

Act because it is designed to prevent fraudulent acts and practices, to promote just and equitable principles of trade, and to protect investors and the public interest because it will facilitate dual listing and transfer of NYSE listed securities for a limited period of time, so that NYSE listed companies can more easily determine the benefits of listing on Nasdaq. Nasdaq also believes the proposal will promote fair competition between markets, which benefits the investing public.

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

Nasdaq does not believe that the proposed rule change will result in any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act, as amended.

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

Nasdaq neither solicited nor received written comments with respect to the proposed rule change.

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

The foregoing proposal has become effective pursuant to section 19(b)(3)(A)(i) of the Act,<sup>10</sup> and Rule 19b-4(f)(1)<sup>11</sup> thereunder, in that it constitutes a stated policy and interpretation with respect to the meaning of an existing rule.

At any time within 60 days of the filing of the proposed rule change,<sup>12</sup> 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.

### **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. Comments may also be submitted electronically at the following e-mail address: [rule-comments@sec.gov](mailto:rule-comments@sec.gov). All comment letters should refer to File No.

SR-NASD-2004-004. This file number should be included on the subject line if e-mail is used. To help the Commission process and review comments more efficiently, comments should be sent in hardcopy or by e-mail but not by both methods. 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 filing will also be available for inspection and copying at the principal office of the NASD. All submissions should refer to file number SR-NASD-2004-004 and should be submitted by March 18, 2004.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>13</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 04-4268 Filed 2-25-04; 8:45 am]

**BILLING CODE 8010-01-P**

## **DEPARTMENT OF STATE**

### **[Public Notice 4632]**

#### **Bureau of Democracy, Human Rights and Labor Call for Statements of Interest: Democracy, Human Rights, and the Rule of Law in the People's Republic of China**

**SUMMARY:** The Office for the Promotion of Human Rights and Democracy of the Bureau of Democracy, Human Rights and Labor (DRL) announces a call for statements of interest from organizations interested in being invited to submit proposals for projects on promoting democracy, human rights and the rule of law in China. This is an initial solicitation to ascertain organizations that may be interested in doing projects in China and does not constitute a request for proposals. Organizations invited to submit proposals will have an opportunity to expand on their statements at a later date.

*Statements of Interest:* The Bureau of Democracy, Human Rights and Labor (DRL) invites organizations to submit statements of interest of no more than two pages outlining program concepts and capacity to manage projects that

will foster democracy, human rights, freedom of information, judicial independence, criminal and civil rule of law, civil society, freedom of the press, and media reform in the People's Republic of China. Statements should include the following information:

(1) Brief description of the organization;

(2) Project objectives, activities and the desired outcomes.

Recipients should not submit a budget at this time, but responses should indicate approximate project totals.

*Additional Information:* The Bureau's Human Rights and Democracy Fund (HRDF) supports innovative, cutting-edge programs that uphold democratic principles, support and strengthen democratic institutions, promote human rights, and build civil society in countries and regions of the world that are geo-strategically important to the U.S. HRDF funds projects that have an immediate impact but that have potential for continued funding beyond HRDF resources. HRDF projects must not duplicate or simply add to efforts by other entities.

DRL is interested in funding projects to begin no earlier than September 30, 2004 and not to exceed two years in duration. Twelve- to eighteen-month programs will be the preferred award period. The bulk of project activities must take place in-country; U.S.-based activities or exchange projects are not encouraged. Projects that draw on resources from greater China will be considered, but the majority of activities should address the PRC and Hong Kong directly. Projects that have a strong academic or research focus will not be highly considered. DRL will not fund health, technology, environmental, or scientific projects unless they have an explicit democracy, human rights, or rule of law component. Projects that focus on commercial law or economic development will not be highly considered.

Pending availability of funds, approximately \$10,500,000 is expected to be available under the Economic Support Funds through the HRDF for projects that address DRL objectives in China. The Bureau anticipates making awards in amounts of \$250,000-\$850,000 to support program and administrative costs required to implement these programs.

*Applicant/Organization Criteria:* Organizations submitting statements should meet the following criteria:

- Be a U.S. non-profit organization meeting the provisions described in Internal Revenue Code section 26 U.S.C. 501(c)(3).

<sup>10</sup> 15 U.S.C. 78s(b)(3)(A)(i).

<sup>11</sup> 17 CFR 240.19b-4(f)(1).

<sup>12</sup> See note 3 *supra*.

<sup>13</sup> 17 CFR 200.30-3(a)(12).

- Have demonstrated experience administering successful projects in China or in similar challenging program environments. (Organizations that have not previously received and successfully administered U.S. government grant funds will be subject to additional scrutiny before being invited to submit a proposal.)

- Have existing, or the capacity to develop, active partnerships with in-country organization(s).

- Organizations may form consortia and submit a combined statement of interest.

*Review Process:* The Bureau will acknowledge receipt of all submissions. Following a review of all submissions, organizations may be invited to submit full proposals. Invitations will be based on subjective evaluation of how the project meets the criteria outlined, U.S. foreign policy objectives, and priority needs of DRL.

