

per year.” The commenter states that, “it is not clear why an acceptable design and operational concept would include planning for SSC failures, more often than once per year, that resulted in a radiation dose,” and these should be considered “as part of normal operations as opposed to as a Category 1 event sequence.”

*Response.* The Part 63 definition of “controlled area” is found in Subpart L—“Postclosure Public Health and Environmental Standards,” in section 63.302, and not in Subpart K—“Preclosure Public Health and Environmental Standards.” Since 10 CFR 63.111(a) requires the GROA to meet the requirements of Part 20, the Part 20 definitions are to be applied within the context of Part 63. The site boundary is analogous to the controlled area, defined in Part 20, because the preclosure limits are based on the boundary of the site, defined for preclosure, as that area, surrounding the GROA, for which DOE exercises authority over its use, in accordance with the provisions of Part 63. DOE should clearly identify the controlled site boundary in its demonstration of compliance with Part 20 requirements. However, NRC agrees that the use of the term “controlled area site boundary” may be confusing, and thus is deleting that term from the ISG.

The second term, “doses from those Category 1 event sequences that are expected to occur one or more times per year” is used in the ISG method to aggregate doses. Although NRC agrees with the commenter that ITS SSCs should be designed and maintained in such a manner to prevent or avoid frequent failure, this term does not imply that a design that plans for frequent occurrences of ITS SSCs will be acceptable to NRC. Rather, this term is used to ensure that if the applicant submits an application with a Category 1 event sequence that occurs more than once per year, then the reviewer will include all occurrences of that event, when determining if the estimated annual dose meets the performance objectives of Part 63.

ISG line 21 has been revised by changing “controlled site boundary” to “controlled area.”

ISG lines 36 and 37 have been revised by deleting the sentence, “The site boundary \* \* \* Part 20.”

ISG lines 55 and 56 have been revised by changing “controlled area site boundaries” to “the boundaries of the controlled area.”

ISG line 136 has been revised by changing “controlled area site boundary” to “boundary of the site.”

ISG line 144 has been revised by changing “controlled area site boundary” to “boundary of the site.”

ISG lines 169 and 177 have been revised by changing “controlled-area boundary” to “controlled area.”

**FOR FURTHER INFORMATION, CONTACT:**

Jon Chen, Project Manager, Division of High-Level Waste Repository Safety, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001 [Telephone: (301) 415-5526; fax number: (301) 415-5399; e-mail: [jcc2@nrc.gov](mailto:jcc2@nrc.gov)];

Robert K. Johnson, Senior Project Manager, Division of High-Level Waste Repository Safety, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001 [Telephone: (301) 415-6900; fax number: (301) 415-5399; e-mail: [rkj@nrc.gov](mailto:rkj@nrc.gov)].

Dated at Rockville, Maryland this 22nd day of May, 2007.

For the Nuclear Regulatory Commission.

**Sheena Whaley,**

*Chief, Engineering Branch, Division of High-Level Waste Repository Safety, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. E7-10470 Filed 5-30-07; 8:45 am]

**BILLING CODE 7590-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

**Proposed Collection; Comment Request**

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

Extension:

Rule 15Bc3-1 and Form MSDW SEC File No. 270-93; OMB Control No. 3235-0087

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 collection of information to the Office of Management and Budget for extension and approval.

Rule 15Bc3-1 (17 CFR 240.15Bc3-1) under the Securities Exchange Act of 1934 (15 U.S.C. 78a *et seq.*) provides that a notice of withdrawal from registration with the Commission as a bank municipal securities dealer must be filed on Form MSDW.

The Commission uses the information submitted on Form MSDW in determining whether it is in the public interest to permit a bank municipal securities dealer to withdraw its registration. This information is also important to the municipal securities dealer’s customers and to the public, because it provides, among other things, the name and address of a person to contact regarding any of the municipal securities dealer’s unfinished business.

Based upon past submissions, the staff estimates that approximately 20 respondents in total will utilize this notice procedure annually, with a total burden of 10 hours for all respondents. The staff estimates that the average number of hours necessary for each respondent to comply with the requirements of Rule 15Bc3-1 is 0.5 hours. The average cost per hour is approximately \$101. Therefore, the total cost of compliance for all respondents is \$1010 ( $\$101 \times 0.5 \times 20 = \$1010$ ).

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 to be 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.

Direct your written comments to R. Corey Booth, Director/Chief Information Officer, Securities and Exchange Commission, C/O Shirley Martinson, 6432 General Green Way, Alexandria, VA 22312 or send an e-mail to: [PRA\\_Mailbox@sec.gov](mailto:PRA_Mailbox@sec.gov). Comments must be submitted to OMB within 60 days of this notice.

Dated: May 16, 2007.

