

### III. Current Actions

The Department of Labor is developing an Equal Opportunity Survey in order to improve its implementation of the laws enforced by OFCCP: Executive Order 11246, as amended; Section 503 of the Rehabilitation Act of 1973, as amended; and the affirmative action provisions of the Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended, 38 U.S.C. 4212. The three-part survey, as currently envisioned, would collect general information on the status of the federal contractor's affirmative action plan and aggregated personnel and compensation data, with a breakdown by gender and minority status.

Each year, OFCCP will collect survey data from federal contractors who are subject to the laws enforced by the agency. DOL's goals for the survey are: to increase compliance with equal employment opportunity requirements by improving contractor self-awareness; to improve the deployment of scarce federal government resources toward contractors more likely than not to be in noncompliance; and to increase agency efficiency by building on the tiered-review process already accomplished by OFCCP's regulatory reform efforts, thereby allowing better resource allocation.

In consultation with the Office of Management and Budget (OMB), DOL has developed a plan for phasing in the implementation of the Equal Opportunity Survey. As part of the developmental process, the instrument first is being tested using procedures established by the Bureau of Labor Statistics to assure that it is structured in a manner that respondents understand and that the data OFCCP is seeking are readily available.

Once the survey development process has been completed, the survey will be phased in using two mailings in FY 2000. The phase-in process will allow updating of the flagged contractor list with the new EEO-1 data expected in the summer of 2000. It will also permit modifications to be made to data processing procedures to assure timely processing.

#### *Phase I—Survey Instrument Development*

During this phase the survey instrument will be put in final form and tested for clarity; the analytical model will be developed; and, initial consultation with an outside contractor on survey processing procedures will take place.

The draft survey instrument has been tested and evaluated using the facilities

of the Bureau of Labor Statistics Behavioral Science Research Center. This assures that the definitions and instructions are clearly written and can be readily understood. Suggestions for improving the clarity of the form have been incorporated into the current version. This part of the process began in August 1999 and was completed in September 1999.

Between October 1999 and January 2000 the Department will field test the survey instrument. This field test, conducted on a voluntary basis, will be designed to test the procedures used when the survey is implemented and will include a follow-up component for both respondents and nonrespondents. The field test will be conducted by OFCCP with the assistance of BLS. Following the field test, appropriate revisions will be made to the survey instrument. The final report of the results of the field test and the survey in final form will be included with the final ICR submission to OMB in January 2000.

#### *Phase II—Survey*

At this time OFCCP intends to send the survey to contractor establishments that are "flagged" by OFCCP's Equal Employment Data System (EEDS) as being potentially out of compliance with Executive Order 11246. An initial mailing of the survey will be made to respondents selected from those establishments that were flagged in 1999. Approximately 7,000 of the flagged establishments will be surveyed in April 2000. This number was chosen to provide a sufficient sample to test the data intake and processing procedures. Flagged establishments will be selected for the survey based on geographic location and size.

The survey data from the initial mailing will be processed and analyzed and the results used to identify establishments for compliance evaluations. The analytical model will result in a ranking of contractors based on the nature and number of adverse indicators. Compliance evaluations will be scheduled beginning with those establishments with the highest rankings on the indicator scale. As part of the compliance evaluation process, survey responses will be validated for a sample of establishments to assure that accurate data are being submitted. Establishments where compliance evaluations are not initiated may be notified of areas that require additional self-analysis.

The second mailing will be sent to the flagged establishments that were not previously surveyed in the first mailing (i.e., about 53,000 establishments).

These surveys will be mailed in late FY 2000, and will be used to select establishments for compliance evaluations during FY 2001. Thereafter OFCCP intends to survey contractors on an annual basis.

*Type of Review:* New Collection.

*Agency:* Employment Standards Administration.

*Title:* Equal Opportunity Survey.

*Affected Public:* Businesses or other for-profit; Not-for-profit institutions; State, Local or Tribal Government.

*Total Respondents:* 60,000.

*Frequency:* Annually.

*Total Responses:* 60,000.

*Estimated Time Per Response:* 12 hours.

*Estimated Total Burden Hours:* 720,000.

*Total Burden Cost (capital/startup):* 0.

*Total Burden Cost (operating/maintenance):* \$60,000.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: September 30, 1999.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on the Medical Uses of Isotopes: Meeting Notice

**AGENCY:** U.S. Nuclear Regulatory Commission.

**ACTION:** Notice of meeting.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) will convene a meeting of the Advisory Committee on the Medical Uses of Isotopes (ACMUI) on October 20, 1999. The meeting will take place at the address provided below. All sessions of the meeting will be open to the public. Topics of discussion will include: (1) the revision of the NRC's medical regulations, in preparation for the Committee's participation in the October 21, 1999, Commission briefing on 10 CFR Part 35 (64 FR 44965); and (2) the Committee's self-review, using the criteria previously developed to evaluate the performance of the Committee.

**DATES:** The meeting will be held from 2 to 5 p.m. on October 20, 1999.

**ADDRESSES:** U.S. Nuclear Regulatory Commission, Two White Flint North, 11545 Rockville Pike, Room T2B3, Rockville, MD 20852-2738.

