coalition of nuclear industry groups. Federal agencies with expertise and experience in electronic information management systems may also participate on the Panel.

The Nuclear Regulatory Commission has determined that renewal of the charter for the LSNARP until December 3, 2012 is in the public interest in connection with duties imposed on the Commission by law. This action is being taken in accordance with the Federal Advisory Committee Act after consultation with the Committee Management Secretariat, General Services Administration.


Andrew L. Bates,
Advisory Committee Management Officer.

BILLING CODE 7590–01–P

OVERSEAS PRIVATE INVESTMENT CORPORATION

Sunshine Act; OPIC Annual Public Hearing

TIME AND DATE: 3:30 p.m., Thursday, January 20, 2011.

PLACE: Offices of the Corporation, Twelfth Floor Board Room, 1100 New York Avenue, NW., Washington, DC.

STATUS: Hearing OPEN to the Public at 3:30 p.m.

PURPOSE: Annual Public Hearing to afford an opportunity for any person to present views regarding the activities of the Corporation.

PROCEDURES: Individuals wishing to address the hearing orally must provide advance notice to OPIC’s Corporate Secretary no later than 5 PM Monday, January 10, 2011. The notice must include the individual’s name, title, organization, address, and telephone number, and a concise summary of the subject matter to be presented.

Oral presentations may not exceed ten (10) minutes. The time for individual presentations may be reduced proportionately, if necessary, to afford all participants who have submitted a timely request an opportunity to be heard.

Participants wishing to submit a written statement for the record must submit a copy of such statement to OPIC’s Corporate Secretary no later than 5 PM Monday, January 10, 2011. Such statement must be typewritten, double-spaced, and may not exceed twenty-five (25) pages.

Upon receipt of the required notice, OPIC will prepare an agenda for the hearing identifying speakers, setting forth the subject on which each participant will speak, and the time allotted for each presentation. The agenda will be available at the hearing.

A written summary of the hearing will be compiled, and such summary will be made available, upon written request to OPIC’s Corporate Secretary, at the cost of reproduction.

CONTACT PERSON FOR INFORMATION: Information on the hearing may be obtained from Connie M. Downs at (202) 336–8438, via e-mail at connie.downs@opic.gov., or via facsimile at (202) 218–0136.

SUPPLEMENTARY INFORMATION: OIC is a U.S. Government agency that provides, on a commercial basis, political risk insurance and financing in friendly developing countries and emerging democracies for environmentally sound projects that confer positive developmental benefits upon the project country while creating employment in the U.S. OPIC is required by section 231A(c) of the Foreign Assistance Act of 1961, as amended (the “Act”) to hold at least one public hearing each year.


Connie M. Downs,
OPIC Corporate Secretary.

BILLING CODE 3210–01–P

SECURITIES AND EXCHANGE COMMISSION


The Commission received no comments on the Plan. This order approves and declares effective the Plan.

I. Introduction

Section 19(g)(1) of the Securities Exchange Act of 1934 ("Act") among other things, requires every self-regulatory organization ("SRO") registered as either a national securities exchange or national securities association to examine for, and enforce compliance by, its members and persons associated with its members with the Act, the rules and regulations thereunder, and the SRO’s own rules, unless the SRO is relieved of this responsibility pursuant to Section 17(d) or Section 19(g)(2) of the Act. Without this relief, the statutory obligation of each individual SRO could result in a pattern of multiple examinations of broker-dealers that maintain memberships in more than one SRO ("common members"). Such regulatory duplication would add unnecessary expenses for common members and their SROs.

Section 17(d)(1) of the Act was intended, in part, to eliminate unnecessary multiple examinations and regulatory duplication. With respect to a common member, Section 17(d)(1) authorizes the Commission, by rule or order, to relieve an SRO of the

1 CBOE’s allocation of certain regulatory responsibilities under this Agreement is limited to the activities of the CBOE Stock Exchange, LLC, a facility of CBOE.


responsibility to receive regulatory reports, to examine for and enforce
compliance with applicable statutes, rules, and regulations, or to perform
other specified regulatory functions.

To implement Section 17(d)(1), the
Commission adopted two rules: Rule
17d–1 and Rule 17d–2 under the Act.7
Rule 17d–1 authorizes the Commission
to name a single SRO as the designated
examining authority (“DEA”) to examine
common members for compliance with
the financial responsibility
requirements imposed by the Act, or by
Commission or SRO rules.8 When an
SRO has been named as a common
member’s DEA, all other SROs to which
the common member belongs are
relieved of the responsibility to examine
the firm for compliance with the
applicable financial responsibility rules.
On its face, Rule 17d–1 deals only with
an SRO’s obligations to enforce member
compliance with financial responsibility
requirements. Rule 17d–1 does not
relieve an SRO from its obligation to
examine a common member for
compliance with its own rules and
provisions of the federal securities laws
governing matters other than financial
responsibility, including sales practices
and trading activities and practices.

