

amendment to rule 607 conform the rule to the increase in the claims eligible for submission under the Simplified Arbitration procedure (rule 601). These amendments do not impact the cost to customers who submit their claims to arbitration.

The proposed amendments to rules 612 and 617 are housekeeping in nature and not substantive changes. The amendments to rule 612 clarify that both a filing fee and hearing deposit must be submitted with the filing of a claim in arbitration. The amendments to rule 617 increase the maximum adjournment fee from \$1,000 to \$1,500. This is to conform the adjournment fees to the maximum hearing deposit, upon which adjournment fees are based.

In addition, the Exchange is proposing to increase pre-hearing conference fees in claims over \$25,000 from \$300 to \$450 (rule 629(h)). The increase in pre-hearing conference fees is warranted by the increased frequency and complexity of pre-hearing conferences. This increase conforms to the pre-hearing conference fees assessed by other SROs.<sup>9</sup>

The proposed amendments to rule 629(i) eliminate the need for rule 631 by incorporating the fees and deposits for disputes between members into the schedule of fees for "Industry Claimants" under rule 629. These amendments will increase the cost to members in disputes with other members and provides for a more equitable distribution of the cost of arbitration of member to member disputes with all other disputes initiated by a member or associated person. These amendments also simplify the fee schedules by deleting rule 631 (Schedule for Member Controversies) and consolidating that fee schedule with the Schedule of Fees for Industry Claimants (rule 629).

The proposed amendments to rule 632 increase the ceiling from \$10,000 to \$25,000 for claims between members that are heard and decided by one arbitrator. In addition, the proposed amendment eliminates the clause that provided for an arbitration panel of no more than five arbitrators. The Exchange has not impaneled five arbitrators on a case since the mid-1980s when the general rules were amended to provide for a panel of no less than three arbitrators. A panel of five arbitrators is unnecessarily burdensome and provides no benefit to the process.

## 2. Statutory Basis

The proposed changes are consistent with section 6(b)(5) of the Act<sup>10</sup> in that they promote just and equitable principles of trade by insuring that members and member organizations and the public have a fair and impartial forum for the resolution of their disputes.

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

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

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

The Exchange has neither solicited nor received written comments on the proposed rule change.

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

Within 35 days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) By order approve the proposed rule changes, or

(B) Institute proceedings to determine whether the proposed rule changes should be disapproved.

## 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. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549-0609. 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 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 New York Stock Exchange. All submissions should refer to SR-NYSE-2002-43 and should be submitted by December 11, 2002.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>11</sup>

**Jill M. Peterson,**

*Assistant Secretary.*

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**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #P001]

#### State of Alaska

As a result of the President's major disaster declaration for Public Assistance on November 8, 2002, the U.S. Small Business Administration is activating its disaster loan program only for private non-profit businesses that provide essential services of a governmental nature. I find that Fairbanks North Star Borough, Denali Borough, Matanuska-Susitna Borough, the Regional Education Attendance Areas (REAA) of Delta Greely, Alaska Gateway, Copper River and Yukon-Koyukuk, and the cities of Tetlin, Mentasta Lake, Northway, Dot Lake, Chistochina, Tanacross and the unincorporated communities of Slana and Tok in the State of Alaska constitute a disaster area due to damages caused by an earthquake occurring on November 3, 2002, and continuing. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on January 7, 2003 at the address listed below or other locally announced locations: Small Business Administration, Disaster Area 4 Office, P.O. Box 13795, Sacramento, CA 95853-4795.

The interest rates are:

|  | Percent |
|--|---------|
| For Physical Damage:   |         |
| Non-profit organizations without credit available elsewhere .... | 3.324   |
| Non-profit organizations with credit available elsewhere ....    | 5.500   |

The number assigned to this disaster for physical damage is P00102.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008).

<sup>9</sup>NASD rule 10332(k).

<sup>10</sup> 15 U.S.C. 78f(b)(5).

<sup>11</sup> 17 CFR 200.30-3(a)(12).

Dated: November 13, 2002.

**Herbert L. Mitchell,**

*Associate Administrator, for Disaster Assistance.*

[FR Doc. 02-29434 Filed 11-19-02; 8:45 am]

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## TENNESSEE VALLEY AUTHORITY

### Paperwork Reduction Act of 1995, as Amended by Public Law 104-13; Proposed Collection; Comment Request

**AGENCY:** Tennessee Valley Authority.

**ACTION:** Proposed collection; comment request.

**SUMMARY:** The proposed information collection described below will be submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as amended). The Tennessee Valley Authority is soliciting public comments on this proposed collection as provided by 5 CFR 1320.8(d)(1). Requests for information, including copies of the information collection proposed and supporting documentation, should be directed to the Agency Clearance Officer: Wilma H. McCauley, Tennessee Valley Authority, 1101 Market Street (EB 5B), Chattanooga, Tennessee 37402-2801; (423) 751-2523.

