

Some commenters raised broader concerns about arbitrator conflicts of interest and the need for arbitrators to better enforce existing arbitration procedures.<sup>17</sup> The Commission believes these comments are beyond the scope of the current proposal.

## VI. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act<sup>18</sup> that the proposed rule change (SR-NYSE-2005-18), as amended, be, and hereby is, approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>19</sup>

Nancy M. Morris,  
Secretary.

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BILLING CODE 8010-01-P

## SMALL BUSINESS ADMINISTRATION

[Disaster Declaration # 10567 and # 10568]

### Texas Disaster # TX-00195

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a Notice of the Presidential declaration of a major disaster for the State of Texas (FEMA—1658—DR), dated 08/15/2006.

*Incident:* Flooding.

*Incident Period:* 07/31/2006 and continuing.

*Effective Date:* 08/15/2006.

*Physical Loan Application Deadline Date:* 10/16/2006.

*Economic Injury (EIDL) Loan Application Deadline Date:* 05/15/2007.

**ADDRESSES:** Submit completed loan applications to:

U.S. Small Business Administration, National Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the President's major disaster declaration on 08/15/2006, applications for disaster loans may be filed at the address listed above or other locally announced locations.

(enforcement of rulings). In the telephone call referenced above, NYSE staff stated that nothing in the proposal is intended to affect arbitrators' current authority under existing NYSE arbitration rules.

<sup>17</sup> See, e.g., Greenberg and Plimpton.

<sup>18</sup> 15 U.S.C. 78s(b)(2).

<sup>19</sup> 17 CFR 200.30-3(a)(12).

The following areas have been determined to be adversely affected by the disaster:

*Primary Counties* (Physical Damage and Economic Injury Loans): El Paso  
*Contiguous Counties* (Economic Injury Loans Only): Texas Hudspeth, New Mexico, Dona Ana Otero

The Interest Rates are:

|                                                                                       | Percent |
|---------------------------------------------------------------------------------------|---------|
| For Physical Damage:                                                                  |         |
| Homeowners with credit available elsewhere .....                                      | 6.250   |
| Homeowners without credit available elsewhere .....                                   | 3.125   |
| Businesses with credit available elsewhere .....                                      | 7.934   |
| Other (including non-profit organizations) with credit available elsewhere .....      | 5.000   |
| Businesses and non-profit organizations without credit available elsewhere .....      | 4.000   |
| For Economic Injury:                                                                  |         |
| Businesses & small agricultural cooperatives without credit available elsewhere ..... | 4.000   |

The number assigned to this disaster for physical damage is 10567 6 and for economic injury is 10568 0.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

Herbert L. Mitchell,

Associate Administrator, for Disaster Assistance.

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## SOCIAL SECURITY ADMINISTRATION

### Privacy Act of 1974 as Amended; Computer Matching Program (SSA/ Department of the Treasury, Internal Revenue Service (IRS))—Match 1310

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Notice of a new computer matching program, which is expected to begin October 1, 2006.

**SUMMARY:** In accordance with the provisions of the Privacy Act, as amended, this notice announces a computer matching program that SSA plans to conduct with the IRS.

**DATES:** SSA will file a report of the subject matching program with the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Government Reform of the House of Representatives, and the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB). The matching program will be effective as indicated below.

**ADDRESSES:** Interested parties may comment on this notice by either telefaxing to (410) 965-8582 or by writing to the Associate Commissioner, Office of Income Security Programs, 252 Altmeyer Building, 6401 Security Boulevard, Baltimore, MD 21235-6401. All comments received will be available for public inspection at this address.

**FOR FURTHER INFORMATION CONTACT:** The Associate Commissioner for Income Security Programs as shown above.

## SUPPLEMENTARY INFORMATION:

### A. General

The Computer Matching and Privacy Protection Act of 1988 (Pub. L. 100-503), amended the Privacy Act (5 U.S.C. 552a) by describing the manner in which computer matching involving Federal agencies could be performed and adding certain protections for individuals applying for, and receiving, Federal benefits. Section 7201 of the Omnibus Budget Reconciliation Act of 1990 (Pub. L. 101-508) further amended the Privacy Act regarding protections for such individuals. The Privacy Act, as amended, regulates the use of computer matching by Federal agencies when records in a system of records are matched with other Federal, State, or local government records.

It requires Federal agencies involved in computer matching programs to:

(1) Negotiate written agreements with the other agency or agencies participating in the matching programs;

(2) Obtain the Data Integrity Boards' approval of the match agreements;

(3) Publish notice of the computer matching program in the **Federal Register**;

(4) Furnish detailed reports about matching programs to Congress and OMB;

(5) Notify applicants and beneficiaries that their records are subject to matching; and

(6) Verify match findings before reducing, suspending, terminating, or denying an individual's benefits or payments.

### B. SSA Computer Matches Subject to the Privacy Act

We have taken action to ensure that all of SSA's computer matching programs comply with the requirements of the Privacy Act, as amended.

Dated: August 4, 2006.

