

Carolina, low-level radioactive waste disposal site.

Based on (1) remedial actions taken by Frome Investment Company, and (2) the results of NRC Region III surveys, the Commission concludes that decommissioning activities are complete and the site is suitable for unrestricted use.

The SDMP describes four criteria that make a site eligible for removal from the SDMP list, including (1) termination of a license after successful remediation, (2) completion of remediation of an inactive area and modification of the active license to reflect the remediation, (3) completion of remediation at an unlicensed site, or (4) transferral of regulatory jurisdiction for remediation. The Frome Investment Company site has satisfied the third criterion because the site owner has successfully remediated the contaminated portion of the site. Consequently, the NRC staff intends to remove the Frome Investment Company site in Detroit, Michigan, from the SDMP.

Removal from the SDMP will be reopened only if additional contamination, or noncompliance with remediation commitments is found, indicating a significant threat to public health and safety.

Dated at Rockville, Maryland, this 24th day of July 1996.

For the Nuclear Regulatory Commission.  
Michael F. Weber,  
*Chief, Low-Level Waste and Decommissioning Projects Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 96-19318 Filed 7-29-96; 8:45 am]

BILLING CODE 7590-01-P

## POSTAL SERVICE

### Privacy Act of 1974; System of Records

**AGENCY:** Postal Service.

**ACTION:** Notice of revisions to an existing system of records.

**SUMMARY:** This document publishes notice of modifications to Privacy Act system of records USPS 030.010, Personnel Records—Equal Employment Opportunity—EEO Discrimination Complaint Files. The proposed modifications expand the system location and categories of individuals, add a routine use, and make editorial revisions that clarify the categories of records, purpose(s), and storage sections of this notice.

**DATES:** This proposal will become effective without further notice on September 9, 1996, unless comments

received on or before that date result in a contrary determination.

**ADDRESSES:** Written comments on this proposal should be mailed or delivered to Payroll Accounting and Records, United States Postal Service, 475 L'Enfant Plaza SW., Room 8650, Washington, DC 20260-5243. Copies of all written comments will be available at the above address for public inspection and photocopying between 8 a.m. and 4:45 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Rubenia Carter, (202) 268-4872.

**SUPPLEMENTARY INFORMATION:** Privacy Act system of records USPS 030.010 contains records that relate to complaint processing activities under the Equal Employment Opportunity Commission (EEOC) regulations. The editorial modifications provide clarity to the categories of records, purpose(s), and storage sections of the system description. The changes to those sections do not expand or otherwise alter the character or use of information contained in the system.

The Postal Service is proposing to use mediators to resolve complaints at the precomplaint stage. The mediator will serve as a bridge between employees and management, attempt to facilitate an amicable solution to employee problems, and inform employees of their right to file a formal complaint with the EEO appeals review specialist when attempts at informal resolution fail. The use of a mediator at the precomplaint stage will decrease the number of formal EEO complaints. The Postal Service plans to use postal employees (ad hoc), employees of other federal agencies, and employees of a contractor as mediators. The effectiveness of the mediators will be determined by the number of complaints handled and the outcome of each case resolved at the precomplaint stage. To track the success of each mediator, the Postal Service will maintain and retrieve the following information about each mediator: Number of cases mediated, dates available, and results of each mediation. The use of mediators and the need to maintain information about mediators require us to expand the categories of individuals covered by the system and also require us to add a routine use to this system.

The proposed routine use will permit disclosure of information to an employee of another federal agency and to a contractor serving as a mediator to resolve EEO complaints.

The proposed routine use is compatible with the purpose for

collecting the information; that is, to facilitate the resolution of an EEO complaint. Because the disclosure allowed by this routine use will enable the Postal Service to expedite processing of EEO complaints, it will ensure equal employment opportunity for all persons in accordance with EEOC's regulations found in 29 CFR part 1614.

All records within Privacy Act system USPS 030.010 continue to be kept in a secured environment, with automated data processing (ADP) physical and administrative security and technical software applied to data on computer media. Paper records are kept in a secured area and are only made available on an official need-to-know basis. Mediators of an entity under contract with the Postal Service who maintain data collected by the Postal Service are subject to the Privacy Act in accordance with subsection (m) and are required to apply appropriate protections subject to the audit and inspection of the Postal Inspection Service. In view of these factors, the Postal Service has determined that this system amendment is a matter of practice and procedure that will not substantially affect the rights or obligations of private parties.

Pursuant to 5 U.S.C. 552a(a)(e)(11), interested persons are invited to submit written data, views, or arguments on the proposed part of this notice. A report of the proposed system changes has been sent to Congress and to the Office of Management and Budget for their evaluation.

USPS Privacy Act system USPS 030.010 was last published in its entirety in the Federal Register on October 26, 1989 (54 FR 43663-43664) and amended in the Federal Register on October 11, 1990 (55 FR 41399).

### USPS 030.010

#### SYSTEM NAME:

Equal Employment Opportunity—EEO Discrimination Complaint Files, 030.010.

#### SYSTEM LOCATION:

[CHANGE TO READ] "EEO Compliance & Appeals, Labor Relations, Headquarters; EEO Compliance and Appeals Processing Centers, area offices; districts; and contractor sites."

#### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

[CHANGE TO READ] "Current and former postal employees, applicants for positions within the Postal Service, third-party complainants, and mediators (postal employees, other federal agency employees and contract employees)."

