

development, and operating services to these Nonutility Subsidiaries.

8. *Payment Of Dividends Out of Capital and Unearned Surplus*

Enterprises and any direct or indirect subsidiary of Enterprises request authority to pay dividends out of capital and unearned surplus to the extent allowed under applicable law and under the terms of any credit or security instruments to which they may be parties.

9. *Exemption From Section 13(b)*

Certain Nonutility Subsidiaries⁹ are currently authorized, by order dated August 1, 1997 (HCAR No. 26748), to provide services and goods at fair market prices to associate companies that are EWGs, FUCOs or qualifying facilities ("OFs"), subject to certain restrictions. NCE and the Nonutility Subsidiaries now wish to expand the scope of this exemption in two respects. First, those Subsidiaries which may sell services or goods under an exemption from the cost standard of section 13(b) to associate nonutility companies would be expanded to also include all Nonutility Subsidiaries. Second, NCE wishes to expand the categories of Nonutility Subsidiaries to which services and goods may be sold to also include exempt telecommunications companies ("ETCs"), subsidiaries formed under rule 58 ("Rule 58 Subsidiaries"), and other Nonutility Subsidiaries that do not derive any part of their income from sales of goods or services to any of the Utility Subsidiaries.

Accordingly, NCS and the Nonutility Subsidiaries request an exemption under section 13(b) of the Act to provide goods and services to any associate company (a "Client Company") at fair market prices, if:

(i) The Client Company is a FUCO or foreign EWG which derives no part of its income, directly or indirectly, from the generation, transmission, or distribution of electric energy for sale within the United States;

(ii) The Client Company is an EWG which sells electricity at market-based rates which have been approved by the Federal Energy Regulatory Commission ("FERC"), provided that the purchaser is not a Utility Subsidiary;

(iii) The Client Company is a QF within the meaning of the Public Utility Regulatory Policy Act of 1978 ("PURPA") that sells electricity exclusively (a) at rates negotiated at

arms' length to one or more industrial or commercial customers purchasing that electricity for their own use and not for resale, and/or (b) to an electric utility company other than a Utility Subsidiary at the purchaser's "avoided cost" as determined in accordance with the regulations under PURPA;

(iv) The Client Company is a domestic EWG or QF that sells electricity at rates based upon its cost of service, as approved by FERC or any state public utility commission having jurisdiction, provided that the purchaser is not a Utility Subsidiary; or

(v) The Client Company is an ETC, a Rule 58 Subsidiary, or a Nonutility Subsidiary that does not derive any part of its income from sales of goods, services or other property to a Utility Subsidiary.

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

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 99-2894 Filed 2-5-99; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-26972]

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

February 1, 1999.

Notice is hereby given that the following filings(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated under the Act. All interested persons are referred to the applications(s) and/or declaration(s) for complete statements of the proposed transactions(s) summarized below. The application(s) and/or declaration(s) and any amendments 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 March 5, 1999, to the Secretary, Securities and Exchange Commission, Washington, D.C. 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 should 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 March 5, 1999, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

Ameren Corporation, et al.

[70-9133]

Ameren Corporation ("Ameren"), a registered holding company, Union Electric Company ("UE"), an electric and gas utility subsidiary company of Ameren, Union Electric Development Company, a wholly owned nonutility subsidiary company of UE, and Ameren Services Company ("AMS"), Ameren's service company, all located at 1901 Chouteau Avenue, St. Louis, Missouri 63103, Central Illinois Public Service Company, an electric and gas utility subsidiary company of Ameren and CIPSCO Investment Company, a nonutility subsidiary company of Ameren, both located at 607 East Adams, Springfield, Illinois 62739, and Electric Energy Incorporated, an indirect electric utility generating subsidiary of Ameren, located at 2100 Portland Road, Joppa, Illinois 62953 have filed a post-effective amendment under sections 6(a), 7, 12(b), 32 and 33 of the Act and rules 42, 45, 53 and 54 thereunder.

By order dated March 13, 1998 (HCAR No. 26841) ("Financing Order"), among other things, Ameren was authorized, through February 27, 2003 ("Authorization Period") to: (1) issue and sell up to 15 million shares of common stock ("Common Stock"); (2) issue commercial paper and/or other short-term debt ("Short-Term Debt") in an aggregate amount not to exceed \$300 million at any one time outstanding; and (3) provide guarantees and similar credit support ("Guarantees") to its nonutility subsidiaries in an aggregate amount not to exceed \$300 million at any one time outstanding. The Commission also reserved jurisdiction over the issuance and amount of other types of securities pending completion of the record. Ameren now proposes, through the Authorization Period, to: (1) increase the issuance and sale of common stock to 25 million shares; (2) increase its Short-Term Debt up to an aggregate amount not to exceed \$1.5 billion at any one time outstanding; and (3) increase its Guarantees on behalf of nonutility subsidiaries up to an aggregate amount not to exceed \$1 billion at any one time outstanding. All other terms, conditions and restrictions applicable to the Common Stock, Short-Term Debt and Guarantees, as set forth

⁹ These include NCS, UEC, Quixx, Quixx Power Services, Inc., Universal Utility Services Company, Precision Resource Company, e prime, e prime Operating, Inc. and ep3, L.P.

in the Financing Order, remain unchanged.

In addition, Ameren requests that the Commission release jurisdiction reserved in the Financing Order to issue and sell unsecured debentures ("Debentures"), through the Authorization Period, in an amount not to exceed \$300 million.¹ Ameren represents that the aggregate principle amount of Debentures and Short-Term debt outstanding will not at any time exceed \$1.5 billion.

