthwith, pursuant to rule 62 and subject to the terms and conditions prescribed in rule 24 under the Act.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97-10383 Filed 4-21-97; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

Sunshine Act Meeting

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meetings during the week of April 21, 1997.

A closed meeting will be held on Thursday, April 24, 1997, at 10:00 a.m. An open meeting will be held on Friday, April 25, 1997, at 9:30 a.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters may also be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c) (4), (8), (9)(A) and (10) and 17 CFR 200.402(a) (4), (8), (9)(i) and (10), permit consideration of the scheduled matters at the closed meeting.

Commissioner Wallman, as duty officer, voted to consider the items listed for the closed meeting in a closed session.

The subject matter of the closed meeting scheduled for Thursday, April 24, 1997, at 10:00 a.m., will be:

Institution and settlement of injunctive actions.

Institution and settlement of administrative proceedings of an enforcement nature.

The subject matter of the open meeting scheduled for Friday, April 25, 1997, at 9:30 a.m., will be:

(1) The Commission will hear oral argument on appeal by Suzanne L. Cook from an administrative law judge's initial decision. For further information, contact Sara P. Crovitz at (202) 942-0982.

(2) The Commission will hear oral argument on appeal by Richard H. Morrow from an administrative law judge's initial decision. For further information, contact Joan L. Loizeaux at (202) 942-0950.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 942-7070.

Dated: April 18, 1997.

Jonathan G. Katz,

Secretary.

[FR Doc. 97-10516 Filed 4-18-97; 12:11 pm]

BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #2949]

State of Minnesota

As a result of the President's major disaster declaration on April 8, 1997, I find that the following counties in the State of Minnesota constitute a disaster area due to damages caused by severe flooding, severe winter storms, snowmelt, high winds, rain, and ice beginning March 21, 1997 and continuing: Benton, Big Stone, Brown, Chippewa, Clay, Kittson, LacQui Parle, Marshall, Norman, Pennington, Polk, Red Lake, Roseau, Sherburne, Stearns, Swift, Traverse, Washington, Wilkin, Wright, and Yellow Medicine. Applications for loans for physical damages may be filed until the close of business on June 7, 1997, and for loans for economic injury until the close of business on January 8, 1998 at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308.

In addition, applications for economic injury loans from small businesses located in the following contiguous counties may be filed until the specified date at the above location: Anoka, Becker, Beltrami, Blue Earth, Carver, Chisago, Clearwater, Cottonwood, Dakota, Douglas, Grant, Hennepin, Isanti, Kandiyohi, Lake of the Woods, Lincoln, Lyon, Mahnomen, McLeod, Meeker, Mille Lacs, Morrison, Nicollet, Otter Tail, Pope, Ramsey, Redwood, Renville, Stevens, Todd, and Watonwan in the State of Minnesota; and Pierce, Polk, and St. Croix in the State of Wisconsin. Any counties contiguous to the above-named primary counties and not listed herein have been covered under a separate declaration for the same occurrence.

Interest rates are:

	Percent
For Physical Damage:	
Homeowners with credit available elsewhere	7.625
Homeowners without credit available elsewhere	3.875
Businesses with credit available elsewhere	8.000
Businesses and non-profit organizations without credit available elsewhere	4.000
Others (including non-profit organizations) with credit available elsewhere	7.250
For Economic Injury:	