**FOR FURTHER INFORMATION CONTACT:** Diane Flack, U.S. Nuclear Regulatory Commission, Office of Nuclear Material Safety and Safeguards, Mail Stop T-9-F31, Washington DC 20555, Telephone (301) 415-5681.

### Conduct of the Meeting

Manuel D. Cerqueira, M.D., will chair the meeting. Dr. Cerqueira will conduct the meeting in a manner that will facilitate the orderly conduct of business. The following procedures apply to public participation in the meeting:

1. Persons who wish to provide a written statement should submit a reproducible copy to Diane Flack (address listed previously), by October 12, 1999. Statements must pertain to the topics on the agenda for the meeting.

2. At the meeting, questions from members of the public will be permitted at the discretion of the Chairman.

3. The transcript and written comments will be available for inspection, and copying for a fee, at the NRC Public Document Room, 2120 L Street, NW, Lower Level, Washington DC 20555, telephone (202) 634-3273, on or about November 22, 1999. Minutes of the meeting will be available on or about December 20, 1999.

4. Seating for the public will be on a first-come, first-served basis.

This meeting will be held in accordance with the Atomic Energy Act of 1954, as amended (primarily Section 161a); the Federal Advisory Committee Act (5 U.S.C. App); and the Commission's regulations in Title 10, U.S. Code of Federal Regulations, Part 7.

Dated: September 29, 1999.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

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### SECURITIES AND EXCHANGE COMMISSION

#### Issuer Delisting; Notice of Application To Withdraw From Listing and Registration; (HyperFeed Technologies, Inc., Common Stock, \$.001 Par Value) File No. 1-11108

September 29, 1999.

HyperFeed Technologies, Inc. ("Company") has filed an application with the Securities and Exchange Commission ("Commission"), pursuant to Section 12(d) of the Securities

Exchange Act of 1934 ("Act") and Rule 12d2-2(d) promulgated thereunder, to withdraw the security specified above ("Security") from listing and registration on the American Stock Exchange LLC ("Amex" or "Exchange").

The Security has been listed for trading on the Amex and, pursuant to a Registration Statement filed with the Commission on Form 8-A, became designated for quotation on the Nasdaq Stock Market, Inc. ("Nasdaq") on September 17, 1999. Trading in the shares of the Security on the Nasdaq commenced at the opening of business on September 23, 1999.

In making the determination to transfer the trading of shares of its Security from the Amex to the Nasdaq, the Company, whose primary business relates to technology, has stated its belief that there exist greater potential benefits to its shareholders from trading on the Nasdaq.

The Company has complied with the rules of the Amex by filing with the Exchange a certified copy of the preambles and resolutions adopted by its Board of Directors authorizing the withdrawal of the Security from listing on the Amex, and by setting forth in detail to the Exchange the reasons and supporting facts for such proposed withdrawal. The Amex has in turn informed the Company that it would not interpose any objection to the Company's application to withdraw its Security from listing and registration on the Exchange.

The Company's application relates solely to withdrawal of its Security from listing and registration on the Exchange and shall not affect the Security's designation for quotation on the Nasdaq. By reason of Section 12(g) of the Act and the rules and regulations of the Commission thereunder, the Company shall continue to be obligated to file reports under Section 13 of the Act with the Commission.

Any interested person may, on or before October 20, 1999, submit by letter to the Secretary of the Securities and Exchange Commission, 450 Fifth Street, NW, Washington, DC 20549-0609, facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

**Jonathan G. Katz,**

*Secretary.*

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### SECURITIES AND EXCHANGE COMMISSION

Investment Company Act Release No. 24060; 812-11740]

#### J.P. Morgan Securities Inc.; Notice of Application

September 29, 1999.

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

**ACTION:** Notice of application for an order under section 12(d)(1)(J) of the Investment Company Act of 1940 (the "Act") for an exemption from section 12(d)(1) of the Act, under section 6(c) of the Act for an exception from section 14(a) of that Act, and under section 17(b) of the Act for an exemption from section 17(a) of the Act.

**SUMMARY OF APPLICATION:** J.P. Morgan Securities Inc. ("J.P. Morgan") requests an order with respect to the MEDS trusts ("MEDS Trusts")<sup>1</sup> and future trusts that are substantially similar to the MEDS Trusts and for which J.P. Morgan will serve as a principal underwriter (collectively, the "Trusts") that would (i) permit other registered investment companies, and companies excepted from the definition of investment company under section 3(c)(1) or (c)(7) of the Act, to own a greater percentage of the total outstanding voting stock (the "Securities") of any Trust than that permitted by section 12(d)(1), (ii) exempt the Trusts from the initial net worth requirements of section 14(a), and (iii) permit the trusts to purchase U.S. government securities from J.P. Morgan at the time of a Trust's initial issuance of Securities.

**FILING DATES:** The application was filed on August 6, 1999. Applicants have agreed to file an amendment to the application, the substance of which is reflected in this notice, during the notice period.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the application will be issued unless the SEC orders a hearing. Interested persons may request a hearing by writing to the SEC's Secretary and serving J.P. Morgan with a copy of the request, personally or by mail. Hearing request should be

<sup>1</sup> "MEDS" is an acronym for Mandatory Enhanced Dividend Securities.