

pursuant to section 19(b)(3)(A) of the 1934 Act.

## 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with section 6(b) of the Act<sup>4</sup> in general, and furthers the objectives of section 6(b)(4)<sup>5</sup> in particular, in that it provides for the equitable allocation of reasonable dues, fees and other charges among its members and other persons using its facilities.

### 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.

### 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 comments on the proposed rule change.

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

The foregoing rule change has become effective pursuant to section 19(b)(3)(A) of the Act<sup>6</sup> and Rule 19b-4(f)(6)<sup>7</sup> thereunder because the proposal: (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 prior to 30 days after the date of 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 notice of its intent to file the proposed rule change, along with a brief description and text of the proposed rule change, at least five business days prior to the date of filing of the proposed rule change, or such short time as designated by the Commission. 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.

The Amex has requested that the Commission waive the five-day pre-filing notice and the 30-day operative

delay. The Commission believes that waiving the five-day pre-filing notice and the 30-day operative delay is consistent with the protection of investors and the public interest. The Commission notes that fee suspensions for the exchange-trade funds that are the subject of this filing have been previously filed with the Commission.<sup>8</sup> Further, extension of the fee suspension for specialist, Registered Trader, and broker-dealer orders will permit the fee suspensions to continue uninterrupted. For these reasons, the Commission designates the proposal to be effective and operative upon filing with the Commission.<sup>9</sup>

## 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-Amex-2002-98 and should be submitted by January 13, 2003.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>10</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 02-32186 Filed 12-20-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3469]

#### State of Alaska; Amendment #1

In accordance with a notice received from the Federal Emergency Management Agency, dated December 11, 2002, the above numbered declaration is hereby amended to include Delta/Greely Regional Educational Attendance Area (REAA) and Fairbanks North Star Borough in the State of Alaska as a disaster area due to damages caused by an earthquake occurring on November 3, 2002 and continuing through November 10, 2002.

In addition, applications for economic injury loans from small businesses located in Yukon-Koyukuk REAA and Denali Borough in the State of Alaska may be filed until the specified date at the previously designated location. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is January 17, 2003, and for economic injury the deadline is August 18, 2003.

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

Dated: December 12, 2002.

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 02-32254 Filed 12-20-02; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #P002]

#### State of North Carolina

As a result of the President's major disaster declaration for Public Assistance on December 12, 2002, the U.S. Small Business Administration is activating its disaster loan program only for private non-profit businesses that provide essential services of a governmental nature. I find that Alamance, Alexander, Anson, Burke, Cabarrus, Catawba, Chatham, Cleveland, Davidson, Durham, Franklin, Gaston, Granville, Guilford, Halifax, Harnett, Iredell, Lee, Lincoln, McDowell, Mecklenburg, Montgomery, Moore, Nash, Orange, Person, Randolph, Rowan, Rutherford, Stanly, Union, Vance, and Wake Counties in the State of North Carolina constitute a disaster area due to damages caused by a severe ice storm occurring from December 4, 2002, and continuing through December 6, 2002. Applications for loans for

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

<sup>5</sup> 15 U.S.C. 78f(b)(4).

<sup>6</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>7</sup> 17 CFR 240.19b-4(f)(6).

<sup>8</sup> See *supra* note 3.

<sup>9</sup> 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).

<sup>10</sup> 17 CFR 200.30-3(a)(12).

physical damage as a result of this disaster may be filed until the close of business on February 10, 2003 at the address listed below or other locally announced locations: Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308.

The interest rates are:

	Percent
For Physical Damage:	
Non-profit organizations without credit available elsewhere .....	3.324
Non-profit organizations with credit available elsewhere ...	5.500

The number assigned to this disaster for physical damage is P00211.

(Catalog of Federal Domestic Assistance Program Nos. 59008)

Dated: December 13, 2002.

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 02-32252 Filed 12-20-02; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3467]

#### State of Ohio; Amendment #1

In accordance with a notice received from the Federal Emergency Management Agency, dated December 12, 2002, the above numbered declaration is hereby amended to include Cuyahoga and Summit Counties in the State of Ohio as a disaster area due to damages caused by severe storms and tornadoes occurring on November 10, 2002.

In addition, applications for economic injury loans from small businesses located in Geauga, Lake, Lorain, Medina, Portage, Stark and Wayne Counties in the State of Ohio may be filed until the specified date at the previously designated location. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is January 17, 2003, and for economic injury the deadline is August 18, 2003.

