

members and member organizations will prepare a memorandum of every exercise instruction received showing the time of receipt, and that such memoranda will be subject to the requirements of SEC Rule 17a-4(b).

## 2. Statutory Basis

The Exchange believes that its proposal is consistent with Section 6(b) of the Act<sup>12</sup> in general, and furthers the objectives of Section 6(b)(5) of the Act<sup>13</sup> in particular, in that it is designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in facilitating transactions in securities, and to remove impediments to and perfect the mechanism of a free and open market and a national market system by, among other things, simplifying the manner in which CEAs or Advice Cancells are submitted to the Exchange, extending the cut-off time by which members must submit to the Exchange CEAs for certain accounts, and indicating when the Exchange could modify the cut-off time to decide whether to exercise an option.

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

The Exchange does not believe that the proposed rule change will impose any inappropriate 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*

No written comments were either solicited or received.

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

The proposed rule change has been filed by the Exchange pursuant to Section 19(b)(3)(A) of the Act<sup>14</sup> and subparagraph (f)(6) of Rule 19b-4 thereunder.<sup>15</sup> Because the foregoing proposed rule change: (1) Does not significantly affect the protection of investors or the public interest; (2) does not impose any significant burden on competition; and (3) does not become operative for thirty days from the date on which it was filed, or such shorter time as the Commission may designate if consistent with the protection of

investors and the public interest, it has become effective pursuant to Section 19(b)(3)(A) of the Act<sup>16</sup> and Rule 19b-4(f)(6)<sup>17</sup> thereunder.<sup>18</sup>

A proposed rule change filed under Rule 19b-4(f)(6)<sup>19</sup> normally does not become operative prior to thirty days after the date of filing. However, pursuant to Rule 19b-4(f)(6)(iii), the Commission may designate a shorter time if such action is consistent with the protection of investors and the public interest. The Phlx has requested that the Commission waive the thirty-day operative date in order to allow the Exchange's options exercise procedures to be in line with those of OCC and other options exchanges.

The Commission believes that waiving the thirty-day operative date is consistent with the protection of investors and the public interest.<sup>20</sup> Accelerating the operative date will allow the Phlx to immediately implement rules similar to ones already in place at the American Stock Exchange LLC and the International Securities Exchange, Inc.,<sup>21</sup> and will simplify and clarify the process by which members and member organizations accept exercise decisions from options holders and submit such decisions to the Exchange. For these reasons, the Commission designates the proposed rule change as effective and operative immediately. At any time within 60 days of the filing of the proposed rule change the Commission may summarily abrogate such proposed rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

## 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.

<sup>16</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>17</sup> 17 CFR 240.19b-4(f)(6).

<sup>18</sup> As required under Rule 19b-4(f)(6)(iii), the Exchange provided the Commission with written notice of its intent to file the proposed rule change at least five business days prior to the filing date or such shorter period as designated by the Commission.

<sup>19</sup> 17 CFR 240.19b-4(f)(6).

<sup>20</sup> For purposes only of accelerating the operative date of this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

<sup>21</sup> See Securities Exchange Act Release Nos. 47885 (May 16, 2003), 68 FR 28309 (May 23, 2003) (SR-Amex-2001-92) and 48505 (September 17, 2003), 68 FR 55680 (September 26, 2003) (SR-ISE-2003-20).

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 Phlx. All submissions should refer to File No. SR-Phlx-2003-65 and should be submitted by November 13, 2003.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>22</sup>

**Margaret H. McFarland,**  
Deputy Secretary.

[FR Doc. 03-26748 Filed 10-22-03; 8:45 am]

BILLING CODE 8010-01-P

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3554]

#### Commonwealth of Kentucky

Franklin County and the contiguous counties of Anderson, Henry, Owen, Scott, Shelby and Woodford constitute a disaster area due to damages caused by severe thunderstorms that occurred on August 22, 2003. Applications for loans for physical damage may be filed until the close of business on December 15, 2003 and for economic injury until the close of business on July 15, 2004 at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308.

The interest rates are:

	Percent
For Physical Damage:	
Homeowners with Credit Available Elsewhere: .....	5.125
Homeowners Without Credit Available Elsewhere: .....	2.562
Businesses with Credit Available Elsewhere: .....	6.199
Businesses and Non-Profit Organizations Without Credit Available Elsewhere: .....	3.100

<sup>22</sup> 17 CFR 200.30-3(a)(29).

<sup>12</sup> 15 U.S.C. 78f(b).

<sup>13</sup> 15 U.S.C. 78f(b)(5).

<sup>14</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>15</sup> 17 CFR 240.19b-4(f)(6).

	Percent
Others (Including Non-Profit Organizations) with Credit Available Elsewhere: .....	5.500
For Economic Injury: Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere:	3.100

The number assigned to this disaster for physical damage is 355411 and for economic injury the number assigned is 9X3200.

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

Dated: October 15, 2003.