#### *Deadline and Submission*

*Instructions:* Applicants should submit statements of interest by overnight express services such as Federal Express or DHL to: the U.S. Department of State, Bureau of Democracy, Human Rights and Labor, Room 7802, 2201 C Street, NW., Washington, DC 20520. Due to slow mail processing within the Department of State, we do not recommend submitting proposals via the U.S. postal system. Faxed documents will not be accepted at any time. All submissions must be received at the Bureau of Democracy, Human Rights and Labor by 5 p.m. eastern standard time (E.S.T.) on Friday, March 12, 2004.

**Note:** Due to new security restrictions, we are no longer able to accept hand-delivered or courier-delivered proposals.

*Additional Information:* This Call for Statements of Interest will also appear on the Bureau's Web site at <http://www.state.gov/g/drl/> under Human Rights and Democracy Fund and on <http://www.grants.gov>.

**Note:** Beginning in 2005, DRL will no longer publish solicitations in the **Federal Register**. DRL will publish its solicitations only on <http://www.grants.gov> and the Bureau Web site.

**FOR FURTHER INFORMATION CONTACT:** The Office for the Promotion of Human Rights and Democracy of the Bureau of Democracy, Human Rights and Labor, DRL/PHD. Please specify Rana Siu, (202) 647-0984, on all inquiries and correspondence.

Dated: February 23, 2004.

**Lorne W. Craner,**

*Assistant Secretary for Democracy, Human Rights and Labor, Department of State.*

[FR Doc. 04-4376 Filed 2-25-04; 8:45 am]

**BILLING CODE 4710-18-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Public Notice for Waiver of Aeronautical Land-Use Assurance: Dane County Regional Airport, Madison, WI

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of intent of waiver with respect to land.

**SUMMARY:** The Federal Aviation Administration (FAA) is considering a proposal to authorize the even exchange of a parcel of airport property for an adjacent parcel owned by the City of Madison, WI. Parcels to be exchanged comprise 0.958 acres located in the northwest environs of the airport. The airport-owned parcel is not needed for aeronautical use as currently identified on the Airport Layout Plan.

The acreage comprising the airport-owned parcel was originally acquired in 1983 under Grant No. AIP 3-55-0036-02. The proposed use of this parcel is to provide replacement acreage for the "taking," or use of 0.958 acres of City of Madison-owned property which has been determined to be encumbered by both Department of Transportation (DOT) Section 4(f), and Land and Water Conservation Fund (LWCF) Act Section 6(f). Use of the City of Madison-owned DOT Section 4(f) and LWCF Section 6(f)-encumbered parcel is necessary to accommodate realignment of a rail line to a location outside of the Runway 13 runway safety and object free areas, and Runway 13 and 18 approach surfaces. Improvements to the runway safety and object free areas and approach surfaces are to be accomplished through an airport capital improvement project. The airport property to be exchanged will serve as mitigation for the "taking" of the City of Madison-owned DOT Section 4(f) and LWCF Section 6(f)-encumbered parcel. An environmental assessment was prepared to address environmental impacts associated with the proposed runway safety area and approach surface capital improvement project. The airport sensor has concluded that the subject airport land is not needed for expansion of airport facilities. There are no impacts to the airport by allowing the airport to

dispose of the property. The airport owner wishes to transfer ownership of the parcel to the City of Madison, Wisconsin. Approval does not constitute a commitment by the FAA to financially assist in the disposal of the subject airport property nor a determination of eligibility for grant-in-aid funding from the FAA.

In accordance with section 47107(h) of title 49, United States Code, this notice is required to be published in the **Federal Register** 30 days before modifying the land-use assurance that requires the property to be used for an aeronautical purpose.

**DATES:** Comments must be received on or before March 29, 2004.

**FOR FURTHER INFORMATION CONTACT:** Mr. Daniel J. Millenacker, Program Manager, Federal Aviation Administration, Airports District Office, 6020 28th Avenue South, Room 102, Minneapolis, MN 55450-2706. Telephone Number (612) 713-4350/FAX Number (612) 713-4364. Documents reflecting this FAA action may be reviewed at this location, or at Dane County Regional Airport, Office of Airport Manager, 4000 International Lane, Madison, WI.

**SUPPLEMENTARY INFORMATION:** Following is a legal description of the subject airport property to be released at Dane County Regional Airport in Madison, Wisconsin, and described as follows:

A parcel of land located in the SE1/4-SE1/4 of Section 18, T8N, R10E, Township of Burke, Dane County, Wisconsin, described as: Commencing at the Southeast corner of said Section 18, thence N0° 47'47" E, 1327.46 feet, along the East line of said SE1/4 to the Northeast corner of said SE1/4-SE1/4; thence N89° 40'40" W, 241.03 feet along the North line of said SE1/4-SE1/4 to the point of beginning; thence S35° 29'18" W, 48.07 feet; N89° 40'40" W, 1048.55 feet to the West line of said SE1/4-SE1/4; thence N0° 40'29" E, 39.30 feet, along said West line to the Northwest corner of said SE1/4-SE1/4; thence S89° 40'40" E, 1076.00 feet along the North line of said SE1/4-SE1/4, to the point of beginning. Parcel contains 0.958 acres, more or less.

Issued in Minneapolis, MN on February 5, 2004.

**Nancy Nistler,**

*Manager, Minneapolis Airports District Office, FAA, Great Lakes Region.*

[FR Doc. 04-4291 Filed 2-25-04; 8:45 am]

**BILLING CODE 4910-13-M**