

6(b)(5) of the Act because the proposal will further investor protection and the public interest by assuring that shareholder votes on executive compensation matters are made by those with an economic interest in the company, rather than by a broker that has no such economic interest, which should enhance corporate governance and accountability to shareholders.<sup>19</sup>

The Commission notes that the CBOE's new rule prohibiting uninstructed broker votes on executive compensation covers the specific items identified in Section 951 of the Dodd-Frank Act, as well as any other matter concerning executive compensation, and has been drafted broadly to reflect the requirements of Section 6(b)(10) of the Act. The proposed rule language also specifically states that a broker vote on any executive compensation matter would not be permitted even if it would otherwise qualify for an exception from any item under Rule 31.85. The Commission believes this provision will make clear that any past practice or interpretation that may have permitted a broker vote on an executive compensation matter, under existing rules, will no longer be applicable and is superseded by the newly adopted provisions.

Finally, the Commission notes that the changes to reflect (i) that the CBOE rules prohibit not only the giving of a proxy, but also the authorization of the proxy and (ii) that CBOE Rule 31.85 regarding the giving of proxies by TPH Organizations applies to CBSX TPH Organizations as well as CBOE TPH Organization, should help to clarify the intent of the CBOE proxy rules and is consistent with the requirements of Section 6 of the Act.

Based on the above, the Commission believes that the Exchange's proposal will further the purposes of Sections 6(b)(5) and 6(b)(10) of the Act because it should enhance corporate accountability to shareholders. The rule filing should also serve to fulfill the Congressional intent in adopting Section 6(b)(10) of the Act.

The Commission also finds good cause, pursuant to Section 19(b)(2) of the Act,<sup>20</sup> for approving the proposed rule change prior to the 30th day after the date of publication of notice in the **Federal Register**. As noted above,

<sup>19</sup> As the Commission stated in approving NYSE rules prohibiting broker voting in the election of directors, having those with an economic interest in the company vote the shares, rather than the broker who has no such economic interest, furthers the goal of enfranchising shareholders. See Securities Exchange Act Release No. 60215 (July 1, 2009), 74 FR 33293 (July 10, 2009) (SR-NYSE-2006-92).

<sup>20</sup> 15 U.S.C. 78s(b)(2).

Section 6(b)(10) of the Act, enacted under Section 957 of the Dodd-Frank Act, does not provide for a transition phase, and requires rules of national securities exchanges to prohibit, among other things, broker voting on executive compensation. The Commission believes that good cause exists to grant accelerated approval to the Exchange's proposal, because it will conform CBOE Rule 31.85 to the requirements of Section 6(b)(10) of the Act. Moreover, the Commission notes that the proposed changes are based on NYSE Rule 452.<sup>21</sup>

**V. Conclusion**

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>22</sup> that the proposed rule change (SR-CBOE-2011-017) be, and it hereby is, approved on an accelerated basis.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>23</sup>

**Cathy H. Ahn,**

*Deputy Secretary.*

[FR Doc. 2011-3982 Filed 2-22-11; 8:45 am]

**BILLING CODE 8011-01-P**

**SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration #12468 and #12469]**

**Utah Disaster #UT-00009**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a Notice of the Presidential declaration of a major disaster for Public Assistance Only for the State of Utah (FEMA-1955-DR), dated 02/11/2011.

*Incident:* Severe Winter Storms and Flooding.

*Incident Period:* 12/20/2010 through 12/24/2010.

*Effective Date:* 02/11/2011.

*Physical Loan Application Deadline Date:* 04/12/2011.

*Economic Injury (EIDL) Loan Application Deadline Date:* 11/14/2011.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street, SW., Suite 6050, Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the

<sup>21</sup> See note 13, *supra*.

<sup>22</sup> 15 U.S.C. 78s(b)(2).

<sup>23</sup> 17 CFR 200.30-3(a)(12).

President's major disaster declaration on 02/11/2011, Private Non-Profit organizations that provide essential services of governmental nature may file disaster loan applications at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

*Primary Counties:* Kane, Washington.

The Interest Rates are:

	Percent
For Physical Damage:	
Non-Profit Organizations With Credit Available Elsewhere ..	3.250
Non-Profit Organizations Without Credit Available Elsewhere .....	3.000
For Economic Injury:	
Non-Profit Organizations Without Credit Available Elsewhere .....	3.000

The number assigned to this disaster for physical damage is 12468B and for economic injury is 12469B.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

**Roger B. Garland,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 2011-3947 Filed 2-22-11; 8:45 am]

**BILLING CODE 8025-01-P**

**SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration #12465 and #12466]**

**New Jersey Disaster Number NJ-00019**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Amendment 1.

**SUMMARY:** This is an amendment of the Presidential declaration of a major disaster for Public Assistance Only for the State of NEW JERSEY (FEMA-1954-DR), dated 02/04/2011.

*Incident:* Severe Winter Storm and Snowstorm.

*Incident Period:* 12/26/2010 through 12/27/2010.

*Effective Date:* 02/11/2011.

*Physical Loan Application Deadline Date:* 04/05/2011.

*Economic Injury (EIDL) Loan Application Deadline Date:* 11/04/2011.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration,

409 3rd Street, SW., Suite 6050,  
Washington, DC 20416.

