

### III. Discussion

Section 17A(b)(3)(F) of the Act requires that the rules of a clearing agency be designed to assure the safeguarding of securities and funds which are in its custody or control or for which it is responsible.<sup>9</sup> The Commission finds that OCC's proposed rule change is consistent with this requirement because the elevated net capital requirement, the loss limitation standards, the restriction on non-option stocks, and the concentration limitation have been designed to provide enhanced risk management of OCC risks resulting from clearing members carrying stock loan/stock borrow positions in margin-ineligible accounts.

### IV. Conclusion

On the basis of the foregoing, the Commission finds that the proposed rule change is consistent with the requirements of the Act and in particular section 17A of the Act and the rules and regulations thereunder.

It is therefore ordered, pursuant to section 19(b)(2) of the Act, that the proposed rule change (File No. SR-OCC-2002-11) be and hereby is approved.

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

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

[FR Doc. 03-13450 Filed 5-28-03; 8:45 am]

**BILLING CODE 8010-01-P**

---

### SMALL BUSINESS ADMINISTRATION

#### [Declaration of Disaster #3492, Amdt. 2]

##### State of Mississippi

In accordance with a notice received from the Department of Homeland Security—Federal Emergency Management Agency, effective May 19, 2003, the above numbered declaration is hereby amended to include Pearl River and Marion Counties as disaster areas due to damages caused by severe storms, tornadoes and flooding beginning on April 6 and continuing through April 25, 2003.

In addition, applications for economic injury loans from small businesses located in the contiguous counties of Forrest, Lamar, Hancock, Harrison and Stone in the State of Mississippi; and St. Tammany Parish in the State of Louisiana may be filed until the specified date at the previously designated location. All other counties

contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is June 23, 2003, and for economic injury the deadline is January 26, 2004.

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

Dated: May 21, 2003.

**Cheri C. Wolff,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 03-13280 Filed 5-28-03; 8:45 am]

**BILLING CODE 8025-01-P**

---

### SMALL BUSINESS ADMINISTRATION

#### [Declaration of Disaster #3498, Amdt. 2]

##### State of Tennessee

In accordance with a notice received from the Department of Homeland Security—Federal Emergency Management Agency, effective May 19, 2003, the above numbered declaration is hereby amended to include Hardin, Morgan and Sumner Counties in the State of Tennessee as disaster areas due to damages caused by severe storms, tornadoes and flooding occurring on May 4, 2003, and continuing.

In addition, applications for economic injury loans from small businesses located in the contiguous counties of Anderson, Fentress, Macon and Scott in the State of Tennessee; Allen County in the State of Kentucky; and Tishomingo County in the State of Mississippi may be filed until the specified date at the previously designated location. All other counties contiguous to the above named primary counties have been previously declared.

All other information remains the same, *i.e.*, the deadline for filing applications for physical damage is July 7, 2003, and for economic injury the deadline is February 6, 2004.

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

Dated: May 21, 2003.

**Cheri C. Wolff,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 03-13279 Filed 5-28-03; 8:45 am]

**BILLING CODE 8025-01-P**

### SOCIAL SECURITY ADMINISTRATION

#### Privacy Act of 1974 as Amended; Computer Matching Program (SSA/ Internal Revenue Service (IRS) Match Number 1016)

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

**ACTION:** Notice of the renewal of an existing computer matching program, which is scheduled to expire on June 30, 2003.

---

**SUMMARY:** In accordance with the provisions of the Privacy Act, as amended, this notice announces the renewal of an existing computer matching program that SSA is currently conducting with the IRS.

**DATES:** IRS will file a report of the subject matching program with the Committee on Governmental Affairs of the Senate, the Committee on Government Reform of the House of Representatives, and the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB). The renewal of the matching program will be effective as indicated below.

**ADDRESSES:** Interested parties may comment on this notice by either telefax to (410) 965-8582 or writing to the Associate Commissioner, Office of Income Security Programs, 760 Altmeyer Building, 6401 Security Boulevard, Baltimore, MD 21235-6401. All comments received will be available for public inspection at this address.

**FOR FURTHER INFORMATION CONTACT:** The Associate Commissioner for Income Security Programs as shown above.

#### **SUPPLEMENTARY INFORMATION:**

##### **A. General**

The Computer Matching and Privacy Protection Act of 1988 Public Law (Pub. L.) 100-503, amended the Privacy Act (5 U.S.C. 552a) by describing the manner in which computer matching involving Federal agencies could be performed and adding certain protections for individuals applying for and receiving Federal benefits. Section 7201 of the Omnibus Budget Reconciliation Act of 1990 (Pub. L. 101-508) further amended the Privacy Act regarding protections for such individuals. The Privacy Act, as amended, regulates the use of computer matching by Federal agencies when records in a system of records are matched with other Federal, State, or local government records.

It requires Federal agencies involved in computer matching programs to:

<sup>9</sup> 15 U.S.C. 78q-1(b)(3)(F).

