

### *Procedures for Processing Fingerprint Checks*

For the purpose of complying with this Order, Licensees shall, using an appropriate method listed in 10 CFR 73.4, submit to the NRC's Division of Facilities and Security, Mail Stop T-6E46, one completed, legible standard fingerprint card (Form FD-258, ORIMDNRCOOOZ) or, where practicable, other fingerprint records for each individual seeking access to Safeguards Information, to the Director of the Division of Facilities and Security, marked for the attention of the Division's Criminal History Check Section. Copies of these forms may be obtained by writing the Office of Information Services, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, by calling (301) 415-5877, or by e-mail to [forms@nrc.gov](mailto:forms@nrc.gov). Practicable alternative formats are set forth in 10 CFR 73.4. The Licensee shall establish procedures to ensure that the quality of the fingerprints taken results in minimizing the rejection rate of fingerprint cards due to illegible or incomplete cards.

The NRC will review submitted fingerprint cards for completeness. Any Form FD-258 fingerprint record containing omissions or evident errors will be returned to the Licensee for corrections. The fee for processing fingerprint checks includes one re-submission if the initial submission is returned by the FBI because the fingerprint impressions cannot be classified. The one free re-submission must have the FBI Transaction Control Number reflected on the re-submission. If additional submissions are necessary, they will be treated as initial submittals and will require a second payment of the processing fee.

Fees for processing fingerprint checks are due upon application. Licensees shall submit payment with the application for processing fingerprints by corporate check, certified check, cashier's check, money order, or electronic payment, made payable to "U.S. NRC." [For guidance on making electronic payments, contact the Facilities Security Branch, Division of Facilities and Security, at (301) 415-7739]. Combined payment for multiple applications is acceptable. The application fee (currently \$27) is the sum of the user fee charged by the FBI for each fingerprint card or other fingerprint record submitted by the NRC on behalf of a Licensee, and an NRC processing fee, which covers administrative costs associated with NRC handling of Licensee fingerprint submissions. The Commission will

directly notify Licensees who are subject to this regulation of any fee changes.

The Commission will forward to the submitting Licensee all data received from the FBI as a result of the Licensee's application(s) for criminal history records checks, including the FBI fingerprint record.

### *Right to Correct and Complete Information*

Prior to any final adverse determination, the Licensee shall make available to the individual the contents of any criminal records obtained from the FBI for the purpose of assuring correct and complete information. Written confirmation by the individual of receipt of this notification must be maintained by the Licensee for a period of one (1) year from the date of the notification.

If, after reviewing the record, an individual believes that it is incorrect or incomplete in any respect and wishes to change, correct, or update the alleged deficiency, or to explain any matter in the record, the individual may initiate challenge procedures. These procedures include either direct application by the individual challenging the record to the agency (i.e., law enforcement agency) that contributed the questioned information, or direct challenge as to the accuracy or completeness of any entry on the criminal history record to the Assistant Director, Federal Bureau of Investigation Identification Division, Washington, DC 20537-9700 (as set forth in 28 CFR 16.30 through 16.34). In the latter case, the FBI forwards the challenge to the agency that submitted the data and requests that agency to verify or correct the challenged entry. Upon receipt of an official communication directly from the agency that contributed the original information, the FBI Identification Division makes any changes necessary in accordance with the information supplied by that agency. The Licensee must provide at least ten (10) days for an individual to initiate an action challenging the results of an FBI criminal history records check after the record is made available for his/her review. The Licensee may make a final SGI access determination based upon the criminal history record only upon receipt of the FBI's ultimate confirmation or correction of the record. Upon a final adverse determination on access to SGI, the Licensee shall provide the individual its documented basis for denial. Access to SGI shall not be granted to an individual during the review process.

### *Protection of Information*

1. Each Licensee who obtains a criminal history record on an individual pursuant to this Order shall establish and maintain a system of files and procedures for protecting the record and the personal information from unauthorized disclosure.

