

b. The authority to require that prior to termination of any license for such byproduct material or for any activity that results in the production of such material, title to such byproduct material and its disposal site be transferred to the United States or the State of Utah at the option of the State (provided such option is exercised prior to termination of the license);

c. The authority to permit use of the surface or subsurface estates, or both, of the land transferred to the United States or the State pursuant to 2.b. in this section in a manner consistent with the provisions of the Uranium Mill Tailings Radiation Control Act of 1978, as amended, provided that the Commission determines that such use would not endanger public health, safety, welfare, or the environment;

d. The authority to require, in the case of a license for any activity that produces such byproduct material (which license was in effect on November 8, 1981), transfer of land and material pursuant to paragraph 2.b. in this section taking into consideration the status of such material and land and interests therein, and the ability of the licensee to transfer title and custody thereof to the United States or the State;

e. The authority to require the Secretary of the Department of Energy, other Federal agency, or State, whichever has custody of such byproduct material and its disposal site, to undertake such monitoring, maintenance, and emergency measures as are necessary to protect public health and safety, and other actions as the Commission deems necessary; and

f. The authority to enter into arrangements as may be appropriate to assure Federal long-term surveillance or maintenance of such byproduct material and its disposal site on land held in trust by the United States for any Indian Tribe or land owned by an Indian Tribe and subject to a restriction against alienation imposed by the United States."

Section 4. Article IX of the 1984 Agreement, as amended, is renumbered as Article X and a new Article IX is inserted to read:

*"ARTICLE IX*

In the licensing and regulation of byproduct material as defined in Section 11e.(2) of the Act, or of any activity which results in the production of such byproduct material, the State shall comply with the provisions of Section 274o of the Act. If in such licensing and regulation, the State requires financial surety arrangements for reclamation and or long-term surveillance and maintenance of such byproduct material:

A. The total amount of funds the State collects for such purposes shall be transferred to the United States if custody of such byproduct material and its disposal site is transferred to the United States upon termination of the State license for such byproduct material or any activity that results in the production of such byproduct material. Such funds include, but are not limited to, sums collected for long-term surveillance or maintenance. Such funds do not, however, include monies held as surety where no default has occurred and the reclamation or other bonded activity has been performed; and

B. Such surety or other financial requirements must be sufficient to ensure compliance with those standards established by the Commission pertaining to bonds, sureties, and financial arrangements to ensure adequate reclamation and long-term management of such byproduct material and its disposal site."

This amendment shall become effective on [date] and shall remain in effect unless and until such time as it is terminated pursuant to Article VIII of the Agreement of March 29, 1984, as amended.

Done at Rockville, Maryland, in triplicate, this [day] day of [month, year].

For the United States Nuclear Regulatory Commission.  
Nils J. Diaz,  
*Chairman.*

Done at Salt Lake City, Utah, in triplicate, this [day] day of [month, year].

For the State of Utah.

Olene S. Walker,  
*Governor.*

[FR Doc. 04-3554 Filed 2-18-04; 8:45 am]

**BILLING CODE 7590-01-P**

## POSTAL SERVICE

### Privacy Act of 1974, System of Records

**AGENCY:** Postal Service.

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

**SUMMARY:** This document publishes notice of modification to Privacy Act System of Records USPS 150.030, Records and Information Management Records—Computer Logon ID Records, 150.030. The proposed modification reflects changes to the system name, system location, categories of individuals covered by the system, categories of records in the system, purpose, storage, retrievability, safeguards, retention and disposal, system manager(s) and address, notification procedures, and records source categories.

**DATES:** Any interested party may submit written comments on the proposed modification. This proposal will become effective without further notice on March 30, 2004, 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 the Records Office, United States Postal Service, 475 L'Enfant Plaza, SW., Room 5846, Washington, DC 20260-5825. Copies of all written comments will be available at the above address for public inspection and photocopying between 8 a.m. and 4 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Rowena Dufford at (202) 268-2608.

**SUPPLEMENTARY INFORMATION:** The Postal Service™ is proposing to modify system of records, USPS 150.030, Records and Information Management Records—Computer Logon ID Records. The system contains identifying information about users who request access to Postal Service computers and information resources and the access rights authorized or denied, including the computer logon ID assigned to those users and the level of access granted to them. The computer logon ID is a code that identifies an individual as an authorized user, programmer, or operator of a computer system for use in conducting Postal Service business. This system of records is being modified to include an automated method of requesting, authorizing, denying, and/or revoking user access to Postal Service computers and information resources.

Automating computer access will enable the Postal Service to more effectively and securely manage access to computers and information resources. The paper process will be phased out over time as Postal Service systems and computer users are registered in the automated system.

The automated method provides for the request, review, approval, and tracking of computer system access for Postal Service computer systems users nationwide and enables online access request generation in lieu of completing hard copies of PS Form 1357, *Request for Computer Access*, and IS Form 1357-A, *Request for Inspection Service Computer ID*. Hard copy forms will continue to be used for access to Postal Service computers and information resources not managed electronically. Eventually, user access for all Postal Service computers and information resources will be automated, and hard copy forms will no longer be generated. Hard copy forms will continue to be retained in a secure environment at various Postal Service facilities for 1 year after access privileges are cancelled and then destroyed by shredding. Future developments may allow the Postal Service to scan and store the hard copy forms in an electronic format.

