

identification code will enhance its ability to conduct automated surveillance of members' error trading.

Member firms would be given a reasonable period of time (approximately three months from Commission approval) to make their own system enhancements so that they may be in compliance with the new trade type identification requirement. The Exchange will publish the entire revised list of Account Identification Codes, including the new account type, "Q," in an Information Memo to be issued to all members and member organizations. For previous information memos on this subject, see 1993-7 (March 4, 1993) and 1992-34 (November 13, 1992).

2. Statutory Basis

The Exchange believes that its proposal is consistent with section 6(b) of the Act,⁵ in general, and section 6(b)(5) of the Act,⁶ in particular, because it is designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system and, in general, to protect investors and the public interest. The Exchange believes the addition of the identifier "Q" for "proprietary trades to cover the member's own error" will add to the protection of investors by enhancing the Exchange's ability to conduct automated surveillance of members' error trading.

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

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

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

The Exchange 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

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 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. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to File No. SR-NYSE-2002-08 and should be submitted by March 21, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.⁷

J. Lynn Taylor,

Assistant Secretary.

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SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3392]

State of Kansas; Amendment #1

In accordance with information received from the Federal Emergency Management Agency, dated February 15, 2002, the above numbered declaration is hereby amended to establish the incident period for this disaster as beginning on January 29, 2002 and continuing through February 15, 2002.

All other information remains the same, i.e., the deadline for filing applications for physical damage is April 8, 2002, and for loans for economic injury the deadline is November 7, 2002.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: February 21, 2002.

Herbert L. Mitchell,

Associate Administrator for Disaster Assistance.

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SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster #3393]

State of Missouri; Amendment #1

In accordance with information received from the Federal Emergency Management Agency, dated February 13 and February 15, 2002, the above numbered declaration is hereby amended to include Barton, Cedar, Clark, Daviess, DeKalb, Knox, Lewis, Marion, Ralls and Scotland Counties in the State of Missouri as disaster areas due to damages caused by a severe winter ice storm, and to establish the incident period for this disaster as beginning on January 29, 2002 and continuing through February 13, 2002.

In addition, applications for economic injury loans from small businesses located in the following contiguous counties may be filed until the specified date at the previously designated location: Dade, Gentry and Jasper Counties in Missouri; Davis, Lee and Van Buren Counties in Iowa; and Adams, Hancock and Pike Counties in Illinois. All other counties contiguous to the above-named primary counties have been previously declared.

For economic injury the number is 906900 for Iowa and 907000 for Illinois.

All other information remains the same, i.e., the deadline for filing applications for physical damage is April 8, 2002, and for loans for economic injury the deadline is November 7, 2002.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: February 19, 2002.

Herbert L. Mitchell,

Associate Administrator, For Disaster Assistance.

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⁵ 15 U.S.C. 78f(b).

⁶ 15 U.S.C. 78f(b)(5).

⁷ 17 CFR 200.30-3(a)(12).