

the template does not reflect any specific CUI provisions. The NRC has not yet implemented the CUI Rule, and in accordance with 32 CFR 2002.4(r), most CUI requirements do not apply to

SGI because the authorizing law and regulations for SGI provide specific handling controls.

### III. Availability of Documents

The documents identified in the following table are available to interested persons through one or more of the following methods, as indicated.

Document	ADAMS Accession No./ Federal Register citation
Final Template for Protective Orders Governing the Disclosure and Use of Sensitive Unclassified Non-Safeguards Information (SUNSI) in Hearings Related to Conformance with Inspections, Tests, Analyses, and Acceptance Criteria (ITAAC).	ML19036A727
Final Template for Protective Orders Governing the Disclosure and Use of Safeguards Information (SGI) in Hearings Related to Conformance with Inspections, Tests, Analyses, and Acceptance Criteria (ITAAC).	ML19036A718
NRC Staff Responses to Public Comments on Draft Protective Order Templates for ITAAC Hearings .....	ML19036A732
Comment Submission from Southern Nuclear Operating Company, submitted on October 19, 2018 .....	ML18298A267
Protective Order Templates for Hearings on Conformance with the Acceptance Criteria in Combined Licenses, published on September 4, 2018 (draft for comment).	83 FR 44925
Final Procedures for Conducting Hearings on Conformance With the Acceptance Criteria in Combined Licenses, published on July 1, 2016.	81 FR 43266
SECY-15-0010, Final Procedures for Hearings on Conformance With the Acceptance Criteria in Combined Licenses, dated January 20, 2015.	ML14343A747
Final Rule: Controlled Unclassified Information, published on September 14, 2016 .....	81 FR 63324
NRC Regulatory Issue Summary 2005-26, Control of Sensitive Unclassified Non-Safeguards Information Related to Nuclear Power Reactors, dated November 7, 2005.	ML051430228

The NRC may post materials related to this document, including public comments, on the Federal rulemaking website at <http://www.regulations.gov> under Docket ID NRC-2018-0190. The Federal Rulemaking website allows you to receive alerts when changes or additions occur in a docket folder. To subscribe: (1) Navigate to the docket folder (NRC-2018-0190); (2) click the "Sign up for Email Alerts" link; and (3) enter your email address and select how frequently you would like to receive emails (daily, weekly, or monthly).

Dated at Rockville, Maryland, this 7th day of February 2019.

For the Nuclear Regulatory Commission.  
**Susan H. Vrahoretis,**

*Assistant General, Counsel for New Reactor Programs, Office of the General Counsel.*

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## RAILROAD RETIREMENT BOARD

### Agency Forms Submitted for OMB Review, Request for Comments

**Summary:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35), the Railroad Retirement Board (RRB) is forwarding an Information Collection Request (ICR) to the Office of Information and Regulatory Affairs (OIRA), Office of Management and Budget (OMB). Our ICR describes the information we seek to collect from the public. Review and approval by OIRA ensures that we impose appropriate paperwork burdens.

The RRB invites comments on the proposed collections of information to determine (1) the practical utility of the collections; (2) the accuracy of the estimated burden of the collections; (3) ways to enhance the quality, utility, and clarity of the information that is the subject of collection; and (4) ways to minimize the burden of collections on respondents, including the use of automated collection techniques or other forms of information technology. Comments to the RRB or OIRA must contain the OMB control number of the ICR. For proper consideration of your comments, it is best if the RRB and OIRA receive them within 30 days of the publication date.

**Title and purpose of information collection:** Application for Survivor Death Benefits; OMB 3220-0031.

Under Section 6 of the Railroad Retirement Act (RRA), lump-sum death benefits are payable to surviving widow(er)s, children, and certain other dependents. Lump-sum death benefits are payable after the death of a railroad employee only if there are no qualified survivors of the employee immediately eligible for annuities. With the exception of the residual death benefit, eligibility for survivor benefits depends on whether the deceased employee was "insured" under the RRA at the time of death. If the deceased employee was not insured, jurisdiction of any survivor benefits payable is transferred to the Social Security Administration and survivor benefits are paid by that agency instead of the RRB. The requirements

for applying for benefits are prescribed in 20 CFR 217, 219, and 234.

The collection obtains the information required by the RRB to determine entitlement to and amount of the survivor death benefits applied for. To collect the information, the RRB uses Forms AA-21, *Application for Lump-Sum Death Payment and Annuities Unpaid at Death*; AA-21cert, *Application Summary and Certification*; G-131, *Authorization of Payment and Release of All Claims to a Death Benefit or Accrued Annuity Payment*; and G-273a, *Funeral Director's Statement of Burial Charges*. One response is requested of each respondent. Completion is required to obtain benefits.

**Previous requests for comments:** The RRB has already published the initial 60-day notice (83 FR 62390 on December 3, 2018) required by 44 U.S.C. 3506(c)(2). That request elicited no comments.

