

occur between now and January 30, 2000.

The Commission finds good cause to accelerate the proposed Plan amendment prior to the thirtieth day after the day of publication in the **Federal Register**. The Commission notes that the proposed Plan amendment is intended to allocate OPRA system capacity for a short period of time to mitigate potential disruption to the orderly dissemination of options market information caused by the inability of the OPRA system to handle the anticipated quote message traffic. The Commission believes that approving the proposed capacity allocation will provide the options exchanges and OPRA with an immediate, short-term solution to a pressing problem, while giving the Commission and the options markets additional time to evaluate and possibly, implement, other quote mitigation strategies. In addition, the limited time frame of the applicability of the capacity allocation program should provide the Commission and the options exchanges with greater flexibility to modify the program, as necessary, to ensure the fairness of the allocation process to all of the options markets going forward. The Commission finds, therefore, the granting accelerated approval of the proposed Plan amendment is appropriate and consistent with Section 11A of the Act.<sup>10</sup>

## V. Conclusion

*It is therefore ordered*, pursuant to Rule 11Aa3-2 of the Act,<sup>11</sup> that the proposed Plan amendment (SR-OPRA-00-010 is approved on an accelerated basis through January 30, 2000.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>12</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 00-1170 File 1-18-00; 8:45 am]

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-42329; File No. SR-CHX-99-29]

### Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by the Chicago Stock Exchange, Incorporated Restating and Amending Membership Dues and Fees Schedule

January 11, 2000.

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"),<sup>1</sup> and Rule 19b-4 thereunder,<sup>2</sup> notice is hereby given that on December 27, 1999, the Chicago Stock Exchange, Incorporated ("CHX" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items, I, II, and III below, which Items have been prepared by the Exchange. The Exchange has designated this proposal as one establishing or changing a due, fee, or other charge imposed by the CHX under Section 19(b)(3)(A)(ii) of the Act,<sup>3</sup> which renders the proposal effective upon filing with the Commission. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to restate and amend its membership dues and fees schedule ("Schedule") to better organize and define the charges included in the Schedule; delete references to obsolete charges and confirm specific charges rebilled to members and member firms; and continue, through March 1, 2000, the waiver of all transaction, order processing and floor broker fees for transactions that occur during the Exchange's after-hours trading session ("E-Session"). The text of the proposed rule change is available upon request from the CHX or the Commission.

#### II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the Exchange included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the

places specified in Item IV below. The Exchange has prepared summaries, set forth in Sections A, B, and C below, of the most significant aspects of such statements.

#### A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

##### 1. Purpose

The proposed rule change restates and amends the Schedule. The proposal primarily reorganizes individual items by grouping them under more descriptive and more appropriate headings, and changes descriptions to better define the charges assessed or rebilled by the Exchange. The proposed changes to the Schedule also delete references to obsolete charges and identify specific charges rebilled to members and member firms by the Exchange. Finally, the proposal includes provisions to eliminate, through March 1, 2000, order processing, transaction and floor broker fees for transactions that occur during the E-Session.<sup>4</sup> This last portion of the proposal is designed to allow CHX members to participate in the E-Session without incurring the fees normally associated with their CHX transactions.<sup>5</sup>

##### 2. Statutory Basis

The Exchange believes the proposed rule change is consistent with section 6(b)(4) of the Act<sup>6</sup> in that it provides for the equitable allocation of reasonable dues, fees and other charges among its members.

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

The Exchange does not believe that the proposed rule change will impose any inappropriate burden on competition.

<sup>4</sup> The Commission approved, on a pilot basis, the implementation of the Exchange's E-Session. See Securities Exchange Act Release No. 42004 (October 13, 1999), 64 FR 56548 (October 20, 1999), (SR-CHX-99-16). The E-Session takes place from 3:30 p.m. to 5:30 p.m., Central Time, Monday through Friday. The E-Session is approved to continue through March 1, 2000.

<sup>5</sup> According to the Exchange, the vast majority of the vast majority of the securities that trade during the E-Session are already subject to order processing and transaction fee waivers under the current fee schedule because they are either NASDAQ/NMS issues or issues within the S&P 500. Waiving fees on the very few remaining securities and on floor broker transactions in all securities simplifies the Exchange's fee-related communications with its members.

<sup>6</sup> 15 U.S.C. 78f(b)(4).

<sup>10</sup> 15 U.S.C. 78k-1.

<sup>11</sup> 17 CFR 240.11Aa3-2.

<sup>12</sup> 17 CFR 200.30-3(a)(29).

<sup>1</sup> 15 U.S.C. 78s(b)(1).

