

has decided not to make the petitions public or publicly discuss the petitions to avoid disclosure of potentially sensitive security information.

Dated at Rockville, Maryland, this 20th day of December 2001.

For the Nuclear Regulatory Commission.

**Brian W. Sheron,**

*Acting Director, Office of Nuclear Reactor Regulation.*

[FR Doc. 01-31930 Filed 12-27-01; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 72-22-ISFSI, ASLBP No. 97-732-02-ISFSI]

### Private Fuel Storage, L.L.C.; Notice of Reconstitution

Pursuant to 10 C.F.R. 2.721, the Atomic Safety and Licensing Board in the above captioned *Private Fuel Storage, L.L.C.* proceeding is hereby reconstituted by appointing a Licensing Board consisting of Administrative Judge Michael C. Farrar, Chairman; Administrative Judge Jerry R. Kline; and Administrative Judge Peter Lam, which shall have jurisdiction over all pending and future matters in this proceeding,<sup>1</sup> with the exception of those matters relating to contention Utah E/Confederated Tribes F, Financial Assurance, contention Utah S, Decommissioning, and/or contention Security-J, Law Enforcement. With respect to pending or future matters regarding contention Utah E/Confederated Tribes F, contention Utah S, and/or contention Security-J, the Licensing Board consisting of Administrative Judge G. Paul Bollwerk, III, Chairman, and Administrative Judges Kline and Lam will retain jurisdiction for all purposes.

In accordance with 10 C.F.R. 2.701, all correspondence, documents, and other material relating to any matter in this proceeding should continue to be served on Judges Kline and Lam. All correspondence, documents and other material relating to any matter other than contention Utah E/Confederated Tribes F, contention Utah S, and/or contention Security-J shall be served on Administrative Judge Farrar as follows: Administrative Judge Michael C. Farrar, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory

<sup>1</sup> At the request of the Licensing Board chaired by Judge Bollwerk, Judge Farrar has been reviewing pending matters in this proceeding in conjunction with Judges Kline and Lam. The Licensing Board of which Judge Farrar is Chairman anticipates issuing a number of rulings on pending matters in the near future.

Commission, Washington, DC 20555-0001.

Hereafter, only correspondence, documents, and other material relating to any matter concerning contention Utah E/Confederated Tribes F, contention Utah S, and/or contention Security-J should continue to be served on Administrative Judge Bollwerk.

Issued at Rockville, Maryland, this nineteenth day of December 2001.

**G. Paul Bollwerk III,**

*Chief Administrative Judge, Atomic Safety and Licensing Board Panel.*

[FR Doc. 01-31922 Filed 12-27-01; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Draft Regulatory Guides; Issuance, Availability

The Nuclear Regulatory Commission has issued for public comment four draft guides 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 NRC'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.

The draft guides all pertain to licensees' use of Code Cases of the American Society of Mechanical Engineers (ASME) Boiler and Pressure Vessel Code, and the guides are being developed to provide updated guidance on the use of Code Cases. Code Cases provide alternatives that have been developed and approved by ASME or they explain the intent of existing Code requirements. The proposed Revision 32 of combined Regulatory Guides 1.84 and 1.85, temporarily identified by its task number, DG-1090 (which should be mentioned in all correspondence concerning this draft guide), is "Design, Fabrication, and Materials Code Case Acceptability, ASME Section III." This draft guide provides guidance that is acceptable to the NRC staff for licensees on the use of ASME Section III Code Cases.

Draft Regulatory Guide DG-1091, "Inservice Inspection Code Case Acceptability, ASME Section XI, Division 1," is the proposed Revision 13 of Regulatory Guide 1.147, which provides guidance that is acceptable to the NRC staff for licensees on the use of ASME Section XI Code Cases.

Draft Regulatory Guide DG-1089, "Operation and Maintenance Code Case

Acceptability, ASME OM Code," is being developed to provide guidance that is acceptable to the NRC staff for licensees on the use of ASME OM Code Cases.

Draft Regulatory Guide DG-1112, "ASME Code Cases Not Approved for Use," is being developed to provide guidance to licensees on the ASME Code Cases that have not been approved by the NRC. The reasons the Code Cases were not approved are also stated.

These draft guides have not received complete staff approval and do not represent an official NRC staff position.

Comments may be accompanied by relevant information or supporting data. Written comments may be submitted to the Rules and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Copies of comments received may be examined at the NRC Public Document Room, 11555 Rockville Pike, Rockville, MD. Comments will be most helpful if received by March 25, 2002.

Comments may also be provided via the NRC's interactive rulemaking web site through the NRC homepage (<http://www.nrc.gov>). This site provides the availability to upload comments as files (any format) if your web browser supports that function. For information about the interactive rulemaking web site, contact Ms. Carol Gallagher, (301) 415-5905; e-mail [CAG@NRC.GOV](mailto:CAG@NRC.GOV). For information about the draft guides, contact Mr. W.E. Norris at (301) 415-6796; e-mail [WEN@NRC.GOV](mailto:WEN@NRC.GOV).

Although a time limit is given for comments on these draft guides, 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.

