

transmission to 301-415-3725 or by email to [OGCMailCenter@nrc.gov](mailto:OGCMailCenter@nrc.gov). A copy of the request for hearing and petition for leave to intervene should also be sent to Mr. John E. Matthews, Morgan, Lewis, & Bockius, LLP, 1111 Pennsylvania Avenue, NW, Washington, DC 20004, attorney for the licensee.

The Commission will issue a notice or order granting or denying a hearing request or intervention petition, designating the issues for any hearing that will be held, and designating the presiding officer. A notice granting a hearing will be published in the **Federal Register** and served on the parties to the hearing.

For further details with respect to this action, see the application dated October 12, 2004, of which, a nonproprietary version is available for public inspection at the Commission's PDR, located at One White Flint North, Public File Area 01 F21, 11555 Rockville Pike (first floor), Rockville, Maryland, and accessible electronically through the Agencywide Documents Access and Management System (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams/html>. Persons who don't have access to ADAMS or who encounter problems accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland this 14th day of December 2004.

For the Nuclear Regulatory Commission.

**David H. Jaffe,**

*Senior Project Manager, Section 1, Project Directorate IV, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 04-27732 Filed 12-17-04; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Renewal

**AGENCY:** U.S. Nuclear Regulatory Commission.

**ACTION:** Notice of renewal of the Charter of the Advisory Committee on Reactor Safeguards (ACRS).

**SUMMARY:** The Advisory Committee on Reactor Safeguards was established by Section 29 of the Atomic Energy Act (AEA) in 1954. Its purpose is to provide advice to the Commission with regard to the hazards of proposed or existing reactor facilities, to review each

application for a construction permit or operating license for certain facilities specified in the AEA, and such other duties as the Commission may request. The AEA as amended by PL 100-456 also specifies that the Defense Nuclear Safety Board may obtain the advice and recommendations of the ACRS.

Membership on the Committee includes individuals experienced in reactor operations, management; probabilistic risk assessment; analysis of reactor accident phenomena; design of nuclear power plant structures, systems and components; materials science; and mechanical, civil, and electrical engineering.

The Nuclear Regulatory Commission has determined that renewal of the charter for the ACRS until December 14, 2006 is in the public interest in connection with the statutory responsibilities assigned to the ACRS. This action is being taken in accordance with the Federal Advisory Committee Act.

#### FOR FURTHER INFORMATION CONTACT:

Andrew L. Bates, Office of the Secretary, NRC, Washington, DC 20555; telephone: (301) 415-1963.

Dated: December 14, 2004.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. 04-27733 Filed 12-17-04; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Sunshine Federal Register Notice

**DATES:** Weeks of December 20, 27, 2004, January 3, 10, 17, 24, 2005.

**PLACE:** Commissioners' Conference Room, 11555 Rockville Pike, Rockville, Maryland.

**STATUS:** Public and closed.

#### MATTERS TO BE CONSIDERED:

##### Week of December 20, 2004

There are no meetings scheduled for the week of December 20, 2004.

##### Week of December 27, 2004—Tentative

There are no meetings scheduled for the week of December 27, 2004.

##### Week of January 3, 2005—Tentative

*Wednesday, January 5, 2005*

2 p.m. Affirmation Session (Public Meeting) (Tentative).

- a. Private Fuel Storage (Independent Spent Fuel Storage Installation); Docket No. 72-22-ISFSI (Tentative).

##### Week of January 10, 2005—Tentative

*Tuesday, January 11, 2005*

9:30 a.m. Discussion of Security Issues (Closed—Ex. 1 & 9).

##### Week of January 17, 2005—Tentative

There are no meetings scheduled for the week of January 17, 2005.

##### Week of January 24, 2005—Tentative

*Monday, January 24, 2005*

9:30 a.m. Discussion of Security Issues (Closed—Ex. 1).

1:30 p.m. Briefing on Human Capital Initiatives (Closed—Ex. 2).

*Tuesday, January 25, 2005*

9:30 a.m. Discussion of Security Issues (Closed—Ex. 1).

\* The Schedule for Commission meetings is subject to change on short notice. To verify the status of meetings call (recording)—(301) 415-1292. Contact person for more information: Dave Gamberoni, (301) 415-1651.

\* \* \* \* \*

**SUPPLEMENTARY INFORMATION:** By a vote of 3-0 on December 9 and 10, the Commission determined pursuant to U.S.C. 552(b) and § 9.107(a) of the Commission's rules that "Affirmation of (a) HYDRO RESOURCES, INC. Petition for Review of LBP-04-23 (Final Environmental Impact Statement Supplementation), (b) STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES (Confirmatory Order Modifying License); Intervenor's Motion for Reconsideration of CLI-04-26, and (c) Final Amendments to 10 CFR Part 50, Appendix E, Relating to (1) Nuclear Regulatory Commission Review of Changes to Emergency Action Levels, Paragraph IV.B and (2) Exercise Requirements for Co-Located Licensees, Paragraph IV.F.2" be held December 14, and on less than one week's notice to the public.

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The NRC Commission Meeting Schedule can be found on the Internet at: <http://www.nrc.gov/what-we-do/policy-making/schedule.html>.

\* \* \* \* \*

The NRC provides reasonable accommodation to individuals with disabilities where appropriate. If you need a reasonable accommodation to participate in these public meetings, or need this meeting notice or the transcript or other information from the public meetings in another format (e.g., braille, large print), please notify the NRC's Disability Program Coordinator, August Spector, at (301) 415-7080, TDD: (301) 415-2100, or by e-mail at

aks@nrc.gov. Determinations on requests for reasonable accommodation will be made on a case-by-case basis.

