

## 2. Statutory Basis

The CHX believes the proposal is consistent with the requirements of the Act and the rules and regulations thereunder that are applicable to a national securities exchange, and, in particular, with the requirements of Section 6(b).<sup>12</sup> The CHX believes the proposal is consistent with Section 6(b)(5) of the Act<sup>13</sup> in that it is designed to promote just and equitable principles of trade, to remove impediments, and to perfect the mechanism of, a free and open market and a national market system, and, in general, to protect investors and the public interest.

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

The Exchange does not believe that the proposed rule change will impose any inappropriate burden on competition.

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

No written comments were either solicited or received.

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

Because the foregoing proposed pilot rule change does not:

- (i) Significantly affect the protection of investors or the public interest;
- (ii) Impose any significant burden on competition; and
- (iii) Become operative for 30 days from the date on which it was filed, or such shorter time as the Commission may designate, it has become effective pursuant to Section 19(b)(3)(A) of the Act<sup>14</sup> and Rule 19b-4(f)(6) thereunder.<sup>15</sup> At any time during the 60-day pilot period, 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 Exchange has requested that the Commission waive the 30-day operative delay in Rule 19b-4(f)(6)(iii). The Commission believes such waiver is consistent with the protection of investors and the public interest because it will allow the pilot to operate without delay. For this reason, the Commission designates the proposal to

be effective and operative upon filing with the Commission.<sup>16</sup>

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposal is consistent with the Act. Comments may be submitted by any of the following methods:

### Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File No. SR-CHX-2005-05 on the subject line.

### Paper Comments

- Send paper comments in triplicate to Jonathan G. Katz, Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609.

All submissions should refer to File No. SR-CHX-2005-05. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). 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 changes 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 the filing will also be available for inspection and copying at the principal office of the CHX. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File No. SR-CHX-2005-05 and should be submitted on or before March 31, 2005.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>17</sup>

Margaret H. McFarland,

Deputy Secretary.

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## DEPARTMENT OF STATE

### [Public Notice 5013]

### 30-Day Notice of Proposed Information Collection: Form DS-2019, Certificate of Eligibility for Exchange Visitor (J-1) Status, OMB Number 1405-0119

**ACTION:** Notice of request for public comment and submission to OMB of proposed collection of information.

**SUMMARY:** The Department of State has submitted the following information collection request to the Office of Management and Budget (OMB) for approval in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* Certificate of Eligibility for Exchange Visitor (J-1) Status.
- *OMB Control Number:* 1405-0119.
- *Type of Request:* Extension of a currently approved collection.
- *Originating Office:* Bureau of Educational and Cultural Affairs, DOS/ECA/EC.
- *Form Number:* DS-2019.
- *Respondents:* Department of State designated Exchange Visitor Program sponsors and exchange visitors.
- *Estimated Number of Respondents:* 300,000.
- *Estimated Number of Responses:* 300,000.
- *Average Hours per Response:* 45 minutes.
- *Total Estimated Burden:* 225,000.
- *Frequency:* On occasion.
- *Obligation To Respond:* Required to obtain or retain a benefit.

**DATES:** The Department will accept comments from the public for up to 30 days from March 10, 2005.

**ADDRESSES:** Comments and questions should be directed to Alex Hunt, the State Department Desk Officer in Office of Information and Regulatory Affairs at the Office of Management and Budget (OMB), who may be reached on (202) 395-7860. You may submit comments by any of the following methods:

- *E-mail:* [ahunt@omb.eop.gov](mailto:ahunt@omb.eop.gov). You must include the DS form number (if applicable), information collection title, and OMB control number in the subject line of your message.

<sup>12</sup> 15 U.S.C. 78(f)(b).

<sup>13</sup> 15 U.S.C. 78f(b)(5).

<sup>14</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>15</sup> 17 CFR 240.19b-4(f)(6).

<sup>16</sup> For purposes only of waiving the 30-day operative delay, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

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

• *Hand Delivery or Courier:* OIRA State Department Desk Officer, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503.

• *Fax:* (202) 395-6974.

**FOR FURTHER INFORMATION CONTACT:** You may obtain copies of the proposed information collection and supporting documents from Vicki Rose, Office of Exchange Coordination and Designation, Bureau of Educational and Cultural Affairs, 301 Fourth Street, SW., Room 734, U.S. Department of State, Washington, DC 20547, who may be reached on 202-203-5096 or by e-mail at [RoseVT@state.gov](mailto:RoseVT@state.gov).

**SUPPLEMENTARY INFORMATION:** We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed information collection is necessary to properly perform our functions.
- Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.
- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of technology.

