

dues, fees, and other charges among its members and other persons using its facilities.

#### *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.

#### *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 foregoing rule change has become effective pursuant to Section 19(b)(3)(A) of the Act<sup>7</sup> and subparagraph (f) of Rule 19b-4 thereunder<sup>8</sup> because it establishes or changes a due, fee, or other charge. At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate such 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>9</sup> Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW, Washington, DC 20540-0609. 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 filings also will be available for inspection and copying at the principal office of the the Exchange.

<sup>7</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>8</sup> 17 CFR 240.19b-4(f)(2).

<sup>9</sup> In reviewing the proposed rule change, the Commission considered its potential impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

All submissions should refer to File No. SR-Phlx-99-08 and should be submitted by June 1, 1999.

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

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 99-11814 Filed 5-10-99; 8:45 am]

BILLING CODE 8010-01-M

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## DEPARTMENT OF STATE

### **M/OPAP; Public Notice 3047**

**AGENCY:** Department of State.

**ACTION:** Notice of Information Collection Under Emergency Review: Presence Customer Satisfaction Survey.

**SUMMARY:** The Department of State has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the emergency review procedures of the Paperwork Reduction Act of 1995.

*Type of Request:* Public Survey Request.

*Originating Office:* M/OPAP.

*Title of Information Collection:* U.S.

Presence Customer Survey.

*Frequency:* Once.

*Form Number:* n/a.

*Respondents:* Select people from media, NOG, private companies and government agencies with representation abroad.

*Estimated Number of Respondents:* 350.

*Average Hours Per Response:* .17 an hour (10 min).

*Total Estimated Burden:* n/a.

The proposed information collection is published to obtain comments from the public and affected agencies. Emergency review and approval of this collection has been requested from OMB by May 7, 1999. If granted, the emergency approval is only valid for 180 days. Comments should be directed to the State Department Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Washington, DC 20530, (202) 395-5871.

During the first 60 days of this same period a regular review of this information collection is also being undertaken. Comments are encouraged and will be accepted until July 5, 1999. The agency requests written comments and suggestions from the public and affected agencies concerning the proposed collection of information. Your comments are being solicited to permit the agency to:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility.

- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.

- Enhance the quality, utility, and clarity of the information to be collected.

- Minimize the reporting burden on those who are to respond, including through the use of automated collection techniques or other forms of technology.

**FOR ADDITIONAL INFORMATION:** Public comments, or requests for additional information, regarding the collection listed in this notice should be directed to Gregory Davis at the U.S. Department of State, Washington, DC 20520, 202-647-4085.

Dated: May 5, 1999.

**Donald S. Hays,**

*Management Policy and Planning, Director.*

[FR Doc. 99-11863 Filed 5-10-99; 8:45 am]

BILLING CODE 4710-10-P

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## DEPARTMENT OF STATE

[Public Notice 3046]

### **Office of Defense Trade Controls; Statutory Debarment Under the International Traffic in Arms Regulations**

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given that the Department of State has imposed statutory debarment pursuant to § 127.7(c) of the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120-130) on persons convicted of violating or conspiring to violate section 38 of the Arms Export Control Act (AECA) (22 U.S.C. 2778).

**EFFECTIVE DATE:** Date of conviction as specified for each person.

**FOR FURTHER INFORMATION CONTACT:** Philip S. Rhoads, Chief, Compliance and Enforcement Branch, Office of Defense Trade Controls, Department of State (703-875-6644).

**SUPPLEMENTARY INFORMATION:** Section 38(g)(4) of the AECA prohibits licenses and other approvals for the export of defense articles and the furnishing of defense services to be issued to a person, or any party to the export, convicted of violating or conspiring to violate the AECA. Pursuant to § 127.7(c)

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

of the ITAR, statutory debarment is imposed upon persons convicted of violating or conspiring to violate the AECA. Statutory debarment is based solely upon a conviction in a criminal proceeding, conducted by a United States court, and as such the administrative proceedings outlined in part 128 of the ITAR are not applicable.

