

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

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-17681 Filed 7-12-02; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-46167; File No. SR-PHLX-2002-09]

### Self-Regulatory Organizations; Philadelphia Stock Exchange, Inc.; Order Granting Approval to Proposed Rule Change to Amend Rules for the Administration of Order, Decorum, Health, Safety, and Welfare on the Exchange

July 8, 2002.

On February 1, 2002, the Philadelphia Stock Exchange, Inc. ("Phlx" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> a proposed rule change to amend certain Rules for the administration of order, decorum, health, safety, and welfare on the Exchange. The proposal would add procedures to govern actions by Floor Officials and Exchange staff to summarily remove a member from the floor for breaches of regulations that relate to the administration of order, decorum, health, safety and welfare on the Exchange, increase fine amounts for order and decorum violations as specified in proposed Regulation 4, reorganize current Regulation 4 for clarity, and amend Article VIII, Section 8-1 and Article X, Section 10-11 of the Exchange's By-Laws to eliminate inconsistencies with Exchange rules.

The Phlx amended the proposal on May 7, 2002. The proposed rule change, as amended, was published for comment in the **Federal Register** on May 16, 2002.<sup>3</sup> The Commission received no comments on the proposal.

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange<sup>4</sup> and, in particular, the

requirements of Section 6 of the Act<sup>5</sup> and the rules and regulations thereunder. The Commission finds specifically that the proposed rule change is consistent with Section 6(b)(5) of the Act<sup>6</sup> because it will help prevent fraudulent and manipulative acts and practices, as well as promote just and equitable principles of trade. The Commission finds the proposal is consistent with Section 6(b)(6) of the Act,<sup>7</sup> because the proposal provides a mechanism for the appropriate discipline for violations of certain rules and regulations.

In addition, the Commission finds the proposal is consistent with Section 6(b)(7) of the Act<sup>8</sup> because the proposal provides a fair procedure for the disciplining of members and persons associated with members.

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act<sup>9</sup>, that the proposed rule change (SR-PHLX-2002-09), as amended, be, and it hereby is, approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>10</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-17680 Filed 7-12-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3428]

### State of Texas; (Amendment #1)

In accordance with a notice received from the Federal Emergency Management Agency, dated July 4, 2002, the above numbered declaration is hereby amended to include Bandera, Gillespie, Kendall and Uvalde 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 counties may be filed until the specified date at the previously designated location: Kinney, Mason and Maverick Counties in Texas. All other counties contiguous to the above named primary counties have been previously declared.

impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

<sup>5</sup> 15 U.S.C. 78f.

<sup>6</sup> 15 U.S.C. 78f(b)(5).

<sup>7</sup> 15 U.S.C. 78f(b)(6).

<sup>8</sup> 15 U.S.C. 78f(b)(7).

<sup>9</sup> 15 U.S.C. 78s(b)(2).

<sup>10</sup> 17 CFR 200.30-3(a)(12).

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 5, 2002.

**S. George Camp,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 02-17643 Filed 7-12-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### Notice of Action Subject to Intergovernmental Review Under Executive Order 12372

**AGENCY:** Small Business Administration.

**ACTION:** Notice of action subject to intergovernmental review.

**SUMMARY:** The Small Business Administration (SBA) is notifying the public that it intends to grant the pending applications of 36 existing Small Business Development Centers (SBDCs) for refunding on January 1, 2003, subject to the availability of funds. Twelve states do not participate in the EO 12372 process, therefore, their addresses are not included. A short description of the SBDC program follows in the supplementary information below.

The SBA is publishing this notice at least 120 days before the expected refunding date. The SBDCs and their mailing addresses are listed below in the address section. A copy of this notice also is being furnished to the respective State single points of contact designated under the Executive Order. Each SBDC application must be consistent with any area-wide small business assistance plan adopted by a State-authorized agency.

**DATES:** A State single point of contact and other interested State or local entities may submit written comments regarding an SBDC refunding within 30 days from the date of publication of this notice to the SBDC.

#### ADDRESSES:

#### Addresses of Relevant SBDC State Directors

Mr. Michael Finnerty, State Director, Salt Lake Community College, 1623 South State Street, Salt Lake City, UT 84115, (801) 957-3481.

Mr. Keith Coppage, Acting State Director, California Trade & Comm. Agency, 801 K Street, Suite 1700, Sacramento, CA 95814, (916) 323-0459.

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

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> See Securities Exchange Act Release No. 45905 (May 10, 2002), 67 FR 34978.

<sup>4</sup> In approving this proposed rule change, the Commission has considered the proposed rule's

Mr. Henry Turner, Executive Director,  
Howard University, 2600 6th St.,  
NW., Room 125, Washington, DC  
20059, (202) 806-1550.

Dr. Bruce Whitaker, Director, American  
Samoa Community College, PO Box  
2609, Pago Pago, American Samoa  
96799, 011-684-699-9155.

Ms. Kelly Manning, State Director,  
Office of Business Development, 1625  
Broadway, Suite 1710, Denver, CO  
80202, (303) 892-3794.

Mr. Jerry Cartwright, State Director,  
University of West Florida, 19 West  
Garden Street, Pensacola, FL 32501,  
(850) 595-6060.

Mr. Hank Logan, State Director,  
University of Georgia, Chicopee  
Complex, Athens, GA 30602, (706)  
542-6762.

Mr. Sam Males, State  
Director, University of Nevada/Reno,  
College of Business Administration,  
Room 411, Reno, NV 89557-0100,  
(775) 784-1717.