**SUPPLEMENTARY INFORMATION:** The notice of the President's major disaster declaration for Private Non-Profit organizations in the State of NEW JERSEY, dated 02/04/2011, is hereby amended to include the following areas as adversely affected by the disaster.

Primary Counties: Atlantic,  
Cumberland.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

**Roger B. Garland,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 2011-3949 Filed 2-22-11; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### Office of International Trade; State Trade and Export Promotion (STEP) Grant Program

**AGENCY:** U.S. Small Business Administration (SBA).

**ACTION:** Notice of grant opportunity to States.

*Eligible Applicants:* Each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, and American Samoa.

**SUMMARY:** The SBA plans to issue Program Announcement No. OIT-STEP-2011-01 to invite the States, the District of Columbia and the U.S. Territories to apply for a STEP grant to carry out export promotion programs that assist eligible small business concerns to become exporters and increase the value of small business U.S. exports. STEP grants will be awarded on a competitive basis. The funding instrument is a cooperative agreement. A state may not submit more than 1 application for a grant under the program. Awards will be made for a project period of 12 months from the date of award. A state may apply each Federal fiscal year that Congressional appropriations are made available throughout the 3-year term of the program.

**DATES:** Program Announcement No. OIT-STEP-2011-01 will be posted on <http://www.Grants.gov> on March 1, 2011. The application period will be March 1, 2011 through April 26, 2011. Awards for the first year of the grant program will be issued in the summer of 2011.

**SUPPLEMENTARY INFORMATION:** The Small Business Jobs Act of 2010 authorizes the U.S. Small Business Administration to establish a 3-year pilot program, known as the State Trade and Export Promotion (STEP) Grant Program, to make grants to States to assist eligible small business concerns. The objective of the STEP Grant Program is to increase the number of small businesses that are exporting, and increase the value of exports by small businesses in the States.

The applicants' proposed activities for small businesses may include:

- Participation in a foreign trade mission,
- A foreign market sales trip,
- A subscription to services provided by the Department of Commerce,
- The payment of website foreign language translation fees,
- The design of international marketing products or campaigns,
- An export trade show exhibit,
- Participation in training workshops,
- Any other export initiative deemed

appropriate by SBA's Associate Administrator of the Office of International Trade (OIT) that does not duplicate the services of other SBA resource partners. These other export initiatives may include, but are not limited to, projects that increase direct and indirect supply chain exporting; export match-making events; formation of export outreach teams composed of State, local, Federal, *etc.* personnel; sector-specific projects unique to the State's environment/geography/international relationships; projects to develop and use technology for exporting; reverse trade missions; and projects to increase lender readiness for financing export trade.

In making grants, SBA may give priority to an application that focuses on socially and economically disadvantaged small businesses, women-owned small businesses, veteran and service-connected disabled veteran-owned small businesses, or rural small businesses as part of an export promotion program.

State recipients are encouraged to work collaboratively with the SBA District Offices, SBA regional managers at U.S. Export Assistance Centers (USEAC) and SBA resource partners (i.e., Women's Business Centers (WBCs), Small Business Trade Development Centers (SBTDC), Small Business Development Centers (SBDC), Veterans Business Outreach Centers (VBOC) and SCORE) to coordinate their efforts to promote trade and avoid duplication. Also, the States are encouraged to fully utilize the resources of other Federal, state and local government agencies,

academic and private-sector programs that aid small businesses in order to provide seamless, non-duplicative export promotion assistance.

SBA expects to issue awards under this Program Announcement totaling the full FY 2011 appropriated amount of \$30,000,000. Individual State project award amounts will vary based on the State's proposed project plan and budget. The Federal share of project costs for grants to the 10 states with the highest number of exporters that are small business concerns will not exceed 40% of the \$30 million appropriation. The other 60% will be reserved for the remaining States. The States with the highest number of small business exporters will be determined based on the latest data available from the Department of Commerce.

The Federal share of project cost for a State that has a high export volume will be 65%. The Federal share of project cost for a State that does not have a high export volume will be 75%. (The Associate Administrator for the SBA Office of International Trade will determine which States have high export volume). The State must match the remainder of project cost. The match must be comprised of not less than 50% cash and not more than 50% of indirect costs and in-kind contributions. Matching funds may not be derived from any Federal program.

**FOR FURTHER INFORMATION CONTACT:** E-mail questions about the STEP Grant Program to [STEP@sba.gov](mailto:STEP@sba.gov).

Dated: February 17, 2011.

**Luz Hopewell,**

*Acting Associate Administrator, Office of International Trade.*

[FR Doc. 2011-4009 Filed 2-22-11; 8:45 am]

**BILLING CODE 8025-01-P**

## DEPARTMENT OF STATE

**[Public Notice: 7344; OMB Control Number 1405-0134]**

### 60-Day Notice of Proposed Information Collection: DS-157, Supplemental Nonimmigrant Visa Application

**ACTION:** Notice of request for public comments.

**SUMMARY:** The Department of State is seeking Office of Management and Budget (OMB) approval for the information collection described below. The purpose of this notice is to allow 60 days for public comment in the **Federal Register** preceding submission to OMB. We are conducting this process in accordance with the Paperwork Reduction Act of 1995.