The Debentures will be issued under an indenture ("Indenture") to be entered into between Ameren and a national bank, as trustee, including any successor trustee appointed under the Indenture, with a supplemental indenture ("Supplemental Indenture") to be executed in respect of each separate offering of one or more series of Debentures.

Ameren contemplates that the Debentures would be issued and sold directly to one or more purchasers in privately negotiated transactions; or, to one or more investment banking or underwriting firms or other entities who would resell the Debentures; or, to the public through underwriters selected by negotiation or competitive bidding or through selling-agents acting either as agent or as principal for resale to the public either directly or through dealers.

The maturity dates, interest rates, redemption and sinking fund provisions and conversion features, if any, with respect to the Debentures of a particular series, as well as any associated placement, underwriting or selling agent fees, commissions or discounts, if any, will be established by negotiation or competitive bidding and reflected in the applicable Supplemental Indenture and purchase agreement or underwriting agreement setting forth the terms. Ameren, however, will not issue and sell any Debenture at interest rates in excess of those generally obtainable at the time of pricing or repricing of Debentures for securities having the same or reasonably similar maturities and having reasonably similar terms, conditions and features issued by utility

companies or utility holding companies of the same or reasonably comparable credit quality, as determined by the competitive capital markets.²

Ameren also seeks modification of the use of proceeds authorized in the Financing Order to permit the acquisition of one or more exempt wholesale generators ("EWG") or foreign utility companies ("FUCO"). Ameren represents that "aggregate investment" used to acquire EWGs or FUCOs will not exceed 50% of Ameren's "consolidated retained earnings."³ At September 30, 1998, Ameren's consolidated retained earnings were approximately \$1.53 billion.

Ameren further represents that it will not seek to recover, through the rates of the utility subsidiaries, any losses that it may sustain in respect of any investment in an EWG or FUCO.

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

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 99-2895 Filed 2-5-99; 8:45 am]

BILLING CODE 8010-01-M

SELECTIVE SERVICE SYSTEM

Form Submitted to the Office of Management and Budget for Extension of Clearance

The following form, to be used only in the event that inductions into the armed services are resumed, has been submitted to the Office of Management and Budget (OMB) for the extension of clearance in compliance with the Paperwork Reduction Act (44 U.S. Chapter 35):

SSS-9

Title: Registrant Claim Form.

Purpose: Form is used to submit a claim for postponement of induction or reclassification.

Respondents: Registrants filing claims for either postponement or reclassification.

Frequency: One-time.

Burden: The reporting burden is five minutes or less per individual.

Copies of the above identified form can be obtained upon written request to Selective Service System, Reports

Clearance Officer, 1515 Wilson Boulevard, Arlington, Virginia, 22209-2425.

Written comments and recommendations for the proposed extension of clearance of the form should be sent within 60 days of publication of this notice to Selective Service System, Reports Clearance Officer, 1515 Wilson Boulevard, Arlington, Virginia, 22209-2425.

A copy of the comments should be sent to the Office of Information and Regulatory Affairs, Attention: Desk Officer, Selective Service System, Office of Management and Budget, New Executive Office Building, Room 3235, Washington, D.C. 20503.

Dated: January 29, 1999.

Gil Coronado,

Director.

[FR Doc. 99-2944 Filed 2-5-99; 8:45 am]

BILLING CODE 8015-01-M

SELECTIVE SERVICE SYSTEM

Forms Submitted to the Office of Management and Budget for Extension of Clearance

The following forms have been submitted to the Office of Management and Budget (OMB) for extension of clearance in compliance with the Paperwork Reduction Act (44 U.S. Chapter 35):

SSS Form No. and Title

SSS Form 152, Alternative Service Employment Agreement
SSS Form 153, Employer Data Sheet
SSS Form 156, Skills Questionnaire
SSS Form 157, Alternative Service Job Data Form
SSS Form 160, Request for Overseas Job Assignment
SSS Form 163, Employment Verification Form
SSS Form 164, Alternative Service Worker Travel Reimbursement Request
SSS Form 166, Claim for Reimbursement for Emergency Medical Care

Copies of the above identified forms can be obtained upon written request to the Selective Service System, Reports Clearance Officer, 1515 Wilson Boulevard, Arlington, Virginia 22209-2425.

No changes have been made to the above identified forms. OMB clearance is limited to requesting a three-year extension of the current expiration dates.

Written comments should be sent within 60 days after the publication of this notice to: Selective Service System,

¹ The Debentures (a) may be convertible into any other securities of Ameren, (b) will have maturities ranging from one to 40 years, (c) may be subject to optional and/or mandatory redemption in whole or in part, at par or at various premiums above the principle amount, (d) may be entitled to mandatory or optional sinking fund provisions, (e) may provide for reset of the coupon under a remarketing arrangement, and (f) may be called from existing investors by a third party. In addition, Ameren may, from time to time, defer the payment of interest on the Debentures of one or more series (which may be fixed or floating or "multi-modal" debentures, i.e., debentures where the interest is periodically reset, alternating between fixed and floating interest rates for each rest period).

² Ameren represents that it will not, without prior Commission approval, issue any Debentures that are not at the time of original issuance rated at least investment grade by a nationally recognized statistical rating organization.

³ Both "aggregate investment" and "consolidated retained earnings" are defined in Rule 53(a) of the Act.