2. The Licensee may not disclose the record or personal information collected and maintained to persons other than the subject individual, his/her representative, or to those who have a need to access the information in performing assigned duties in the process of determining access to Safeguards Information. No individual authorized to have access to the information may re-disseminate the information to any other individual who does not have a need-to-know.

3. The personal information obtained on an individual from a criminal history record check may be transferred to another Licensee if the Licensee holding the criminal history check record receives the individual's written request to re-disseminate the information contained in his/her file, and the gaining Licensee verifies information such as the individual's name, date of birth, social security number, sex, and other applicable physical characteristics for identification purposes.

4. The Licensee shall make criminal history records, obtained under this section, available for examination by an authorized representative of the NRC to determine compliance with the regulations and laws.

5. The Licensee shall retain all fingerprint and criminal history records received from the FBI, or a copy if the individual's file has been transferred, for three (3) years after termination of employment or determination of access to SGI (whether access was approved or denied). After the required three (3) year period, these documents shall be destroyed by a method that will prevent reconstruction of the information in whole or in part.

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## **OFFICE OF PERSONNEL MANAGEMENT**

### **Excepted Service**

**AGENCY:** Office of Personnel Management (OPM).

**ACTION:** Notice.

**SUMMARY:** This gives notice of OPM decisions granting authority to make appointments under Schedules A, B,

and C in the excepted service as required by 5 CFR 6.6 and 213.103.

**FOR FURTHER INFORMATION CONTACT:**

David Guilford, Center for Leadership and Executive Resources Policy, Division for Strategic Human Resources Policy, 202-606-1391.

**SUPPLEMENTARY INFORMATION:** Appearing in the listing below are the individual authorities established under Schedules A, B, and C between August 1, 2006, and August 31, 2006. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30 is published each year.

*Schedule A:* No Schedule A appointments were approved for August 2006.

*Schedule B:* No Schedule B appointments were approved for August 2006.

*Schedule C:* The following Schedule C appointments were approved during August 2006:

**Section 213.3303 Executive Office of the President**

*Council on Environmental Quality*

EQGS60021 Special Assistant to the Chairman (Council on Environmental Quality). Effective August 01, 2006.

*Office of Management and Budget*

BOGS60026 Confidential Assistant to the Associate Director for General Government Programs. Effective August 11, 2006.

BOGS00039 Legislative Analyst to the Associate Director for Legislative Affairs. Effective August 16, 2006.

BOGS60035 Confidential Assistant to the Counselor to the Deputy Director for Management. Effective August 16, 2006.

BOGS70000 Confidential Assistant to the Deputy Director, Office of Management and Budget. Effective August 24, 2006.

BOGS70001 Associate General Counsel to the General Counsel and Senior Policy Advisor. Effective August 24, 2006.

*Office of National Drug Control Policy*

QQGS60096 Deputy Chief of Staff to the Chief of Staff. Effective August 02, 2006.

QQGS60097 Public Affairs Specialist to the Counselor to the Deputy Director. Effective August 22, 2006.

*Office of the United States Trade Representative*

TNGS60023 Public Affairs Specialist to the Assistant United States Trade Representative for Public and Media Affairs. Effective August 01, 2006.

TNGS60024 Director of Scheduling and Advance to the United States Trade Representative. Effective August 09, 2006.

**Section 213.3304 Department of State**

DSGS61108 Special Assistant to the Under Secretary for Global Affairs. Effective August 04, 2006.

DSGS61110 Special Assistant to the Assistant Secretary for East Asian and Pacific Affairs. Effective August 04, 2006.

DSGS61111 Legislative Management Officer to the Assistant Secretary for Legislative and Intergovernmental Affairs. Effective August 04, 2006.

DSGS61112 Senior Advisor to the Assistant Secretary for International Organizational Affairs. Effective August 16, 2006.

