

submittals, can be divided into three general categories—improvements that (1) have been completed, (2) will be made, or (3) will receive further consideration. Are there any improvements in either of the last two categories that have been completed and that resulted in a significant change in a plant's ability to withstand potential external events? If so, what are the improvements and the related changes to the plant's capability?

5. How can the results of the IPEEE program be used to (1) maintain safe operations of nuclear facilities; (2) make NRC activities and decisions more effective, efficient, and reliable; (3) increase public confidence; or (4) reduce unnecessary regulatory burden on stakeholders?

**FOR FURTHER INFORMATION CONTACT:**

Written comments may be sent to Dr. Alan M. Rubin, Probabilistic Risk Analysis Branch, Division of Risk Analysis and Applications, Office of Nuclear Regulatory Research, Mail Stop T10E50, U.S. Nuclear Regulatory Commission, Washington, DC 20555, or e-mail: [amr@nrc.gov](mailto:amr@nrc.gov).

**DATES:** Submit comments by July 31, 2001. Comments received after this date will be considered if it is practical to do so, but the Commission is able to ensure consideration only for comments received on or before this date.

Dated this 10th Day of April 2001.

For the Nuclear Regulatory Commission.

**Thomas L. King,**

*Director, Division of Risk Analysis and Applications, Office of Nuclear Regulatory Research.*

[FR Doc. 01-11113 Filed 5-2-01; 8:45 am]

**BILLING CODE 7590-01-U**

## NUCLEAR REGULATORY COMMISSION

### FEDERAL EMERGENCY MANAGEMENT AGENCY

#### Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants; Draft Addenda to NUREG-0654/FEMA-REP-1, Revision 1,

**AGENCIES:** Nuclear Regulatory Commission. Federal Emergency Management Agency.

**ACTION:** Notice of availability and request for comment.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) and the Federal Emergency Management Agency (FEMA) have issued for public comment the Draft Addenda to NUREG-0654/

FEMA-REP-1, Rev. 1, "Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants." This NUREG is the basic emergency planning guidance document for radiological emergency planning and preparedness for commercial nuclear power plants and is used by licensees and by State and local government emergency response agencies to develop and maintain radiological emergency plans for nuclear power plants.

**DATE:** The comment period ends August 1, 2001, of this **Federal Register** notice.

**ADDRESSES:** Submit written comments to: Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

Hand-deliver comments to 11545 Rockville Pike, Rockville, Maryland between 7:15 a.m. and 4:30 p.m. on Federal workdays.

Those considering public comment may request a free single copy of the Draft Addenda to NUREG-0654/FEMA-REP-1, Rev. 1, by writing to: Reproduction and Distribution Services Section, Office of the Chief Information Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, or E-mail: [DISTRIBUTION@nrc.gov](mailto:DISTRIBUTION@nrc.gov), or Facsimile: (301) 415-2289.

The Draft Addenda to NUREG-0654/FEMA-REP-1, Rev. 1, also is available electronically by visiting NRC's Home Page (<http://www.nrc.gov/NRC/NUREGS/SR0654/R1addenda/index.html>) or FEMA's Home Page (<http://www.fema.gov/pte/rep/>).

A copy of the Draft Addenda to NUREG-0654/FEMA-REP-1, Rev. 1, is available for inspection and copying for a fee in the NRC Public Document Room, 11555 Rockville Pike, Rockville, Maryland, Room O1F21.

**FOR FURTHER INFORMATION CONTACT:**

Kathy Halvey Gibson, Chief, Emergency Preparedness and Health Physics Section, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Telephone (301) 415-2910; electronic mail address: [khg@nrc.gov](mailto:khg@nrc.gov) or Vanessa E. Quinn, Chief, Radiological Emergency Preparedness Branch, Preparedness, Training, and Exercises Directorate, Federal Emergency Management Agency, Washington, DC 20472, telephone (202) 646-3664; electronic mail address: [vanessa.quinn@fema.gov](mailto:vanessa.quinn@fema.gov).

