

provide consistency throughout the Phlx's Certificate of Incorporation and rules.

2. Statutory Basis

For these reasons, the Exchange believes that the proposed rule change is consistent with section 6(b) of the Act⁸ in general, and with Section 6(b)(4)⁹ in particular in that it provides for the equitable allocation of reasonable dues, fees and other charges.

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

The Exchange believes that the proposed rule imposes no inappropriate burden on competition.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants or Others

The Exchange has neither solicited nor received written comments on the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The proposed rule change has been filed by the Exchange pursuant to Section 19(b)(3)(A) of the Act¹⁰ and Rule 19b-4(f)(6) thereunder.¹¹ The Exchange represents that the proposed rule change:

- “(i) Does not significantly affect the protection of investors or the public interest;
- (ii) Does not impose any significant burden on competition; and
- (iii) Does not become operative for 30 days after the date of the filing, or such shorter time as the Commission may designate if consistent with the protection of investors and the public interest; provided that the Exchange has given the Commission written notice of its intent to file the proposed rule change at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission.”¹²

⁸ 15 U.S.C. 78f(b).

⁹ 15 U.S.C. 78(b)(4).

¹⁰ 15 U.S.C. 78s(b)(3)(A).

¹¹ 17 CFR 240.19b-4(f)(6).

¹² 17 CFR 240.19b-4(f)(6)(iii).

The Exchange has requested that the Commission accelerate the operative date of the proposal. In addition, the Exchange provided the Commission with written notice of its intent to file the proposed rule change, along with a brief description of the proposed rule change, more than five business days prior to the date of filing the proposed rule change.

The Exchange represents that the operative date of this proposed rule change should be accelerated because the Exchange intends to implement the monthly capital funding fee on all seat owners as part of a long term financing plan.¹³ Prior to implementing this fee, the Exchange wants to ensure that it is clear exactly who will be subject to the fee by amending Article Twentieth to add the two categories, “owner” and “member organization,” and defining “owner.”¹⁴

The Commission finds that it is appropriate to designate this proposal to become operative today because such designation is consistent with the protection of investors and the public interest.¹⁵ Specifically, the Commission believes that adding the two additional categories and defining “owner” will clarify the original intent of Article Twentieth, and that it is appropriate to accelerate the operative date of the proposed rule change.

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. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW,

¹³ See Securities Exchange Act Release No. 42714 (April 24, 2000), 65 FR 25782 (May 3, 2000).

¹⁴ Telephone conversation between Cindy Hoekstra, Counsel, Phlx, and Marla Chidsey, Attorney, Division of Market Regulation, Commission (May 11, 2000).

¹⁵ 17 CFR 240.19b-4(f)(6)(iii). For purposes only of accelerating the operative date of this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

Washington, DC 20549-0609. 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, 450 Fifth Street NW, Washington DC 20549. Copies of such filing will also be available for inspection and copying at the principal office of the Phlx. All submissions should refer to File No. SR-Phlx-00-30 and should be submitted by June 8, 2000.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹⁶

Margaret H. McFarland,
Deputy Secretary.

[FR Doc. 00-12515 Filed 5-17-00; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

[Public Notice #3281]

Shipping Coordinating Committee Council and Technical Cooperation Committee; Notice of Meeting

The Shipping Coordinating Committee (SHC) will conduct an open meeting at 10:30 a.m. on Thursday, 1 June 2000, in Room 6319, at U. S. Coast Guard Headquarters, 2100 Second Street, SW, Washington, DC 20593-0001. The purpose of the meeting is to finalize preparations for the 84th session of Council and the 48th Session of the Technical Cooperation Committee of the International Maritime Organization (IMO) which is scheduled for 12-16 June 2000, at the IMO Headquarters in London. Discussions will focus on papers received and draft U.S. positions.

¹⁶ 17 CFR 240.19b-4(f)(6)(iii).

Among other things, the items of particular interest are:

- Reports of Committees;
- Financial Matters;
- Work Program and Budget Prospects for 2000;
- Integrated Technical Cooperation Program/Technical Cooperation Fund

Members of the public may attend these meetings up to the seating capacity of the room. Interested persons may seek information by writing: Director, International Affairs, U.S. Coast Guard Headquarters, Commandant (G-CI), Room 2114, 2100 Second Street, SW, Washington, DC 20593-0001 or by calling: (202) 267-2280.

