

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 PCX.

All submissions should refer to File No. SR-PCX-2001-35 and should be submitted by November 13, 2001.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.¹¹

Margaret H. McFarland,
Deputy Secretary.

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-44930; File No. SR-Phlx-2001-77]

Self-Regulatory Organizations; Order Granting Approval of Proposed Rule Change by the Philadelphia Stock Exchange, Inc. To Amend Exchange Rule 625, Trading Floor Training, Equity Floor Procedure Advice F-30, and Options Floor Procedure Advice F-30

October 12, 2001.

On August 9, 2001, the Philadelphia Stock Exchange, Inc. ("Phlx" or "Exchange") filed with the Securities and Exchange Commission ("Commission"), pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 ("Act")¹ and Rule 19b-4 thereunder,² a proposed rule change to amend Phlx Rule 625 ("Trading Floor Training"), Equity Floor Procedure Advice F-30, and Options Floor Procedure Advice F-30 (collectively referred to as "Advice F-30")³ to allow the Exchange to require from time to time its members and their respective personnel to attend mandatory training sessions related to conduct, health and

safety on the Exchange's equity and options trading floors (collectively referred to as "trading floor"). The Phlx also proposed to amend the fine schedule in Equity Floor Procedure Advice F-30 to be consistent with the fine schedule in the corresponding Options Floor Procedure Advice.⁴ Notice of the proposed rule change appeared in the **Federal Register** on August 30, 2001.⁵ The Commission received no comments on the proposed rule change. This order approves the proposed rule change.

The Commission finds that the proposed rule change is consistent with the requirements of Section 6 of the Act⁶ in general, and the rules and regulations thereunder.⁷ In particular, the Commission believes that the proposal is consistent with Section 6(c)(3)(B) of the Act,⁸ which provides, among other things, that a national securities exchange may require its members to meet certain standards of training, experience and competence as prescribed by the rules of an exchange. The Commission believes that requiring, providing notice of, and conducting training sessions related to conduct, health and safety on the trading floor by the Exchange should promote a safer work environment by informing Exchange members and their respective personnel of important issues related to the Exchange's trading floor.

The Commission also finds that the proposed rule change is consistent with Section 6(b)(4) of the Act,⁹ which requires that the rules of the exchange provide for the equitable allocation of reasonable dues, fees, and other charges to exchange members, in that the Exchange's proposed fine schedule for its Equity Floor Procedure is consistent with the already existing fine schedule of the Exchange's Option Floor Procedures.¹⁰

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,¹¹ that the proposed rule change (SR-Phlx-2001-77) be, and hereby is, approved.

⁴ The fine schedule applicable to Options Floor Procedure Advice F-30 was recently amended and reflects the same fines as proposed herein. See Securities Exchange Act Release No. 44537 (July 11, 2001), 66 FR 37511 (July 18, 2001) (order approving SR-Phlx-2001-36).

⁵ See Securities Exchange Act Release No. 44742 (August 23, 2001), 65 FR 45885.

⁶ 15 U.S.C. 78f.

⁷ In approving this proposal, the Commission has considered its impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

⁸ 15 U.S.C. 78f(c)(3)(B).

⁹ 15 U.S.C. 78f(b)(4).

¹⁰ See note 4, *supra*.

¹¹ 15 U.S.C. 78s(b)(2)

For the Commission, by the Division of Market Regulation, pursuant to the delegated authority.¹²

Margaret H. McFarland,
Deputy Secretary.

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SOCIAL SECURITY ADMINISTRATION

Agency Information Collection Activities: Proposed Request and Comment Request

The Social Security Administration (SSA) publishes a list of information collection packages that will require clearance by the Office of Management and Budget (OMB) in compliance with Pub. L. 104-13 effective October 1, 1995. The Paperwork Reduction Act of 1995. SSA is soliciting comments on the accuracy of the agency's burden estimate; the need for the information; its practical utility; ways to enhance its quality, utility and clarity; and on ways to minimize burden on respondents, including the use of automated collection techniques or other forms of information technology.

Written comments and recommendations regarding the information collection(s) should be submitted to the OMB Desk Officer and the SSA Reports Clearance Officer and at the following addresses:

(OMB), Office of Management and Budget, Attn: Desk Officer for SSA, New Executive Office Building, Room 10230, 725 17th St., NW., Washington, DC 20503
(SSA), Social Security Administration, DCFAM, Attn: SSA Reports Clearance Officer, 1-A-21 Operations Bldg., 6401 Security Blvd., Baltimore, MD 21235

I. The information collections listed below will be submitted to OMB within 60 days from the date of this notice. Therefore, your comments should be submitted to SSA within 60 days from the date of this publication. You can obtain copies of the collection instruments by calling the SSA Reports Clearance Officer at 410-965-4145, or by writing to him at the address listed above.

1. Employer Report of Special Wage Payments—0960-0565. The Social Security Administration (SSA) gathers the information on Form SSA-131 to prevent earnings related overpayments to employees and to avoid erroneous withholding. The respondents are employers who provide special wage payment verification.

¹² 17 CFR 200.30-3(a)(12).

¹¹ 17 CFR 200.30-3(a)(12).

¹ 15 U.S.C. 78s(b)(1).

² 17 CFR 240.19b-4.

³ Advice F-30 and the accompanying fine schedules are part of the Exchange's minor rule violation and reporting plan ("minor rule plan"). The Exchange's minor rule plan, codified in Phlx Rule 970 ("Floor Procedure Advices: Violations, Penalties, and Procedures"), contains floor procedure advices with accompanying fine schedules such that a minor rule violation and reporting plan citation could be issued. Rule 19d-1(c)(2) under the Act authorizes national securities exchanges to adopt minor rule violation plans for summary discipline and abbreviated reporting. 17 CFR 240.19d-1(c)(2). Rule 19d-1(c)(1) under the Act requires prompt filing with the Commission of any final disciplinary actions. 17 CFR 240.19d-1(c)(1). However, minor rule violations not exceeding \$2,500 are deemed not final, thereby permitting periodic, as opposed to immediate reporting.