

ORISE Oak Ridge Institute for Science and Education  
 PCBs Polychlorinated biphenyls  
 pCi/L picocurie per liter  
 PSDAR post shutdown  
 decommissioning activities report  
 RCA Radiologically-controlled area  
 REMP Radiological Environmental Monitoring Program  
 RCRA Resource Conservation and Recovery Act  
 SCFA Southeast Construction Fill Area  
 TEDE total effective dose equivalent  
 TSCA Toxic Substances Control Act  
 YAEC Yankee Atomic Electric Company  
 YNPS Yankee Nuclear Power Station

## 9.0 References

10 CFR Part 20. *Code of Federal Regulations*, Title 10, Energy, Part 20, "Standards for protection against radiation."  
 10 CFR Part 50. *Code of Federal Regulations*, Title 10, Energy, Part 50, "Domestic licensing of production and utilization facilities."  
 10 CFR Part 51. *Code of Federal Regulations*, Title 10, Energy, Part 51, "Environmental protection regulations for domestic licensing and related regulatory functions."  
 61 FR 39278. "Decommissioning of Nuclear Power Reactors." **Federal Register**. July 29, 1996.  
 62 FR 39058. "Radiological Criteria for License Termination. Final Rule." **Federal Register**. July 21, 1997.  
 64 FR 68005. "Waste Confidence Decision Review." **Federal Register**. December 6, 1999.  
 Evans *et al.*, 1984. "Long-Lived Activation Products in Reactor Materials," NUREG/CR-3474. August 1984. U.S. Nuclear Regulatory Commission, Washington, DC.  
 ERM, 2004a. "Baseline Environmental Report," April 30, 2004. Environmental Resources Management, Boston, Massachusetts.  
 ERM, 2004b, "Expanded Environmental Notification Form," March 31, 2004. Environmental Resources Management, Boston, Massachusetts.  
 ERM, 2004c, "Site Characterization Status Report," June 4, 2004. Environmental Resources Management, Boston, Massachusetts.  
 ERM, 2004d, "Integrated Permit Package, Yankee Nuclear Power Station," May 7, 2004. Environmental Resources Management, Boston, Massachusetts.  
 Kennedy and Strenge, 1992. "Residual Radioactive Contamination From Decommissioning." NUREG/CR-5512, Volume 1. October 1992. U.S. Nuclear Regulatory Commission, Washington, DC.  
 Kleinschmidt, 2004. "Post-Decommissioning Grading Plan and Stormwater Management Analysis," August 2004. Kleinschmidt Energy and Water Resource Consultants.  
 MASS, 2004. "Certificate of the Secretary of Environmental Affairs on the Expanded Environmental Notification Form," May 7,

2004, Massachusetts Executive Office of Environmental Affairs, Boston, Massachusetts.  
 MHC, 2003. Letter, Massachusetts Historical Commission to YAEC, "Yankee Nuclear Power Station Decommissioning, Rowe; MHC#33426," dated August 18, 2003.  
 NRC, 1988. "Final Generic Environmental Impact Statement on the Decommissioning of Nuclear Facilities." August 1988. U.S. Nuclear Regulatory Commission, Washington, DC.  
 NRC, 1997a. "Generic Environmental Impact Statement in Support of Rulemaking on Radiological Criteria for License Termination of NRC-Licensed Nuclear Facilities." NUREG-1496. July 1997. U.S. Nuclear Regulatory Commission, Washington, DC.  
 NRC, 1997b. "Multi-Agency Radiation Survey and Site Investigation Manual (MARSSIM)." NUREG-1575. December 1997. U.S. Nuclear Regulatory Commission, Washington, DC.  
 NRC, 2002. "Generic Environmental Impact Statement on the Decommissioning of Nuclear Facilities. Supplement Dealing with Decommissioning of Nuclear Power Reactors." November 2002. NUREG-0586, Supplement 1, U.S. Nuclear Regulatory Commission, Washington, DC.  
 NRC, 2003. "Consolidated NMSS Decommissioning Guidance," NUREG-1757. September 2003  
 NRC, 2004. Letter, NRC to YAEC, "Yankee (Rowe) Nuclear Power Station—Request for Additional Information Re: License Termination Plan," dated June 16, 2004.  
 PAL, 2003. "Archeological Reconnaissance Survey, Archeological Resources Management Plan, Yankee Nuclear Power Station," November, 2003. Public Archeology Laboratory, Inc., Pawtucket, Rhode Island.  
 Smith *et al.*, 1978. "Technology, Safety and Costs of Decommissioning a Reference Pressurized Water Reactor Power Station." NUREG/CR-0130. June 1978. U.S. Nuclear Regulatory Commission, Washington, DC.  
 Woodlot, 2004. "Yankee Nuclear Power Station Site Closure Project Wetland Restoration and Replication Plan," August 2004. Woodlot Alternatives, Inc., Topsham, Maine, and Environmental Resources Management, Boston, Massachusetts.  
 YAEC, 1993. "YNPS Decommissioning Environmental Report," December, 1993, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2000. "Post Shutdown Decommissioning Activities Report," June, 2001. Excerpted from the YNPS Final Safety Analysis Report, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2003. "YNPS License Termination Plan," Revision 0. November 24, 2003, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2004a. "YNPS License Termination Plan," Draft Revision 1, September 2, 2004, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2004b. "Site Closure Project Plan," Revision 2. March 31, 2004, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2004c. "YNPS Historical Site Assessment," January 2004, Yankee Atomic Electric Company, Rowe, Massachusetts.