Comments should be sent to the Agency Clearance Officer no later January 21, 2003.

#### SUPPLEMENTARY INFORMATION:

*Type of Request:* Regular submission.

*Title of Information Collection:* TVA Accounts Payable Customer Satisfaction Survey.

*Frequency of Use:* On occasion.

*Small Business or Organizations Affected:* Yes.

*Estimated Number of Annual Responses:* 2,000.

*Estimated Total Annual Burden Hours:* 333.

*Estimated Average Burden Hours Per Response:* 10 minutes.

*Need For and Use of Information:* This information collection will be distributed by email to TVA's suppliers that receive remittance information by email. The information collected will be used to evaluate current performance of the Accounts Payable Department (ADP) which will identify areas for improvement and enable ADP to provide better service to suppliers and

facilitate commerce between TVA and its suppliers.

**Jacklyn J. Stephenson,**

*Senior Manager, Enterprise Operations Information Services.*

[FR Doc. 02-29413 Filed 11-19-02; 8:45 am]

BILLING CODE 8120-08-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Advisory Circular (AC) 91-60A, the Continued Airworthiness of Older Airplanes; AC 120-AAR, Aging Airplane Inspections and Records Review; and AC 91-56B, Continuing Structural Integrity Program for Airplanes

**AGENCY:** Federal Aviation Administration (FAA), DOT.

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

**SUMMARY:** This notice announces the availability of and request for comments on proposed Advisory Circular (AC) 91-60A, which provides guidance about development and use of service-history based Structural Supplemental Inspection Programs to design-approval holders, owners, and operators of U.S.-registered multi-engine airplanes certificated with nine or less passenger seats; AC 120-AAR, which provides guidance about aging airplane inspections and records reviews that are accomplished to satisfy the requirements of the final rule "Aging Airplane Safety;" and AC 91-56B, which provides guidance on developing a continuing structural integrity program to ensure safe operation of older airplanes throughout their operational life. These proposed ACs address airplanes affected by the "Aging Airplane Safety Rule" and provide guidance on the development and use of a damage-tolerance-based Supplemental Structural Inspection Program (SSIP) for all airplanes operated under title 14 of the Code of Federal Regulations (14 CFR) part 121; all U.S.-registered multi-engine airplanes operated under 14 CFR part 129 certificated with 10 or more passenger seats; and all multiengine airplanes used in scheduled operations under 14 CFR part 135 certificated with 10 or more passenger seats. These ACs outline an acceptable method, but not the only method, of compliance with the Aging Airplane Safety Rule.

**DATES:** Comments must be received on or before December 20, 2002.

**ADDRESSES:** Send all comments on the proposed ACs to: Brent Bandlely,

Transport Airplane Directorate, Los Angeles Aircraft Certification Office, ANM-120L, Federal Aviation Administration; 3960 Paramount Boulevard, Lakewood, CA 90712-4137; telephone number: (562) 627-5237, facsimile: (562) 627-5210.

#### FOR FURTHER INFORMATION CONTACT:

Brent Bandlely, Transport Airplane Directorate, Los Angeles Aircraft Certification Office, ANM-120L, Federal Aviation Administration; 3960 Paramount Boulevard, Lakewood, CA 90712-4137; telephone number: (562) 627-5237, facsimile: (562) 627-5210.

#### SUPPLEMENTARY INFORMATION:

##### Comments Invited

Copies of the draft ACs may be obtained by accessing the FAA's Web page at <http://www.faa.gov/avr/arm/nprm/nprm.htm> or at <http://faa.gov/avr/aifs/acs/ac-idx.htm>. Interested parties are invited to submit comments on the proposed ACs. Commenters must identify AC 91-60A, AC 120-AAR, or AC 91-56B and submit comments to the address specified above. The FAA will consider all communications received on or before the closing date for comments before issuing the final ACs.

##### Discussion

These proposed ACs provide guidance to type certificate holders and airplane operators on how to incorporate an FAA-approved Aging Aircraft Program into FAA-approved maintenance or inspection programs. Previous versions of AC 91-56 (AC 91-56 and AC 91-56A) provided guidance to operators of large transport category airplanes on how to develop a damage-tolerance-based SSIP. In this proposed AC, the FAA expands this guidance to small transport category airplanes. In addition, AC 91-56 and AC 91-56A considered only the effects of repair and modifications approved by the type certificate holder and the effects of repairs and operator-approved modifications on individual airplanes. This proposed AC considers the effect of all major repairs, major alterations, and modifications approved by the type certificate holder. In addition, the AC includes an expanded discussion of repairs, alterations, and modifications to take into consideration all major repairs and operator-approved alterations and modifications on individual airplanes. The proposed AC also describes the current Mandatory Modifications Program, Corrosion Prevention and Control Program, the Repair Assessment Program, and Evaluation for Widespread Fatigue Damage.