

request for clearance of a revised information collection. RI 30-2, Annuitant's Report of Earned Income, is used annually to determine if disability retirees under age 60 have earned income which will result in the termination of their annuity benefits. RI 30-44, Annuitant's Report of Income—Followup, is sent to annuitants whose returned RI 30-2 forms are unusable or damaged.

*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 is accurate, and based on valid assumptions and methodology; and
- Ways in which we can minimize the burden of the collection of information on those who are to respond, through use of the appropriate technological collection techniques or other forms of information technology.

We estimate 21,000 RI 30-2 forms and 260 RI 30-44 forms are completed annually. The RI 30-2 takes approximately 35 minutes to complete for an estimated annual burden of 12,250 hours. The RI 30-44 takes approximately 5 minutes to complete for an estimated annual burden of 22 hours. The total annual estimate burden is 12,272.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, or E-mail to mbtoomey@opm.gov.

**DATES:** Comments on this proposal should be received on or before September 7, 1999.

**ADDRESSES:** Send or deliver comments to—Dennis A. Matteotti, Acting Chief, Operations Support Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3349, Washington, DC 20415.

**FOR INFORMATION REGARDING ADMINISTRATIVE COORDINATION—CONTACT:** Cyrus S. Benson, Budget & Administrative Services Division, (202) 606-0623.

Office of Personnel Management.

**Janice R. Lachance,**

*Director.*

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## OFFICE OF PERSONNEL MANAGEMENT

[RI 20-63]

### Submission for OMB Review; Comment Request for Review of a Revised Information Collection

**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 (OPM) intends to submit to the Office of Management and Budget a request for review of a revised information collection. RI 20-63, Survivor Annuity Election for a Spouse, is used by the Civil Service Retirement System (CSRS) to provide information about the amount of annuity payable after a survivor reduction and to obtain a survivor benefits election from annuitants who are eligible to elect to provide survivor benefits for a spouse. Using RI 20-63 the annuitant may elect the survivor benefit, decline to make the election, or ask for information about electing less than the maximum survivor benefit.

Comments are particularly invited on: whether this 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 the collection of information on those who are to respond, through the use of appropriate technological collection techniques or other forms of information technology.

Approximately 2,400 RI 20-63 forms and 200 cover letters are completed per year. It is estimated to take approximately 45 minutes to complete the form with a burden of 1,800 hours and 10 minutes to complete the letter, which gives a burden of 34 hours. The total burden for RI 20-63 is 1,834 hours.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, or E-mail to mbtoomey@opm.gov.

**DATES:** Comments on this proposal should be received on or before September 7, 1999.

**ADDRESSES:** Send or deliver comments to—Ronald W. Melton, Chief, Operations Support Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3349, Washington, DC 20415.

**FOR INFORMATION REGARDING ADMINISTRATIVE COORDINATION—CONTACT:** Phyllis R. Pinkney, Management Analyst, Budget & Administrative Services Division, (202) 606-0623.

Office of Personnel Management.

**Janice R. Lachance,**

*Director.*

[FR Doc. 99-16991 Filed 7-2-99; 8:45 am]

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## OFFICE OF PERSONNEL MANAGEMENT

[RI 25-49]

### Submission for OMB Review; Comment Request for Review of a Revised Information Collection

**AGENCY:** Office of Personnel Management.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, May 22, 1995), this notice announces that the Office of Personnel Management (OPM) has submitted to the Office of Management and Budget a request for review of a revised information collection. To verify that adult student annuitants are entitled to payments, OPM needs to know that a full-time enrollment has been maintained. RI 25-49, Verification of Full-Time School Attendance, is used for this purpose.

Approximately 10,000 RI 25-49 forms are completed annually. Each form takes approximately 60 minutes to complete. The annual estimated burden is 10,000 hours.

For copies of this proposal, contact Mary Beth Smith-Toomey on (202) 606-8358, or E-mail to mbtoomey@opm.gov

**DATES:** Comments on this proposal should be received on or before August 5, 1999.

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

Dennis A. Matteotti, Acting Chief, Operations Support Division, Retirement and Insurance Service, U.S. Office of Personnel Management, 1900 E Street, NW, Room 3349, 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 INFORMATION REGARDING ADMINISTRATIVE COORDINATION—CONTACT:** Phyllis R. Pinkney,

Management Analyst, Budget and Administrative Services Division, (202) 606-0623.

Office of Personnel Management.

**Janice R. Lachance,**

Director.

[FR Doc. 99-16990 Filed 7-2-99; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-41572; File No. SR-CTA/CA-99-01]

### Consolidated Tape Association; Notice of Filing of Fourth Charges Amendment to the Second Restatement of the Consolidated Tape Association Plan and the Third Charges Amendment to the Restated Consolidated Quotation Plan

June 28, 1999.

