applicable to a national securities association.[8] In particular, the Commission believes that the proposal, as amended, is consistent with the requirements of section 15A(b)(7) of the Act[9] because it is designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, 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 Commission believes that the failure to have uniform application of the Affirmative Determination Requirements affects the integrity of the marketplace by potentially increasing fails to deliver and creates regulatory disparity by allowing certain firms to effect short sales outside the purview of the NASD's Affirmative Determination Requirements.

VI. Accelerated Approval of Amendment Nos. 1 and 2

The Commission finds good cause for approving Amendment Nos. 1 and 2 to the proposed rule change prior to the thirtieth day after the amendments are published for comment in the **Federal Register** pursuant to section 19(b)(2) of the Act.[10] Amendment No. 1 extends NASD members' affirmative determination obligations to orders received from non-member broker-dealers. Amendment No. 2 specifies which firms can claim an exemption from the affirmative determination requirements. These amendments will correct a regulatory disparity that allows certain firms to effect short sales outside the purview of the Affirmative Determination Requirements. The Commission believes that accelerating approval will allow the implementation of this rule without unnecessary delay.

VII. Conclusion

For the foregoing reasons, the Commission finds that the proposed rule change, as amended, is consistent with the Act and the rules and regulations thereunder applicable to a national securities association, and, in particular, with section 15A(b)(7) of the Act.[11]

It is therefore ordered, pursuant to section 19(b)(2) of the Act,[12] that the proposed rule change (SR–NASD–2001–85) is approved, and that Amendment Nos. 1 and 2 thereto are approved on an accelerated basis.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.[13]

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 03–29295 Filed 11–21–03; 8:45 am]

BILLING CODE 8010–01–P

[8] In approving the proposed rule change, as amended, the Commission has considered its impact on efficiency, competition, and capital formation. *See* 15 U.S.C. 78c(f).

[9] 15 U.S.C. 78*o*–3.

[10] 15 U.S.C. 78s(b)(2).

[11] 15 U.S.C. 78*o*(3).

[12] 15 U.S.C. 78s(b)(2).

[13] 17 CFR 200.30–3(a)(12).

SMALL BUSINESS ADMINISTRATION

Senior Executive Service; Performance Review Board Members

AGENCY: Small Business Adminstration.

ACTION: Notice of members of the FY 2003 Performance Review Board.

SUMMARY: Section 4314(c)(4) of Title 5, U.S.C., requires each agency to publish notification of the appointment of individuals who may serve as members of that Agency's Performance Review Boards (PRB). The following have been designated to serve on the FY 2003 Performance Review Boards for the U.S. Small Business Administration:

1. Lisa Goeas, Chief of Staff;
2. Cheryl Mills, Associate Deputy Administrator for Entrepreneurial Development;
3. Lewis D. Andrews, Jr., Associate Deputy Administrator for Management and Administration;
4. Stephen Galvan, Chief Information Officer;
5. Susan Hensley, Associate Administrator for Communications and Public Liaison;
6. Judith Roussel, District Director (Chicago);
7. José Sifontes, District Director (New York);
8. Robert J. Moffitt, Deputy Associate Deputy Administrator for Management and Administration;
9. Monika Edwards Harrison, Chief Human Capital Officer;
10. Loyola R. Trujillo, Assistant Administrator for Equal Employment Opportunity and Civil Rights Compliance;
11. Eric Benderson, Associate General Counsel for Litigation;
12. Calvin Jenkins, Deputy Associate Deputy Administrator for Capital Access;
13. Jennifer Main, Deputy Chief Financial Officer;
14. James Rivera, Associate Administrator for Financial Assistance; and,
15. Jerry Williams, Deputy Chief Information Officer.

Dated: November 17, 2003.

Hector V. Barreto,

Administrator.

[FR Doc. 03–29227 Filed 11–21–03; 8:45 am]

BILLING CODE 8025–01–P

DEPARTMENT OF STATE

[Delegation of Authority No. 266–1]

Delegation of Authority by the Under Secretary for Management for the Adminstrative Collection, Compromise, Suspension, Termination of Department Collection, Advance Decision, Settlement, and Waiver of Claims of or Against Debtors of the Department of State

Section 1. General Delegation

By virtue of the authority vested in me as Under Secretary of State for Management, including under Delegation of Authority No. 198, dated September 16, 1992, I hereby delegate the duties, functions and responsibilities for the administrative collection, compromise, suspension, termination of Department collection, advance decision, settlement, and waiver of claims of or against debtors of the Department of State pursuant to section 211 of the Legislative Branch Appropriation Act, 1996, Public Law 104–53, 109 Stat. 514(1995); the Office of Management and Budget's Determination with Respect to Transfer of Functions Pursuant to Public Law 104–53 (June 30, 1996); sections 103(d), 105(b), 116, and 204 of the General Accounting Office Act of 1996, Public Law 104–316, 110 Stat. 3816 (1996); the Office of Management and Budget's Determination with Respect to Transfer of Functions Pursuant to Public Law 104–316 (December 17, 1996); and Title 31 of the United States Code Chapter 37 to the Chief Financial Officer. I further delegate such authority to additional officers regarding claims for specified amounts as follows:

- Over $35,000 but not more than $50,000: Deputy Chief Financial Officer;
- Up to and including $35,000: Deputy Assistant Secretary for Global Financial Services; and
- Up to and including $500: Principal Officer of the post.

Section 2. Delegation Revoked

The following delegation of authority is hereby revoked: the June 15, 1999,