DSGS60734 Public Affairs Specialist to the Assistant Secretary for Public Affairs. Effective August 22, 2006.

DSGS61113 Special Assistant to the Assistant Secretary, Bureau of Educational and Cultural Affairs. Effective August 29, 2006.

**Section 213.3305 Department of the Treasury**

DYGS60421 Special Assistant to the Deputy Assistant Secretary for Legislative Affairs. Effective August 16, 2006.

DYGS00356 Director, Critical Infrastructure Protection and Compliance Policy to the Deputy Assistant Secretary (Critical Infrastructure Protection and Compliance Policy). Effective August 17, 2006.

DYGS00476 Director of Operations to the Chief of Staff. Effective August 25, 2006.

DYGS00380 Deputy to the Assistant Secretary (Legislative Affairs) to the Assistant Secretary (Deputy Under Secretary) for Legislative Affairs. Effective August 29, 2006.

DYGS00475 Policy Advisor to the Assistant Secretary (Terrorist Financing). Effective August 29, 2006.

**Section 213.3306 Department of Defense**

DDGS16962 Speechwriter to the Principal Deputy Assistant Secretary of Defense for Public Affairs. Effective August 02, 2006.

DDGS16953 Defense Fellow to the Special Assistant to the Secretary of Defense for White House Liaison. Effective August 08, 2006.

DDGS16959 Special Assistant to the Principal Deputy Assistant Secretary of Defense (Legal Affairs). Effective August 08, 2006.

DDGS16966 Defense Fellow to the Special Assistant to the Secretary of

Defense for White House Liaison. Effective August 08, 2006.

DDGS16970 Special Assistant to the Principal Deputy Assistant Secretary of Defense (Legal Affairs). Effective August 08, 2006.

DDGS16956 Personal and Confidential Assistant to the Assistant Secretary of Defense (Special Operations/Low Intensity Conflict). Effective August 10, 2006.

DDGS16965 Defense Fellow to the Special Assistant to the Secretary of Defense for White House Liaison. Effective August 16, 2006.

DDGS16978 Staff Assistant to the Deputy Assistant Secretary of Defense (Detainee Affairs). Effective August 24, 2006.

DDGS16980 Personal and Confidential Assistant to the Assistant Secretary of Defense (International Security Policy). Effective August 24, 2006.

DDGS16982 Staff Specialist to the Deputy Assistant Secretary of Defense for Strategy, Plans and Resources. Effective August 24, 2006.

DDGS16945 Defense Fellow to the Special Assistant to the Secretary of Defense for White House Liaison. Effective August 29, 2006.

DDGS16971 Staff Assistant to the Deputy Assistant Secretary of Defense (Detainee Affairs). Effective August 31, 2006.

**Section 213.3307 Department of the Army**

DWGS60016 Confidential Assistant to the Secretary of the Army. Effective August 14, 2006.

**Section 213.3309 Department of the Air Force**

DFGS60018 Director, Marketing and Special Events to the Secretary of the Air Force. Effective August 02, 2006.

DFGS60011 Personal and Confidential Assistant to the General Counsel. Effective August 29, 2006.

**Section 213.3310 Department of Justice**

DJGS00261 Senior Counsel to the Assistant Attorney General. Effective August 01, 2006.

DJGS00062 Chief of Staff to the Administrator of Juvenile Justice and Delinquency Prevention. Effective August 08, 2006.

DJGS00231 Counsel to the Associate Attorney General. Effective August 08, 2006.

DJGS00200 Senior Counsel to the Assistant Attorney General, Criminal Division. Effective August 16, 2006.

DJGS00085 Speech Writer to the Director, Office of Public Affairs. Effective August 29, 2006.

