

will become operative upon filing.<sup>13</sup> The Commission believes waiving the 30-day operative delay is consistent with the protection of investors and the public interest as the waiver will allow the Exchange to make the new registration category available near the same time as other exchanges. The Commission, therefore, designates the proposed rule change to be operative upon filing with the Commission.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend 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. 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 Number SR-NASDAQ-2011-106 on the subject line.

##### *Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-NASDAQ-2011-106. 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 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 Web site viewing and printing in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. 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 Number SR-NASDAQ-2011-106 and should be submitted on or before September 2, 2011.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>14</sup>

**Elizabeth M. Murphy,**  
*Secretary.*

[FR Doc. 2011-20579 Filed 8-11-11; 8:45 am]

**BILLING CODE 8011-01-P**

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#### **SOCIAL SECURITY ADMINISTRATION**

[Docket No. SSA-2011-0067]

#### **Finding Regarding Foreign Social Insurance or Pension System—Bulgaria**

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Notice of finding regarding foreign social insurance or pension system—Bulgaria.

*Finding:* Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1)) prohibits payment of monthly benefits to any individual who is not a United States citizen or national for any month after he or she has been outside the United States for 6 consecutive months. This prohibition does not apply to such an individual where one of the exceptions described in section 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)) affects his or her case.

Section 202(t)(2) of the Social Security Act provides that, subject to certain residency requirements of Section 202(t)(11), the prohibition against payment shall not apply to any individual who is a citizen of a country which the Commissioner of Social Security finds has in effect a social insurance or pension system which is of general application in such country and which:

(a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and

(b) Permits individuals who are United States citizens but not citizens of that country and who qualify for such benefits to receive those benefits, or the actuarial equivalent thereof, while outside the foreign country regardless of the duration of the absence.

The Commissioner of Social Security has delegated the authority to make such a finding to the Associate Commissioner of the Office of International Programs. Under that authority, the Associate Commissioner of the Office of International Programs has approved a finding that Bulgaria, beginning January 1, 2000, has a social insurance system of general application which:

(a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and

(b) Permits United States citizens who are not citizens of Bulgaria to receive such benefits, or their actuarial equivalent, at the full rate without qualification or restriction while outside Bulgaria.

Accordingly, it is hereby determined and found that Bulgaria has in effect, beginning January 1, 2000, a social insurance system which meets the requirements of section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)).

In 1982, it was determined that while Bulgaria continued to meet the requirements of section 202(t)(2)(A), it no longer met the requirements of section 202(t)(2)(B). The effective date of the determination was July 7, 1981. Notice of the decision appeared in the **Federal Register** August 4, 1982. Based on this decision, citizens of Bulgaria could not meet the exception provided under section 202(t)(2) of the Social Security Act, nor could they meet the limited exceptions under section 202(t)(4).

Bulgaria instituted a new social insurance law that entered into force on January 1, 2000. The law incorporates the social insurance system as a modified first pillar. It adds a second pillar of mandatory individual accounts and a third pillar of voluntary individual accounts. The Bulgarian social insurance system provides old age, disability, and survivor's benefits, as well as other types of social insurance. Information recently obtained from Bulgaria contains detailed information on the country's social insurance system and its provisions. This information required a new determination under the section 202(t)(2) provisions.

<sup>13</sup> For purposes only of waiving the operative delay of this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f). See also 17 CFR 200.30-3(a)(59).

<sup>14</sup> 17 CFR 200.30-3(a)(12).

**FOR FURTHER INFORMATION CONTACT:**

Donna Powers, 3700 Robert Ball Building, 6401 Security Boulevard, Baltimore, MD 21235-6401, (410) 965-3558.

(Catalog of Federal Domestic Assistance: Program Nos. 96.001 Social Security—Disability Insurance; 96.002 Social Security—Retirement Insurance; 96.004 Social Security—Survivors Insurance)

**Diane K. Braunstein,**

*Associate Commissioner, Office of International Programs.*

[FR Doc. 2011-20489 Filed 8-11-11; 8:45 am]

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**OFFICE OF THE UNITED STATES  
TRADE REPRESENTATIVE**
**Request for Public Comments on  
Interim Review of Eligibility of Cote  
d'Ivoire, Guinea, and Niger for Benefits  
Under the African Growth and  
Opportunity Act**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice and request for comments.

**SUMMARY:** The African Growth and Opportunity Act Implementation Subcommittee of the Trade Policy Staff Committee (the "Subcommittee") is requesting written public comments for the interim review of the eligibility of Cote d'Ivoire, Guinea, and Niger to receive the benefits of the African Growth and Opportunity Act (AGOA). The Subcommittee will consider these comments in developing recommendations on AGOA country eligibility for the President. Comments received related to the child labor criteria may also be considered by the Secretary of Labor for the preparation of the Department of Labor's report on child labor as required under section 412(c) of the Trade and Development Act of 2000. This notice identifies the eligibility criteria that must be considered under the AGOA. Cote d'Ivoire, Guinea, and Niger are currently ineligible for AGOA benefits.

