

Average Time Per Response: 1.60 hours.

Estimated Total Burden Hours: 131,600 hours.

Total Burden Cost (capital/startup): \$0.

Total Burden Cost (operating/maintenance): \$0.

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 also will become a matter of public record.

Signed at Washington, D.C. this 1st day of June 1999.

W. Stuart Rust, Jr.,

*Chief, Division of Management Systems,
Bureau of Labor Statistics.*

[FR Doc. 99-14178 Filed 6-3-99; 8:45 am]

BILLING CODE 4510-24-M

MERIT SYSTEMS PROTECTION BOARD

Privacy Act of 1974; Proposed New System of Records

AGENCY: Merit Systems Protection Board.

ACTION: Privacy Act of 1974; Notice of new system of records.

SUMMARY: As required by The Privacy Act of 1974, 5 U.S.C. 552a, the Merit Systems Protection Board (Board) is publishing a notice proposing establishment of a new system of records. This new records system is the Administrative Data System. These records will be used as an internal catalog of organizations, positions, and employees, and to track the status of personnel-related actions.

DATES: Comments must be received on or before July 6, 1999. This system of records becomes effective as proposed, without further notice, on August 3, 1999, unless comments are received which would result in a contrary determination. Comments may be mailed to the Merit Systems Protection Board, Office of the Clerk of the Board, 1120 Vermont Avenue, NW, Washington, DC 20419, or faxed to the same address on 202-653-7130. Electronic mail comments may be sent via the Internet to mspb@mspb.gov.

FOR FURTHER INFORMATION CONTACT:

Michael H. Hoxie, Office of the Clerk of the Board, 202-653-7200.

Dated: May 28, 1999.

Robert E. Taylor,
Clerk of the Board.

MSPB/INTERNAL-7

SYSTEM NAME:

Administrative Data System.

SYSTEM LOCATION:

Information Resources Management Division, Merit Systems Protection Board (MSPB), 1120 Vermont Avenue, NW, Washington, DC 20419.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Employees of the MSPB.

CATEGORIES OF RECORDS IN THE SYSTEM:

The system consists of information about employees of the Board, including: Name, social security number, date of birth, position title, grade, and series, organizational unit, photograph, work telephone number, flexiplace telephone number and work schedule for flexiplace employees. The system will also contain information about certain personnel requests such as: training requests and authorization, awards, and leave requests and authorization.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 1204.

PURPOSE(S):

These records are used by Board officials to prepare requests for personnel actions and related requests such as training or awards. The information in this system will also be used by Board officials to track the status of personnel actions, prepare listings of Board personnel by organization, position and location, and to contact flexiplace employees working away from Board offices regarding Board mission related matters.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSE OF SUCH USES:

These records and information in these records may be used:

- a. To provide information to a congressional office from the record of an individual in response to an inquiry from the congressional office made at the request of that individual.
- b. To disclose information to another Federal agency, to a court, or a party in litigation before a court, or in an administrative proceeding being conducted by a Federal agency, either when the Government is a party to a judicial proceeding or in order to comply with the issuance of a subpoena.
- c. To disclose, in response to a request for discovery or for appearance of a

witness, information that is relevant to the subject matter involved in a pending judicial or administrative proceeding.

d. To disclose pertinent information to the appropriate Federal, State, or local agency responsible for investigation, prosecution, enforcement, or implementation of a statute, rule, regulation, or order, where the Board becomes aware of an indication of a violation or potential violation of civil or criminal law or regulation.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Records are stored in a database on a local area network server with standard password access security.

RETRIEVABILITY:

These records are retrieved by the names of the individuals or whom they are maintained.

SAFEGUARDS:

Access to these records is limited to persons whose official duties require such access. Records are protected from unauthorized access through password identification procedures and other system-based protection methods.

RETENTION AND DISPOSAL:

Records in this system are maintained as long as the individual is an employee of the Board. Expired records will be destroyed by deleting.

SYSTEM MANAGER(S) AND ADDRESS:

Director, Financial and Administrative Management Division, Merit Systems Protection Board, 1120 Vermont Avenue, NW, Washington, DC 20419.

NOTIFICATION PROCEDURE:

Individuals wishing to inquire whether this system of records contains information about them should contact the Clerk of the Board and must follow the MSPB Privacy Act regulations at 5 CFR 1205.11 regarding such inquiries.

RECORD ACCESS PROCEDURES:

Individuals requesting access to their records should contact the Clerk of the Board. Such requests should be addressed to the Clerk of the Board, Merit Systems Protection Board, 1120 Vermont Avenue, NW, Washington, DC 20419. Requests for access to records must follow the MSPB Privacy Act regulations at 5 CFR 1205.11.

CONTESTING RECORD PROCEDURES:

Individuals requesting amendment of records should write the Clerk of the Board. Requests must follow the MSPB

Privacy Act regulations at 5 CFR 1205.21.