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

Dated: December 12, 2002.

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 02-32253 Filed 12-20-02; 8:45 am]

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## SOCIAL SECURITY ADMINISTRATION

### Ticket to Work and Work Incentives Advisory Panel Teleconference

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

**ACTION:** Notice of teleconference.

**DATES:** Tuesday January 14, 2003.

*Teleconference:* Tuesday January 14, 2003, 1 p.m. to 3 p.m. eastern time.

### Ticket to Work and Work Incentives Advisory Panel Conference Call

*Call-in number:* 877-917-1549.

*Pass code:* PANEL.

*Leader/Host:* Sarah Wiggins Mitchell.

#### SUPPLEMENTARY INFORMATION:

*Type of meeting:* This teleconference meeting is open to the public. The interested public is invited to participate by calling into the teleconference at the number listed above. Public testimony will not be taken.

*Purpose:* In accordance with section 10(a)(2) of the Federal Advisory Committee Act, the Social Security Administration (SSA) announces this teleconference meeting of the Ticket to Work and Work Incentives Advisory Panel (the Panel). Section 101(f) of Public Law 106-170 establishes the Panel to advise the President, the Congress and the Commissioner of SSA on issues related to work incentives programs, planning and assistance for individuals with disabilities as provided under section 101(f)(2)(A) of the TWWIIA. The Panel is also to advise the Commissioner on matters specified in section 101(f)(2)(B) of that Act, including certain issues related to the Ticket to Work and Self-Sufficiency Program established under section 101(a) of that Act.

*Agenda:* The Panel will deliberate on the implementation of TWWIIA and conduct Panel business. The Panel will be discussing follow up items from their November Quarterly meeting, including a discussion of avenues to improve recruitment and retention of Employment Networks.

The agenda for this meeting will be posted on the Internet at <http://www.ssa.gov/work/panel/> one week prior to the teleconference or can be received in advance electronically or by fax upon request.

*Contact Information:* Records are being kept of all Panel proceedings and will be available for public inspection by appointment at the Panel office. Anyone requiring information regarding the Panel should contact the TWWIIA Panel staff by:

- Mail addressed to Ticket to Work and Work Incentives Advisory Panel

Staff, Social Security Administration, 400 Virginia Avenue, SW., Suite 700, Washington, DC 20024;

- Telephone contact with Kristen Breland at (202) 358-6430;

- Fax at (202) 358-6440;

- Or e-mail to

[TWWIIAPanel@ssa.gov](mailto:TWWIIAPanel@ssa.gov).

Dated: December 16, 2002.

**Deborah M. Morrison,**

*Designated Federal Officer.*

[FR Doc. 02-32218 Filed 12-20-02; 8:45 am]

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## TENNESSEE VALLEY AUTHORITY

### Environmental Impact Statement for Addition of Electric Generation Baseload Capacity in Tennessee

**AGENCY:** Tennessee Valley Authority (TVA).

**ACTION:** Cancellation notice.

On February 20, 2002, TVA published in the **Federal Register** (67 FR 7732-7733) a Notice of Intent (NOI) to prepare an Environmental Impact Statement to assess the impact of a proposal made by Pickwick Power, LLC (PPLLC) to build and operate a coal-fired generating plant in Tennessee. PPLLC had proposed a site in Hardin County near Savannah, Tennessee, near the west shore of the Tennessee River at mile 203.

The proposed plant would have supplied intermediate or baseload capacity to the TVA electric generation system to meet power demands. However, current market conditions make further consideration of the PPLLC project is unnecessary at this time. Therefore, the February 20th NOI is hereby rescinded.

#### FOR FURTHER INFORMATION CONTACT:

Peter K. Scheffler, NEPA Administration, Environmental Policy and Planning, Tennessee Valley Authority, 400 West Summit Hill Drive, Knoxville, Tennessee 37902-1499; telephone (865) 632-8040 or e-mail [pkscheffler@tva.gov](mailto:pkscheffler@tva.gov).

Dated: December 13, 2002.

**Kathryn J. Jackson,**

*Executive Vice President, River System Operations and Environment.*

[FR Doc. 02-32187 Filed 12-20-02; 8:45 am]

**BILLING CODE 8120-08-P**