**Hector V. Barreto,**  
*Administrator.*

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BILLING CODE 8025-01-P

## DEPARTMENT OF STATE

[Public Notice 4519]

### Amendment to Bureau of Educational and Cultural Affairs Request for Grant Proposals: Pre-Academic English Language Training and Academic Readiness Phase of the PLUS Program

**SUMMARY:** The Pre-Academic English Language Training and Academic Readiness Phase of the PLUS Program Grants Competition was announced on October 10, 2003 in the **Federal Register** (68 FR 58741). This announcement amends the original RFGP to change the international travel portion of the program budget from a round trip to a one-way ticket as previously stated in the budget guidelines section of the original announcement. All other terms and conditions in the previously published RFGP remain the same.

**FOR FURTHER INFORMATION CONTACT:** The Office of English Language Programs, ECA/A/L, Room 304, U.S. Department of State, SA-44, 301 4th Street, SW., Washington, DC 20547; Phone (202) 619-5886; E-mail [kmjenson@pd.state.gov](mailto:kmjenson@pd.state.gov); or Internet address: <http://exchanges.state.gov/education/RFGPs>.

Dated: October 17, 2003.

**C. Miller Crouch,**

*Principal Deputy Assistant Secretary, Bureau of Educational and Cultural Affairs, Department of State.*

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## DEPARTMENT OF STATE

[Public Notice 4487]

### Shipping Coordinating Committee; Notice of Meeting

The Shipping Coordinating Committee (SHC) will conduct two open meetings between 10 a.m. and 12 p.m. in successive order on Wednesday, 12 November 2003, in Room 6103, at U.S. Coast Guard Headquarters, 2100 Second Street, SW, Washington, DC 20593-0001. The purpose of the first meeting, 10 a.m. to 11 a.m., is to finalize preparations for the 22nd Extraordinary Session of Council, the 91st Session of Council and the 23rd Session of the Assembly of the International Maritime Organization (IMO) which are scheduled to be held from the 21st of November to the 5th of December 2003, at the IMO Headquarters in London. Discussion will focus on the papers received for the sessions and draft U.S. positions.

Items of particular interest include:

- Reports of Committees;
- Reports on Diplomatic Conferences;
- Work Program and Budget for 2004-2005; and
- Election of Members of the Council.

The purpose of the second meeting, 11 a.m. to 12 p.m., is to finalize preparations for the 50th session of the Marine Environment Protection Committee, which is scheduled to be held on the 1st and 4th of December 2003, at the IMO Headquarters in London. Discussion will focus on papers received for the meeting and draft U.S. positions.

Items of particular interest include:

- Consideration and adoption of amendments to MARPOL 73/78;
- Consideration of the report of the Committee.

Members of the public may attend these meetings up to the seating capacity of the room. Interested persons may seek information by writing: Director, International Affairs, U.S. Coast Guard Headquarters, Commandant (G-CI), room 2114, 2100 Second Street, SW, Washington, DC 20593-0001 or by calling: (202) 267-2280.

Dated: October 14, 2003.

**Steven D. Poulin,**

*Executive Secretary, Shipping Coordinating Committee, Department of State.*

[FR Doc. 03-26792 Filed 10-22-03; 8:45 am]

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## TENNESSEE VALLEY AUTHORITY

### DEPARTMENT OF AGRICULTURE

#### Forest Service

**Notice of Transfer of Administrative Jurisdiction, Custody, and Control of Approximately 170,000 Acres of Land Owned by the Tennessee Valley Authority (TVA) Located at the Land Between The Lakes National Recreation Area in Lyon and Trigg Counties, KY, and Stewart County, TN, Subject to the Rights Expressly Reserved for the Benefit of TVA, Its Agents, Employees, Successors and Assigns as Set Forth in Exhibit A Which Is Attached Hereto and Made a Part Hereof, Said Land Hereinafter Referred to as the "Land Between the Lakes"**

**AGENCIES:** Tennessee Valley Authority (TVA), Forest Service, USDA (USDA-FS).

**ACTION:** Notice of transfer agreement.

**SUMMARY:** Pursuant to the Land Between The Lakes Protection Act of 1998, 16 U.S.C. 460 (Act), administrative jurisdiction over the Land Between The Lakes National Recreation Area transferred from TVA to USDA-FS on October 1, 1999. The Land Between the Lakes National Recreation Area consists of approximately 170,000 acres located in Lyon and Trigg Counties, Kentucky, and Stewart County, Tennessee, and rights appurtenant thereto. On September 7, 2001, TVA and the USDA-FS, Southern Region, executed an Agreement of Transfer to document the transfer of administrative jurisdiction over the Land Between The Lakes National Recreation Area that occurred by operation of law on October 1, 1999. A copy of the Agreement of Transfer is attached hereto and made a part hereof as Exhibit A.

The land transferred is described in the Agreement of Transfer and is generally depicted on a drawing which is available for public inspection in the Office of the Chief of the Forest Service, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Michael Lange at 404-347-2990.

**SUPPLEMENTARY INFORMATION:** A copy of the Agreement of Transfer is attached hereto and made a part hereof as Exhibit A.