**Section 213.3311 Department of Homeland Security**

- DMGS00546 Coordinator of State and Local Affairs to the Chief of Staff. Effective August 01, 2006.
- DMGS00555 Special Assistant and Travel Aide to the Under Secretary for Federal Emergency Management. Effective August 02, 2006.
- DMGS00557 Public Affairs Specialist to the Deputy Assistant Secretary for Public Affairs. Effective August 04, 2006.
- DMGS00553 Director of Policy and Plans, Customs and Border Protection to the Commissioner, Customs and Border Protection. Effective August 08, 2006.
- DMGS00559 Assistant Press Secretary to the Deputy Assistant Secretary for Public Affairs. Effective August 08, 2006.
- DMGS00556 Deputy Chief of Staff to the Director of Information Integration and Special Assistant to the Secretary. Effective August 09, 2006.
- DMGS00558 Special Assistant to the Chief Privacy Officer. Effective August 09, 2006.
- DMGS00560 Associate Director of Communications for Intelligence and Analysis to the Deputy Assistant Secretary for Public Affairs. Effective August 15, 2006.
- DMGS00562 Assistant Executive Secretary to the Executive Secretary. Effective August 15, 2006.
- DMGS00561 Assistant Director of Communications to the Director of Communications for United States Citizenship and Immigration Services. Effective August 18, 2006.
- DMGS00563 Assistant Press Secretary to the Press Secretary. Effective August 18, 2006.
- DMGS00566 Executive Assistant to the Director, Office of Systems Engineering and Acquisition. Effective August 22, 2006.
- DMGS00564 Staff Assistant to the White House Liaison and Advisor. Effective August 24, 2006.
- DMGS00568 Senior Media Affairs and Communication Specialist to the Chief of Staff. Effective August 24, 2006.

**Section 213.3312 Department of the Interior**

- DIGS01076 Special Assistant to the Deputy Chief of Staff. Effective August 04, 2006.
- DIGS01077 Special Assistant to the Deputy Solicitor. Effective August 29, 2006.

**Section 213.3313 Department of Agriculture**

- DAGS00857 Special Assistant to the Administrator, Farm Service Agency. Effective August 01, 2006.
- DAGS00859 Deputy Director of Intergovernmental Affairs to the Director, Intergovernmental Affairs. Effective August 18, 2006.
- DAGS00855 Special Assistant to the Deputy Administrator for Field Operations. Effective August 21, 2006.

**Section 213.3314 Department of Commerce**

- DCGS00184 Confidential Assistant to the Assistant Secretary for Telecommunications and Information. Effective August 04, 2006.
- DCGS60512 Senior Advisor to the Under Secretary of Commerce for Industry and Security. Effective August 04, 2006.
- DCGS60160 Confidential Assistant to the Director, Advocacy Center. Effective August 16, 2006.
- DCGS00427 Senior Advisor to the Assistant Secretary for Export Enforcement. Effective August 29, 2006.
- DCGS60651 Public Affairs Specialist to the Director of Public Affairs. Effective August 29, 2006.

**Section 213.3315 Department of Labor**

- DLGS60236 Legislative Officer to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective August 01, 2006.
- DLGS60238 Legislative Assistant to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective August 14, 2006.
- DLGS60015 Legislative Assistant to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective August 15, 2006.
- DLGS60007 Special Assistant to the Director, 21st Century Office and Deputy Assistant Secretary for Intergovernmental Affairs. Effective August 18, 2006.
- DLGS60168 Senior Intergovernmental Affairs Officer to the Assistant Secretary for Congressional and Intergovernmental Affairs. Effective August 24, 2006.
- DLGS60189 Special Assistant to the Chief Financial Officer. Effective August 29, 2006.

**Section 213.3316 Department of Health and Human Services**

- DHGS60526 Confidential Assistant to the Deputy Secretary, Health and Human Services. Effective August 16, 2006.
- DHGS60038 Special Assistant to the Senior Advisor to the Assistant

Secretary for Health. Effective August 29, 2006.

