

financial disclosure statements to avoid conflict-of-interest issues. The security background check will involve the completion and submission of paperwork to NRC and will take approximately four weeks to complete.

Dated at Rockville, Maryland this 9th day of March, 2006.

For the Nuclear Regulatory Commission.

**Andrew L. Bates,**

*Advisory Committee Management Officer.*

[FR Doc. E6-3716 Filed 3-14-06; 8:45 am]

BILLING CODE 7590-01-P

## NUCLEAR REGULATORY COMMISSION

[Docket No. 040-08838]

### Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for the Department of the Army's Facility at Jefferson Proving Ground

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Notice of Availability.

#### FOR FURTHER INFORMATION CONTACT:

Thomas McLaughlin, Project Manager, Decommissioning Directorate, Division of Waste Management and Environmental Protection, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; Telephone: (301) 415-5869; fax number: (301) 415-5398; e-mail: [tgm@nrc.gov](mailto:tgm@nrc.gov).

#### SUPPLEMENTARY INFORMATION:

#### I. Introduction

The Nuclear Regulatory Commission (NRC) is considering issuance of a license amendment to the Department of the Army (Army or licensee) for License No. SUB-1435. The amendment would authorize an alternate decommissioning schedule pursuant to 10 Code of Federal Regulations (CFR) part 40.42(g)(2), for the Army to conduct site characterization and prepare and submit a decommissioning plan for its facility at Jefferson Proving Ground, Madison, Indiana. NRC has prepared an Environmental Assessment (EA) in support of this action in accordance with the requirements of 10 CFR part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate.

#### II. EA Summary

The purpose of this proposed action is to amend Radioactive Materials License SUB-1435 to allow the Army to

decommission its Jefferson Proving Ground facility using an alternate schedule for submittal of a decommissioning plan pursuant to 10 CFR part 40.42(g)(2). The Army is requesting a 5-year period to characterize the site and submit a decommissioning plan. The Army's request is contained in a letter to NRC dated May 25, 2005.

The NRC staff has determined that all steps in the proposed site characterization could be accomplished in compliance with the NRC public and occupational dose limits and effluent release limits. In addition, the staff has concluded that approval of the alternate decommissioning schedule would not result in a significant adverse radiological or non-radiological impact on the environment.

If the NRC approves the license amendment, the authorization will be documented in an amendment to NRC License No. SUB-1435. However, before approving the proposed amendment, the NRC will need to make the findings required by the Atomic Energy Act of 1954, as amended, and NRC's regulations. These findings will be documented in a Safety Evaluation Report in addition to the EA.

#### III. Finding of No Significant Impact

The staff has prepared the EA (summarized above) in support of the Army's proposed alternate schedule for submittal of a decommissioning plan. The NRC staff has concluded that there will be no significant adverse environmental impacts associated with approving the Army's license amendment request. On the basis of the EA, the NRC has concluded that the environmental impacts from the action are expected to be insignificant and has determined not to prepare an environmental impact statement for the action.

#### IV. Further Information

Documents related to this action, including the application for amendment and supporting documentation, are available electronically at the NRC's Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. From this site, you can access the NRC's Agency-wide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. The ADAMS accession number for the documents related to this notice are: The Army's letter to NRC dated May 25, 2005, ML051520319; the EA prepared for this action, ML053130257; **Federal Register** Notice for Amendment No. 13, ML053220289.

If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC Public Document Room (PDR) Reference staff at 1-800-397-4209, 301-415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Any questions should be referred to Thomas McLaughlin, Division of Waste Management and Environmental Protection, U.S. Nuclear Regulatory Commission, Washington DC 20555, Mailstop T-7E18, telephone (301) 415-5869, fax (301) 415-5397.

Dated at Rockville, Maryland, this seventh day of March, 2006.

For the Nuclear Regulatory Commission.

**Claudia M. Craig,**

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

[FR Doc. E6-3715 Filed 3-14-06; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 72-17]

### Portland General Electric; Trojan Independent Spent Fuel Storage Installation; Issuance of Environmental Assessment and Finding of No Significant Impact Regarding a License Amendment

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Issuance of Environmental Assessment and Finding of No Significant Impact.

