

**NUCLEAR REGULATORY COMMISSION**

[NRC–2011–0296]

**Design, Inspection, and Testing Criteria for Air Filtration and Adsorption Units****AGENCY:** Nuclear Regulatory Commission.**ACTION:** Draft regulatory guide; request for comment.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC or the Commission) is issuing for public comment draft regulatory guide (DG), DG–1274, “Design, Inspection, and Testing Criteria for Air Filtration and Adsorption Units of Postaccident Engineered-Safety-Feature Atmosphere Cleanup Systems in Light-Water-Cooled Nuclear Power Plants.” This guide applies to the design, inspection, and testing of air filtration and iodine adsorption units of engineered-safety-feature (ESF) atmosphere cleanup systems in light-water-cooled nuclear power plants.

**DATES:** Submit comments by February 25, 2012. Comments received after this date will be considered if it is practical to do so, but the NRC is able to ensure consideration only for comments received on or before this date. Although a time limit is given, 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.

**ADDRESSES:** Please include Docket ID NRC–2011–0296 in the subject line of your comments. Comments submitted in writing or in electronic form will be posted on the NRC Web site and on the Federal rulemaking Web site, <http://www.regulations.gov>. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

The NRC requests that any party soliciting or aggregating comments received from other persons for submission to the NRC inform those persons that the NRC will not edit their comments to remove any identifying or contact information, and therefore, they should not include any information in their comments that they do not want publicly disclosed. You may submit comments by any one of the following methods:

- *Federal Rulemaking Web Site:* Go to <http://www.regulations.gov> and search

for documents filed under Docket ID NRC–2011–0296. Address questions about NRC dockets to Carol Gallagher, telephone: (301) 492–3668; email: [Carol.Gallagher@nrc.gov](mailto:Carol.Gallagher@nrc.gov).

- *Mail comments to:* Cindy Bladey, Chief, Rules, Announcements, and Directives Branch (RADB), Office of Administration, Mail Stop: TWB–05–B01M, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001.

- *Fax comments to:* RADB at (301) 492–3446.

You can access publicly available documents related to this regulatory guide using the following methods:

- *NRC’s Public Document Room (PDR):* The public may examine and have copied, for a fee, publicly available documents at the NRC’s PDR, O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- *NRC’s Agencywide Documents Access and Management System (ADAMS):* Publicly available documents created or received at the NRC are available online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC’s public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC’s PDR reference staff at 1 (800) 397–4209, (301) 415–4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). DG–1278 is available electronically under ADAMS Accession Number ML11244A045. The regulatory analysis is available under ADAMS Accession Number ML11244A050.

- *NRC’s Public Web Site:* Electronic copies of DG–1274 are also available through the NRC’s public Web site under Draft Regulatory Guides in the “Regulatory Guides” collection of the NRC’s Library at <http://www.nrc.gov/reading-rm/doc-collections/>.

- *Federal Rulemaking Web Site:* Public comments and supporting materials related to this regulatory guide can be found at <http://www.regulations.gov> by searching on Docket ID NRC–2011–0296.

Regulatory guides are not copyrighted, and Commission approval is not required to reproduce them.

**FOR FURTHER INFORMATION CONTACT:**

Mekonen Bayssie, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: (301) 251–7489 or email: [Mekonen.Bayssie@nrc.gov](mailto:Mekonen.Bayssie@nrc.gov).

**SUPPLEMENTARY INFORMATION:** The NRC is issuing for public comment a draft

guide in the NRC’s “Regulatory Guide” series. This series was developed to describe and make available to the public such information as methods that are acceptable to the NRC staff for implementing specific parts of the NRC’s regulations, techniques that the staff uses in evaluating specific problems or postulated accidents, and data that the staff needs in its review of applications for permits and licenses.

The draft regulatory guide, entitled, “Design, Inspection, and Testing Criteria for Air Filtration and Adsorption Units of Postaccident Engineered-Safety-Feature Atmosphere Cleanup Systems in Light-Water-Cooled Nuclear Power Plants,” is temporarily identified by its task number, DG–1274. The DG–1274 is proposed revision 4 of Regulatory Guide 1.52, dated June 2001.

