

standard of the maintenance of a fair and orderly market.

## 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with the provisions of section 6(b) of the Act,<sup>7</sup> in general, and section 6(b)(5) of the Act,<sup>8</sup> in particular, which requires, among other things, that the rules of an exchange be designed to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in regulating transactions in securities, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general, to protect investors and the public interest.

### B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

The Exchange has neither solicited nor received written comments on the proposed rule change.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the Exchange consents, the Commission will:

(A) By order approve such proposed rule change, or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. Copies of

the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to File No. SR-BSE-2002-07 and should be submitted by August 20, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>9</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-19156 Filed 7-29-02; 8:45 am]

**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### Reporting and Recordkeeping Requirements Under OMB Review

**AGENCY:** Small Business Administration.  
**ACTION:** Notice of reporting requirements submitted for OMB Review.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act (44 U.S.C. chapter 35), agencies are required to submit proposed reporting and recordkeeping requirements to OMB for review and approval, and to publish a notice in the **Federal Register** notifying the public that the agency has made such a submission.

**DATES:** Submit comments on or before August 29, 2002. If you intend to comment but cannot prepare comments promptly, please advise the OMB Reviewer and the Agency Clearance Officer before the deadline.

**COPIES:** Request for clearance (OMB 83-1), supporting statement, and other documents submitted to OMB for review may be obtained from the Agency Clearance Officer.

**ADDRESSES:** Address all comments concerning this notice to: Agency Clearance Officer, Jacqueline White, Small Business Administration, 409 3rd Street, SW., 5th Floor, Washington, DC 20416; and OMB Reviewer, Office of Information and Regulatory Affairs, Office of Management and Budget, New

Executive Office Building, Washington, DC 20503.

### FOR FURTHER INFORMATION CONTACT:

Jacqueline White, Agency Clearance Officer, (202) 205-7044.

### SUPPLEMENTARY INFORMATION:

*Title:* New Markets Venture Capital (NMVC) Program. Application Funding and Reporting.

*No's:* 2184, 2185.

*Frequency:* On Occasion.

*Description of Respondents:* Program Applicants and participants; SSBIC's receiving grants under the NMVC program.

*Responses:* 1,131.

*Annual Burden:* 13,925.

**Jacqueline White,**

*Chief, Administrative Information Branch.*

[FR Doc. 02-19170 Filed 7-29-02; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3364, Amdt #5]

#### State of New York

In accordance with information received from the Federal Emergency Management Agency, the above numbered declaration is hereby amended to extend the deadline for filing applications for physical damages as a result of this disaster to January 31, 2003.

The deadline for filing applications for economic injury has also been amended to January 31, 2003. All other information remains the same.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: July 23, 2002.

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 02-19172 Filed 7-29-02; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3428, Amdt. #6]

#### State of Texas

In accordance with a notice received from the Federal Emergency Management Agency, dated July 22, 2002, the above numbered declaration is hereby amended to include DeWitt and Victoria Counties in the State of Texas as disaster areas due to damages caused by severe storms and flooding occurring on June 29, 2002 and continuing.

In addition, applications for economic injury loans from small businesses located in the following contiguous

<sup>7</sup> 15 U.S.C. 78f(b).

<sup>8</sup> 15 U.S.C. 78f(b)(5).

<sup>9</sup> 17 CFR 200.30-3(a)(12).

counties may be filed until the specified date at the previously designated location: Jackson and Calhoun Counties in Texas. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is September 2, 2002, and for economic injury the deadline is April 4, 2003.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: July 23, 2002.