<sup>2</sup> 17 CFR 240.19b-4.

<sup>3</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

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

No written comments were solicited or received.

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

The proposed rule change has become effective pursuant to section 19(b)(3)(A)(ii) of the Act<sup>7</sup> and subparagraph (f)(2) of Rule 19b-4 thereunder,<sup>8</sup> because it involves a due, fee, or other charge. At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate 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.<sup>9</sup>

**IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposal 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 such filing will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to file number SR-CHX-99-29, and should be submitted by February 9, 2000.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>10</sup>

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

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<sup>7</sup> 15 U.S.C. 78s(b)(3)(A)(ii)

<sup>8</sup> 17 CFR 240.19b-4(f)(2).

<sup>9</sup> In reviewing this proposal, the Commission has considered its impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

<sup>10</sup> 17 CFR 200.30-3(a)(12).

**SMALL BUSINESS ADMINISTRATION**

**National Small Business Development Center Advisory Board; Public Meeting**

The U.S. Small Business Administration National Small Business Development Center Advisory Board will hold a public meeting on Sunday, February 6, 2000, from 9 am to 4 pm at the Le Richelieu Hotel, New Orleans, Louisiana to discuss such matters as may be presented by members, staff of the U.S. Small Business Administration, or others present.

**FOR FURTHER INFORMATION CONTACT:** Please write or call Ellen Thrasher, U.S. Small Business Administration, 409 Third Street, SW, Fourth Floor, Washington, DC 20416, telephone number (202) 205-6817.

**Kris Swedin,**  
*Chief of Staff.*

[FR Doc. 00-1231 Filed 1-18-00; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**Federal Highway Administration**

[Docket No. FHWA-2000-6782]

**Notice of Request for Clearance of a New Information Collection: Adequacy of Truck Parking Facilities**

**AGENCY:** Federal Highway Administration (FHWA), DOT.

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

**SUMMARY:** In accordance with the requirement in section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, this notice announces the intention of the FHWA to request the Office of Management and Budget (OMB) to approve a new information collection related to the research project "Adequacy of Truck Parking Facilities." This information collection will be in the form of a survey to collect information from drivers of commercial motor vehicles carrying property.

**DATES:** Comments must be submitted on or before March 20, 2000.

**ADDRESSES:** All signed, written comments should refer to the docket number that appears in the heading of this document and must be submitted to the Docket Clerk, U.S. DOT Dockets, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590-0001. All comments received will be available for examination at the above address between 10:00 a.m. to 5:00 p.m., e.t., Monday through Friday, except Federal holidays. Those desiring notification of

receipt of comments must include a self-addressed, stamped envelope or postcard.

**FOR FURTHER INFORMATION CONTACT:** Kate Woerheide, Project Manager, (202) 366-5884, kathryn.woerheide@fhwa.dot.gov, Federal Highway Administration, Turner-Fairbank Highway Research Center, 6300 Georgetown Pike, McLean, Virginia 22101. Office hours are from 8:30 a.m. to 4:30 p.m., e.t., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:**

*Title:* Adequacy of Truck Parking Facilities.

*Background:* In 1996 research conducted by the former FHWA Office of Motor Carrier Research and Standards and reported in Commercial Driver Rest & Parking Requirements; Making Space for Safety (Publication No. FHWA-MC-96-0010), considerable gains were made in understanding how truck drivers use public rest areas and privately-owned truck stops. The research methodology concentrated on analyzing data at public rest areas and privately-owned truck stops on the Interstate System by inventorying parking capacity and restrictions in the 48 contiguous states, direct observation of the actual use of truck parking at facilities along a medium-density trucking corridor, and in consultation with truck drivers, motor carriers, and truck stop operators. Subsequent research in this area has been mandated by Congress (Section 4027 of TEA-21) to determine the location and quantity of parking spaces at public rest areas and private truck stops along the National Highway System. The Congressional mandate specifies that current and projected truck parking shortages be assessed. In order to accurately assess shortage, it is necessary to go beyond a simple count of parking spaces available across the country. Shortages must be estimated by measuring the parking supply in light of regional, driver-preference, and other influencing factors.

Whereas truck parking supply, demand, and shortages were assessed on the Interstate Highway System in the 1996 Study, there is a need to (1) extend this assessment to the National Highway System and (2) develop a better understanding of driver-related factors that affect truck rest stop demand. To determine where drivers need truck parking, a better understanding of drivers' parking-related requirements and decision strategies is needed.

To measure truck driver parking needs and preferences, this study will employ a nationwide survey of truck drivers. The survey will help to determine: (1) How truck drivers plan