**DATES:** Public comments are due at the Office of the U.S. Trade Representative (USTR) by noon, Monday, August 29, 2010.

**ADDRESSES:** USTR strongly prefers electronic submissions made at <http://www.regulations.gov>, docket number USTR-2011-0009. See "Requirements for Submission," below. If you are unable to make a submission at <http://www.regulations.gov>, please contact Laura Newport, Trade Policy Staff

Committee, at (202) 395-3475 to make other arrangements.

**FOR FURTHER INFORMATION CONTACT:** For procedural questions, please contact Laura Newport, Office of the U.S. Trade Representative, 600 17th Street, NW., Room F516, Washington, DC 20508, at (202) 395-3475. All other questions should be directed to Constance Hamilton, Deputy Assistant, U.S. Trade Representative for Africa, Office of the U.S. Trade Representative, at (202) 395-9514.

**SUPPLEMENTARY INFORMATION:** The AGOA (Title I of the Trade and Development Act of 2000, Public Law 106-200) (19 U.S.C. 3721 *et seq.*), as amended, authorizes the President to designate sub-Saharan African countries as beneficiary sub-Saharan African countries eligible for duty-free treatment for certain additional products under the Generalized System of Preferences (GSP) (Title V of the Trade Act of 1974 (19 U.S.C. 2461 *et seq.*) (the "1974 Act")), as well as for the preferential treatment the AGOA provides for certain textile and apparel articles.

The President may designate a country as a beneficiary sub-Saharan African country eligible for both the additional GSP benefits and the textile and apparel benefits of the AGOA for countries meeting certain statutory requirements intended to prevent unlawful transshipment of such articles, if he determines that the country meets the eligibility criteria set forth in: (1) Section 104 of the AGOA; and (2) section 502 of the 1974 Act. Currently, 37 countries are designated as beneficiary sub-Saharan African countries. Section 506A of the 1974 Act provides that the President shall monitor and review annually the progress of each sub-Saharan African country in meeting the foregoing eligibility criteria in order to determine whether each beneficiary sub-Saharan African country should continue to be eligible, and whether each sub-Saharan African country that is currently not a beneficiary sub-Saharan African country, should be designated as such a country. Section 506A of the 1974 Act requires that, if the President determines that a beneficiary sub-Saharan African country is not making continual progress in meeting the eligibility requirements, he must terminate the designation of the country as a beneficiary sub-Saharan African country.

The Subcommittee is seeking public comments in connection with an interim review of the eligibility of Cote d'Ivoire, Guinea, and Niger for the AGOA's benefits. The Subcommittee

will consider any such comments in developing recommendations on country eligibility for the President. Comments related to the child labor criteria may also be considered by the Secretary of Labor in making the findings required under section 504 of the 1974 Act. The eligibility criteria can be found at: 19 U.S.C. 2462 (Section 502 of the 1974 Act) and 19 U.S.C. 3703 (Section 104 of AGOA).

**Requirements for Submissions:** Comments must be submitted in English. To ensure the most timely and expeditious receipt and consideration of petitions, USTR has arranged to accept on-line submissions via <http://www.regulations.gov>. To submit petitions via this site, enter docket number USTR-2011-0009 on the home page and click "search." The site will provide a search-results page listing all documents associated with this docket. Find a reference to this notice by selecting "notice" under "Document Type" on search-results page and click on the link entitled "Submit a Comment." (For further information on using the <http://www.regulations.gov> Web site, please consult the resources provided on the Web site by clicking on "Help" at the top of the home page.)

The <http://www.regulations.gov> Web site provides the option of making submissions by filling in a "Type comment & Upload file" field, or by attaching a document. USTR prefers comments to be submitted as attachments. When doing this, it is sufficient to type "See attached" in the "Type comment & Upload file" field. Submissions in Microsoft Word (.doc) or Adobe Acrobat (pdf) are preferred.

Persons wishing to file comments containing business confidential information must submit both a business confidential version and a public version. Persons submitting business confidential information should write "See attached BC comments" in the "Type comment & Upload file" field. Any page containing business confidential information must be clearly marked "Business Confidential" on the top of that page. Persons submitting a business confidential comment must also submit a separate public version of that comment with the business confidential information deleted. Persons should write "See attached public version" in the "Type comment & Upload file" field of the public submission. Submissions should not attach separate cover letters; rather, information that might appear in the cover letter should be included in the comments you submit. Similarly, to the extent possible, please include any exhibits, annexes, or other attachments