Under the automated method, a unique identifier (UID) is provided for each user, to be used throughout his or her Postal Service career or other involvement with the Postal Service as a logon ID for computers and information resources. User profiles contain summary information about all access authorizations, including both of the following:

- A complete view of all authorizations for a given user based on

multiple access request submissions over a period of time.

- The status of access transactions in the authorization and approval process.

Information from the user profile is used to formulate computer access requirements and assignments. Access assignments are used to protect against unauthorized access to Postal Service computer data and resources. Approval authorities are responsible for maintaining the currency of information in the user profile. Approved electronic requests are stored in a centralized, secure operating environment, updated as corresponding access requests are superceded or cancelled, and are deleted 1 year after access is cancelled.

The Postal Service does not expect modification of this system to have any effect on individual privacy rights. The amendment does not change the kinds of personal information about employees that are collected and maintained. Other information maintained about the individual relates to his or her official duty status and level of access permitted. Protection of the privacy interests of individuals covered by the system will be enhanced by eliminating much of the hard copy storage and the security of the automated system.

Pursuant to 5 U.S.C. 552a(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 change has been sent to Congress and to the Office of Management and Budget for their evaluation.

Privacy Act System of Records USPS 150.030 was last published in its entirety in the **Federal Register** on October 10, 1990 (55 FR 41282-41283) and was amended on February 23, 1999 (64 FR 8876-8892). The Postal Service proposes amending the system as shown below:

**USPS 150.030**

**SYSTEM NAME:**

[CHANGE TO READ:]

Computer Access Records, 150.030.

\* \* \* \* \*

**SYSTEM LOCATION:**

[CHANGE TO READ:]

All Postal Service facilities; Information System Service Centers; Accounting Service Centers; Inspection Service facilities; and contractor sites.

\* \* \* \* \*

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

[CHANGE TO READ:]

Individuals who have access to Postal Service computers and information resources, including Postal Service employees, contractor employees, and non-Postal Service individuals.

\* \* \* \* \*

**CATEGORIES OF RECORDS IN THE SYSTEM: [CHANGE TO READ:]**

This system contains identifying information about computer users and the corresponding authorizing managers such as name; logon ID; employee identification number, unique identifier, and/or Social Security number; work-related information such as job title, BA Code, finance number, and work telephone number and address; the application(s) that the user may access; and the level(s) of access granted. Additionally, the system contains information related to contractors such as verification of status of contractor employee, screening, and/or security clearances.

\* \* \* \* \*

**PURPOSE:**

[CHANGE TO READ:]

To ensure access to data and/or files of computer systems is limited to authorized individuals through the use of computer security access control systems. Used by computer security officers in maintaining access controls, and by postal inspectors and authorized personnel in monitoring compliance with access rules. The logon IDs are also used as a positive user identifier in resolving access problems by telephone.

\* \* \* \* \*

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

**STORAGE:**

[CHANGE TO READ:]

Automated databases, computer storage media, and paper.

\* \* \* \* \*

**RETRIEVABILITY:**

[CHANGE TO READ:]

Name, logon ID, employee ID, and unique identifier.

\* \* \* \* \*

**SAFEGUARDS:**

[CHANGE TO READ:]

Paper records, computers, and computer storage tapes and disks are maintained in controlled-access areas or under general supervision of program personnel. Computers are protected by a cipher lock system, card key system, or other physical access control methods. Computer systems and electronic records are also protected with security

software and operating system controls, including logon and password identifications, firewalls, terminal and use identifications, and file management. Online data transmissions are protected by encryption. Access to these records is limited to authorized personnel. Contractors must provide similar protection subject to a security compliance review by the Postal Inspection Service.

\* \* \* \* \*

**RETENTION AND DISPOSAL:**

[CHANGE TO READ:]

Paper records are retained for 1 year after computer access privileges are cancelled and then destroyed by shredding. Electronic records are updated as corresponding access requests are superceded or cancelled, and are deleted 1 year after access is cancelled.

\* \* \* \* \*

**SYSTEM MANAGER(S) AND ADDRESS:**

[CHANGE TO READ:]

VICE PRESIDENT, CHIEF TECHNOLOGY OFFICER, UNITED STATES POSTAL SERVICE, 475 L'ENFANT PLZ SW, WASHINGTON DC 20260-1500

CHIEF POSTAL INSPECTOR, INSPECTION SERVICE, UNITED STATES POSTAL SERVICE, 475 L'ENFANT PLZ SW, WASHINGTON DC 20260-2100

\* \* \* \* \*

**NOTIFICATION PROCEDURE:**

[CHANGE TO READ:]

Individuals wishing to know whether information about them is maintained in this system of records should address inquiries containing full name and logon ID, employee identification number, unique identifier and/or Social Security number to the following:

For hard copy PS Form 1357, *Request for Computer Access*: Individuals assigned to Headquarters should submit requests to the Manager, Headquarters Computing Infrastructure Services, 475 L'Enfant Plaza, SW, Washington, DC 20260.

