

should be submitted by August 27, 2001.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.<sup>2</sup>

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

[FR Doc. 01-19527 Filed 8-3-01; 8:45 am]

BILLING CODE 8010-01-M

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-44622; File No. SR-NYSE-2001-20]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the New York Stock Exchange Inc. Relating to Charges for Exchange Traded Funds Admitted to Dealings on a Unlisted Trading Privileges Basis

July 30, 2001.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4<sup>2</sup> thereunder, notice is hereby given that on July 10, 2001, the New York Stock Exchange, Inc. ("NYSE" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the NYSE. 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 NYSE proposes that at this time no transactions fees will be charged for investment company units (more commonly referred to as "exchange traded funds" or "ETFs") admitted to dealings on the Exchange on an unlisted trading privilege ("UTP") basis.

The text of the proposed rule change is available at the NYSE 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 Exchange 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 Exchange 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

##### 1. Purpose

The Exchange anticipates that it will shortly admit ETFs to dealings on the Exchange pursuant to UTP. The Exchange desires to garner experience in providing a market for these high-volume EFTs on a UTP basis before determining the transaction fee schedule to apply to these products. The current competitive environment includes payment for order flow made by certain other markets trading these securities. Accordingly, the Exchange proposes to implement a "fee holiday," constituting zero transactions charges, for the ETFs admitted to dealings on the Exchange on a UTP basis for the initial months of trading. The Exchange expects to file a specific schedule of transaction charges at a future date.

##### 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with Section 6 of the Act<sup>3</sup> in general, and furthers the objectives of Section 6(b)(4) of the Act<sup>4</sup> in particular, because it provides for the equitable allocation of reasonable dues, fees, and other charges among its members, issuers, and other persons using its facilities.

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

NYSE does not believe that the proposed fee change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Exchange Act.

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

No written comments were solicited or received with respect to the proposed rule change.

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

Because the proposed rule change is designated by the NYSE as establishing or changing a due, fee, or other charge, the proposed rule change has become effective pursuant to Section

19(b)(3)(A)(ii) or the Act<sup>5</sup> and Rule 19b-4(f)(2)<sup>6</sup> thereunder.

At any time within 60 days of the filing of such 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. 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. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the NYSE. All submissions should refer to File No. SR-NYSE-2001-20 and should be submitted by August 27, 2001.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>7</sup>

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

[FR Doc. 01-19582 Filed 8-3-01; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### Reporting and Recordkeeping Requirements Under OMB Review

#### Correction

In notice document 01-18453 appearing on page 38776, in the issue of Wednesday, July 25, 2001, under the

<sup>2</sup> 17 CFR 200.30-3(a)(12).

<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.

<sup>4</sup> 15 U.S.C. 78f(b)(4).

<sup>5</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>6</sup> 17 CFR 240.19b-4(f)(2).

<sup>7</sup> 17 CFR 200.30-3(a)(12).

heading **SUPPLEMENTARY INFORMATION**, "No: remove 2184" and insert "N/A".

**Jacqueline White**,

*Chief, Administrative Information Branch.*

[FR Doc. 01-19553 Filed 8-3-01; 8:45 am]

**BILLING CODE 8025-01-P**

## **SMALL BUSINESS ADMINISTRATION**

[License No. 06/06-0304]

### **AMT Capital, Ltd.; Notice Seeking Exemption Under Section 312 of the Small Business Investment Act, Conflicts of Interest**

Notice is hereby given that AMT Capital, Ltd., 5220 Spring Valley Road, Dallas, Texas 75240, a Federal Licensee under the Small Business Investment Act of 1958, as amended ("the Act"), in connection with the financing of a small concern, has sought an exemption under section 312 of the Act and section 107.730, Financings which Constitute Conflicts of Interest of the Small Business of the Small Business Administration ("SBA") Rules and Regulations (13 CFR 107.730 (2000)). AMT Capital, Ltd. proposes to provide equity financing to Ormet Circuits, Inc., 2236 Rutherford Road, Carlsbad, California. The financing is contemplated inasmuch as it is believed to have favorable long-term potential for appreciation and because the terms and conditions appear to be fair and equitable to AMT Capital, Ltd., taking into account any differences in the timing of each party's financing transactions.