Dated: May 5, 2000.

Stephen M. Miller,

Executive Secretary, Shipping Coordinating Committee.

[FR Doc. 00-12569 Filed 5-17-00; 8:45 am]

BILLING CODE 4710-07-U

TENNESSEE VALLEY AUTHORITY

Environmental Impact Statement—Land Between the Lakes Public Use Plan, Lyon and Trigg Counties, Kentucky and Stewart County, Tennessee

AGENCY: Tennessee Valley Authority (TVA).

ACTION: Cancellation Notice.

SUMMARY: On March 1, 1995, TVA published in the **Federal Register** (60 FR 11161-11162) a Notice of Intent (NOI) to prepare an Environmental Impact Statement (EIS) on alternatives for public use at the Land Between The Lakes (LBL) National Recreation Area. On October 1, 1999, pursuant to the Land Between The Lakes Protection Act of 1998, LBL was established as a unit of the National Forest System and administrative responsibility was transferred from TVA to the U.S. Department of Agriculture. The 1995 NOI is hereby rescinded.

FOR FURTHER INFORMATION CONTACT: Harold M. Draper, NEPA Administration, Environmental Policy and Planning, Tennessee Valley

Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1499; telephone (865) 632-6889 or e-mail hmdraper@tva.gov.

Dated: May 5, 2000.

Kathryn J. Jackson,

Executive Vice President, River System Operations and Environment.

[FR Doc. 00-12483 Filed 5-17-00; 8:45 am]

BILLING CODE 8120-08-M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Aviation Proceedings, Agreements Filed During the Week of May 5, 2000

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 applications.

Docket Number: OST-2000-7333.

Date Filed: May 4, 2000.

Parties: Members of the International Air Transport Association.

Subject: PTC12 NMS-ME 0105 dated 18 April 2000, North Atlantic-Middle East Resolution 002L, Special Readopting/Amending Resolution, between Canada, Mexico, USA and Middle East, Intended effective date: 31 May 2000.

Docket Number: OST-2000-7334.

Date Filed: May 4, 2000.

Parties: Members of the International Air Transport Association.

Subject: PTC12 NMS-ME 0106 dated 18 April 2000, North Atlantic-Middle East Resolutions r1-r18, PTC12 NMS-ME 0110 dated 20 April 2000 (Technical Correction), PTC12 NMS-ME 0107 dated 18 April 2000, North Atlantic-Israel Resolution r19-r37, Minutes—PTC12 NMS-ME 0109 dated 20 April 2000, Tables—PTC12 NMS-ME FARES 0057 dated 20 April 2000, Intended effective date: 1 June 2000.

Andrea M. Jenkins,

Federal Register Liaison.

[FR Doc. 00-12557 Filed 5-17-00; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Proposed Agency Information Collection Activities; Comment Request

AGENCY: Federal Railroad Administration, DOT.

ACTION: Notice.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995 and its implementing regulations, the Federal Railroad Administration (FRA) hereby announces that it is seeking renewal of the following currently approved information collection activities. Before submitting these information collection requirements for clearance by the Office of Management and Budget (OMB), FRA is soliciting public comment on specific aspects of the activities identified below.

DATES: Comments must be received no later than July 17, 2000.

ADDRESSES: Submit written comments on any or all of the following proposed activities by mail to either: Mr. Robert Brogan, Office of Safety, Planning and Evaluation Division, RRS-21, Federal Railroad Administration, 1120 Vermont Ave., NW, Mail Stop 17, Washington, DC 20590, or Ms. Dian Deal, Office of Information Technology and Productivity Improvement, RAD-20, Federal Railroad Administration, 1120 Vermont Ave., NW, Mail Stop 35, Washington, DC 20590. Commenters requesting FRA to acknowledge receipt of their respective comments must include a self-addressed stamped postcard stating, "Comments on OMB control number ____." Alternatively, comments may be transmitted via facsimile to (202) 493-6265 or (202) 493-6170, or E-mail to Mr. Brogan at robert.brogan@fra.dot.gov, or to Ms. Deal at dian.deal@fra.dot.gov. Please refer to the assigned OMB control number in any correspondence submitted. FRA will summarize comments received in response to this notice in a subsequent notice and include them in its information collection submission to OMB for approval.