\* \* \* \* \*

This notice is distributed by mail to several hundred subscribers; if you no longer wish to receive it, or would like to be added to the distribution, please contact the Office of the Secretary, Washington, DC 20555 (301) 415-1969). In addition, distribution of this meeting notice over the Internet system is available. If you are interested in receiving this Commission meeting schedule electronically, please send an electronic message to [dkw@nrc.gov](mailto:dkw@nrc.gov).

Dated: December 15, 2004.

**Dave Gamberoni,**

*Office of the Secretary.*

[FR Doc. 04-27843 Filed 12-16-04; 9:38 am]

BILLING CODE 7590-01-M

## SECURITIES AND EXCHANGE COMMISSION

[Release Nos. 33-8512; 34-50849; IC-26693; File No. S7-12-04]

RIN 3235-AJ16

### Disclosure Regarding Portfolio Managers of Registered Management Investment Companies

**AGENCY:** Securities and Exchange Commission.

**ACTION:** Notice of OMB approval of collections of information.

#### FOR FURTHER INFORMATION CONTACT:

Sanjay Lamba, Senior Counsel, Office of Disclosure Regulation, Division of Investment Management, (202) 942-7926, at the Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0506.

**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget has approved the collections of information requirements contained in Disclosure Regarding Portfolio Managers of Registered Management Investment Companies,<sup>1</sup> titled "Form N-1A under the Investment Company Act of 1940 and Securities Act of 1933, Registration Statement of Open-End Management Investment Companies" (OMB Control No. 3235-0307) and "Form N-CSR under the Investment Company Act of 1940 and Securities Exchange Act of 1934, Certified Shareholder Report of Registered Management Investment Companies" (OMB Control No. 3235-0570).

Dated: December 14, 2004.

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. E4-3721 Filed 12-17-04; 8:45 am]

BILLING CODE 8010-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-50845; File No. SR-NASD-2004-181]

### Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by National Association of Securities Dealers, Inc. Concerning Modifications to the Nasdaq Market Center Execution Service

December 13, 2004.

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 December 9, 2004, the National Association of Securities Dealers, Inc. ("NASD"), through its subsidiary, The Nasdaq Stock Market, Inc. ("Nasdaq"), filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by Nasdaq. 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

Nasdaq is filing a proposed rule change to address the time priority issue that has prevented Nasdaq from registering as an exchange under Section 6 of the Act.<sup>3</sup> Specifically, Nasdaq is proposing to eliminate: (1) The "internalization" exception to the time priority aspect of the Nasdaq Market Center execution service's price/time priority execution algorithm, (2) Preferred Orders; and (3) the Directed Order functionality of the service.

Proposed new language is italicized; proposed deletions are in brackets.

#### 4700. NASDAQ MARKET CENTER—EXECUTION SERVICES

##### 4701. Definitions

Unless stated otherwise, the terms described below shall have the following meaning:

(a) through (e) No changes.

(f) *Reserved* [The term "Directed Order" shall mean an order in a Nasdaq-listed security that is entered into the

system by a Nasdaq Market Center participant that is directed to a particular Quoting Market Participant at any price, through the Directed Order process described in Rule 4710(c). This term shall not include the "Preferred Order" described in subparagraph (aa) of this rule. Directed Orders shall not be available for ITS Securities.]

(g) through (o) No changes.

(p) The term "Non-Directed Order" shall mean an order that is entered into the system by a Nasdaq Market Center Participant and is not directed to any particular Quoting Market Participant or ITS Exchange [, and shall also include Preferred Orders as described in subparagraph (aa) of this rule].

(q) *Reserved* [The term "Non-Liability Order" shall mean for Nasdaq listed securities an order that when delivered to a Quoting Market Participant imposes no obligation to respond to such order under the Firm Quote Rule. For ITS Securities, only orders preferenced to an ITS exchange can be non-liability orders.]

(r) through (z) No changes.

(aa) *Reserved* [The term "Preferred Order" shall mean an order that is entered into the Non-Directed Order Process and is designated to be delivered to or executed against a particular Quoting Market Participant's Attributable Quote/Order if the Quoting Market Participant is at the best bid/best offer when the Preferred Order is the next in line to be executed or delivered. Preferred Orders shall be executed subject to the conditions set out in Rule 4710(b).]

(bb) through (uu) No changes.

#### 4704. Opening Process for Nasdaq-Listed Securities

(a) No change.

(b) No change.

(1) through (4) No changes.

(5) Notwithstanding subparagraphs (1) through ([5] 4), if a Nasdaq Quoting Market Participant has entered a Locking/Crossing Quote/Order into the system that would become subject to the automated processing described above, the [system shall, before sending the order to any other Quoting Market Participant or Order Entry Firm, first attempt to match off the order against the locking/crossing Nasdaq Quoting Market Participant's own Quote/Order if that participant's Quote/Order is at the highest bid or lowest offer, as appropriate. A] Nasdaq Quoting Market Participant [may avoid this automatic matching through the] *can use the* [of] anti-internalization qualifier as set forth in Rule 4710(b)(1)(B)(ii)(a) *to deviate from time priority*. Order Entry Firms that enter locking/crossing Quotes/

<sup>1</sup> Investment Company Act Release No. 26533 (August 23, 2004) [69 FR 52788 (August 27, 2004)].

<sup>2</sup> 15 U.S.C. 78s(b)(1).

<sup>3</sup> 17 CFR 240.19b-4.

<sup>4</sup> 15 U.S.C. 78f.