The financing is brought within the purview of section 107.730(d)(2) of the Regulations inasmuch as AMT Venture Partners, Ltd. ("AMTVP") and JHAM, Limited Partnership ("JHAM"), have invested in the small concern. AMTVP and JHAM are Limited Partners of AMT Capital, Ltd. and are therefore considered Associates thereof, as defined in section 107.50 of the Regulations.

Notice is hereby given that any interested person may submit written comments on the transaction to the Acting Associate Administrator for Investment, U.S. Small Business Administration, 409 Third Street, SW., Washington, DC 20416.

Dated: July 25, 2001.

**Harry E. Haskins**,

*Acting Associate Administrator for Investment.*

[FR Doc. 01-19619 Filed 8-3-01; 8:45 am]

**BILLING CODE 8025-01-U**

## **SOCIAL SECURITY ADMINISTRATION**

### **Finding Regarding the Social Insurance System of the Federal Republic of Yugoslavia (Formerly Serbia and Montenegro)**

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Notice of finding regarding the Social Insurance System of the Federal Republic of Yugoslavia (formerly Serbia and Montenegro).

**FINDING:**Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) prohibits payment of monthly benefits to any individual who is not a United States citizen or national for any month after he or she has been outside the United States for 6 consecutive months, and prior to the first month thereafter for all of which the individual has been in the United States. This prohibition does not apply to such an individual where one of the exceptions described in sections 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)) affects his or her case.

Section 202(t)(2) of the Social Security Act provides that, subject to certain residency requirements of section 202(t)(11), the prohibition against payment shall not apply to any individual who is a citizen of a country which the Commissioner of Social Security finds has in effect a social insurance system which is of general application in such country and which:

- (a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and
- (b) Permits individuals who are United States citizens but not citizens of that country and who qualify for such benefits to receive those benefits, or the actuarial equivalent thereof, while outside the foreign country regardless of the duration of the absence.

The Commissioner of Social Security has delegated the authority to make such a finding to the Associate Commissioner for International Programs. Under that authority, the Associate Commissioner for International Programs has approved a finding that the Federal Republic of Yugoslavia (formerly Serbia and Montenegro), as of April 17, 1992, the date that the Federal Republic of Yugoslavia declared their independence as a joint independent state, has a social insurance system of general application which:

- (a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and
- (b) Permits United States citizens who are not citizens of the Federal Republic

of Yugoslavia (formerly Serbia and Montenegro) and who qualify for the relevant benefits to receive those benefits, or their actuarial equivalent, while outside of the Federal Republic of Yugoslavia, regardless of the duration of the absence of these individuals from the Federal Republic of Yugoslavia.

The Federal Republic of Yugoslavia (formerly Serbia and Montenegro) proclaimed their status as a joint independent state on April 17, 1992. Before that time, it was considered to be part of the former Yugoslavia, which was determined to have a system that met section 202(t)(2) of the Social Security Act as of March 25, 1959. Effective November 2000, following the formation of a new government, the name of "Serbia and Montenegro" was officially changed to "the Federal Republic of Yugoslavia." The Federal Republic of Yugoslavia is a new state, and is not a successor to the former Yugoslavia.

After the Federal Republic of Yugoslavia adopted the constitution of the former Yugoslavia in 1992, the Law on Basic Pension and Invalidity Insurance was passed. However, it did not become effective until January 1, 1997. Before that time, the social insurance law of the former Yugoslavia was still in operation in the Federal Republic of Yugoslavia.

**FOR FURTHER INFORMATION CONTACT:** Bob Treadaway, Room 1104, West High Rise Building, P.O. Box 17741, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-2764.

(Catalog of Federal Domestic Assistance: Program Nos. 96.001 Social Security—Disability Insurance; 96.002 Social Security—Retirement Insurance; 96.004 Social Security—Survivors Insurance)

Dated: July 20, 2001.

**Joseph A. Gribbin**,

*Associate Commissioner for International Programs.*

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**BILLING CODE 4191-02-P**

## **DEPARTMENT OF STATE**

[Public Notice 3749]

### **Culturally Significant Objects Imported for Exhibition Determinations: "Testemunhos do Judaismo em Portugal/Signs of Judaism in Portugal"**

**DEPARTMENT:** United States Department of State.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of