

conditions established by DTC for the Profile Surety Program. For example, the surety bond must have a coverage limit of \$2 million per occurrence and an aggregate limit of \$6 million. DTC will also require that all companies issuing surety bonds must be rated A— or better by the A.M. Best Company. DTC plans to implement the Profile Surety Program by October 1, 2000.<sup>6</sup>

The proposed rule change is consistent with the requirements of Section 17A of the Act and the rules and regulations thereunder applicable to DTC since the proposed rule change will give participants more efficient usage of DRS. The proposed rule change will be implemented consistently with the safeguarding of securities and funds in DTC's custody or control or for which it is responsible because the operation of DRS, as modified by the proposed rule change, will be similar to the current operation of DRS.

*(B) Self-Regulatory Organization's Statement on Burden on Competition*

DTC perceives no adverse impact on competition by reason of the proposed rule change.

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

The proposed rule change has been developed through discussions with several participants and DRS limited participants. Written comments from participants or others have not been solicited or received on the proposed rule change.

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

Within thirty-five days of the date of the publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to ninety days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(a) By order approve the proposed rule change or

(b) Institute proceedings to determine whether the proposed rule change should be disapproved.

**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., 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. section 553, will be available for inspection and copying in the Commission's Public Reference Section, 450 Fifth Street, NW., Washington, DC 20549. Copies of such filing also will be available for inspection and copying at the principal offices of DTC. All submissions should refer to File No. SR-DTC-00-09 and should be submitted by September 1, 2000.

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

**Margaret H. McFarland,**  
Deputy Secretary.

[FR Doc. 00-20413 Filed 8-10-00; 8:45 am]

**BILLING CODE 8010-01-M**

**SECURITIES EXCHANGE COMMISSION**

[Release No. 34-43091; File No. SR-MSRB-00-09]

**Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the Municipal Securities Rulemaking Board Consisting of Technical Amendments to Rules G-8 and G-15; Correction**

August 7, 2000.

In FR Document 00-19771, the Release Number was incorrectly stated. The Release Number should read as follows: (Release No. 34-43091; File No. SR-MSRB-00-09)

**Margaret H. McFarland,**  
Deputy Secretary.

[FR Doc. 00-20411 Filed 8-10-00; 8:45 am]

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**SECURITIES AND EXCHANGE COMMISSION**

[Release No. 34-43066A; File No. SR-MSRB-00-06]

**Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Municipal Securities Rulemaking Board Relating to Municipal Fund Securities; Corrections**

August 4, 2000.

In FR Document 00-19448, beginning on page 47530 for Wednesday, August 2, 2000, on page 47531, Rule D-12 was incorrectly stated. This provision should read as follows:

*"Rule D-12. "Municipal Fund Security"*

*The term "municipal fund security" shall mean a municipal security issued by an issuer that, but for the application of Section 2(b) of the Investment Company Act of 1940, would constitute an investment company within the meaning of Section 3 of the Investment Company Act of 1940."*

On page 47532, Rule G-8(g)(i) was incorrectly stated. This provision should read as follows:

*"(g) Transactions in Municipal Fund Securities.*

*(i) Books and Records Maintained by Transfer Agents. Books and records required to be maintained by a broker, dealer or municipal securities dealer under this rule solely with respect to transactions in municipal fund securities may be maintained by a transfer agent registered under Section 17A(c)(2) of the Act used by such broker, dealer or municipal securities dealer in connection with such transactions; provided that such broker, dealer or municipal securities dealer shall remain responsible for the accurate maintenance and preservation of such books and records."*

On page 47533, Rule G-15(a)(i)(A)(7)(c) was incorrectly stated and should read as follows:

*"(c) Municipal fund securities. For municipal fund securities, the purchase price, exclusive of commission, of each share or unit and the number of shares or units to be delivered;"*

On page 47534, Rule G-15(a)(viii)(D) was incorrectly stated and should read as follows:

*"(D) such customer is provided with prior notification in writing disclosing the intention to send the written information referred to in subparagraph (B) of this paragraph (viii) on a periodic basis in lieu of an immediate confirmation for each transaction; and"*

On page 47534, Rule G-15(a)(viii)(E)(3) was incorrectly stated and should read as follows:

<sup>6</sup> Letter from Jeffrey T. Waddle, DTC (August 1, 2000).