This notice is provided in order to make the public aware that the persons listed below are prohibited from participating directly or indirectly in any brokering activities and in any export from or temporary import into the United States of defense articles, related technical data, or defense services in all situations covered by the ITAR (name/offense/date/court):

1. Robert Cassidy, 18 U.S.C. 371 (Conspiracy to violate 22 U.S.C. 2778), 09/23/98, Eastern District of Virginia, Docket No: 2;98 CR-60.
2. George K. Cheng, 22 U.S.C. 2778, July 17, 1998, District of Oregon, Docket No: 97-CR-412-ALL.
3. Robert S. Fairchild, 22 U.S.C. 2778, March 12, 1999, Southern District of Florida, Docket No: 97-CR-6104-1.
4. Donn R. Proven, 22 U.S.C. 2778, March 8, 1999, Southern District of Florida, Docket No: 97-6104-CR.
5. Parviz Lavi, 18 U.S.C. 371 (Conspiracy to violate 22 U.S.C. 2778), July 13, 1998, Eastern District of Virginia, Docket No: 2;98 CR-60.

Specific case information may be obtained from the Office of the Clerk for each respective U.S. District Court, citing the court docket number where provided.

This notice involves a foreign affairs function of the United States encompassed within the meaning of the military and foreign affairs exclusion of the Administrative Procedure Act. Because the exercise of this foreign affairs function is discretionary, it is excluded from review under the Administrative Procedure Act.

Dated: April 18, 1999.

**William J. Lowell,**

*Director, Office of Defense Trade Controls,  
Bureau of Political-Military Affairs,  
Department of State.*

[FR Doc. 99-11862 Filed 5-10-99; 8:45 am]

BILLING CODE 4710-25-P

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Aviation Proceedings, Agreements Filed During the Week Ending April 30, 1999

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 of date of filing.

*Docket Number:* OST-99-5608

*Date Filed:* April 29, 1999

*Parties:* Members of the International Air Transport Association

*Subject:*

PTC3 0331 dated 30 April 1999

Mail Vote 999 Resolution 010f

TC3 Special Passenger Amending Resolution Within SWP

Fares between Australia and Papua

New Guinea; from

Solomon Islands to Papua New Guinea

Intended effective date: 12 May 1999.

**Dorothy W. Walker,**

*Federal Register Liaison.*

[FR Doc. 99-11787 Filed 5-10-99; 8:45 am]

BILLING CODE 4910-62-P

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q During the Week Ending April 30, 1999

The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under subpart Q of the Department of Transportation's Procedural Regulations (See 14 CFR 302.1701 et. seq.). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

*Docket Number:* OST-99-5605.

*Date Filed:* April 29, 1999.

*Due Date for Answers, Conforming Applications, or Motions to Modify Scope:* May 27, 1999.

*Description:* Application of East Line Airlines pursuant to 49 U.S.C. section 41302 and subpart Q, applies for a foreign air carrier permit to engage in all-cargo and combination charter

service between the Russian Federation and the United States.

*Docket Number:* OST-99-5616.

*Date Filed:* April 30, 1999.

*Due Date for Answers, Conforming Applications, or Motions to Modify Scope:* May 28, 1999.

*Description:* Application of New Air Corporation pursuant to 49 U.S.C. section 41102 and subpart Q, applies for a certificate of public convenience and necessity to engage in interstate scheduled air transportation of persons, property and mail to commence scheduled service in the winter of 1999-2000; between any point in any State of the United States or the District of Columbia, or any territory or possession of the United States, and any other point in any State of the United States or the District of Columbia, or any territory or possession of the United States.

**Dorothy W. Walker,**

*Federal Register Liaison.*

[FR Doc. 99-11786 Filed 5-10-99; 8:45 am]

BILLING CODE 4910-62-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Advisory Circular (AC) No. 00-59, Integrating Helicopter and Tiltrotor Assets into Disaster Relief Planning

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of availability of an advisory circular.

**SUMMARY:** This notice announces the availability of an AC that provides general guidance on integrating helicopters and tiltrotor aircraft into disaster relief planning efforts. This document is advisory in nature and is intended to provide a planning tool to assist State and local emergency planners. These guidelines are based on accepted planning concepts and "lessons learned" through the study of disaster case histories where helicopters were used.

During the last four decades, helicopters have proven their value to communities when disasters strike. And yet, all too often, people simply assume that these aircraft will arrive when needed. However, without careful planning, helicopters and tiltrotors may not appear, or if they do, they may not be used to their best advantage. This AC identifies issues that need to be addressed, provides general guidance on how they may be addressed, and lists various contacts and references that may be helpful during the planning and execution of disaster relief plans.