To address regulatory duplication in
these and other areas, the Commission
adopted Rule 17d–2 under the Act.9
Rule 17d–2 permits SROs to propose
joint plans for the allocation of
regulatory responsibilities with respect
to their common members. Under
paragraph (c) of Rule 17d–2, the
Commission may declare such a plan
effective if, after providing for
appropriate notice and comment, it
determines that the plan is necessary or
appropriate in the public interest and
for the protection of investors; to foster
cooperation and coordination among the
SROs; to remove impediments to, and
foster the development of, a national
market system and a national clearance
and settlement system; and is in
conformity with the factors set forth in
Section 17(d) of the Act. Commission
approval of a plan filed pursuant to
Rule 17d–2 releases SROs from the
regulatory responsibilities allocated by
the plan to another SRO.

II. Proposed Plan

The proposed 17d–2 Plan is intended
to reduce regulatory duplication for
firms that are members of more than one
Party to the proposed 17d–2 Plan.
Pursuant to the proposed 17d–2 Plan,
the Designated Regulation NMS
Examining Authority (“DREA”) would
assume examination and enforcement
responsibilities for broker-dealers that
are members of more than one
Participating Organization (“Common
Members”) with respect to certain
applicable laws, rules, and regulations.
FINRA would serve as the DREA for
Common Members that are members of
FINRA. The DEA would serve as the
DREA for Common Members that are
not members of FINRA.

The text of the Plan delineates the
proposed regulatory responsibilities
with respect to the Parties. Included in
the proposed Plan is an exhibit (the
“Covered Regulation NMS Rules”) that
lists the Federal securities laws, rules,
and regulations, for which the DREA
would bear responsibility under the
Plan for overseeing and enforcing with
respect to Common Members.

Specifically, under the 17d–2 Plan,
the DREA would assume examination
and enforcement responsibility relating
to compliance by Common Members
with the Covered Regulation NMS
Rules. Under the Plan, each
Participating Organization would retain
full responsibility for examination,
surveillance and enforcement with
respect to trading activities or practices
involving its own marketplace, unless
otherwise allocated pursuant to a
separate Rule 17d–2 agreement.10

III. Discussion

The Commission finds that the
proposed Plan is consistent with the
factors set forth in Section 17(d) of the
Act11 and Rule 17d–2(c) thereunder12
in that the proposed Plan is necessary
or appropriate in the public interest and
for the protection of investors, fosters
cooperation and coordination among
SROs, and removes impediments to and
fosters the development of the national
market system. In particular, the
Commission believes that the proposed
Plan should reduce unnecessary
regulatory duplication by allocating to
the DREA certain examination and
enforcement responsibilities for
Common Members that would
otherwise be performed by each Party.13

Accordingly, the proposed Plan
promotes efficiency by reducing costs to
Common Members. Furthermore,
because the Parties will coordinate their
regulatory functions in accordance with
the proposed Plan, the Plan should
promote investor protection.14

The Commission is hereby declaring
effective a plan that allocates regulatory
responsibility for certain provisions of
the federal securities laws, rules, and
regulations as set forth in Exhibit A to
the Plan. The Commission notes that
any amendment to the Plan must be
approved by the relevant Parties as set
forth in Paragraph 22 of the Plan and
must be filed with and approved by the
Commission before it may become
effective.15

IV. Conclusion

This Order gives effect to the Plan
filed with the Commission in File No.
4–618. The Parties shall notify all
members affected by the Plan of their
rights and obligations under the Plan.
It is therefore ordered, pursuant to
Section 17(d) of the Act, that the Plan
in File No. 4–618 is hereby approved
and declared effective.

It is further ordered that the Parties
who are not the DREA as to a particular
Common Member are relieved of those
regulatory responsibilities allocated to
the Common Member’s DREA under the
Plan to the extent of such allocation.

For the Commission, by the Division of
Trading and Markets, pursuant to delegated
authority.16

Florence E. Harmon,
Deputy Secretary.

[FR Doc. 2010–30946 Filed 12–8–10; 8:45 am]

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SECURITIES AND EXCHANGE
COMMISSION

[Release No. 34–63418; File No. SR–
NYSEAmex–2010–108]

Self-Regulatory Organizations; NYSE
Amex LLC; Notice of Filing and
Immediate Effectiveness of Proposed
Rule Change To Eliminate Market and
Stop Orders in Nasdaq-Listed
Securities Traded on the Exchange

December 2, 2010.

Pursuant to Section 19(b)(1) of the
Securities Exchange Act of 1934 (the

Common Member’s DEA, which will become such
Common Member’s DEA.

14 See, e.g., Paragraph 7 of the Plan (Sharing of
Work Papers, Data and Related Information) and
Paragraph 5 (sharing of customer complaints).
15 See Paragraph 22 of the Plan.