“(3) the customer is a natural person who participates in a periodic municipal fund security plan (other than a plan described in subparagraph (C) of this paragraph (viii)) or a non-periodic municipal fund security program and the issuer has consented in writing to the use by the broker, dealer or municipal securities dealer of the periodic written information referred to in subparagraph (B) of this paragraph (viii) in lieu of an immediate confirmation for each transaction with each customer participating in such plan or program.”

On page 47535, Rule G-32(a)(i)(A) was incorrectly stated and should read as follows:

“(A) if a customer who participates in a period municipal fund security plan or a non-periodic municipal fund security program has previously received a copy of the official statement in final form in connection with the purchase of municipal fund securities under such plan or program, a broker, dealer or municipal securities dealer may sell additional shares or units of the municipal fund securities under such plan or program to the customer if such broker, dealer or municipal securities dealer sends to the customer a copy of any new, supplemented, amended or “stickered” official statement in final form, by first class mail or other equally promptly means, promptly upon receipt thereof; provided that, if the broker, dealer or municipal securities dealer sends a supplement, amendment or sticker without including the remaining portions of the official statement in final form, such broker, dealer or municipal securities dealer includes a written statement describing which documents constitute the complete official statement in final form and stating that the complete official statement in final form is available upon request; or”

On page 47538, the first sentence of the second paragraph in column 2 was incorrectly stated. This sentence should read as follows:

“Rule A-13—Assessments. Proposed Rule A-13 exempts the sale of municipal fund securities from the underwriting assessment imposed under section (b) thereof because the continuous nature of offerings in municipal fund securities, the predetermined and automatic nature of most customer investments and the heightened potential that underwriting assessments could create significant financial burdens on issuers to their customers’ detriment justify exempting municipal fund securities from the underwriting assessment.”

On page 47550, the second to the last sentence in column 3 was incorrectly stated. This sentence should read as follows:

“All submissions should refer to the File No. SR-MSRB-00-06 and should be submitted by August 23, 2000.”

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 00-20412 Filed 8-10-00; 8:45 am]

**BILLING CODE 8010-01-M**

## **SECURITIES AND EXCHANGE COMMISSION**

**[(Release No. 34-43115; File No. SR-PCX-00-16)]**

### **Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the Pacific Exchange, Inc.; Relating to Changes to Its Schedule of Fees and Charges**

August 3, 2000.

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 June 27, 2000, the Pacific Exchange, Inc. (“PCX” 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 Exchange. 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 PCX is proposing to modify its Schedule of Fees and Charges for Exchange Services. The Exchange is also proposing to waive the monthly dues applicable to certain Exchange memberships.

The text of the proposed rule change is available at the Office of the Secretary, the PCX, and 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 PCX 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 PCX has prepared summaries, set forth in sections A, B, and C below, of the most significant aspects of such statement.

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

##### **1. Purpose**

The Exchange is proposing to make the following changes to its Schedule of Fees and Charges:

##### **a. Options Fees**

The Exchange is proposing to eliminate or reduce various rates and charges applicable to the Exchange’s options business. These include the elimination of the current fee for manual customer transactions and the elimination of the current ticket data entry fee. These changes are intended to make the Exchange’s rates more competitive, in order to attract order flow to the Exchange. The Exchange is also reducing its current market maker transaction charge and eliminating its current floor brokerage charge (applicable to executing floor brokers) in order to assure that its rates and charges are competitive with those of the other options exchanges. Finally, the Exchange is adopting a credit for Lead Market Makers (“LMMs”) who perform the service of operating the Limit Order Book—a service that was previously performed by Exchange staff. These charges are discussed separately below.

(i) *Customer Transaction Charges.* The Exchange is eliminating its current charge, applicable to customer transactions, of \$0.09 per contract side for manual (nonhand-held) executions.

(ii) *Market Maker Transactions Charges.* The Exchange is reducing its current charge for PCX market maker transactions from \$0.235 per contract to \$0.21 per contract side.

(iii) *Ticket Data Entry Fee.* The Exchange is eliminating its ticket data entry fee of \$0.25 that currently applies to customer trades.

(iv) *Floor Brokerage Charge.* The Exchange is eliminating the current floor brokerage charge, applicable to executing floor brokers, of \$0.01 per contract.

(v) *Floor Broker Hand-Held and Booth Devices.* The Exchange currently charges a fee of \$300 per month for floor broker hand-held devices. There is currently no charge per month for floor broker booth devices. The Exchange is reducing the charge for floor broker hand-held devices to \$175 per month and establishing a new charge for floor broker booth devices of \$225 per month.

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

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