YAEC, 2004d. "Annual Radiological Environmental Operating Report," Yankee Rowe Station Radiological Environmental Monitoring Program—January 1, 2003—December 31, 2003. Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2004e. "Hydrogeologic Report of 2003 Supplemental Investigation" March 15, 2004. Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2004f. "YNPS License Termination Plan," Revision 1, November 19, 2004, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 YAEC, 2005. "Supplement to Proposed Amendment to YNPS Possession Only License," April 7, 2005, Yankee Atomic Electric Company, Rowe, Massachusetts.  
 Framatome, 2003. "Site Ground Water Data Collection for YNPS Decommissioning, quo; Rev 1. February, 2003, Framatome ANP DE&S, Marlborough, Massachusetts.

Dated at Rockville, Maryland, this 23rd day of May, 2005.

For the Nuclear Regulatory Commission.

**Andrew Persinko,**

*Acting Deputy Director, Division of Waste Management and Environmental Protection, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. E5-2850 Filed 6-2-05; 8:45 am]

**BILLING CODE 7590-01-P**

## RAILROAD RETIREMENT BOARD

### Agency Forms Submitted for OMB Review

*Summary:* In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Railroad Retirement Board (RRB) has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

#### Summary of Proposal(s)

- (1) *Collection title:* Statement Regarding Contributions and Support.
- (2) *Form(s) submitted:* G-134.
- (3) *OMB Number:* 3220-0099.
- (4) *Expiration date of current OMB clearance:* 09/30/2005.
- (5) *Type of request:* Extension of a currently approved collection.
- (6) *Respondents:* Individuals or households.
- (7) *Estimated annual number of respondents:* 100.
- (8) *Total annual responses:* 100.
- (9) *Total annual reporting hours:* 259.
- (10) *Collection description:*

Dependency on the employee for one-half support at the time of the employee's death can be a condition affecting eligibility for a survivor annuity provided for under Section 2 of the Railroad Retirement Act. One-half support is also a condition which may

negate the public service pension offset in Tier 1 for a spouse or widow(er).

**FOR FURTHER INFORMATION CONTACT:**

Copies of the forms and supporting documents can be obtained from Charles Mierzwa, the agency clearance officer (312-751-3363) or [Charles.Mierzwa@rrb.gov](mailto:Charles.Mierzwa@rrb.gov).

Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois, 60611-2092 or

[Ronald.Hodapp@rrb.gov](mailto:Ronald.Hodapp@rrb.gov) and to the OMB Desk Officer for the RRB, at the Office of Management and Budget, Room 10230, New Executive Office Building, Washington, DC 20503.

**Charles Mierzwa,**

*Clearance Officer.*

[FR Doc. 05-11032 Filed 6-2-05; 8:45 am]

**BILLING CODE 7905-01-P**

## RAILROAD RETIREMENT BOARD

### Agency Forms Submitted for OMB Review

*Summary:* In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Railroad Retirement Board (RRB) has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

#### Summary of Proposal(s)

(1) *Collection title:* Statement of Authority to Act for Employee.

(2) *Form(s) submitted:* SI-10.

(3) *OMB Number:* 3220-0034.