Individuals assigned to other facilities should submit requests to the head of the facility that manages the information systems.

For electronic records to access Postal Service computers: Address requests to the Manager, Information Security Services, 4200 Wake Forest Rd., Raleigh, NC 27668-9500.

For U.S. Inspection Service computer access records: Address requests to the Inspector in Charge, Information Technology Division, 2111 Wilson

Blvd., Suite 500, Arlington, VA 22201-3036

\* \* \* \* \*

**RECORDS SOURCE CATEGORIES:**

[CHANGE TO READ:]

Individuals requesting and/or approving access to Postal Service computers or information resources and Postal Service personnel charged with information systems security responsibilities.

\* \* \* \* \*

**Neva Watson,**

*Attorney.*

[FR Doc. 04-3496 Filed 2-18-04; 8:45 am]

**BILLING CODE 7710-12-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 15c3-1f, SEC File No. 270-440, OMB Control No. 3235-0496.

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") has submitted to the Office of Management and Budget a request for approval of extension on the following rule: 17 CFR 240.15c3-1f (Appendix F to Rule 15c3-1 ("Appendix F")).

Appendix F requires a broker-dealer choosing to register, upon Commission approval, as an OTC derivative dealer to develop and maintain an internal risk management system based on Value-at-Risk ("VAR") models. Appendix F also requires the OTC derivatives dealer to notify Commission staff of the system and of certain other periodic information including when the VAR model deviates from the actual performance of the OTC derivatives dealer's portfolio. It is anticipated that approximately six (6) broker-dealers will spend 1,000 hours per year complying with Appendix F. The total burden is estimated to be approximately 6,000 hours.

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/CIO, Office of Information Technology, Securities and Exchange Commission, 450 5th Street, NW., Washington, DC 20549.

Dated: February 11, 2004.

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 04-3576 Filed 2-18-04; 8:45 am]

**BILLING CODE 8010-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

[Release No. IA-2215 / 803-175]

**Criterion Research Group LLC; Notice of Application**

February 11, 2004.

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

**ACTION:** Notice of Application for Exemption under the Investment Advisers Act of 1940 ("Advisers Act").

**APPLICANT:** Criterion Research Group LLC.

**RELEVANT ADVISERS ACT SECTIONS:** Exemption requested under section 203A(c) from section 203A(a).

**SUMMARY OF APPLICATION:** Applicant requests an order to permit it to register with the Commission as an investment adviser.

**FILING DATES:** The application was filed on July 17, 2003, amended on October 24, 2003, and amended further on December 15, 2003.

**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 Applicant with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on March 8, 2004 and should be accompanied by proof of service on Applicant, 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 may request notification of a hearing by writing to the Commission's Secretary.

**ADDRESSES:** Secretary, U.S. Securities and Exchange Commission, 450 5th Street, NW., Washington, DC 20549-0609. Applicant, Neil Baron, Chairman, Criterion Research Group LLC, 317 Madison Avenue, Suite 210, New York, New York 10017.

**FOR FURTHER INFORMATION CONTACT:** Catherine E. Marshall, Attorney, or Jennifer L. Sawin, Assistant Director, Division of Investment Management, Office of Investment Adviser Regulation, at (202) 942-0719.

**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.

**Applicant's Representations**

1. Applicant is a Delaware limited liability company with its principal place of business in New York, New York.

2. Applicant is offering an internet-based subscription service to institutional investors such as portfolio managers, pension plans, insurance companies and commercial bank trust departments. Applicant represents that it will not market, offer or provide its services to individuals. Applicant further represents that it will not provide its services to broker-dealers for distribution to brokerage customers or otherwise, including as contemplated by the Global Settlement Related to Analysts Conflicts of Interest,<sup>1</sup> unless Applicant first obtains an amended order from the Commission allowing it to do so.

3. Applicant's services consist of independent analysis regarding fixed income and equity securities and recommendations about the purchase

<sup>1</sup> The Global Settlement was entered into by ten large financial services firms with the Commission, the State of New York, the North American Securities Administrators Association, the NASD, the New York Stock Exchange, and other state securities regulators. The financial services firms include: U.S. Bancorp Piper Jaffray, Inc.; Morgan Stanley & Co. Incorporated; Lehman Brother Inc.; Merrill Lynch, Pierce, Fenner & Smith Incorporated; J.P. Morgan Securities, Inc.; Goldman, Sachs & Co.; UBS Warburg LLC; Citigroup Global Markets Inc., f/k/a Saloman Smith Barney Inc.; Credit Suisse First Boston, LLC, f/k/a Credit Suisse First Boston Corporation, and Bear, Stearns & Co. Inc. The Global Settlement is comprised of ten Commission Final Judgments, ten Commission Litigation Releases, and is described in the Joint Press Release entitled "Ten of Nation's Top Investment Firms Settle Enforcement Actions Involving Conflicts of Interest Between Research and Investment Banking," Press Release No. 2003-54 (Apr. 28, 2003) (<http://www.sec.gov/news/press/2003-54.htm>).