

**OFFICE OF PERSONNEL  
MANAGEMENT****Federal Employees Health Benefits  
Program: Medically Underserved Areas  
for 2003**

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice of medically underserved areas for 2003.

**SUMMARY:** The Office of Personnel Management (OPM) has completed its annual determination of the States that qualify as Medically Underserved Areas under the Federal Employees Health Benefits (FEHB) Program for calendar year 2003. This is necessary to comply with a provision of the FEHB law that mandates special consideration for enrollees of certain FEHB plans who receive covered health services in States with critical shortages of primary care physicians. Accordingly, for calendar year 2003, OPM's calculations show that the following states are Medically Underserved Areas under the FEHB Program: Alabama, Idaho, Kentucky, Louisiana, Maine, Mississippi, Missouri, Montana, New Mexico, North Dakota, South Carolina, South Dakota, Texas, Utah, West Virginia and Wyoming. We have removed Georgia from the list of calendar year 2003 and added the states of Louisiana, Maine, and West Virginia.

**EFFECTIVE DATE:** January 1, 2003.

**FOR FURTHER INFORMATION CONTACT:** Ingrid Burford, 202-606-0004.

**SUPPLEMENTARY INFORMATION:** FEHB law (5 U.S.C. 8902(m)(2)) mandates special consideration for enrollees of certain FEHB plans who receive covered health services in States with critical shortages of primary care physicians. The FEHB law also requires that a State be designated as a Medically Underserved Area if 25 percent or more of the population lives in an area designated by the Department of Health and Human Services (HHS) as a primary medical care manpower shortage area. Such States are designated as Medically Underserved Areas for purposes of the FEHB Program, and the law requires non-HMO FEHB plans to reimburse beneficiaries, subject to their contract terms, for covered services obtained from any licensed provider in these States.

FEHB regulations (5 CFR 890.701) require OPM to make an annual determination of the States that qualify as Medically Underserved Areas for the next calendar year by comparing the latest HHS State-by-State population counts on primary medical care manpower shortage areas with U.S.

Census figures on State resident populations.

U.S. Office of Personnel Management.

**Kay Coles James,**  
*Director.*

[FR Doc. 02-22930 Filed 9-9-02; 8:45 am]

**BILLING CODE** 6325-50-P

**OFFICE OF PERSONNEL  
MANAGEMENT****Federal Salary Council**

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice of meeting.

**SUMMARY:** The Federal Salary Council will meet at the time and location shown below. The Council is an advisory body composed of representatives of Federal employee organizations and experts in the fields of labor relations or pay policy. The Council makes recommendations to the President's Pay Agent (the Secretary of Labor and the Directors of the Office of Management and Budget and the Office of Personnel Management) about the locality pay program for General Schedule employees under section 5304 of title 5, United States Code. The Council's recommendations cover the establishment or modification of locality pay areas, the coverage of salary surveys, the process of comparing Federal and non-Federal rates of pay, and the level of comparability payments that should be paid. This meeting is to formulate the Council's recommendations for locality payments in 2004. The meeting is open to the public.

**DATES:** October 1, 2002, at 10 a.m.

**LOCATION:** Office of Personnel Management, 1900 E Street NW., Room 5303 (Pendleton Room) Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Donald J. Winstead, Assistant Director for Compensation Administration, Office of Personnel Management, 1900 E Street NW., Room 7H31, Washington, DC 20415-8200. Phone (202) 606-2838; FAX (202) 606-0824; or e-mail at [payleave@opm.gov](mailto:payleave@opm.gov).

For the President's Pay Agent.

**Kay Coles James,**  
*Director.*

[FR Doc. 02-22929 Filed 9-9-02; 8:45 am]

**BILLING CODE** 6325-39-M

**POSTAL RATE COMMISSION****Plant Tours**

**AGENCY:** Postal Rate Commission.

**ACTION:** Notice of Commission tour.

**SUMMARY:** A Postal Rate Commissioner and staff members will tour Chicago-area mailers' facilities and United States Postal Service (USPS) facilities in mid-September. The purpose of the tours is to observe printing and mailing operations.

**DATES:** September 11, 2002: Quebecor World Inc. and USPS facilities.

September 12, 2002: USPS facilities.

September 13, 2002: R.R. Donnelley and Sons.

**FOR FURTHER INFORMATION CONTACT:** Stephen L. Sharfman, General Counsel, 202-789-6818.

**Steven W. Williams,**  
*Secretary.*

[FR Doc. 02-22850 Filed 9-9-02; 8:45 am]

**BILLING CODE** 7710-FW-M

**SECURITIES AND EXCHANGE  
COMMISSION**

[Release No. 35-27565]

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

September 4, 2002.

Notice is hereby given that the following filing has been made with the Commission pursuant to provisions of the Act and rules promulgated under the Act. All interested persons are referred to the application/declaration for a complete statements of the proposed transaction summarized below. The application/declaration is available for public inspection through the Commission's Branch of Public Reference.

Interested persons wishing to comment or request a hearing on the application/declaration should submit their views in writing by September 30, 2002, to the Secretary, Securities and Exchange Commission, Washington, DC 20549-0609, and serve a copy on the relevant applicant/declarant at the address specified below. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for hearing should identify specifically the issues of facts 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 September 30, 2002, the application/

declaration, as filed or as amended, may be granted and/or permitted to become effective.

#### Entergy Mississippi, Inc. (70-9757)

Entergy Mississippi, Inc. ("EMI"), 308 East Pearl Street, Jackson, Mississippi, an electric public-utility subsidiary company of Entergy Corporation ("Entergy"), a registered holding company, has filed with this Commission a post-effective amendment to its application-declaration filed under sections 6(a), 7, 9(a), 10 and 12(d) of the Act and rules 42, 44, 62 and 65 under the Act.