Ms. Debbie Bishop Trocha, State  
Director, Economic Development  
Council, One North Capitol, Suite  
420, Indianapolis, IN 46204, (317)  
234-2086.

Mr. Darryl Mleynek, State Director,  
University of Hawaii/Hilo, 200 West  
Kawili Street, Hilo, HI 96720, (808)  
974-7515.

Mr. Mark Petrilli, State Director,  
Department of Commerce and  
Community Affairs, 620 East Adams  
Street, Springfield, IL 62701, (217)  
524-5856.

Ms. Mary Collins, State Director,  
University of New Hampshire, 108  
McConnell Hall, Durham, NH 03824,  
(603) 862-4879.

Mr. John Massaua, State Director,  
University of Southern Maine, 96  
Falmouth Street, Portland, ME 04103,  
(207) 780-4420.

Mr. Scott Daugherty, State Director,  
University of North Carolina, 5 West  
Hargett Street, Suite 600, Raleigh, NC  
27601-1348, (919) 715-7272.

Mr. Casey Jeszenka, Director, University  
of Guam, PO Box 5061—U.O.G.  
Station, Mangilao, Guam 96923, (671)  
735-2553.

Ms. Carol Lopucki, State Director, Small  
Business Development Center, Grand  
Valley State University, 510 West  
Fulton Avenue, Grand Rapids, MI  
49504, (616) 336-7480.

Mr. George Youngerman, Acting State  
Director, University of North Dakota,  
PO Box 7308, Grand Forks, ND 58202,  
(701) 777-3700.

Ms. Erica Kauten, State Director,  
University of Wisconsin, 432 North  
Lake Street, Room 423, Madison, WI  
53706, (608) 263-7794.

Mr. Greg Higgins, State Director,  
University of Pennsylvania, The

Wharton School, 444 Vance Hall,  
Philadelphia, PA 19104, (215) 898-  
1219.

Mr. John Lenti, State Director,  
University of South Carolina, College  
of Business Administration, 1710  
College Street, Columbia, SC 29208,  
(803) 777-4907.

Mr. Albert Laabs, State Director,  
Tennessee Board of Regents, 1415  
Murfreesboro Road, Suite 324,  
Nashville, TN 37217-2833, (615) 366-  
3931.

Mr. Robert Hamlin, State Director,  
Bryant College, 1150 Douglas Pike,  
Smithfield, RI 02917, (401) 232-6111.

Mr. Wade Druin, State Director,  
University of South Dakota, School of  
Business, 414 East Clark, Vermillion,  
SD 57069, (605) 677-5287.

Ms. Carolyn Clark, State Director,  
Washington State University, 601  
West First Avenue, Spokane, WA  
99202-3899, (509) 358-7765.

#### FOR FURTHER INFORMATION CONTACT:

Johnnie L. Albertson, Associate  
Administrator for SBDCs, U.S. Small  
Business Administration, 409 Third  
Street, SW., Suite 4600, Washington, DC  
20416.

#### SUPPLEMENTARY INFORMATION:

##### Description of the SBDC Program

A partnership exists between SBA and an SBDC. SBDCs offer training, counseling and other business development assistance to small businesses. Each SBDC provides services under a negotiated Cooperative Agreement with SBA, the general management and oversight of SBA, and a state plan initially approved by the Governor. Non-Federal funds must match Federal funds. An SBDC must operate according to law, the Cooperative Agreement, SBA's regulations, the annual Program Announcement, and program guidance.

##### Program Objectives

The SBDC program uses Federal funds to leverage the resources of states, academic institutions and the private sector to:

- (a) Strengthen the small business community;
- (b) Increase economic growth;
- (c) Assist more small businesses; and
- (d) Broaden the delivery system to more small businesses.

##### SBDC Program Organization

The lead SBDC operates a statewide or regional network of SBDC service centers. An SBDC must have a full-time Director. SBDCs must use at least 80 percent of the Federal funds to provide services to small businesses. SBDCs use

volunteers and other low cost resources as much as possible.

##### SBDC Services

An SBDC must have a full range of business development and technical assistance services in its area of operations, depending upon local needs, SBA priorities and SBDC program objectives. Services include training and counseling to existing and prospective small business owners in management, marketing, finance, operations, planning, taxes, and any other general or technical area of assistance that supports small business growth.

The SBA district office and the SBDC must agree upon the specific mix of services. They should give particular attention to SBA's priority and special emphasis groups, including veterans, women, exporters, the disabled, and minorities.

##### SBDC Program Requirements

An SBDC must meet programmatic and financial requirements imposed by statute, regulations or its Cooperative Agreement. The SBDC must:

- (a) Locate service centers so that they are as accessible as possible to small businesses;
- (b) Open all service centers at least 40 hours per week, or during the normal business hours of its state or academic Host Organization, throughout the year;
- (c) Develop working relationships with financial institutions, the investment community, professional associations, private consultants and small business groups; and
- (d) Maintain lists of private consultants at each service center.

Dated: July 10, 2002.

**Johnnie L. Albertson,**

*Associate Administrator for Small Business Development Centers.*

[FR Doc. 02-17690 Filed 7-12-02; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Aviation Proceedings, Agreements Filed During the Week Ending June 28, 2002

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. Sections 412 and 414. Answers may be filed within 21 days after the filing of the application.

*Docket Number:* OST-2002-12564.

*Date Filed:* June 24, 2002.

*Parties:* Members of the International Air Transport Association.