**FOR FURTHER INFORMATION CONTACT:** Jill S. Caverly, Project Manager, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555. Telephone: (301) 415-6699; Fax number: (301) 415-8555; E-mail: [jsc1@nrc.gov](mailto:jsc1@nrc.gov).

#### Introduction

The U.S. Nuclear Regulatory Commission (NRC, or the staff) is considering issuance of a license amendment to the Portland General Electric Company (PGE, or the licensee) for Special Nuclear Materials License SNM-2509. An Environmental Assessment was issued at the time of the application for the license and a determination of a Finding of No Significant Impact was finalized on November 11, 1996. The current amendment request was submitted to the NRC under letter dated May 23, 2005, [ADAMS Accession Number ML051460408]. The request is in

accordance with 10 *Code of Federal Regulations* (CFR) 72.48(c)(2) and 10 CFR 72.56 for a license amendment that would approve a change that would result in a departure from a method of evaluation described in the Trojan Independent Spent Fuel Storage Installation (ISFSI) Safety Analysis Report (SAR). An ISFSI is defined in 10 CFR part 72 as "a complex designed and constructed for the interim storage of spent nuclear fuel, solid reactor related waste \* \* \* and other radioactive materials associated with spent fuel. \* \* \*" The result of the amendment would be revised methodology used to determine the controlled area boundary for the ISFSI, which would reduce the controlled area (controlled area as defined in 10 CFR part 20) from 300 meters from the edge of the concrete storage pad to 200 meters from the edge of the pad.

## Environmental Assessment (EA)

### I. Identification of Proposed Action

The Trojan ISFSI is located at PGE's former Trojan Nuclear Plant near Rainier, Oregon. The proposed action before the NRC is the approval of methodology for determining the controlled area at the ISFSI that will result in moving the boundary of the controlled area. PGE has requested a license amendment in accordance with 10 CFR 72.48(c)(2) and 10 CFR 72.56 to revise the method of evaluation used in the SAR for determining the controlled area of the Trojan ISFSI. The current Trojan ISFSI Controlled Area boundary was established at 300 meters based on the results of the Trojan ISFSI shielding and confinement analyses and the requirements of 10 CFR 72.104 and 72.106. The current shielding analysis was performed prior to loading the ISFSI storage casks to conservatively predict dose rates. For the proposed license amendment, PGE revised the shielding calculation to include actual direct radiation measurements. The revised calculations show that the requirements of 10 CFR part 72 are met if the controlled area is reduced from 300 meters from the edge of the pad to 200 meters to the edge of the pad. The proposed action will not require any physical changes to fences or construction at the site but will relocate dosimeters to 200 meters from the edge of the pad.

### II. Need for the Proposed Action

PGE is seeking this reduction of the Trojan ISFSI Controlled Area primarily to facilitate the efficient long-term management and security of the spent nuclear fuel and fuel-related materials

stored in the ISFSI. This change would eliminate the Trojan ISFSI's program and procedural requirements for access controls on site areas for which such controls are not necessary or warranted to ensure the protection of the health and safety of the public and the environment. PGE has completed decommissioning of the adjoining 10 CFR part 50 site and seeks to consolidate the remaining area of its responsibility. The area between the current and revised controlled area has been analyzed for contamination under the Trojan Nuclear Plant's decommissioning program. A final radiologic survey will be required at the time of ISFSI decommissioning.

### III. Environmental Impacts of the Proposed Action

The staff has determined that although the proposed action will result in a reduction in the current controlled area boundary, the ISFSI will continue to meet the requirements of 10 CFR part 72. The proposed action does not involve a significant increase in the probability or consequences of an event or accident previously evaluated nor does it create a possibility of a new or different kind of event. The staff concludes that there is reasonable assurance that the proposed changes in the methodology will have no impact on off-site radiation doses. Additionally, the staff has determined that there would be no impacts to the environment from the proposed action.

### IV. Alternative to the Proposed Action

As an alternative to the proposed action, the staff considered denial of the amendment request (i.e., the "no-action" alternative). Thus, the no action alternative would leave the current controlled area boundary in place at 300 meters from the edge of the concrete storage pad. No environmental impacts would result from the no action alternative.