**Herbert L. Mitchell,**  
*Associate Administrator for Disaster Assistance.*

[FR Doc. 02-19171 Filed 7-29-02; 8:45 am]

**BILLING CODE 8025-01-P**

## DEPARTMENT OF STATE

[Public Notice 4074]

### **Culturally Significant Objects Imported for Exhibition Determinations: "Fabergé and the Age of Imperial Russia"**

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236 of October 19, 1999, as amended, I hereby determine that the objects to be included in the exhibition "Fabergé and the Age of Imperial Russia," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to a loan agreement with the foreign owner. I also determine that the exhibition or display of the exhibit objects at Bellagio Gallery of Fine Art, Las Vegas, NV from on or about August 26, 2002 to on or about January 26, 2003, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact Orde Kittrie, Attorney-Adviser, Office of the Legal Adviser, Department of State, (telephone: 202/401-4779). The address is Department of State, SA-44, 301 4th

Street, SW., Room 700, Washington, DC 20547-0001.

Dated: July 23, 2002.

**Patricia S. Harrison,**  
*Assistant Secretary for Educational and Cultural Affairs, Department of State.*  
[FR Doc. 02-19236 Filed 7-29-02; 8:45 am]

**BILLING CODE 4710-08-P**

## DEPARTMENT OF TRANSPORTATION

### **Federal Highway Administration**

#### **Environmental Impact Statement: Allegheny, Beaver and Butler Counties, PA**

**AGENCY:** Federal Highway Administration (FHWA), Department of Transportation (DOT).

**ACTION:** Cancellation of the notice of intent.

**SUMMARY:** This notice rescinds the previous Notice of Intent (issued February 10, 1997—Vol. 62, No. 27) to prepare an Environmental Impact Statement for a proposed transportation improvement in the vicinity of northern Allegheny County and southern Beaver and Butler Counties.

**FOR FURTHER INFORMATION CONTACT:** David W. Cough, P.E., Director of Operations, Federal Highway Administration, Pennsylvania Division Office, 228 Walnut Street, Room 508, Harrisburg, PA 17101-1720, Telephone (717) 221-3411—OR—Tom Fox, Assistant District Engineer for Design, Pennsylvania Department of Transportation, District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017, Telephone (412) 429-5005.

**SUPPLEMENTARY INFORMATION:** Additional traffic analyses have indicated that no single reasonable and cost effective alternative exists for the large-scale study corridor. Environmental Assessments and/or Categorical Exclusion Evaluations may be pursued, as appropriate, based on a revised project scoping.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Dated: July 23, 2002.

**James A. Cheatham,**  
*FHWA Division Administrator, Harrisburg, PA.*  
[FR Doc. 02-19143 Filed 7-29-02; 8:45 am]

**BILLING CODE 4910-22-M**

## DEPARTMENT OF TRANSPORTATION

### **Federal Railroad Administration**

#### **Petition for Waiver of Compliance**

In accordance with part 211 of title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) received a request for a waiver of compliance with certain requirements of its safety standards. The individual petition is described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested, and the petitioner's arguments in favor of relief.

#### **Alaska Railroad Corporation**

[Docket Number FRA-2002-12407]

The Alaska Railroad Corporation (ARRC) of Anchorage, Alaska, has petitioned the Federal Railroad Administration (FRA) for a temporary waiver of compliance from the requirements of the Railroad Locomotive Safety Standards, 49 CFR part 229.137, Locomotive Cab Sanitation.

The Alaska Railroad Corporation is asking for an extension of time for a period of three (3) years to make modifications and conversions to 52 locomotives to bring them into compliance with the Locomotive Cab Sanitation Rule. These conversions need to take place in the wintertime outside of their busy season. However, the maximum they are able to remove from service in the wintertime is approximately 10 locomotives from a fleet consisting of 52 locomotives of which 27 locomotives have already been converted and are in compliance. This leaves a total of 25 locomotives that need to be converted. The three (3) year time period that is requested should be quite adequate. This is on account of a lack of availability of funds and service requirements so as not to hinder their normal operation.

At present, the ARRC is currently utilizing portable toilets and will continue to use them until such time that their fleet is brought into compliance with federal regulations. The ARRC will endeavor to utilize non-complying locomotives in the lead position as little as possible.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment, they