**SUPPLEMENTARY INFORMATION:** This notice announces the availability of and request for comment on the Draft

Addenda to NUREG-0654/FEMA-REP-1, Rev. 1, "Criteria for Preparation and Evaluation of Radiological Emergency Response Plans and Preparedness in Support of Nuclear Power Plants."

NUREG-0654/FEMA-REP-1, Rev. 1, was issued in November 1980 and is the basic emergency planning guidance document for radiological emergency planning and preparedness for commercial nuclear power plants.

NUREG-0654/FEMA-REP-1, Rev. 1, is used by licensees and by State and local government emergency response agencies to develop and maintain radiological emergency plans for nuclear power plants. NUREG-0654/FEMA-REP-1, Rev. 1, is also used by staff of the NRC and FEMA to review, respectively, licensee and State and local government radiological emergency plans and preparedness, and to make findings and determinations regarding the adequacy of these plans. As part of FEMA's strategic review of its radiological emergency preparedness program, FEMA and NRC staff determined that it was not necessary to revise NUREG-0654/FEMA-REP-1, Rev. 1, but that to enhance its usefulness, the outdated citations in the document should be replaced with updated citations through means of an addenda. An initial version of the addenda was posted on the FEMA web site and provided to the member agencies of the Federal Radiological Preparedness Coordinating Committee for comment.

Dated at Rockville, Maryland, this 26th day of March 2001.

For the Nuclear Regulatory Commission.

**Glenn M. Tracy,**

*Chief, Operator Licensing, Human Performance, and Plant Support Branch, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission.*

For the Federal Emergency Management Agency.

**Russell Salter,**

*Director, Chemical and Radiological Preparedness Division, Preparedness, Training and Exercises Directorate, Federal Emergency Management Agency.*

[FR Doc. 01-11112 Filed 5-2-01; 8:45 am]

**BILLING CODE 7590-01-U**

## OFFICE OF PERSONNEL MANAGEMENT

### Proposed Collection; Comment Request for Review of a Revised Information Collection: RI 38-115

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) has submitted to the Office of Management and Budget a request for review of a revised information collection. RI 38-115, Representative Payee Survey, is used to collect information about how the benefits paid to a representative payee have been used or conserved for the benefit of the incompetent annuitant.

Approximately 4,067 RI 38-115 forms will be completed annually. The form takes approximately 20 minutes to complete. The annual burden is 1,356 hours.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, or E-mail to mbtoomey@opm.gov.

**DATES:** Comments on this proposal should be received on or before June 2, 2001.

**ADDRESSES:** Send or deliver comments to—

Ronald W. Melton, Chief, Operations Support Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW., Room 3349A, Washington, DC 20415

and

Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW., Room 10235, Washington, DC 20503.

#### FOR INFORMATION REGARDING

**ADMINISTRATIVE COORDINATION CONTACT:** Donna G. Lease, Team Leader, Forms Analysis and Design, Budget and Administrative Services Division, (202) 606-0623.

Office of Personnel Management.

**Steven R. Cohen,**

*Acting Director.*

[FR Doc. 01-11083 Filed 5-2-01; 8:45 am]

**BILLING CODE 6325-50-U**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-24963; File No. 812-12392]

### The Equitable Life Assurance Society of the United States, et al.

April 26, 2001.

**AGENCY:** Securities and Exchange Commission ("SEC" or "Commission").

**ACTION:** Notice of application for an amended order under Section 6(c) of the Investment Company Act of 1940, as amended ("Act") granting exemptions

from the provisions of Sections 2(a)(32), 22(c) and 27(i)(2)(A) of the Act and Rule 22c-1 thereunder.

*Summary of Application:* Applicants seek an order to amend an Existing Order (describing below) to permit, under specified circumstances, the recapture of certain Credits applied to contributions made under "Contracts" and "Future Contracts" as defined in the applications for the Existing Order ("Prior Applications").<sup>1</sup> Applicants also request that the order being sought extend to "Equitable Broker-Dealers," defined in the Prior Applications.