### Information Collection Request (ICR)

**Title:** Application for Survivor Death Benefits.

**OMB Control Number:** 3220-0031.

**Form(s) submitted:** AA-21, AA-21cert, G-131, and G-273a.

**Type of request:** Revision of a currently approved collection.

**Affected public:** Individuals or Households.

**Abstract:** The collection obtains the information needed to pay death benefits and annuities due but unpaid at death under the Railroad Retirement Act. Benefits are paid to designated

beneficiaries or to survivors in a priority designated by law.

*Changes proposed:* The RRB proposes the following changes to Forms AA-21, AA-21cert, and G-273a:

- Forms AA-21 and AA-21cert—Update the fraud language in the Certification statement to make it consistent with other RRB applications;
- Form G-273a—Add clarifying language above Item 10 to inform a

funeral home when to file for a lump-sum death benefit.

The RRB proposes no changes to Form G-131.

*The burden estimate for the ICR is as follows:*

Form No.	Annual responses	Time (minutes)	Burden (hours)
AA-21cert with assistance .....	3,500	20	1,167
AA-21 without assistance .....	200	40	133
G-131 .....	100	5	8
G-273a .....	4,000	10	667
Total .....	7,800	.....	1,975

*Additional information or comments:* Copies of the forms and supporting documents can be obtained from Brian Foster at (312) 751-4826 or [Brian.Foster@rrb.gov](mailto:Brian.Foster@rrb.gov).

Comments regarding the information collection should be addressed to Brian Foster, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-1275 or [Brian.Foster@rrb.gov](mailto:Brian.Foster@rrb.gov) and to the OMB Desk Officer for the RRB, Fax: 202-395-6974, Email address: [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

**Brian Foster,**  
Clearance Officer.

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-85063; File No. SR-FINRA-2019-004]

### Self-Regulatory Organizations; Financial Industry Regulatory Authority, Inc.; Notice of Filing of a Proposed Rule Change To Expand Time for Non-Parties To Respond to Arbitration Subpoenas and Orders of Appearance of Witnesses or Production of Documents

February 6, 2019.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (“Act”)<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on January 29, 2019, Financial Industry Regulatory Authority, Inc. (“FINRA”) filed with the Securities and Exchange Commission (“SEC” or “Commission”) the proposed rule change as described in Items I, II, and III below, which Items have been prepared by FINRA. The Commission is publishing this notice to solicit

comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization’s Statement of the Terms of Substance of the Proposed Rule Change

FINRA is proposing to amend FINRA Rule 12512(d) through (e) and FINRA Rule 12513(d) through (e) of the Code of Arbitration Procedure for Customer Disputes (“Customer Code”) and FINRA Rule 13512(d) through (e) and FINRA Rule 13513(d) through (e) of the Code of Arbitration Procedure for Industry Disputes (“Industry Code” and together, “Codes”), to expand time for non-parties to respond to arbitration subpoenas and orders of appearance of witnesses or production of documents, and to make related changes to enhance the discovery process for forum users.

The text of the proposed rule change is available at the principal office of FINRA, on FINRA’s website at <http://www.finra.org>, and at the Commission’s Public Reference Room.

#### II. Self-Regulatory Organization’s Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, FINRA included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. FINRA has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statements.

##### A. Self-Regulatory Organization’s Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

###### 1. Purpose Introduction

The proposed rule change would amend FINRA Rules 12512, 12513,

13512 and 13513 that govern procedures for non-parties to object to subpoenas and for non-parties to object to arbitrator orders of appearance of witnesses or production of documents. The proposed rule change would help ensure that non-parties wanting to object to an order or subpoena have sufficient time to do so. The proposal will also make related changes to enhance the discovery process for forum users.

###### Background

In arbitration, the parties exchange documents and information to prepare for the arbitration through the discovery process. The Codes currently provide that parties in FINRA arbitration who seek discovery from a non-party may request the panel to issue: (1) An order of appearance of witnesses or production of documents if the non-party is subject to FINRA’s jurisdiction as an associated person or member firm or (2) a subpoena if the non-party is not subject to FINRA’s jurisdiction.<sup>3</sup> If the panel decides to issue the order or subpoena, FINRA will transmit the signed order or subpoena to the moving party to serve on the non-party. If a non-party receiving an order or a subpoena objects to the scope or propriety of the order or subpoena, the non-party may, within 10 calendar days of service of the order or subpoena, file written objections through the Director of the Office of Dispute Resolution (Director).

###### Concerns About Current Subpoena and Order Rules for Non-Parties

Forum users have raised concerns that the amount of time that non-parties have to respond to orders and subpoenas is insufficient.<sup>4</sup> Since non-

<sup>3</sup> See Rules 12512 and 12513. See also Rules 13512 and 13513.

<sup>4</sup> See, e.g., Letter from Kevin M. Carroll, Managing Director and Associate General Counsel, Securities Industry and Financial Markets Association, to Jennifer Piorko Mitchell, Vice President and Deputy Corporate Secretary, FINRA, dated June 2, 2017 (responding to FINRA’s March 2017 *Special Notice*

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.