Pursuant to Rule 11Aa3-2<sup>1</sup> of the Securities Exchange Act of 1934 ("Act"),<sup>2</sup> notice is hereby given that on June 14, 1999, the Consolidated Tape Association ("CTA") and the Consolidated Quotation ("CQ") Plan Participants ("Participants")<sup>3</sup> filed with the Securities and Exchange Commission ("Commission") or "SEC") amendments to the Restated CTA Plan and CQ Plan. The amendments propose (1) to modify the fees payable by vendors of the Network A market information in respect of nonprofessional subscriber services, (2) to introduce pay-for-use rates into the Network A rate schedules following a pilot test that commenced in November 1997, (3) to grant each vendor of a pay-for-use service the ability to limit its monthly pay-for-use obligation for each of its customers that qualifies as a nonprofessional subscriber, and (4) to establish an enterprise arrangement pursuant to which broker-dealers would enjoy a maximum monthly obligation of \$500,000 for aggregate monthly Network A market data fees incurred for interrogation services (both display-device and pay-per-use) that it provides to its officers, partners and employees and to its nonprofessional, brokerage-account customers.

Pursuant to Rule 11Aa3-2(c)(1), the CTA and CQ Participants submitted this notice of proposed amendments to two effective national market system plans.<sup>4</sup> The Commission is publishing this notice to solicit comments from interested persons on the amendments.

### I. Description and Purpose of the Amendments

#### A. Rule 11Aa3-2

##### 1. Nonprofessional Subscriber Service Rates

The participants under the Plans that make Network A last sale information and Network A quotation information available (the "Network A Participants") impose on vendors a monthly fee of \$5.25 for each nonprofessional subscriber to whom the vendor provides a Network A market data display service. These amendments proposed to reduce that monthly fee from \$5.25 for each nonprofessional subscriber to (i) \$1.00 for each of the first 250,000 nonprofessional subscribers to whom a vendor provides a Network A display service during the month and (ii) \$.50 for each additional nonprofessional subscriber.

The objective of the proposed plan amendments is to encourage the proliferation of those services and the widespread dissemination of Network A market data. The Network A Participants also believe that reductions in the nonprofessional subscriber rates respond to the growing number of broker-dealers and vendors that wish to provide on-line services to their customers, which services may, for example, enable their customers to price portfolios with real-time information and to receive "dynamically updated" services, such as real-time ticker displays.

For the nonprofessional subscriber rates (rather than the much higher professional subscriber rates) to apply to any of its subscribers, a vendor must make certain that the subscriber qualifies as a nonprofessional subscriber,<sup>5</sup> subject to the same criteria that have applied since 1983, when the Network A Participants first established

a reduced rate for nonprofessional subscribers.

Only those nonprofessional subscribers that actually gain access to at least one real-time Network A quote or price during the month will be charged the proposed fees by the Network A Participants.

##### 2. Pay-for-Use Rates

Since November 1997, the Network A Participants have conducted a pilot program<sup>6</sup> pursuant to which vendors provide services that account for the use of market data on the basis of one cent per quote packet.<sup>7</sup> Vendors that have contracted to provide a usage-based service are required to pay one-cent for every quote packet that they make available, whether to professional or nonprofessional subscribers. The fee is an alternative to the other fee that the Network A Participants have historically charged professional and nonprofessional subscribers.

Based on their experience with the one-cent-per-quote fee and their extensive consultation with vendors and member organizations, the Network A Participants are proposing to modify the one-cent fee and to make the modified fee part of the Network A rate schedule.

Under the modified rates, each vendor would pay:

- i. Three-quarters of one cent (\$0.0075) for the first 20 million quote packets that it distributes during a month;
- ii. One-half of one cent (\$0.005) for the next 20 million quote packets that it distributes during that month (*i.e.*, quote packets 20,000,001 through 40,000,000 million); and
- iii. One-quarter of one cent (\$0.0025) for every quote packet in excess of 40 million that it distributes during that month.

The Network A Participants believe that the proposed pay-for-use fees may motivate additional market data vendors and broker-dealers to provide pay-for-use services, thereby making real-time market data even more readily available to investors through those channels.

##### 3. Interplay of Nonprofessional-Subscriber and Pay-for-Use Rates

The Network A Participants further propose to reduce the cost exposure of vendors and broker-dealers by permitting them to limit the amount due from each nonprofessional subscriber

<sup>4</sup> The CTA and CQ Plans have been designated as effective transaction reporting plans pursuant to Exchange Act Rule 11Aa3-1(b).

<sup>5</sup> A "nonprofessional subscriber" shall receive the information solely for his personal, non-business use. The subscriber shall not furnish the information to any other person. See NYSE and ASE Application and Agreement for the Privilege of Receiving Last Sale Information & Bond Last Sale Information as a Nonprofessional Subscriber, for the qualifications necessary to be classified as a nonprofessional subscriber.

<sup>6</sup> See Securities Exchange Act Rel. No. 39370 (November 26, 1997), 62 FR 64414 (December 5, 1997).

<sup>7</sup> A "quote packet" refers to any data element, or all data elements, relating to a single issue. Last sale price, opening price, high price, low price, volume, net change, bid, offer, size, best bid and best offer all exemplify data elements. "IBM" exemplifies a single issue. An index value constitutes a single issue data element.

<sup>1</sup> 17 CFR 240.11Aa3-2.

<sup>2</sup> 15 U.S.C. 78s(b)(1).

<sup>3</sup> The amendments were executed by each Participant in each of the Plans. The Participants include American Stock Exchange LLC, Boston Stock Exchange, Inc., Chicago Board Options Exchange, Inc., Chicago Stock Exchange, Inc., Cincinnati Stock Exchange, Inc., National Association of Securities Dealers, Inc., New York Stock Exchange, Inc., Pacific Exchange, Inc., and Philadelphia Stock Exchange, Inc.