By order dated December 26, 2000 (HCAR No. 27317), EMI was authorized, among other things, from time to time through December 31, 2003, to issue and sell up to (i) \$540 million of EMI's first mortgage bonds ("Bonds") and/or EMI's debentures ("Debentures"); (ii) \$50 million of preferred securities of a subsidiary of EMI ("Entity Interests") and/or EMI's preferred stock ("Preferred Stock"); (iii) \$46 million of tax-exempt bonds ("Tax-Exempt Bonds") to be issued by the appropriate governmental authority, including the pledge of bonds up to \$52 million as security; and (iv) \$100 million of municipal securities ("Municipal Securities") issued by the appropriate municipal entity.

Fees, commissions and expenses of the underwriters to be incurred in connection with the Bonds, Debentures, Preferred Stock and Tax-Exempt Bonds were estimated not to exceed 2% of the principal amount to be sold, and in the case of Entity Interests and Debentures issued under a subordinated debenture indenture, 3.25% of the principal amount to be sold.

EMI states that current market conditions require an increase above the 2% of principal amount of underwriters' fees, commissions and expenses to effect sales into the retail securities markets. EMI now requests authority for fees, commissions and expenses of the underwriters to be incurred in connection with the issuance and sale of Bonds, Debentures, Debentures issued under a subordinated debenture indenture, Preferred Stock, Entity Interests, Tax-Exempt Bonds and Municipal Securities not to exceed the lesser of 3.25% of the principal amount, respectively, to be sold or those generally paid at the time of pricing for sales of first mortgage bonds, debentures, debentures issued under a subordinated debenture indenture, preferred stock, subsidiary interests, tax-exempt bonds or municipal securities, respectively, having the same maturity, issued by companies of comparable

credit quality and having similar terms, conditions and features.

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

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-22913 Filed 9-9-02; 8:45 am]

**BILLING CODE 8010-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Release No. IC-25725; 812-12843]

### ETF Advisors Trust, et al.; Notice of Application

September 3, 2002.

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

**ACTION:** Notice of an application for an order under section 6(c) of the Investment Company Act of 1940 (the "Act") for an exemption from sections 2(a)(32), 5(a)(1), 22(d) and 24(d) of the Act and rule 22c-1 under the Act, and under sections 6(c) and 17(b) of the Act for an exemption from sections 17(a)(1) and (a)(2) of the Act.

**SUMMARY OF APPLICATION:** Applicants request an order that would permit (a) an open-end management investment company, whose series will be based on certain fixed-income securities indices, to issue shares of limited redeemability; (b) secondary market transactions in the shares of the series to occur at negotiated prices; (c) dealers to sell shares of the series of the Trust to purchasers in the secondary market unaccompanied by a prospectus, when prospectus delivery is not required by the Securities Act of 1933 (the "Securities Act"); and (d) affiliated persons of the series to deposit securities into, and receive securities from, the series in connection with the purchase and redemption of aggregations of the series' shares.

**APPLICANTS:** ETF Advisors Trust ("Trust"), ETF Advisors, LP ("Advisor"), and ALPS Distributors, Inc. ("Distributor").

**FILING DATES:** The application was filed on July 2, 2002, and amended on August 22, 2002.

**HEARING OR NOTIFICATION OF HEARING:** An order granting the requested relief will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary 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 September 26, 2002,

and should be accompanied by proof of service on applicants, in the form of an affidavit, or for lawyers, a certificate of service. Hearing requests should state the nature of the writer'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 Commission's Secretary.

**ADDRESSES:** Secretary, Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Applicants: Trust and Advisor, 153 East 53rd Street, 49th Floor, New York, New York 10022; Distributor, 370 17th Street, Suite 3100, Denver, Colorado 80202.

**FOR FURTHER INFORMATION, CONTACT:** Laura J. Riegel, Senior Counsel, at 202-942-0567, or Michael W. Mundt, Senior Special Counsel, at 202-942-0564 (Division of Investment Management, Office of Investment Company Regulation).

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application. The complete application may be obtained for a fee at the Commission's Public Reference Branch, 450 Fifth Street, NW., Washington, DC 20549-0102 (telephone 202-942-8090).

### Applicants' Representations

1. The Trust is an open-end management investment company registered under the Act and organized as a Delaware business trust. The Trust intends to offer four series (each, an "Index Fund"). The Advisor is registered as an investment adviser under the Investment Advisers Act of 1940 and will serve as the investment adviser for the Index Funds. The Distributor, a broker-dealer registered under the Securities Exchange Act of 1934 (the "Exchange Act"), will serve as the principal underwriter for each Index Fund.

2. Each Index Fund will invest in a portfolio of securities ("Portfolio Securities") to provide investment results that seek to match, before fees and expenses, the total return of an underlying fixed income security index (each, an "Underlying Index" and together, the "Underlying Indices").<sup>1</sup> No

<sup>1</sup> An Index Fund will invest at least 90% of its total assets in investment grade debt securities issued or guaranteed by the U.S. Treasury ("Treasury Securities"), or by an agency or instrumentality of the U.S. government, or by a government-sponsored entity such as the Government National Mortgage Association, the Federal Home Loan Mortgage Corporation and Fannie Mae, formerly the Federal National Mortgage Corporation. Each Index Fund will invest at least 80% of its total assets in Treasury Securities. An Index Fund may also invest up to 10% of its total assets in repurchase agreements,