

public trust/ other sensitive, non-access positions in accordance with 5 U.S.C. 3301, 3302, E.O. 10577 (5 CFR Rule V), and Office of Management and Budget Circular A-130, Management of Federal Information Resources, revised June 25, 1993, and its Appendix III, Security of Federal Automated Computer Systems, issued December 12, 1985. The number of respondents annually who are not Federal employees is expected to be 1500 with total reporting hours of 1500.

The Standard Form 86, Questionnaire for National Security Positions, is completed by persons performing, or seeking to perform, national security duties for the Federal government. This information collection also includes Standard Form 86A, Continuation Sheet for Questionnaires SF-86, SF-85P, and SF-85, which is used to provide formatted space to continue answers to questions. Information collected is used by the Office of Personnel Management and by other Federal agencies to initiate the background investigation required to determine placement in national security positions in accordance with 42 U.S.C. 2165, 22 U.S.C. 2585, and E.O. 10450, Security Requirements for Government Employment, issued April 27, 1953. The number of respondents annually who are not Federal employees is expected to be 172,150 with total reporting hours of 258,225.

Comments are particularly invited on:

- Whether this collection of information is necessary for the proper performance of functions of the Office of Personnel Management, and whether it will have practical utility;
- Whether our estimate of the public burden of this collection of information is accurate, and based on valid assumptions and methodology; and
- Ways in which we can minimize the burden of collection of information on those who respond, through the use of appropriate technological collection techniques or other forms of information technology.

To obtain copies of this proposal please contact James M. Farron at (202) 418-3208 or by E-mail to [jmfarron@opm.gov](mailto:jmfarron@opm.gov).

**DATES:** Comments on this proposal should be received on or before March 2, 1998. Submit comments on this proposal to Richard A. Ferris, Office of Personnel Management, Investigations Service, Room 5416, 1900 E. Street N.W., Washington D.C. 20415.

U.S. Office of Personnel Management.

**Janice R. Lachance,**  
*Director.*

[FR Doc. 97-34055 Filed 12-30-97; 8:45 am]

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## OFFICE OF PERSONNEL MANAGEMENT

### Submission For OMB Review; Comment Request for the Revised Information Collection; RI 30-10

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Public Law 104-13, May 22, 1995), this notice announces that the Office of Personnel Management will submit to the Office of Management and Budget a request for a revised information collection. RI 30-10, Disabled Dependent Questionnaire, is used to collect sufficient information about the medical condition and earning capacity for OPM to be able to determine whether a disabled adult child is eligible for health benefits coverage and/or survivor annuity payments under the Civil Service Retirement System or the Federal Employees Retirement System.

Approximately 2,500 RI 30-10 forms are completed annually. Each form takes approximately 60 minutes to complete. The annual estimated burden is 2,500 hours.

For copies of this proposal, contact Jim Farron on (202) 418-3208, or E-mail to [jmfarron@opm.gov](mailto:jmfarron@opm.gov)

**DATES:** Comments on this proposal should be received on or before January 30, 1998.

**ADDRESSES:** Send or deliver comments to—

Lorraine E. Dettman, Chief, Operations Support Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3349, Washington, DC 20415-0001

and

Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW, Room 3002, Washington, DC 20503.

#### FOR INFORMATION REGARDING

**ADMINISTRATIVE COORDINATION—CONTACT:** Mary Beth Smith-Toomey, Budget & Administrative Service Division, (202) 606-0623, U.S. Office of Personnel Management.

**Janice R. Lachance,**  
*Director.*

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## OFFICE OF PERSONNEL MANAGEMENT

### Submission for OMB Review; Comment and Request Form OPM- 1386B

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3506-3507), the Office of Personnel Management plans to submit to the Office of Management and Budget a request to extend its approval of form OPM-1386B, Applicant Race and National Origin Questionnaire. The form gathers information concerning the race and national origin of applicants for employment under the Outstanding Scholar provision of the Luevano Consent Decree, 93 F.R.D. 68 (1981).

This notice begins the formal continuation that originally began in 1995. OPM published Notices of Intent in the **Federal Register** on October 27, 1995, and February 21, 1996. The process for continuation was not completed in time. An emergency request for continuation was published on September 9, 1997.

Under the terms of 44 U.S.C. 3507, the public is invited to comment on the need for this information, its practical utility, the accuracy of OPM's burden estimate, and on ways to minimize the reporting burden.

**DATES:** Comments will be considered if received on or before March 2, 1998.

**ADDRESSES:** Send or deliver written comments to Mary Lou Lindholm, Associate Director for Employment, U.S. Office of Personnel Management, 1900 E Street, NW., Room 6F08, Washington, DC 20415, and Joseph Lackey, OPM Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, NW., Room 10235, Washington, DC 20503.

#### FOR FURTHER INFORMATION CONTACT:

For copies of the form, and further information, contact Christina Vay on 202-606-0830, FAX 202-606-2329, or e-mail address [CMVAY@OPM.GOV](mailto:CMVAY@OPM.GOV).

