

the mailing statement (postage payment) and the eligibility of the publication to qualify for second-class privileges, particularly, compliance with the circulation requirements.

After examining these procedures, the Postal Service believes that the procedures do not promote the most efficient use of postal resources. On one hand, the Postal Service believes that eligibility reviews need not be conducted for all publications. That is, where other evidence provides assurance that a publication remains eligible for second-class privileges, an on-site verification need not invariably be conducted. On the other hand, the Postal Service believes that postage payment verification for all publications should be conducted at least once a year. Accordingly, the following procedures are proposed.

The Postal Service proposes to separate the postage payment part of the review from the eligibility part. Each second-class publication will receive a postage payment review of one of the issues at least once each calendar year. This review will be conducted at the time of mailing at each post office where second-class postage is paid. Publishers claiming automation and presort rates will be required, at the review, to submit the documentation required by the Postal Service to substantiate the publication's eligibility for automation and presort rate levels.

For those publications subject to circulation standards, the Postal Service proposes using the annual Statement of Ownership, Management, and Circulation (PS Form 3526) as the basis for evaluating whether a second-class publication continues to meet the applicable eligibility requirements of being distributed to 50 percent or more persons who have paid for or requested the publication.

A review will be scheduled based on the percentage of paid or requested circulation shown by the publisher on PS Form 3526. The Postal Service still reserves its right to audit if there is a question about the eligibility of a publication.

When a second-class publication is selected for an eligibility review, the publisher will be notified by the post office serving the known office of publication. The publisher will be advised of the issue to be verified.

In order that the review may be conducted as quickly and efficiently as possible, the publisher will be asked to provide circulation information prior to the review. The Postal Service will revise PS Form 3548, Review and Verification of Circulation, for this purpose.

Accordingly, the original entry post office will mail the publisher a blank Form 3548, with a cover letter asking the publisher to complete the unshaded parts of the form for the issue specified. The publisher will be given 15 days from the receipt of the cover letter to return the completed form to the post office of the original entry office.

The unshaded parts of the Form 3548 will contain information relating to the total distribution of the issue being reviewed. The Postal Service will then send a representative to the known office of publication to examine the circulation records.

Publications that are audited by Postal Service-approved independent audit bureaus will continue to have their eligibility and postage payment reviews conducted by the independent audit bureaus. Publications mailing under the Centralized Postage Payment system will continue to have their postage payment reviews conducted annually by the New York Rates and Classification Service Center.

Appropriate procedures to reflect these changes will be implemented if the proposal is adopted.

**Stanley F. Mires,**

*Chief Counsel, Legislative.*

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## RAILROAD RETIREMENT BOARD

### Agency Forms Submitted for OMB Review

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the Railroad Retirement Board has submitted the following proposal(s) for the collection of information to the Office of Management and Budget for review and approval.

#### SUMMARY OF PROPOSAL(S):

(1) *Collection title:* Application and Claim for Unemployment Benefits and Employment Service.

(2) *Form(s) submitted:* UI-1 (ES-1), UI-3.

(3) *OMB Number:* 3220-0022.

(4) *Expiration date of current OMB clearance:* November 30, 1996.

(5) *Type of request:* Revision of a currently approved collection.

(6) *Respondents:* Individuals or households.

(7) *Estimated annual number of respondents:* 29,000.

(8) *Total annual responses:* 294,000.

(9) *Total annual reporting hours:* 26,916.

(10) *Collection description:* Under Section 2 of the Railroad Unemployment Insurance Act, unemployment benefits are provided for qualified railroad employees. The collection obtains from railroad employees who apply

for and claim unemployment benefits the information needed for determining eligibility for and amount of such benefits.

#### ADDITIONAL INFORMATION OR COMMENTS:

Copies of the form and supporting documents can be obtained from Chuck Mierzwa, the agency clearance officer (312-751-3363). Comments regarding the information collection should be addressed to Ronald J. Hodapp, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611-2092 and the OMB reviewer, Laura Oliven (202-395-7316), Office of Management and Budget, Room 10230, New Executive Office Building, Washington, D.C. 20503.

**Chuck Mierzwa,**

*Clearance Officer.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-35227; File No. SR-CBOE-94-55]

### Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Chicago Board Options Exchange, Inc. Relating to Short Interest Reporting Requirements

January 13, 1995.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on January 3, 1995, the Chicago Board Options Exchange, Inc. ("CBOE" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II and III below, which Items have been prepared by the self-regulatory organization. On January 5, 1995, the CBOE filed Amendment No. 1 to the proposed rule change.<sup>1</sup> The Commission is publishing this notice to solicit comments on the proposed rule change, as amended, from interested persons.

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

The CBOE proposes to require each member of the Exchange to report their short stock positions if the member meets the following three requirements: (1) The member clears stock transactions, (2) the Exchange is the designated Examining Authority ("DEA") for the member, and (3) the

<sup>1</sup> See letter from Timothy Thompson, attorney, CBOE, to Glen Barrentine, Senior Counsel, Commission, dated January 3, 1995.