**Section 213.3317 Department of Education**

- DBGS00557 Special Assistant to the Director, White House Initiative on Hispanic Education. Effective August 11, 2006.
- DBGS00558 Confidential Assistant to the Assistant Secretary for Elementary and Secondary Education. Effective August 14, 2006.
- DBGS00355 Confidential Assistant to the Chief of Staff to the Deputy Secretary. Effective August 17, 2006.
- DBGS00561 Deputy Assistant Secretary for Policy and Strategic Initiatives to the Assistant Secretary for Elementary and Secondary Education. Effective August 22, 2006.
- DBGS00562 Confidential Assistant to the Deputy Assistant Secretary for Communications and Outreach. Effective August 22, 2006.
- DBGS00563 Confidential Assistant to the Assistant Secretary for Elementary and Secondary Education. Effective August 24, 2006.
- DBGS00559 Special Assistant to the Secretary's Regional Representative, Region 8. Effective August 29, 2006.
- DBGS00560 Chief of Staff to the Assistant Secretary for Planning, Evaluation, and Policy Development. Effective August 29, 2006.
- DBGS00564 Special Assistant to the Deputy Assistant Secretary for Media Relations and Strategic Communications. Effective August 29, 2006.

**Section 213.3318 Environmental Protection Agency**

- EPGS06021 Assistant to the Scheduler to the Director of Scheduling. Effective August 01, 2006.
- EPGS05024 Deputy Associate Administrator to the Associate Administrator for Public Affairs. Effective August 29, 2006.

**Section 213.3325 United States Tax Court**

- JCGS60042 Secretary (Confidential Assistant) to the Chief Judge. Effective August 17, 2006.

**Section 213.3330 Securities and Exchange Commission**

- SEOT60052 Chief of Staff to the Chairman. Effective August 02, 2006.
- SEOT60053 Managing Executive for Policy and Counselor to the Chairman. Effective August 02, 2006.

**Section 213.3331 Department of Energy**

- DEGS00534 Senior Advisor to the Chief of Staff. Effective August 01, 2006.
- DEGS00535 Web Content Manager to the Senior Policy Advisor. Effective August 02, 2006.
- DEGS00536 Policy Advisor to the Senior Advisor. Effective August 15, 2006.
- DEGS00537 Program Assistant to the Assistant Secretary of Energy (Nuclear Energy). Effective August 18, 2006.
- DEGS00539 Deputy Director for Permitting, Siting and Analysis Division to the Director, Office of Electricity Delivery and Energy Reliability. Effective August 22, 2006.
- DEGS00540 Special Assistant to the Director, Office of Electricity Delivery and Energy Reliability. Effective August 29, 2006.
- DEGS00541 Director of Commercialization and Deployment to the Principal Deputy Assistant Secretary. Effective August 29, 2006.

**Section 213.3331 Federal Energy Regulatory Commission**

- DRGS60007 Confidential Assistant to the Member-Federal Energy Regulatory Commission. Effective August 24, 2006.

**Section 213.3332 Small Business Administration**

- SBGS00600 Director of External Affairs to the Associate Administrator for Field Operations. Effective August 02, 2006.
- SBGS00602 Special Assistant to the Administrator. Effective August 04, 2006.

**Section 213.3337 General Services Administration**

- GSGS00178 Special Assistant to the Chief Acquisition Officer. Effective August 08, 2006.
- GSGS00180 Confidential Assistant to the Associate Administrator for Congressional and Intergovernmental Affairs. Effective August 18, 2006.
- GSGS00156 Confidential Assistant to the Chief of Staff. Effective August 29, 2006.

**Section 213.3373 Trade and Development Agency**

- TDGS60001 Executive Assistant to the Director. Effective August 29, 2006.

**Section 213.3377 Equal Employment Opportunity Commission**

- EESG60032 Senior Advisor to the Member, Equal Employment Opportunity Commission. Effective August 30, 2006.