**Martin H. Gerry,**

*Deputy Commissioner for Disability and Income Security Programs.*

**Notice of Computer Matching Program, Social Security Administration (SSA) with Internal Revenue Service (IRS)**

**A. PARTICIPATING AGENCIES**

SSA and IRS

**B. PURPOSE OF THE MATCHING PROGRAM**

The purpose of this matching program is to establish the correct amount of Medicare Part B premium subsidy adjustment under section 1839(i) of the Medicare Prescription Drug, Improvement and Modernization Act of 2003 (MMA). Pursuant to section 1839(i) of the MMA (42 U.S.C. 1395r), SSA shall determine whether a Medicare Part B enrollee would pay a larger percentage of the Part B premium than an individual with income below the applicable threshold.

**C. AUTHORITY FOR CONDUCTING THE MATCHING PROGRAM**

Section 6103(l)(20) of the Internal Revenue Code (26 U.S.C. 6103(l)(20)) authorizes the IRS to disclose return information with respect to Modified Adjusted Gross Income (MAGI) to SSA for the purpose of adjusting the usual Part B premium subsidy for Medicare beneficiaries with MAGI above the applicable threshold. Section 1839(i) of the MMA requires the Commissioner of SSA to determine the amount of an individual's Part B premium if the MAGI is above the applicable threshold for an individual or a married couple as established in section 1839(i)(2)(A) of the Act.

**D. CATEGORIES OF RECORDS AND INDIVIDUALS COVERED BY THE MATCHING PROGRAM**

SSA will provide the IRS with identifying information with respect to enrollees for Medicare Part B from the Master Beneficiary Record system of records, SSA/ORSIS 60-0090, originally published at 60 FR 2144 (January 6, 1995) and as revised at 71 FR 1826 (January 11, 2006). MAGI data provided by the IRS will be maintained in the Medicare Database system of records, SSA/ORSIS 60-0321, published at 69 FR 77816 (December 28, 2004), which is currently being revised to include the Medicare Part B income related monthly adjustment amount. IRS will extract return information with respect to MAGI from the Return Transaction File, which is a part of the Individual Returns, Adjustments and Miscellaneous Documents File, Treasury/IRS 22.034, as published at 66 FR 63794 (December 10, 2001).

**E. INCLUSIVE DATES OF THE MATCHING PROGRAM**

The matching program will become effective no sooner than 40 days after notice of the matching program is sent to Congress and OMB, or 30 days after publication of this notice in the **Federal Register**, whichever date is later. The matching program will continue for 18 months from the effective date and may be extended for an additional 12 months thereafter, if certain conditions are met.

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**DEPARTMENT OF STATE**

**[Public Notice 5518]**

**60-Day Notice of Proposed Information Collection: DSP-122, Supplemental Registration for the Diversity Immigrant Visa Program, OMB No. 1405-0098, DSP-122**

**ACTION:** Notice of request for public comments.

**SUMMARY:** The Department of State is seeking Office of Management and Budget (OMB) approval for the information collection described below. The purpose of this notice is to allow 60 days for public comment in the **Federal Register** preceding submission to OMB. We are conducting this process in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* Supplemental Registration for the Diversity Immigrant Visa Program.
- *OMB Control Number:* 1405-0098.
- *Type of Request:* Extension of a Currently Approved Collection.
- *Originating Office:* Bureau of Consular Affairs, Office of Visa Services.
- *Form Number:* DSP-122.
- *Respondents:* Diversity visa applicants.
- *Estimated Number of Respondents:* 60,000.
- *Estimated Number of Responses:* 60,000.
- *Average Hours per Response:* 30 minutes.
- *Total Estimated Burden:* 30,000.
- *Frequency:* Once per application.
- *Obligation to Respond:* Required to obtain benefit.

**DATES:** The Department will accept comments from the public up to 60 days from August 22, 2006.

**ADDRESSES:** You may submit comments by any of the following methods:

- *E-mail:* [VisaRegs@state.gov](mailto:VisaRegs@state.gov) (the subject line of the e-mail must be DSP-122)
- *Mail (paper, disk, or CD-ROM submissions):* Chief, Legislation and

Regulation Division, Visa Services—DSP-122 Reauthorization, 2401 E Street, NW., Washington, DC 20520-30106.

- *Fax:* (202) 663-3898.

You must include the DS form number (if applicable); information collection title, and OMB control number in any correspondence.

**FOR FURTHER INFORMATION CONTACT:**

Direct requests for additional information regarding the collection listed in this notice, including requests for copies of the proposed information collection and supporting documents, to Andrea Lage of the Office of Visa Services, U.S. Department of State, 2401 E Street, NW., L-603, Washington, DC 20520, who may be reached at (202) 663-1221 or [lageab@state.gov](mailto:lageab@state.gov).

**SUPPLEMENTARY INFORMATION:** We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary for the proper performance of our functions.
- Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.
- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of technology.

*Abstract of proposed collection:* The Kentucky Consular Center (KCC) will register selected diversity visa lottery entries and then send the applicant an Instruction Package for Immigrant Visa Applicants, which consists of DS-122 (Supplemental Registration for the Diversity Immigrant Visa Program) and DS-230 (Application for Immigrant Visa and Alien Registration Part I and II). In order for an applicant to be considered documentarily qualified for a visa, the applicant must complete and return both of the above-mentioned forms to KCC. Upon receipt of these forms KCC will transmit the Immigrant Visa Appointment Package and schedule an appointment for the applicant.

*Methodology:* Applicants must return the completed form to the KCC via mail.

Dated: August 7, 2006.

**Stephen A. Edson,**

*Deputy Assistant Secretary, Bureau of Consular Affairs, Department of State.*

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