

appropriate, to settle their disputes early to avoid additional fees. Compensating arbitrators for their inconvenience due to last minute adjournments should help PCX maintain a pool qualified arbitrators by assuring arbitrators of some compensation in the event that a scheduled hearing is adjourned at the last minute. In sum, the Commission believes that, by providing a more efficient and effective forum for investors to address grievances, the proposed rule change will serve to protect investors and the public interest. Moreover, the Commission believes that the proposed rule change will provide for the equitable allocation of the new adjournment fee among PCX members and other persons using the PCX arbitration forum, and that the new fee is reasonable.

### III. Conclusion

For the foregoing reasons, the Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,<sup>12</sup> that the proposed rule change (SR-PCX-2004-124) be, and it hereby is, approved.

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

**Margaret H. McFarland,**  
Deputy Secretary.

[FR Doc. E5-1784 Filed 4-14-05; 8:45 am]

BILLING CODE 8010-01-P

### SMALL BUSINESS ADMINISTRATION

[Disaster Declaration # 10107 and # 10108]

#### FLORIDA Disaster # FL-00001

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Administrative declaration of a disaster for the State of Florida, dated April 11, 2005.

*Incident:* Apartment Fire.

*Incident Period:* March 24, 2005.

**DATES:** *Effective Date:* April 11, 2005.

*Physical Loan Application Deadline Date:* June 10, 2005.

*EIDL Loan Application Deadline Date:* January 11, 2006.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Disaster Area Office 1, 360 Rainbow Blvd. South 3rd Floor, Niagara Falls, NY 14303.

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

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's disaster declaration on April 11, 2005, applications for disaster loans may be filed 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:

Broward

Contiguous Counties: Florida

Collier, Hendry, Miami-Dade, Palm Beach

The Interest Rates are:

	Percent
Homeowners with credit available elsewhere .....	5.875
Homeowners without credit available elsewhere .....	2.937
Businesses with credit available elsewhere .....	6.000
Businesses & small agricultural cooperatives without credit available elsewhere .....	4.000
Other (including non-profit organizations) with credit available elsewhere .....	4.750
Businesses and non-profit organizations without credit available elsewhere .....	4.000

The number assigned to this disaster for physical damage is 10107 5 and for economic injury is 10108 0.

The State which received an EIDL Declaration # is Florida.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008).

Dated: April 11, 2005.

**Hector V. Barreto,**

Administrator.

[FR Doc. 05-7558 Filed 4-14-05; 8:45 am]

BILLING CODE 8025-01-P

### DEPARTMENT OF STATE

[Public Notice 5051]

#### Culturally Significant Objects Imported for Exhibition Determinations: "Mir Iskusstva: Russia's Age of Elegance"

**Summary:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority

No. 234 of October 1, 1999, Delegation of Authority No. 236 of October 19, 1999, as amended, and Delegation of Authority No. 257 of April 15, 2003 [68 FR 19875], I hereby determine that the objects to be included in the exhibition "Mir Iskusstva: Russia's Age of Elegance," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to loan agreements with the foreign owners. I also determine that the exhibition or display of the exhibit objects at the Joslyn Art Museum, Omaha, Nebraska, from on or about June 4, 2005 to on or about September 14, 2005, and at the Frederick R. Weisman Art Museum, Minneapolis, Minnesota, from on or about October 7, 2005 to on or about January 8, 2006, and at the Princeton University Art Museum, Princeton, New Jersey, from on or about February 25, 2006 to on or about June 11, 2006, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**For Further Information Contact:** For further information, including a list of the exhibit objects, contact Wolodymyr R. Sulzysky, the Office of the Legal Adviser, Department of State, (telephone: 202/453-8050). The address is Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: April 15, 2005.

**C. Miller Crouch,**

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

[FR Doc. 05-7590 Filed 4-14-05; 8:45 am]

BILLING CODE 4710-08-P

### DEPARTMENT OF STATE

[Public Notice 5052]

#### Culturally Significant Objects Imported for Exhibition Determinations: "Tutankhamun and the Golden Age of the Pharaohs"

**Summary:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236 of October 19, 1999, as amended, and Delegation of Authority No. 257 of April

<sup>12</sup> 15 U.S.C. 78s(b)(2).

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

15, 2003 [68 FR 19875], I hereby determine that the objects to be included in the exhibition "Tutankhamun and the Golden Age of the Pharaohs," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to a loan agreement with the foreign owner. I also determine that the exhibition or display of the exhibit objects at the Los Angeles County Museum of Art, Los Angeles, CA from on or about June 15, 2005 to on or about November 15, 2005, Museum of Art, Fort Lauderdale, FL from on or about December 15, 2005 to on or about April 23, 2006, Field Museum, Chicago, IL from on or about May 26, 2006 to on or about January 1, 2007, Franklin Institute, Philadelphia, PA from on or about January 31, 2007 to on or about September 30, 2007, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these determinations is ordered to be published in the **Federal Register**.

