

the Secretary of the Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609, facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. The Commission, based on the information submitted to it, will issue an order granting the application after the date mentioned above, unless the Commission determines to order a hearing on the matter.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 99-13581 Filed 5-27-99; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 35-27032]

Filings Under the Public Utility Holding Company Act of 1935, as Amended ("Act")

May 21, 1999.

Notice is hereby given that the following filing(s) has/have been made with the Commission pursuant to provisions of the Act and rules promulgated under the Act. All interested persons are referred to the application(s) and/or declaration(s) for complete statements of the proposed transaction(s) summarized below. The application(s) and/or declaration(s) and any amendments is/are available for public inspection through the Commission's Branch of Public Reference.

Interested persons wishing to comment or request a hearing on the application(s) and/or declaration(s) should submit their views in writing by June 14, 1999, to the Secretary, Securities and Exchange Commission, Washington, DC 20549-0609, and serve a copy on the relevant applicant(s) and/or declarant(s) at the address(es) specified below. Proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. Any request for hearing should identify specifically the issues of facts or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in the matter. After June 14, 1999, the application(s) and/or declaration(s), as filed or as amended, may be granted and/or permitted to become effective.

Atlantic City Electric Company (70-9485)

Atlantic City Electric Company ("ACE"), 800 King Street, P.O. Box 231, Wilmington, Delaware 19899, an electric utility subsidiary of Conectiv, a registered holding company, has filed an application under section 9(a)(1) and 10 of the Act and rule 54 under the Act.

ACE currently operates a 66 MW combustion turbine generating unit ("Unit") in Gloucester County, New Jersey, under a lease that will terminate July 2, 1999. At the time the lease was executed in 1973, the original cost of the Unit to the lessor was approximately \$4 million. ACE proposes to purchase the Unit from the lessor for a purchase price of \$8.3 million.

For the Commission by the Division of Investment Management, under delegated authority.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 99-13580 Filed 5-27-99; 8:45 am]

BILLING CODE 8010-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-41432; File No. SR-NASD-99-22]

Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the National Association of Securities Dealers, Inc., Relating to Limited Usage Service Fees

May 20, 1999.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² notice is hereby given that on April 28, 1999, the National Association of Securities Dealers, Inc. ("NASD" or "Association"), through its wholly owned subsidiary, the Nasdaq Stock Market, Inc. ("Nasdaq"), filed a proposed rule change with the Securities and Exchange Commission ("SEC" or "Commission"). The proposed rule change is 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 changes from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

Nasdaq is proposing to amend NASD Rule 7010 to eliminate its Limited Usage

Service Fee.³ Below is the text of the proposed rule change. Proposed deletions are in brackets.

[(e) Limited Usage Service

The charges to be paid by a profession subscriber for access to Nasdaq Level I Service and the Last Sale Information Service through an authorized portable quotation device capable of receiving quotations for not more than 250 securities in a time shall be \$6.00 per month per device.]

* * * * *

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, Nasdaq included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. Nasdaq has prepared summaries, set forth in Sections A, B, and C below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

Nasdaq is proposing to eliminate its Limited Usage Service fee.⁴ Currently, professional market participants may obtain, through an approved portable quotation device, Nasdaq Level I and Last Sale Information on up to 250 Nasdaq securities for a monthly fee of \$6.00. The fee currently has only approximately 95 subscribers and has never exceeded 200 users during its existence. In light of this low participant usage and the burdens associated with administering the Limited Usage Service, Nasdaq has determined to discontinue this service and its related fee. Nasdaq notes that the information provided through the Limited Usage Service will still be widely available to professionals through numerous other mediums and vendors.

2. Statutory Basis

Nasdaq believes that the proposed rule change is consistent with Sections

³ Although listed in the proposal as section "(f) Limited Usage Service," Nasdaq clarified that it is section (e). Per conversation between Thomas Moran, Assistant General Counsel, Nasdaq, and Heather Traeger, Attorney, Market Regulation, SEC on April 29, 1999.

⁴ This fee was established on a pilot basis on January 3, 1984. See Securities Exchange Act Release No. 20522 (January 3, 1984), 49 FR 1440 (January 11, 1984).

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

15A(b)(5)⁵ and (6)⁶ of the Act in that the proposed rule change is designed to provide for the equitable allocation of reasonable fees among those using its facilities or systems and is not designed to permit unfair discrimination between customers, issuers, brokers or dealers.

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

Nasdaq does not believe that the proposed rule change will result in 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

Written comments were neither solicited nor received.

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 self-regulatory organization 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 NASD. All submissions should refer to File No. SR-NASD-99-22, June 18, 1999.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.⁷

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 99-13582 Filed 5-27-99; 8:45 am]

BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3185]

State of Colorado

As a result of the President's major disaster declaration on May 17, 1999, I find that Bent, El Paso, Larimer, Otero, and Weld Counties in the State of Colorado constitute a disaster area due to damages caused by severe storms and flooding beginning on April 29, 1999 and continuing. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on July 15, 1999, and for loans for economic injury until the close of business on February 17, 2000 at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 3 Office, 4400 Amon Carter Blvd., Suite 102, Fort Worth, TX 76155.

In addition, applications for economic injury loans from small businesses located in the following contiguous counties may be filed until the specified date at the above location: Adams, Baca, Boulder, Crowley, Douglas, Elbert, Fremont, Grand, Jackson, Kiowa, Las Animas, Lincoln, Logan, Morgan, Prowers, Pueblo, and Teller Counties in Colorado; Albany and Laramie Counties in Wyoming; and Kimball County, Nebraska.

The interest rates are:

	Percent
Physical Damage:	
Homeowners With Credit Available Elsewhere	6.875
Homeowners Without Credit Available Elsewhere	3.437
Businesses With Credit Available Elsewhere	8.000
Businesses and Non-Profit Organizations Without Credit Available Elsewhere	4.000
Others (Including Non-Profit Organizations) With Credit Available Elsewhere	7.000
For Economic Injury:	

	Percent
Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere	4.000

The number assigned to this disaster for physical damage is 318506. For economic injury the numbers are 9C8900 for Colorado, 9C9000 for Wyoming, and 9C9100 for Nebraska.

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

Dated: May 19, 1999.

Bernard Kulik,

Associate Administrator for Disaster Assistance.

[FR Doc. 99-13585 Filed 5-27-99; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3181: Amendment #2]

State of Kansas

In accordance with a notice received from the Federal Emergency Management Agency dated May 6, 1999, the above-numbered Declaration is hereby amended to establish the incident period for this disaster as beginning on May 3, 1999 and continuing through May 6, 1999.

All other information remains the same, i.e., the deadline for filing applications for physical damage is July 2, 1999, and for economic injury the deadline is February 4, 2000.

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

Dated: May 19, 1999.

Bernard Kulik,

Associate Administrator for Disaster Assistance.

[FR Doc. 99-13586 Filed 5-27-99; 8:45 am]

BILLING CODE 8025-01-P

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3182; Amendment #1]

State of Texas

In accordance with a notice received from the Federal Emergency Management Agency dated May 13, 1999, the above-numbered Declaration is hereby amended to include Red River County in the State of Texas as a disaster area as a result of damages caused by severe storms and tornadoes that occurred on May 4, 1999.

In addition, applications for economic injury loans from small businesses

⁵ 15 U.S.C. 78o-3(b)(5).

⁶ 15 U.S.C. 78o-3(b)(6).

⁷ 17 CFR 200.30-3(a)(12).