*Applicants:* The Equitable Life Assurance Society of the United States ("Equitable Life"), The Equitable of Colorado, Inc. ("EOC," and together with Equitable Life, "Equitable"), Separate Account No. 45 of Equitable Life ("SA 45"), Separate Account No. 49 of Equitable Life ("SA 49"), Separate Account VA of EOC ("SA VA" and together with SA 45 and SA 49, the "Accounts"), any other separate accounts of Equitable Life or EOC (collectively, "Future Accounts") that support in the future variable annuity contracts and certificates that are substantially similar in all material respects to the contracts described herein, AXA Advisors, LLC, and Equitable Distributors, Inc. ("EDI") (collectively, "Applicants").

*Filing Date:* The application was filed on January 2, 2001 and amended on April 24, 2001.

*Hearing or Notification of Hearing:* An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Secretary of the Commission and serving Applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on May 18, 2001, and should be accompanied by proof of service on Applicants in the form of an affidavit or, for lawyers, a certificate of service. Hearing request should state the nature of the requester's interest, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Secretary of the Commission.

**ADDRESSES:** Secretary, SEC, 450 5th Street, NW., Washington, DC 20549-0609. Applicants, c/o The Equitable Life Assurance Society of the United States, 1290 Avenue of the Americas, New

York, New York 10104, Attn: Dodi Kent, Esq.

#### FOR FURTHER INFORMATION CONTACT:

Mark Cowan, Senior Counsel, or Keith Carpenter, Branch Chief, Office of Insurance Products, Division of Investment Management, at (202) 942-0670.

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained for a fee from the SEC's Public Reference Branch, 450 Fifth Street, NW., Washington, DC 20549 (tel. (202) 942-8090).

#### Applicant's Representations

1. On May 3, 1999, the Commission issued an order ("Prior Order")<sup>2</sup> exempting certain transactions of Applicants from the provisions of Sections 2(a)(32), 22(c) and 27(i)(2)(A) of the Act and Rule 22c-1 thereunder. The Prior Order specifically permits the recapture, under specified circumstances, of certain 3% Credits applied to contributions made under Contracts or Future Contracts. On July 28, 1999, the Commission issued an order of exemption amending the Prior Order<sup>3</sup> (together with the Prior Order, the "Existing Order") to permit the recapture of Credits of up to 5% ("5% Credits"), under the same specified circumstances.<sup>4</sup>

2. Equitable now desires to offer and recapture Credits of up to 6% of contributions ("6% Credits") under the Contracts or Future Contracts, under the same and certain additional circumstances described below. Equitable will apply a Credit to the account of a Contract owner whenever the owner makes a contribution. The amount of the Credit will equal a percentage ("Credit Rate") of the contribution. For contributions received during the first Contract Year (as defined in the Contract prospectus), the applicable Credit Rate will be based on the Credit schedule then in effect and the total net amount of contributions received to date under a Contract. The Credit Rate applicable to contributions made after the first Contract Year will be

<sup>2</sup> *The Equitable Life Assurance Society of the United States*, Investment Company Act Release No. 23822 (File No. 812-11388).

<sup>3</sup> *The Equitable Life Assurance Society of the United States*, Investment Company Act Release No. 23924 (File No. 812-11662).

<sup>4</sup> Pursuant to Rule 0-4 under the Act, Applicants incorporate by reference the statement of facts set out in the Prior Applications to the extent necessary to support the Application. Applicants represent that except as described herein all of the facts asserted in the Prior Applications remain true and accurate in all material aspects to the extent that such facts are relevant to any relief on which Applicants continue to rely.

<sup>1</sup> *The Equitable Life Assurance Society of the United States*, Investment Company Act Release Nos. 23774 (Apr. 7, 1999) (File No. 812-11388) and 23889 (July 2, 1999) (File No. 812-11662).