

displayed price level pursuant to this paragraph (d)(2) above.]

[(E) When routing an order in an Eligible Security away to another market center, the Corporation shall utilize such electronic intermarket linkages and order delivery facilities as may be approved by the Board of Directors from time to time, subject to such applicable requirements as may be agreed to with the relevant market center.]

[(e) If an order has not been executed in its entirety after following Steps 1–5, the order shall be ranked in the Arca Book pursuant to Rule 7.36.]

\* \* \* \* \*

## 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 had 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 statements.

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

#### (1) Purpose

To clarify language with respect to order execution on the Archipelago Exchange ("ArcaEx") facility, the PCX proposes to modify PCXE Rule 7.37(d) relating to the routing of orders to away market centers or market participants.<sup>3</sup> This modification does not seek to change ArcaEx's current functionality, but rather to clarify its existing functionality.

Currently, PCXE Rule 7.37(d) describes the process for orders that are routed outside the Archipelago Exchange. The rule states that orders will be routed to the extent they have not been executed in their entirety subject to PCXE Rules 7.37(a) through (c) and are not designated as a certain order type.<sup>4</sup> The proposed rule change

<sup>3</sup> The fifth step of the ArcaEx execution algorithm involves routing orders away to other market centers or market participants. This will occur if there are no opportunities to match an order within ArcaEx, or to access the best price available in the market. Routing is available only to those ETP Holders who have entered into a Routing Agreement. See PCXE Rule 7.37(d).

<sup>4</sup> PCXE Rule 7.37(d) states that orders designated as Fill-or-Return, Fill-or-Return Plus, or Post No Preference ("PNP") will be canceled without being routed to another market participant.

would clarify the size and price of the routed order. Specifically, the proposed rule change designates that orders would be routed at the price and at a size no greater than the size of the quote published at the away market center or market participant. Furthermore, the proposed rule change would clarify that in the case where the order is (i) greater than the away market center's quote size, or (ii) is unexecuted or canceled by the away market center, the remaining portion of the order will be displayed in the ArcaEx Book pursuant to PCXE Rule 7.36 and eligible for execution under PCXE Rule 7.37.

#### (2) Statutory Basis

The PCX believes that this proposal is consistent with Section 6(b)<sup>5</sup> of the Act, in general, and furthers the objectives of Section 6(b)(5)<sup>6</sup>, in particular, because it is designed to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in facilitating transactions in securities, to remove impediments and perfect the mechanisms of a free and open market, and to protect investors and the public interest.

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

The PCX 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 PCX 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 PCX consents, the Commission will:

A. by order approve such proposed rule change; or

B. institute proceedings to determine whether the proposed rule change should be disapproved.

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

<sup>6</sup> 15 U.S.C. 78f(b)(5).

## 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 filings will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to File No. SR-PCX-2003-54 and should be submitted by December 10, 2003.

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

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

[FR Doc. 03-28896 Filed 11-18-03; 8:45 am]

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## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3556]

#### State of Texas

Hidalgo County and the contiguous counties of Brooks, Cameron, Kenedy, Starr and Willacy in the State of Texas constitute a disaster area due to excessive rain and flooding that occurred September 18 through October 20, 2003. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on January 12, 2004 and for economic injury until the close of business on August 12, 2004 at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 3 Office, 14925 Kingsport Road, Fort Worth, TX 76155-2243.

The interest rates are:

	Percent
For Physical Damage:	

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

	Percent
Homeowners With Credit Available Elsewhere .....	5.125%
Homeowners Without Credit Available Elsewhere .....	2.562
Businesses With Credit Available Elsewhere .....	6.199
Businesses and Non-Profit Organizations Without Credit Available Elsewhere .....	3.100
Others (Including Non-Profit Organizations) with Credit Available Elsewhere .....	5.500
For Economic Injury: Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere ...	3.100

The number assigned to this disaster for physical damage is 355606 and for economic injury the number is 9X8300. (Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: November 12, 2003.

**Hector V. Barreto,**  
*Administrator.*

[FR Doc. 03-28867 Filed 11-18-03; 8:45 am]

BILLING CODE 8025-01-P

**SMALL BUSINESS ADMINISTRATION**

**[Declaration of Disaster #3546]**

**Commonwealth of Virginia (Amendment #4)**

In accordance with a notice received from the Department of Homeland Security—Federal Emergency Management Agency, effective November 13, 2003, the above numbered declaration is hereby amended to extend the deadline for filing applications for physical damages as a result of this disaster to December 8, 2003.