**CATEGORIES OF RECORDS COVERED BY THE SYSTEM:**

[CHANGE TO READ] "Records may contain names, work locations, dates, Social Security numbers, the number of complaints and the resolution of complaints mediated, and other information as contained on affidavits, interview reports, investigative forms, counselor reports, exhibits, withdrawal notices, settlement agreements, briefs, appeals, copies of decisions, records of hearings and meetings, and other records related to complaints."

**PURPOSE(S):**

[CHANGE TO READ] "Used by EEO officers and the Equal Employment Opportunity Commission to adjudicate complaints of alleged discrimination and to evaluate the effectiveness of the EEO program. Also used by Human Resources personnel to administer voluntary alternative dispute resolution programs."

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

General routine use statements a, b, c, d, e, f, g, h, j, k, l, and m listed in the prefatory statement at the beginning of the Postal Service's published system notices apply to this system. Other routine uses are as follows:

1. [CHANGE TO READ] "Information contained in this system of records may be disclosed to an authorized investigator appointed by the Equal Employment Opportunity Commission, upon his/her request, when that investigator is properly engaged in the investigation of a formal complaint of discrimination filed against the U.S. Postal Service under 29 CFR part 1614 and the contents of the requested records are needed by the investigator in the performance of his/her duty to investigate a discrimination issue involved in the complaint." [Add: Routine Use 2]

"2. Information may be disclosed to a mediator retained by the Postal Service when needed to resolve an EEO complaint at the precomplaint stage."

**STORAGE:**

[CHANGE TO READ] "Paper case files. Status information required by the Equal Employment Opportunity Commission is maintained on ADP records. Records of alternative dispute

resolution are maintained in an electronic database."

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Stanley F. Mires,  
Chief Counsel, Legislative.

[FR Doc. 96-19262 Filed 7-29-96; 8:45 am]

BILLING CODE 7710-12-P

**SECURITIES AND EXCHANGE COMMISSION**

[Rel. No. IC-22092; No. 812-10158]

**Acacia National Life Insurance Company, et al.**

July 23, 1996.

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

**ACTION:** Notice of Application for Exemptions from the Investment Company Act of 1940 ("1940 Act").

**APPLICANTS:** Acacia National Life Insurance Company ("Acacia"), Acacia National Variable Annuity Separate Account II ("Separate Account") and The Advisors Group, Inc. ("TAG").

**RELEVANT 1940 ACT SECTIONS:** Order requested under Section 6(c) of the 1940 Act granting exemptions from Sections 26(a)(2) and 27(c)(2) thereof.

**SUMMARY OF APPLICATION:** Applicants seek exemptions from the 1940 Act to the extent necessary to permit the deduction of mortality and expense risk charges from the assets of: (a) the Separate Account in connection with the offering of certain variable annuity contracts ("Contracts"); and (b) any other separate account ("Future Account") established in the future by Acacia in connection with the offering of other variable annuity contracts ("Future Contracts") which are similar in all material respects to the Contracts. Exemptions also are requested for any other broker-dealer ("Future Underwriter") who may, in the future, act as principal underwriter of the Contracts or Future Contracts.

**FILING DATE:** The application was filed on May 16, 1996, and amended on June 27, 1996.

**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 Secretary of the Commission 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 August 19, 1996, 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 requestor's interest, the reason for the request, and the issues contested. Persons may request notification of a hearing by writing to the Secretary of the Commission.

**ADDRESSES:** Secretary, Securities and Exchange Commission, 450 5th Street, N.W., Washington, D.C. 20549. Applicants, c/o Ellen Jane Abromson, Acacia National Life Insurance Company, 51 Louisiana Avenue, N.W., Washington, D.C. 20001.

**FOR FURTHER INFORMATION CONTACT:** Pamela K. Ellis, Senior Counsel, or Wendy Friedlander, Deputy Chief, Office of Insurance Products (Division of Investment Management), at (202) 942-0670.

**SUPPLEMENTARY INFORMATION:** The following is a summary of the application; the complete application is available for a fee from the Public Reference Branch of the Commission.

**Applicants' Representations**

1. Acacia is a stock life insurance company incorporated in Virginia and licensed to do business in 46 states and the District of Columbia. Acacia is a wholly owned subsidiary of Acacia Mutual Life Insurance Company ("Acacia Mutual").

2. Separate Account is a separate account established by Acacia in connection with offering the Contracts. Separate Account currently has fourteen sub-accounts ("Sub-Accounts"), each of which invests solely in shares of a corresponding portfolio ("Portfolio") of one of several open-end, registered investment companies ("Funds"). Each of the Portfolios has a different investment objective.

Separate Account is registered as a unit investment trust under the 1940 Act, and interests in the Contracts are registered under the Securities Act of 1933 ("1933 Act"). The Future Accounts will be registered under the 1940 Act as unit investment trusts, and interests in the Future Contracts will be registered under the 1933 Act.

3. TAG is the principal underwriter and distributor of the Contracts. TAG is registered with the Commission as a broker-dealer under the Securities Exchange Act of 1934, as amended ("1934 Act") and is a member of the National Association of Securities Dealers, Inc. ("NASD"). TAG, an indirect wholly owned subsidiary of Acacia Mutual, is an affiliate of Acacia. Future Underwriters will be registered under the 1934 Act as broker-dealers and members of the NASD.

4. The Contracts are variable annuity contracts issued by Acacia and are