*For Further Information Contact:* For further information, including a list of the exhibit objects, contact Carol B. Epstein, Attorney-Adviser, Office of the Legal Adviser, Department of State, (telephone: 202/453-8048). The address is Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: April 8, 2005.

**C. Miller Crouch,**

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

[FR Doc. 05-7715 Filed 4-14-05; 8:45 am]

BILLING CODE 4710-08-P

## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. RSPA-04-18584; Notice 1]

#### Pipeline Safety: Controller Certification Pilot Program (CCERT)

**AGENCY:** Office of Pipeline Safety (OPS), Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** Notice; Controller Certification Pilot Program.

**SUMMARY:** This notice seeks participants and provides information about the certification study project affecting individuals who operate computer-based systems for controlling the operation of gas and hazardous liquid pipelines (pipeline controllers) and the associated pilot program required by Section 13(b) of the Pipeline Safety

Improvement Act of 2002 (PSIA). This notice describes the purpose and scope of a project being undertaken by the Pipeline and Hazardous Materials Safety Administration's (PHMSA) (formerly the Research and Special Programs Administration) Office of Pipeline Safety (OPS) to determine what actions it should recommend for additional assurance that individuals who operate computer-based systems for controlling the operation of gas and hazardous liquid pipelines are adequately qualified and, if deemed necessary, certified to perform their job responsibilities. The public is invited to inquire about this project through the contact information below, and is encouraged to provide comments.

#### FOR FURTHER INFORMATION CONTACT:

Byron Coy, (telephone: 609-989-2180; e-mail: [byron.coy@dot.gov](mailto:byron.coy@dot.gov)) regarding the subject matter of this notice.

Additional information about this notice can be accessed in the docket captioned above on the DOT Docket Management System Web site at: <http://dms.dot.gov>.

**DATES:** Persons interested in participating in the pilot program or submitting written comments on the controller certification overall project or the pilot operator program should do so by May 16, 2005.

**ADDRESSES:** For access to the docket to read background documents or comments, go to <http://dms.dot.gov> or to Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays. You may submit written comments to the docket by any of the following methods:

- Mail: Dockets Facility, U.S. Department of Transportation, Room PL-401, 400 Seventh Street, SW., 20590-0001. Anyone wanting confirmation of mailed comments must include a self-addressed stamped postcard.

- Hand delivery or courier: Room PL-401, 400 Seventh Street, SW., Washington, DC. The Dockets Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal holidays.

- Web site: Go to <http://dms.dot.gov>, click on "Comments/Submissions" and follow instructions at the site. All written comments should identify the docket number and notice number stated in the heading of this notice.

#### Background

Over the past eight years, 10 of the 18 pipeline incident/accident investigations conducted by the National Transportation Safety Board (NTSB) have identified controller's

actions or reactions, or the computer systems they use, as significant factors in detecting or contributing to the initial event, influencing reaction time or affecting the magnitude of an event. Controllers are individuals that use computers to control pipelines. Section 13(b)(1)(A) requires PHMSA to "develop tests and other requirements for certifying the qualifications of individuals who operate computer-based systems for controlling the operations of pipelines."

For the purposes of this overall project, *tests* refers to the examination and evaluation of: (a) Current operator training and qualification processes and practices (through the pilot operator program), (b) current regulations, (c) industry standards, including ASME B31Q, and (d) program development, practices, and requirements for control room operating personnel that are applied in other industries.

Section 13(b)(1)(B) requires PHMSA to "establish and carry out a pilot program for 3 pipeline facilities under which the individuals operating computer-based systems for controlling the operations of pipelines at such facilities are required to be certified under the process established under subparagraph (A)." Further, Section 13(b)(2) requires PHMSA to develop a report to Congress on the results of the pilot program that includes recommendations on the certification of pipeline controllers.

#### Overall Project Objectives

This overall project will explore whether current regulations are sufficient to address the findings resulting from these accidents and other project development activities or whether regulations need to be enhanced to provide additional controller qualification requirements. The overall project will also determine whether a certification process for controllers is warranted.

The objectives of the overall project are to:

- Define and document current practices and processes that pipeline operators use to determine that controllers have adequate knowledge, skills and abilities to perform their assigned tasks.

- Evaluate and determine what practices and processes best serve to substantiate that individual pipeline controllers have adequate knowledge, skills and abilities to perform their assigned tasks.

- Determine what evaluation techniques, criteria, and validation frequency can most effectively demonstrate proficiency.