### V. Agencies and Persons Consulted

The NRC staff prepared this environmental assessment (EA). The U.S. Fish and Wildlife Service's Threatened and Endangered Species System was consulted and reviewed as well the species analysis in the EA conducted for the original ISFSI license (November 1996). Based on the very limited activity of moving dosimeters and the staff's overall analysis, involvement of the human environment is minimal for this proposed action and essentially the same as the current environmental conditions. Hence, this action does not warrant consultation for further input and analysis under section

7 of the Endangered Species Act or section 106 of the National Historic Preservation Act.

### VI. Conclusions

The staff analysis of the PGE proposed amendment concludes that issuing the amendment to allow for a revised methodology to calculate the boundary of the controlled area in the SAR will not result in significant environmental consequences. Hence, the staff recommends a Finding of No Significant Impact.

### VII. Sources

NRC, Environmental Assessment dated November 1996.

PGE, application dated May 23, 2005.

PGE, Safety Analysis Report, Rev 6., dated July 21, 2005.

U.S. Fish and Wildlife Service, Threatened and Endangered Species System (<http://www.fws.gov>).

### Finding of No Significant Impact

The environmental impacts of the proposed action have been reviewed in accordance with the requirements set forth in 10 CFR part 51. Based upon the foregoing EA, the NRC finds that the proposed action of approving the amendment to the license will not significantly impact the quality of the human environment. Accordingly, the NRC has determined that an environmental impact statement for the proposed amendment is not warranted.

### Further Information

In accordance with 10 CFR 2.390 of NRC's "Rules of Practice," final NRC records and documents regarding this proposed action, including the amendment request dated May 23, 2005, are publicly available in the records component of NRC's Agencywide Documents Access and Management System (ADAMS). These documents may be inspected at NRC's Public Electronic Reading Room at <http://www.nrc.gov/reading-rm/adams.html>. These documents may also be viewed electronically on the public computers located at the NRC's Public Document Room (PDR), O1F21, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852. The PDR reproduction contractor will copy documents for a fee. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209 or (301) 415-4737, or by e-mail to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 6th day of March 2006.

For the Nuclear Regulatory Commission.  
**Jill Caverly**,  
*Project Manager, Licensing Section, Spent Fuel Project Office, Office of Nuclear Material Safety and Safeguards.*  
 [FR Doc. E6-3714 Filed 3-14-06; 8:45 am]  
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**PENSION BENEFIT GUARANTY CORPORATION**

**Required Interest Rate Assumption for Determining Variable-Rate Premium for Single-Employer Plans; Interest Assumptions for Multiemployer Plan Valuations Following Mass Withdrawal**

**AGENCY:** Pension Benefit Guaranty Corporation.

**ACTION:** Notice of interest rates and assumptions.

**SUMMARY:** This notice informs the public of the interest rates and assumptions to be used under certain Pension Benefit Guaranty Corporation regulations. These rates and assumptions are published elsewhere (or can be derived from rates published elsewhere), but are collected and published in this notice for the convenience of the public. Interest rates are also published on the PBGC's Web site (<http://www.pbgc.gov>).

**DATES:** The required interest rate for determining the variable-rate premium under part 4006 applies to premium payment years beginning in March 2006. The interest assumptions for performing multiemployer plan valuations following mass withdrawal under part 4281 apply to valuation dates occurring in April 2006.

**FOR FURTHER INFORMATION CONTACT:** Catherine B. Klion, Attorney, Legislative and Regulatory Department, Pension Benefit Guaranty Corporation, 1200 K Street, NW., Washington, DC 20005, 202-326-4024. (TTY/TDD users may call the Federal relay service toll-free at 1-800-877-8339 and ask to be connected to 202-326-4024.)