Regulatory guides are available for inspection at the NRC's Public Document Room, 11555 Rockville Pike, Rockville, MD; the PDR's mailing address is USNRC PDR, Washington, DC 20555; telephone (301) 415-4737 or (800) 397-4205; fax (301) 415-3548; e-mail [PDR@NRC.GOV](mailto:PDR@NRC.GOV). Requests for single copies of draft or final guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future draft guides in specific divisions should be made in writing to the U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Reproduction and Distribution Services Section; or by e-mail to [DISTRIBUTION@NRC.GOV](mailto:DISTRIBUTION@NRC.GOV); or by fax to (301) 415-2289. Telephone requests cannot be accommodated. 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 12th day of December 2001.

For the Nuclear Regulatory Commission.

**Michael E. Mayfield,**

*Director, Division of Engineering Technology,  
Office of Nuclear Regulatory Research.*

[FR Doc. 01-31929 Filed 12-27-01; 8:45 am]

**BILLING CODE 7590-01-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Proposed Collection; Comment Request for Review of a Revised Information Collection: RI 25-37

**AGENCY:** Office of Personnel  
Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) intends to submit to the Office of Management and Budget a request for review of an information collection. Form RI 25-37, Evidence to Prove Dependency of a Child, is designed to collect sufficient information for OPM to determine whether the surviving child of a deceased Federal employee is eligible to receive benefits as a dependent child.

Approximately 250 forms are completed annually. We estimate it takes approximately 60 minutes to assemble the needed documentation. The annual burden is 250 hours.

Comments are particularly invited on: whether this information is necessary for the proper performance of functions of OPM, and whether it will have practical utility; whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; and ways in which we can minimize the burden of the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, FAX (202) 418-3251 or E-mail to [mbtoomey@opm.gov](mailto:mbtoomey@opm.gov). Please include a mailing address with your request.

**DATES:** Comments on this proposal should be received within 60 calendar days from the date of this publication.

**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.

#### FOR INFORMATION REGARDING

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

U.S. Office of Personnel Management.

**Kay Coles James,**

*Director.*

[FR Doc. 01-31900 Filed 12-27-01; 8:45 am]

**BILLING CODE 6325-50-P**

## OFFICE OF PERSONNEL MANAGEMENT

### Federal Prevailing Rate Advisory Committee Open Committee Meetings

According to the provisions of section 10 of the Federal Advisory Committee Act (Public Law 92-463), notice is hereby given that meetings of the Federal Prevailing Rate Advisory Committee will be held on—

Thursday, January 10, 2002,

Thursday, January 24, 2002, and

Thursday, February 7, 2002.

The meetings will start at 10:00 a.m. and will be held in Room 5H09, Office of Personnel Management Building, 1900 E Street NW., Washington, DC.

The Federal Prevailing Rate Advisory Committee is composed of a Chair, five representatives from labor unions holding exclusive bargaining rights for blue-collar Federal employees, and five representatives from Federal agencies. Entitlement to membership on the Committee is provided for in 5 U.S.C. 5347.

The Committee's primary responsibility is to review the prevailing rate system and other matters pertinent to establishing prevailing rates under subchapter IV, chapter 53, of title 5, United States Code, as amended, and from time to time advise the Office of Personnel Management. The scheduled meetings will start in open session with both labor and management representatives attending. During the meetings either the labor members or the management members may caucus separately with the Chair to devise strategy and formulate positions. Premature disclosure of the matters discussed in these caucuses would unacceptably impair the ability of the Committee to reach a consensus on the matters being considered and would disrupt substantially the disposition of its business. Therefore, these caucuses will be closed to the public because of a determination made by the Director of the Office of Personnel Management under the provisions of section 10(d) of

the Federal Advisory Committee Act (Public Law 92-463) and 5 U.S.C. 552b(c)(9)(B). These caucuses may, depending on the issues involved, constitute a substantial portion of a meeting.

Annually, the Chair compiles a report of pay issues discussed and recommendations made. These reports are available to the public upon written request to the Committee's Secretary.

The public is invited to submit material in writing to the Chair on Federal Wage System pay matters felt to be deserving of the Committee's attention. Additional information on this meeting may be obtained by contacting the Committee's Secretary, Office of Personnel Management, Federal Prevailing Rate Advisory Committee, Room 5538, 1900 E Street NW., Washington, DC 20415, (202) 606-1500.

Dated: December 14, 2001.

**Mary M. Rose,**

*Chair, Federal Prevailing Rate, Advisory  
Committee.*

[FR Doc. 01-31902 Filed 12-27-01; 8:45 am]

**BILLING CODE 6325-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No.  
25321; 812-12472]

### Robert W. Baird & Co. Incorporated; Notice of Application

December 19, 2001.

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

**ACTION:** Notice of application for  
permanent order of exemption under  
the Investment Company Act of 1940  
(the "Act").

**SUMMARY OF THE APPLICATION:** Applicant seeks an order ("Amended Order") that would amend a prior permanent order that exempts it from the provisions of section 9(a) of the Act to relieve it from any ineligibility resulting from applicant's employment of an individual who is subject to a securities-related injunction ("Prior Order").<sup>1</sup>

**FILING DATES:** The application was filed on March 13, 2001 and amended on December 17, 2001.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be

<sup>1</sup> Robert W. Baird & Co. Incorporated, Investment Company Act Release No. 18457 (Dec. 24, 1991) (permanent order); see also Robert W. Baird & Co. Incorporated, Investment Company Act Release No. 18424 (Nov. 27, 1991) (temporary order and notice of application for permanent order).