This guide provides a method that the NRC considers acceptable to implement Title 10, of the *Code of Federal Regulations*, part 50, “Domestic Licensing of Production and Utilization Facilities,” Appendix A, “General Design Criteria for Nuclear Power Plants,” as it applies to the design, inspection, and testing of air filtration and iodine adsorption units of engineered-safety-feature (ESF) atmosphere cleanup systems in light-water-cooled nuclear power plants. For the purposes of this guide, ESF atmosphere cleanup systems are those systems that are credited in the licensee’s current design-basis accident (DBA) analysis, as described in the safety analysis report (SAR), or those systems that the licensee has described in the SAR as ESF atmosphere cleanup systems. This guide addresses ESF atmosphere cleanup systems, including the various components and ductwork, in the postulated DBA environment.

For the Nuclear Regulatory Commission.

Dated at Rockville, Maryland this 21st day of December, 2011.

**Harriet Karagiannis,**

*Acting Chief, Regulatory Guide Development Branch, Division of Engineering, Office of Nuclear Regulatory Research.*

[FR Doc. 2011–33545 Filed 12–29–11; 8:45 am]

**BILLING CODE 7590–01–P**

**POSTAL REGULATORY COMMISSION****Sunshine Act Meetings**

*Federal Register Citation of Previous Announcement:* 76 FR 80984 (December 27, 2011)

**PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING:** Wednesday, January 4, 2012, at 11 a.m.

**CHANGES IN THE MEETING:** The time and date of the meeting is Thursday, January 5, 2012, at 11 a.m.

**CONTACT PERSON FOR MORE INFORMATION:** Stephen L. Sharfman, General Counsel, (202) 789-6820 or [stephen.sharfman@prc.gov](mailto:stephen.sharfman@prc.gov).

**Shoshana M. Grove,**  
Secretary.

[FR Doc. 2011-33665 Filed 12-28-11; 4:15 pm]

BILLING CODE 7710-FW-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-66040; File No. SR-NYSEAmex-2011-104]

### Self-Regulatory Organizations; NYSE Amex LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change Amending NYSE Amex Equities Rule 500 To Extend the Operation of the Pilot Program That Allows Nasdaq Stock Market Securities To Be Traded on the Exchange Pursuant to a Grant of Unlisted Trading Privileges Until the Earlier of Securities and Exchange Commission Approval To Make Such Pilot Permanent or July 31, 2012

December 23, 2011.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (the "Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on December 16, 2011, NYSE Amex LLC (the "Exchange" or "NYSE Amex") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. 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 proposes to amend YSE Amex Equities Rule 500 to extend the operation of the pilot program that allows Nasdaq Stock Market ("Nasdaq") securities to be traded on the Exchange pursuant to a grant of unlisted trading privileges. The pilot is currently scheduled to expire on January 31, 2012; the Exchange proposes to extend it until the earlier of Securities and Exchange Commission ("Commission") approval to make such pilot permanent or July 31, 2012. The text of the

proposed rule change is available at the Exchange, the Commission's Public Reference Room, and [www.nyse.com](http://www.nyse.com).

#### 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 self-regulatory organization 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 those statements may be examined at the places specified in Item IV below. The Exchange 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

NYSE Amex Equities Rules 500-525, as a pilot program, govern the trading of any Nasdaq-listed security on the Exchange pursuant to unlisted trading privileges ("UTP Pilot Program").<sup>3</sup> The Exchange hereby seeks to extend the operation of the UTP Pilot Program, currently scheduled to expire on January 31, 2012, until the earlier of Commission approval to make such pilot permanent or July 31, 2012.

The UTP Pilot Program includes any security listed on Nasdaq that (i) is designated as an "eligible security" under the Joint Self-Regulatory Organization Plan Governing the Collection, Consolidation and Dissemination of Quotation and Transaction Information for Nasdaq-Listed Securities Traded on Exchanges on an Unlisted Trading Privilege Basis, as amended ("UTP Plan"),<sup>4</sup> and (ii) has been admitted to dealings on the Exchange pursuant to a grant of unlisted trading privileges in accordance with

<sup>3</sup> See Securities Exchange Act Release No. 62479 (July 9, 2010), 75 FR 41264 (July 15, 2010) (SR-NYSEAmex-2010-31). See also Securities Exchange Act Release Nos. 62857 (September 7, 2010), 75 FR 55837 (September 14, 2010) (SR-NYSEAmex-2010-89); 63601 (December 22, 2010), 75 FR 82117 (December 29, 2010) (SR-NYSEAmex-2010-124) and 64746 (June 24, 2011), 76 FR 38446 (June 30, 2011) (SR-NYSEAmex-2011-45).