**SUPPLEMENTARY INFORMATION:**

**Variable-Rate Premiums**

Section 4006(a)(3)(E)(iii)(II) of the Employee Retirement Income Security Act of 1974 (ERISA) and § 4006.4(b)(1) of the PBGC's regulation on Premium Rates (29 CFR part 4006) prescribe use of an assumed interest rate (the "required interest rate") in determining a single-employer plan's variable-rate premium. The required interest rate is the "applicable percentage" (currently 85 percent) of the annual yield on 30-year Treasury securities for the month preceding the beginning of the plan year for which premiums are being paid (the

"premium payment year"). (After a five-year hiatus, the Treasury Department issued 30-year securities during February 2006. To take yields on the new securities into account, the Internal Revenue Service has determined the annual yield on 30-year Treasury securities for February 2006 to be the average of the yield on the 30-year Treasury bond maturing in February 2031 determined each business day in February 2006 through February 8, 2006, and the yield on the 30-year Treasury bond maturing in February 2036 determined each business day for the balance of February 2006. The required interest rate to be used in determining variable-rate premiums for premium payment years beginning in March 2006 is 3.89 percent (*i.e.*, 85 percent of the 4.58 percent Treasury securities rate for February 2006).

The Pension Funding Equity Act of 2004 ("PFEA")—under which the required interest rate is 85 percent of the annual rate of interest determined by the Secretary of the Treasury on amounts invested conservatively in long-term investment grade corporate bonds for the month preceding the beginning of the plan year for which premiums are being paid—applies only for premium payment years beginning in 2004 or 2005. Congress is considering legislation that would extend the PFEA rate for one more year. If legislation that changes the rules for determining the required interest rate for plan years beginning in March 2006 is adopted, the PBGC will promptly publish a **Federal Register** notice with the new rate.

The following table lists the required interest rates to be used in determining variable-rate premiums for premium payment years beginning between April 2005 and March 2006.

For premium payment years beginning in:	The required interest rate is:
April 2005 .....	4.78
May 2005 .....	4.72
June 2005 .....	4.60
July 2005 .....	4.47
August 2005 .....	4.56
September 2005 .....	4.61
October 2005 .....	4.62
November 2005 .....	4.83
December 2005 .....	4.91
January 2006 .....	3.95
February 2006 .....	3.90
March 2006 .....	3.89

**Multiemployer Plan Valuations Following Mass Withdrawal**

The PBGC's regulation on Duties of Plan Sponsor Following Mass Withdrawal (29 CFR part 4281)

prescribes the use of interest assumptions under the PBGC's regulation on Allocation of Assets in Single-Employer Plans (29 CFR part 4044). The interest assumptions applicable to valuation dates in April 2006 under part 4044 are contained in an amendment to part 4044 published elsewhere in today's **Federal Register** Tables showing the assumptions applicable to prior periods are codified in appendix B to 29 CFR part 4044.

Issued in Washington, DC, on this 8th day of March 2006.

**Vincent K. Snowbarger**,  
*Deputy Executive Director, Pension Benefit Guaranty Corporation.*  
 [FR Doc. E6-3699 Filed 3-14-06; 8:45 am]  
**BILLING CODE 7709-01-P**

**SECURITIES AND EXCHANGE COMMISSION**

[File No. 1-31227]

**Issuer Delisting; Notice of Application of Cogent Communications Group, Inc. To Withdraw Its Common Stock, \$.001 Par Value, From Listing and Registration on the American Stock Exchange LLC**

March 9, 2006.

On March 3, 2006, Cogent Communications Group, Inc., a Delaware corporation ("Issuer"), filed an application with the Securities and Exchange Commission ("Commission"), pursuant to Section 12(d) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 12d2-2(d) thereunder,<sup>2</sup> to withdraw its common stock, \$.001 par value ("Security"), from listing and registration on the American Stock Exchange LLC ("Amex").

The Board of Directors ("Board") of the Issuer approved resolutions on July 11, 2005, and confirmed such authorization on February 7, 2006 to withdraw the Security from listing on Amex and register and list the Security on the Nasdaq National Market ("Nasdaq"). The Board believes that Nasdaq will provide greater exposure of the Security to investors, especially as more members of the Issuer's peer group of communications companies have a Nasdaq listing rather than an exchange listing. The Issuer stated that on February 28, 2006, Nasdaq approved the Issuer's application to list the Security on Nasdaq. The Issuer expects the Security to trade on Nasdaq on or about March 6, 2006.

<sup>1</sup> 15 U.S.C. 78j(d).

<sup>2</sup> 17 CFR 240.12d2-2(d).