**Section 213.3384 Department of Housing and Urban Development**

- DUGS60449 Congressional Relations Specialist to the Deputy Assistant Secretary for Congressional Relations. Effective August 30, 2006.

**Section 213.3394 Department of Transportation**

- DTGS60194 Special Assistant to the Administrator. Effective August 01, 2006.
- DTGS60371 Deputy Assistant Secretary for Governmental Affairs to the Assistant Secretary for Governmental Affairs. Effective August 17, 2006.
- DTGS60382 Special Assistant to the Secretary and Deputy Director for Scheduling and Advance to the Secretary. Effective August 17, 2006.
- DTGS60202 Counselor to the Administrator. Effective August 31, 2006.

**Authority:** 5 U.S.C. 3301 and 3302; E.O. 10577, 3 CFR 1954–1958 Comp., p. 218.

Office of Personnel Management.

**Dan G. Blair,**

*Deputy Director.*

[FR Doc. E6–16593 Filed 10–5–06; 8:45 am]

**BILLING CODE 6325–39–P**

**SECURITIES AND EXCHANGE COMMISSION****Proposed Collection; Comment Request**

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

**Extension:**

Rule 30e–2; SEC File No. 270–437; OMB Control No. 3235–0494.

Notice is hereby given that pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) (the “Paperwork Reduction Act”) the Securities and Exchange Commission (“Commission”) is soliciting comments on the collections of information summarized below. The Commission plans to submit these existing collections of information to the Office of Management and Budget (“OMB”) for extension and approval.

Section 30(e) of the Investment Company Act of 1940 (15 U.S.C. 80a–29(e)) (the “Investment Company Act” or “Act”) and rule 30e–2<sup>1</sup> thereunder

(17 CFR 270.30e–2) require registered unit investment trusts (“UITs”) that invest substantially all of their assets in securities of a management investment company<sup>2</sup> (“fund”) to send to shareholders at least semi-annually a report containing certain financial statements and other information. Specifically, rule 30e–2 requires that the report contain the financial statements and other information that rule 30e–1 under the Act (17 CFR 270.30e–1) requires to be included in the report of the underlying fund for the same fiscal period. Rule 30e–1 requires that the underlying fund’s report contain, among other things, the financial statements and other information that is required to be included in such report by the fund’s registration form.

The purpose of this requirement is to apprise current shareholders of the operational and financial condition of the UIT. Absent the requirement to disclose all material information in reports, investors would be unable to obtain accurate information upon which to base investment decisions and consumer confidence in the securities industry might be adversely affected. Requiring the submission of these reports to the Commission permits us to verify compliance with securities law requirements. In addition, Rule 30e–2 permits, under certain conditions, delivery of a single shareholder report to investors who share an address (“householding”). Specifically, rule 30e–2 permits householding of annual and semi-annual reports by UITs to satisfy the delivery requirements of rule 30e–2 if, in addition to the other conditions set forth in the rule, the UIT has obtained from each applicable investor written or implied consent to the householding of shareholder reports at such address. The rule requires UITs that wish to household shareholder reports with implied consent to send a notice to each applicable investor stating that the investors in the household will receive one report in the future unless the investors provide contrary instructions. In addition, at least once a year, UITs relying on the rule for householding must explain to investors who have provided written or implied consent how they can revoke their consent. Preparing and sending the initial notice and the annual explanation of the right to revoke consent are collections of information

<sup>1</sup> Rule 30e–2 was originally adopted as rule 30d–2, but was redesignated as rule 30e–2 effective February 15, 2001. See Role of Independent Directors of Investment Companies, Investment Company Act Release No. 24816 (Jan. 2, 2001) (66 FR 3734 (Jan. 16, 2001)).

<sup>2</sup> Management investment companies are defined in Section 4(3) of the Investment Company Act as any investment company other than a face-amount certificate company or a unit investment trust, as those terms are defined in Section 4(1) and 4(2) of the Investment Company Act. See 15 U.S.C. 80a–4.