(4) *Expiration date of current OMB clearance:* 08/31/2005.

(5) *Type of request:* Extension of a currently approved collection.

(6) *Respondents:* Individuals or households, Business or other for-profit.

(7) *Estimated annual number of respondents:* 400.

(8) *Total annual responses:* 400.

(9) *Total annual reporting hours:* 40.

(10) *Collection description:* Under 20 CFR 335.2, the Railroad Retirement Board (RRB) accepts claims for sickness benefits by other than the sick or injured employees, provided the RRB has the information needed to satisfy itself that the delegation should be made.

**FOR FURTHER INFORMATION CONTACT:**

Copies of the forms and supporting documents can be obtained from Charles Mierzwa, the agency clearance officer (312-751-3363) or [Charles.Mierzwa@rrb.gov](mailto:Charles.Mierzwa@rrb.gov).

Comments regarding the information collection should be addressed to

Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois, 60611-2092 or

[Ronald.Hodapp@rrb.gov](mailto:Ronald.Hodapp@rrb.gov) and to the OMB Desk Officer for the RRB, at the Office of Management and Budget, Room 10230, New Executive Office Building, Washington, DC 20503.

**Charles Mierzwa,**

*Clearance Officer.*

[FR Doc. 05-11033 Filed 6-2-05; 8:45 am]

**BILLING CODE 7905-01-P**

## SECURITIES AND EXCHANGE COMMISSION

### Submission for OMB Review; Comment Request

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

*Extension:*

Rule 482, SEC File No. 270-508, OMB Control No. 3235-0565.

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 ("OMB") a request for extension of the previously approved collection of information discussed below.

Like most issuers of securities, when an investment company<sup>1</sup> ("fund") offers its shares to the public, its promotional efforts become subject to the advertising restrictions of the Securities Act of 1933, as amended (the "Securities Act"). In recognition of the particular problems faced by funds that continually offer securities and wish to advertise their securities, the Commission has previously adopted advertising safe harbor rules. The most important of these is rule 482 under the Securities Act, which, under certain circumstances, permits funds to advertise investment performance data, as well as other information. Rule 482 advertisements are deemed to be "prospectuses" under section 10(b) of the Securities Act.<sup>2</sup>

Rule 482 contains certain requirements regarding the disclosure that funds are required to provide in qualifying advertisements. These requirements are intended to encourage the provision to investors of information

that is balanced and informative, particularly in the area of investment performance. For example, a fund is required to include disclosure advising investors to consider the fund's investment objectives, risks, charges and expenses, and other information described in the fund's prospectus or accompanying profile (if applicable), and highlighting the availability of the fund's prospectus. In addition, rule 482 advertisements that include performance data of open-end funds or insurance company separate accounts offering variable annuity contracts are required to include certain standardized performance information, information about any sales loads or other nonrecurring fees, and a legend warning that past performance does not guarantee future results. Such funds including performance information in rule 482 advertisements are also required to make available to investors month-end performance figures via website disclosure or by a toll-free telephone number, and to disclose the availability of the month-end performance data in the advertisement. The rule also sets forth requirements regarding the prominence of certain disclosures, requirements regarding advertisements that make tax representations, requirements regarding advertisements used prior to the effectiveness of the fund's registration statement, requirements regarding the timeliness of performance data, and certain required disclosures by money market funds.

Rule 482 advertisements must be filed with the Commission or, in the alternative, with NASD Regulation, Inc. ("NASDR").<sup>3</sup> This information collection differs from many other federal information collections that are primarily for the use and benefit of the collecting agency.

As discussed above, rule 482 contains requirements that are intended to encourage the provision to investors of information that is balanced and informative, particularly in the area of investment performance. The Commission is concerned that in the absence of such provisions fund investors may be misled by deceptive rule 482 performance advertisements and may rely on less-than-adequate information when determining in which funds they should invest their money. As a result, the Commission believes it is beneficial for funds to provide

<sup>1</sup> "Investment company" refers to both investment companies registered under the Investment Company Act of 1940, as amended, and business development companies.

<sup>2</sup> 15 U.S.C. 77j(b).

<sup>3</sup> See Rule 24b-3 under the Investment Company Act [17 CFR 270.24b-3], which provides that any sales material, including rule 482 advertisements, shall be deemed filed with the Commission for purposes of Section 24(b) of the Investment Company Act upon filing with the NASDR.