All other information remains the same, *i.e.*, the deadline for filing applications for economic injury is June 18, 2004.

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

Dated: November 13, 2003.

**Herbert L. Mitchell,**  
*Associate Administrator for Disaster Assistance.*

[FR Doc. 03-28866 Filed 11-18-03; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**Proposed Advisory Circular 183-35K, Airworthiness Designee Information**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of availability of proposed advisory circular AC 183-35K, and request for comments.

**SUMMARY:** This notice announces the availability of and requests comments on a proposed advisory circular, Advisory Circular (AC) 183-35K, Airworthiness Designee Information, that announces a new Function Code 49, Aging Airplane: Inspection and Records Review. Function Code 49 will allow a Designated Airworthiness Representative (DAR) or the Organizational Designated Representative (ODAR) to conduct “\* \* \* structural spot inspections and focused records reviews. \* \* \*”

required by the Aging Airplane Safety Rules (14 CFR parts 121, 129, and 135, sections 121.368, 129.33, 135.422, or 135.423). (For more information regarding Function Code 49, see the paragraph entitled “Qualifications.”) This AC also provides information regarding Internet access for FAA directives, a designee directory, and the Designee Web Site. This AC also provides guidance concerning designee application, authorized functions, and initial and subsequent certificates of authority for Designated Manufacturing Inspection Representatives (DMIR), Designated Airworthiness Representatives (DAR), Organizational Designated Airworthiness Representatives (ODAR), Data Management Designated Airworthiness Representatives (MDAR), Designated Alteration Stations (DAS), manufacturing organizations with a Delegation Option Authorization (DOA), and organizations authorized under the provisions of Special Federal Aviation Regulations (SFAR) No. 36.

**Qualifications**

DAR and ODAR applicants must meet applicable general and specialized experience listed below.

*General Requirements*

a. Applicants must be proficient in and have current and thorough working knowledge of Title 14 of the Code of Federal Regulations (14 CFRs), FAA Directives, and other related materials.

b. Applicants must have unquestionable integrity, a cooperative attitude, and the ability to exercise sound judgment.

c. Applicants must have the ability to maintain the highest degree of objectivity while performing authorized functions on behalf of the FAA.

d. These applicants must have 5 years of experience as a quality auditor involved in airplane structural inspections and records review.

e. A good command of the English language, both oral and written is required.

f. Applicants applying for this new function code must be thoroughly familiar with the appropriate chapters of FAA Order 8300.10, Airworthiness Inspectors Handbook, and have satisfactorily completed on-the-job training from the local Certificate Holding Office.

g. Selected applicants must have specific knowledge in airplane structures and airplane corrosion. Other training will be required through the FAA Directives system as determined by the Administrator.

*Specialized Requirements*

A DAR or ODAR applicant for the Aging Airplane: Inspection and Review function code 49 must meet the following specialized experience. Individuals who are to perform authorized functions under an ODAR need only meet the specialized experience required for the specific function to be performed.

*DAR Applicants*

(1) DAR applicants must have 5 years of Structural Spot Inspection and Air-Carrier Records Review experience as an FAA airworthiness maintenance inspector. These applicants must have experience on the same type and complexity of airplane for which the authorization is sought, a current airman certificate with both Airframe and Powerplant ratings, or

(2) The applicants must possess advanced airplane maintenance experience at the level of supervisor/lead in structural inspections and airplane records review leading to an “approval for return to service.” (Examples would include Chief Inspector or Director of Maintenance at an FAA-approved repair station or at the facility of the holder of an air-carrier certificate.) The applicant must hold a current airman certificate with Airframe and Powerplant ratings or an appropriate repairman’s certificate with the proper qualifications and skills, and the ability to determine maintenance, repairs, alterations, and operational checks on airplanes are in accordance with FAA regulations.

*ODAR Applicants*

An ODAR applicant must be:

(1) The holder of a Certified Repair Station under part 145 with the appropriate class ratings, or

(2) An air-carrier certified under parts 121, 129, or 135. Both must have person(s) certificated under part 65 in its employ that meet the qualifications