<sup>4</sup> See Securities Exchange Act Release No. 58863 (October 27, 2008), 73 FR 65417 (November 3, 2008) (File No. S7-24-89). The Exchange's predecessor, the American Stock Exchange LLC, joined the UTP Plan in 2001. See Securities Exchange Act Release No. 55647 (April 19, 2007), 72 FR 20891 (April 26, 2007) (File No. S7-24-89). In March 2009, the Exchange changed its name to NYSE Amex LLC. See Securities Exchange Act Release No. 59575 (March 13, 2009), 74 FR 11803 (March 19, 2009) (SR-NYSEALTR-2009-24).

Section 12(f) of the Securities Exchange Act of 1934, as amended (the "Act"),<sup>5</sup> (collectively, "Nasdaq Securities").<sup>6</sup>

The Exchange notes that its New Market Model Pilot ("NMM Pilot"), which, among other things, eliminated the function of specialists on the Exchange and created a new category of market participant, the Designated Market Maker ("DMM"),<sup>7</sup> is also scheduled to end on January 31, 2012.<sup>8</sup> The timing of the operation of the UTP Pilot Program was designed to correspond to that of the NMM Pilot. In approving the UTP Pilot Program, the Commission acknowledged that the rules relating to DMM benefits and duties in trading Nasdaq Securities on the Exchange pursuant to the UTP Pilot Program are consistent with the Act<sup>9</sup> and noted the similarity to the NMM Pilot, particularly with respect to DMM obligations and benefits.<sup>10</sup> Furthermore, the UTP Pilot Program rules pertaining to the assignment of securities to DMMs are substantially similar to the rules implemented through the NMM Pilot.<sup>11</sup> The Exchange has similarly filed to extend the operation of the NMM Pilot until the earlier of Commission approval to make the NMM Pilot permanent or July 31, 2012.<sup>12</sup>

Extension of the UTP Pilot Program in tandem with the NMM Pilot, both from January 31, 2012 until the earlier of Commission approval to make such pilots permanent or July 31, 2012, will provide for the uninterrupted trading of Nasdaq Securities on the Exchange on a UTP basis and thus continue to encourage the additional utilization of, and interaction with, the NYSE Amex Equities market, and provide market participants with improved price

<sup>5</sup> 15 U.S.C. 78l.

<sup>6</sup> "Nasdaq Securities" is included within the definition of "security" as that term is used in the NYSE Amex Equities Rules. See NYSE Amex Equities Rule 3. In accordance with this definition, Nasdaq Securities are admitted to dealings on the Exchange on an "issued," "when issued," or "when distributed" basis. See NYSE Amex Equities Rule 501.

<sup>7</sup> See NYSE Amex Equities Rule 103.

<sup>8</sup> See Securities Exchange Act Release No. 60758 (October 1, 2009), 74 FR 51639 (October 7, 2009) (SR-NYSEAmex-2009-65). See also Securities Exchange Act Release Nos. 61030 (November 19, 2009), 74 FR 62365 (November 27, 2009) (SR-NYSEAmex-2009-83); 61725 (March 17, 2010), 75 FR 14223 (March 24, 2010) (SR-NYSEAmex-2010-28); 62820 (September 1, 2010), 75 FR 54935 (September 9, 2010) (SR-NYSEAmex-2010-86); 63615 (December 29, 2010), 76 FR 611 (January 5, 2011) (SR-NYSEAmex-2010-123) and 64773 (June 29, 2011), 76 FR 39453 (July 6, 2011) (SR-NYSEAmex-2011-43).

<sup>9</sup> 15 U.S.C. 78.

<sup>10</sup> See SR-NYSEAmex-2010-31, *supra* note [3] [sic], at 41271.

<sup>11</sup> *Id.*

<sup>12</sup> See SR-NYSEAmex-2011-102.

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.