*Abstract of proposed collection:* This Form collects information on nonimmigrants for the purpose of producing a document to enable a nonimmigrant to seek a visa to participate in the Exchange Visitor Program.

*Methodology:* The information is collected electronically and is maintained in the Student and Exchange Visitor Information System (SEVIS).

Dated: February 24, 2005.

**Cathy T. Chikes,**

*Executive Director, Bureau of Educational and Cultural Affairs, Department of State.*

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## DEPARTMENT OF STATE

[Public Notice 5011]

### FY-2006 English Language Fellow Program; Bidders' Workshop

The Bureau of Educational and Cultural Affairs invites potential applicants to attend a bidders' workshop in conjunction with the Request for Grant Proposals (RFGP), #ECA/A/L-06-01 for the management of the FY-2006 English Language Fellow Program. This session is scheduled for Wednesday March 23 at the U.S.

Department of State Annex 44, 301 4th Street, SW., Room 800A, Washington, DC 20547 from 2-4 p.m.

Interested parties must contact Catherine Williamson at (202) 619-5878, e-mail: [williamsoncj@state.gov](mailto:williamsoncj@state.gov) or Janice Curreri at (202) 619-5885, e-mail: [currerijl@state.gov](mailto:currerijl@state.gov) no later than Monday, March 21, 2005, to confirm attendance.

The workshop will provide an overview of the English Language Fellow Program, the responsibilities of the grantee organization selected to administer the FY-2006 program as outlined in the RFGP, and provide the opportunity for participants to ask questions about the program and the RFGP.

Participants are responsible for paying their own roundtrip transportation to Washington, DC and all other related costs.

Dated: March 4, 2005.

**C. Miller Crouch,**

*Principal Deputy Assistant Secretary, Bureau of Educational and Cultural Affairs, Department of State.*

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## DEPARTMENT OF STATE

[Public Notice 5012]

### Bureau of Educational and Cultural Affairs (ECA) Request for Grant Proposals: English Language Fellow Program for Academic Year 2006-2007

*Announcement Type:* Cooperative Agreement.

*Funding Opportunity Number:* ECA/A/L-06-01.

*Catalog of Federal Domestic Assistance Number:* 19.421.

*Key Dates: Application Deadline:* May 20, 2005.

*Executive Summary:* The Office of English Language Programs of the Bureau of Educational and Cultural Affairs announces an open competition for proposals to advance the Bureau's objectives through support of academic exchanges that will result in the improvement of English teaching capacity around the world and the enhancement of mutual understanding between the people of the United States and people overseas.

The English Language Fellow Program places American citizens holding advanced TEFL/TESL or Applied Linguistics degrees with teacher-training and/or materials development experience and recent graduates with TEFL/TESL Master's degrees in all regions of the world at universities,

teacher-training institutions, ministries of education, bi-national centers and other related language education institutions for ten-month assignments. Pending the availability of FY 2006 Funds, the Bureau anticipates placement of approximately 120 English Language Fellows overseas in academic year 2006-2007. Public and private non-profit organizations meeting the provisions described in Internal Revenue Code section 26 U.S.C. 501 (c) (3) may submit proposals to administer and manage the English Language Fellow Program for academic year 2006-2007.

### I. Funding Opportunity Description

#### *Authority*

Overall grant making authority for this program is contained in the Mutual Educational and Cultural Exchange Act of 1961, Public Law 87-256, as amended, also known as the Fulbright-Hays Act. The purpose of the Act is "to enable the Government of the United States to increase mutual understanding between the people of the United States and the people of other countries; to strengthen the ties which unite us with other nations by demonstrating the educational and cultural interests, developments, and achievements of the people of the United States and other nations \* \* \* and thus to assist in the development of friendly, sympathetic and peaceful relations between the United States and the other countries of the world." The funding authority for the program above is provided through legislation.

#### *Purpose*

The English Language Fellow Program places experienced American teacher trainers and recent TEFL/TESL Master's degree graduates in all regions of the world at universities, teacher-training institutions, ministries of education, bi-national centers and other related language education institutions for ten-month assignments. The Program provides an opportunity for American English language professionals to share their vast knowledge and skills overseas, to cultivate international teaching experience for Americans and to promote cross-cultural partnerships that will foster a better and firsthand understanding of the United States and its citizens. There are two levels of English Language Fellows:

1. English Language Fellows (formerly known as junior Fellows) are graduates who have received their TEFL/TESL M.A. degrees within the past seven years and who may or may not have prior overseas teaching experience.