#### SUPPLEMENTARY INFORMATION:

##### **Purpose of Form OPM-1368B**

A Federal court decree, issued in 1981 and still binding, requires recordkeeping on Federal employment selection procedures, including race and national origin (RNO) data, to determine the "relative impact of the procedure upon Blacks and upon Hispanics as compared with non-Hispanic whites."

OPM and other agencies use form OPM-1368B to collect the RNO data from applicants being considered for selection under the Outstanding Scholar provision of the decree. Using the standardized form makes it easier to collect and consolidate the required data for use by the Federal Government and by the plaintiffs. OPM and agencies do not need to use form OPM-1368B to collect data on applicants being considered through traditional examining processes; court-required data on those applicants are collected as part of an application process not required for Outstanding Scholars.

The form OPM-1368B is not considered in the selection process, but is used only to collect statistical data.

### Annual Reporting Burden

Approximately 100,000 forms will be processed annually. The average estimated response time is 5 minutes for a total public burden of 8,333 hours.

U.S. Office of Personnel Management.

**Janice R. Lachance,**

*Director.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-39479; File No. SR-CBOE-97-61]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by The Chicago Board Options Exchange, Inc. to Delete References to Market Performance Committee and Floor Procedure Committee and Make Other Conforming Changes

December 22, 1997.

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> notice is hereby given that on December 2, 1997, the Chicago Board Options Exchange, Incorporated ("CBOE" or "Exchange") filed with the Securities and Exchange Commission ("Commission" or "SEC") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the CBOE. The Exchange has designated the proposed rule change as concerned solely with the administration of the Exchange under Section 19(b)(3)(A) of the Act, which renders the proposal effective upon filing of this proposal by the

Commission. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

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

The CBOE proposes to delete from its rules any specific references to a particular Floor Procedure Committee or Market Performance Committee. The term "appropriate" will be added to all references that currently relate to these committees. The text of the proposed rule change is available at the Office of the Secretary, the CBOE and at the Commission.

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

In its filing with the Commission, the CBOE 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. The CBOE has prepared summaries, set forth in sections A, B, and C below, of the most significant parts of such statements.

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

The purpose of the proposed amendment is to delete from the CBOE rules any specific references to, and add "appropriate" to all references that currently relate to, a particular Floor Procedure Committee ("FPC") or Market Performance Committee ("MPC"). For instance, any reference to "SPX Floor Procedure Committee" or "OEX Market Performance Committee" will be changed to "appropriate Floor Procedure Committee" or "appropriate Market Performance Committee."

The Exchange is proposing to make the change at this time because it recently determined to create two new committees, the Index Floor Procedure Committee and the Index Market Performance Committee. These two committees will replace the OEX Floor Procedure Committee and the OEX Market Performance Committee, respectively. In addition to governing the trading or market performance issues of S&P 100 Index Options ("OEX"), the new committees likely will be given jurisdiction over options on the Dow Jones Industrial Average ("DIX"), Nasdaq 100 Index options ("NDX"), and, in the case of the Index Market

Performance Committee, the S&P Index Options ("SPX"). The Exchange is retaining the SPX Floor Procedure Committee to oversee SPX trading issues.

In trying to accommodate these new committees specifically in the rules, the Exchange believes a better approach is to make reference to the "appropriate" FPC or the "appropriate" MPC. In this way, the Exchange will have the flexibility to delegate the functions under the rules to the appropriate committee and will not have to make a rule change merely, for instance, to accommodate a future change in the title of a committee or to accommodate the delegation of a new product to a committee. As the authority exercised by these committees is delegated pursuant to Exchange rules, the title of the committees exercising their authority should not be relevant.

The Exchange is also proposing to delete Interpretation .08 to Rule 6.20. Interpretation .08 permits a member of a FPC to act in the capacity of a Floor Official. However, the Exchange believes that members of the appropriate MPC should handle this role because Floor Officials commonly deal with issues under the jurisdiction of the MPC. Members of the appropriate MPC can act as Floor Officials under Interpretation .09 to Rule 6.20.

The Exchange also is deleting references to the SPX Advisory Committee in Rule 24.15(a)(i) because this committee no longer exists. Additionally, the Exchange is proposing to delete Rule 24A.1(s) because it is unnecessary as a result of the proposed rule change. Finally, the Exchange is proposing to change all references to Floor "Procedures" Committee to Floor "Procedure" Committee for consistency.

The CBOE believes the proposed rule change is consistent with the requirements of Section 6(b)(5)<sup>3</sup> of the Act which requires, among other things, that the rules of the Exchange be designed to promote just and equitable principles of trade, foster cooperation among persons engaged in facilitating securities transactions, and protect investors and the public interest. The CBOE believes that this proposal complies with the Act because the CBOE is amending its rules to generalize certain committee references to facilitate compliance.

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

The Exchange believes that the proposed rule change does not impose any burden on competition that is not

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

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

<sup>3</sup> 15 U.S.C. 78f(b)(5)