RECORD SOURCE CATEGORIES:

The individual to whom the information applies; the records maintained in the Board's Financial and Administrative Management Division; and records maintained by the U.S. Department of Agriculture, Animal Plant Health Inspection Service.

[FR Doc. 99-14121 Filed 6-3-99; 8:45 am]

BILLING CODE 7400-01-M

SECURITIES AND EXCHANGE COMMISSION

[Rule 17f-2(d); SEC File No. 270-36; OMB Control No. 3235-0028]

Proposed Collection; Comment Request

Upon Written Request, Copies Available From: Securities and Exchange Commission Office of Filings and Information Services Washington, DC 20549.

Notice is hereby given that pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) the Securities and Exchange Commission ("Commission") is soliciting comments on the collection of information summarized below. The Commission plans to submit this existing collection of information to the Office of Management and Budget for extension and approval.

Rule 17f-2(d) was adopted on March 16, 1976, and was last amended on November 18, 1982. Paragraph (d) of the rule (i) requires that records produced pursuant to the fingerprinting requirements of Section 17(f)(2) of the Securities Exchange Act of 1934 ("Exchange Act") be maintained, (ii) permits the designating examining authorities of broker-dealers or members of exchanges, under certain circumstances, to store and to maintain records required to be kept by this rule, and (iii) permits the required records to be maintained on microfilm.

The general purposes for Rule 17f-2 are: (i) to identify security risk personnel; (ii) to provide criminal record information so that employers can make fully informed employment decisions; and (iii) to deter persons with criminal records from seeking employment or association with covered entities.

Retention of fingerprint records, as required under paragraph (d) of the Rule, enables the Commission or other examining authority to ascertain whether all required persons are being

fingerprinted and whether proper procedures regarding fingerprint are being followed. Retention of these records for the term of employment of all personnel plus three years ensures that law enforcement officials will have easy access to fingerprint cards on timely basis. This in turn acts as an effective deterrent to employee misconduct.

Approximately 9,614 respondents are subject to the recordkeeping requirements of the rule. Each respondent keeps approximately 32 new records per year, which take approximately 2 minutes per record for the respondent to maintain, for an annual burden of 64 minutes per respondent. All records subject to the rule must be retained for the term of employment plus 3 years. The Commission estimates that the total annual cost to submitting entities is approximately \$196,850. This figure reflects estimated costs of labor and storage of records.

Written comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comments and suggestions submitted in writing within 60 days of this publication.

Please direct your written comments to Michael E. Bartell, Associate Executive Director, Office of Information Technology, Securities and Exchange Commission, 450 5th Street, N.W., Washington, DC 20549.

Dated: May 26, 1999.

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 99-14212 Filed 6-3-99; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

[Rel. No. IC-23855; File No. 812-11176]

Mentor Variable Insurance Portfolios, et al.; Notice of Application

May 28, 1999.

AGENCY: The Securities and Exchange Commission (the "Commission").

ACTION: Notice of application for an order under Section 6(c) of the Investment Company Act of 1940 ("Act") granting exemptive relief from Sections 9(a), 13(a), 15(a) and 15(b) of the Act and Rules 6e-2(b)(15) and 6e-3(T)(b)(15) thereunder.

SUMMARY OF APPLICATION: Applicants seek an order to permit shares of Mentor Variable Investment Portfolios (the "Current Trust") and any other investment company that is designed to fund insurance products and for which Mentor Investment Advisors, LLC, Mentor Perpetual Advisors, LLC or their affiliates may serve as investment manager, investment advisers, investment sub-adviser, administrator, manager, principal underwriter or sponsor ("Future Trusts," together with the Trust, "Trust(s)") to be sold to and held by: (i) variable annuity and variable life insurance separate accounts of both affiliated and unaffiliated life insurance companies; (ii) qualified pension and retirement plans ("Qualified Plans" or "Plans") outside of the separate account context; and (iii) the Trusts' investment adviser (representing seed money investments in the Trusts).

APPLICANTS: Mentor Variable Investment Portfolios, Mentor Advisors, LLC ("Mentor Advisors") and Mentor Perpetual Advisors, LLC ("Mentor Perpetual," together with Mentor Advisors, the "Advisors").

FILING DATE: The application was originally filed on June 17, 1998, and amended and restated on December 14, 1998, and April 27, 1999.

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 on this application by writing to the Secretary of the Commission and serving Applicants with a copy of the request, personally or by mail. Hearing requests must be received by the Commission by 5:30 p.m. on June 22, 1999, and should be accompanied by proof of service on the Applicants in the form of an affidavit or, for lawyers, a certificate of service. Hearing requests should state the nature of the interest, the reason for the request and the issues contested. Persons may request notification of the date of a hearing by writing to the Secretary of the Commission.

ADDRESSES: Secretary, Commission, 450 Fifth Street, N.W., Washington, D.C. 20549-0609. Applicants, c/o Paul F. Costello, Managing Director, Mentor Investment Advisors, LLC, 901 E. Byrd