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E7-10374 Filed 5-30-07; 8:45 am]

**BILLING CODE 8010-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

**Proposed Collection; Comment Request**

Upon Written Request, Copies Available From: Securities and Exchange

Commission, Office of Filings and Information Services, Washington, DC 20549.

Extension:

Rule 15Ba2-1 and Form MSD; SEC File No. 270-88; OMB Control No. 3235-0083

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 15Ba2-1 (17 CFR 240.15Ba2-1) under the Securities Exchange Act of 1934 (15 U.S.C. 78a *et seq.*) provides that an application for registration with the Commission by a bank municipal securities dealer must be filed on Form MSD. The Commission uses the information contained in Form MSD to determine whether bank municipal securities dealers meet the standards for registration set forth in the Exchange Act, to develop a central registry where members of the public may obtain information about particular bank municipal securities dealers, and to develop statistical information about bank municipal securities dealers.

Based upon past submissions, the staff estimates that approximately 32 respondents will utilize this application procedure annually, with a total burden of 48 hours. The staff estimates that the average number of hours necessary to comply with the requirements of Rule 15Ba2-1 is 1.5 hours. The average cost per hour is approximately \$67. Therefore, the total cost of compliance for the respondents is approximately \$3,216.

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 shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be 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.

Direct your written comments to R. Corey Booth, Director/Chief Information

Officer, Securities and Exchange Commission, C/O Shirley Martinson, 6432 General Green Way, Alexandria, VA 22312 or send an e-mail to: [PRA\\_Mailbox@sec.gov](mailto:PRA_Mailbox@sec.gov). Comments must be submitted to OMB within 60 days of this notice.

May 16, 2007.

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E7-10378 Filed 5-30-07; 8:45 am]

**BILLING CODE 8010-01-P**

## SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 27826; 812-13350]

### First Investors Equity Funds, et al.; Notice of Application

May 23, 2007.

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

**ACTION:** Notice of an application under section 6(c) of the Investment Company Act of 1940 (the "Act") for an exemption from section 15(a) of the Act and rule 18f-2 under the Act.

*Summary of Application:* The requested order would permit certain registered open-end management investment companies to enter into and materially amend subadvisory agreements with subadvisers ("Subadvisors") without shareholder approval.

*Applicants:* First Investors Equity Funds, First Investors Income Funds, First Investors Tax Exempt Funds, and First Investors Life Series Fund (the "Trusts") and First Investors Management Company, Inc. (the "Advisor").

**DATES: Filing Dates:** The application was filed on December 4, 2006, and amended on May 17, 2007. *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 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 June 19, 2007 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 reasons 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, 100 F Street, NE., Washington, DC 20549-1090. Applicants, First Investors Equity Funds et al, Kirkpatrick & Lockhart Preston Gates, LLP, 1601 K Street, NW., Washington, D.C. 20006.

**FOR FURTHER INFORMATION CONTACT:** Deepak T. Pai, Senior Counsel at (202) 551-6876, or Nadya Roytblat, Assistant Director, at (202) 551-6821 (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 from the Commission's Public Reference Branch, 100 F Street, NE., Washington, DC 20549-0102 (telephone (202) 551-5850).

#### *Applicants' Representations:*

1. The Trusts, each a Delaware statutory trust, are registered under the Act as open-end management investment companies. Each Trust currently offers one or more series ("Funds"), each of which has its own investment objectives, policies and restrictions.<sup>1</sup>

2. The Advisor is registered under the Investment Advisers Act of 1940 (the "Advisers Act") and serves as investment adviser to each Fund pursuant to an investment advisory agreement with the respective Trust ("Advisory Agreement") that was approved by the board of trustees of the Trust (the "Board"), including a majority of the trustees who are not "interested persons," as defined in section 2(a)(19) of the Act ("Independent Trustees"), and the shareholders of each Fund. Under the Advisory Agreement, the Advisor receives a fee from each Fund based on the average daily net assets of the Fund. Under the Advisory Agreement, the Advisor may delegate investment advisory responsibilities to one or more Subadvisors who have discretionary authority to invest all or a portion of the Fund's assets pursuant to a separate subadvisory agreement ("Subadvisory

<sup>1</sup> Applicants also request exemptive relief with respect to any other existing and future registered open-end management investment company or series thereof that (a) is advised by the Advisor or any entity controlling, controlled by or under common control with the Advisor; (b) uses the advisor/subadvisor structure that is described in the application; and (c) complies with the terms and conditions of the requested order (included in the term "Funds"). The requested relief will not extend to any subadvisor that is an affiliated person as defined in Section 2(a)(3) of the 1940 Act, of the Fund or the Advisor, other than by reason of serving as a Subadvisor to one or more of the Funds (an "Affiliated Subadvisor"). If the name of any Fund contains the name of a Subadvisor, the name of the Advisor will precede the name of the Subadvisor.