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

(1) Negotiate written agreements with the other agency or agencies participating in the matching programs;

(2) Obtain the Data Integrity Boards' approval of the match agreements;

(3) Publish notice of the computer matching program in the **Federal Register**;

(4) Furnish detailed reports about matching programs to Congress and OMB;

(5) Notify applicants and beneficiaries that their records are subject to matching; and

(6) Verify match findings before reducing, suspending, terminating, or denying an individual's benefits or payments.

#### **B. SSA Computer Matches Subject to the Privacy Act**

We have taken action to ensure that all of SSA's computer matching programs comply with the requirements of the Privacy Act, as amended.

Dated: May 2, 2003.

**Martin H. Gerry,**

*Deputy Commissioner for Disability and Income Security Programs.*

#### **Notice of Computer Matching Program, Social Security Administration (SSA) With Internal Revenue Service (IRS)**

##### *A. Participating Agencies*

SSA and IRS.

##### *B. Purpose of the Matching Program*

The purpose of this matching program is to establish conditions under which IRS agrees to disclose to SSA certain return information for use in verifying eligibility for, and/or the correct amount of, benefits provided under Title XVI of the Social Security Act to qualified aged, blind and disabled individuals, and federally administered supplementary payments of the type described in section 1616(a) of such Act (including payments pursuant to an agreement entered into under section 212(a) of Pub. L. 93-66, 87 Stat. 152).

##### *C. Authority for Conducting the Matching Program*

Section 6103(1)(7) of the Internal Revenue Code (26 U.S.C. 6103(1)(7)) authorizes the IRS to disclose return information with respect to unearned income to Federal, State, and local agencies administering certain benefit programs under the Social Security Act.

Section 1631(e)(1)(B) of the Social Security Act (42 U.S.C. 1383(e)(1)(B)) requires verification of Supplemental Security Income (SSI) eligibility and benefit amounts with independent or collateral sources.

##### *D. Categories of Records and Individuals Covered by the Matching Program*

SSA will provide the IRS with identifying information with respect to applicants for and recipients of benefits available under programs specified in this Agreement from the Supplemental Security Income Record and Special Veterans Benefit (SSR), SSA/OSR 60-0103, as published at 66 FR 11079 (February 21, 2001). IRS will extract return information with respect to unearned income from the Wage and Information Returns (IRP) Processing File, Treas/IRS 22.061, hereafter referred to as the Information Return Master File (IRMF), as published at 66 FR 63797 (December 10, 2001), through the Disclosure of Information to Federal, State and Local Agencies (DIFSLA) program.

##### *E. Inclusive Dates of the Matching Program*

The matching program will become effective no sooner than 40 days after notice of the matching program is sent to Congress and OMB, or 30 days after publication of this notice in the **Federal Register**, whichever date is later. The matching program will continue for 18 months from the effective date and may be extended for an additional 12 months thereafter, if certain conditions are met.

[FR Doc. 03-13235 Filed 5-28-03; 8:45 am]

**BILLING CODE 4191-02-P**

---

## **DEPARTMENT OF TRANSPORTATION**

### **Surface Transportation Board**

[STB Finance Docket No. 34353]

#### **Union Pacific Railroad Company—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company**

The Burlington Northern and Santa Fe Railway Company (BNSF) has agreed to grant overhead trackage rights to Union Pacific Railroad Company (UP) over a BNSF line of railroad between BNSF milepost 42.9 near Paola, KS, and BNSF

milepost 633.0 near Joe Jct., TX,<sup>1</sup> a distance of approximately 428.2 miles.<sup>2</sup>

The transaction was scheduled to be consummated on May 16, 2003.

The purpose of the trackage rights is to permit UP to use the BNSF trackage when UP's trackage is out of service for scheduled maintenance.

As a condition to this exemption, any employees affected by the trackage rights will be protected by the conditions imposed in *Norfolk and Western Ry. Co.—Trackage Rights—BN*, 354 I.C.C. 605 (1978), as modified in *Mendocino Coast Ry., Inc.—Lease and Operate*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR 1180.2(d)(7). If it contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34353 must be filed with the Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on Robert T. Opal, 1416 Dodge Street, Room 830, Omaha, NE 68179.

Board decisions and notices are available on our website at <http://www.stb.dot.gov>.

Decided: May 21, 2003.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.

**Vernon A. Williams,**  
*Secretary.*

[FR Doc. 03-13241 Filed 5-28-03; 8:45 am]

**BILLING CODE 4915-00-P**

<sup>1</sup> On May 9, 2003, UP and BNSF filed a petition for partial revocation of this class exemption in STB Finance Docket No. 34353 (Sub-No. 1), *Union Pacific Railroad Company—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company*, wherein UP and BNSF request that the Board permit the proposed overhead trackage rights arrangement described in the present proceeding to: (1) become effective on May 16, 2003, and expire on or about June 22, 2003, for northbound trains; and (2) become effective on August 4, 2003, and expire on or about October 16, 2003, for southbound trains. That petition will be addressed by the Board in a separate decision.

<sup>2</sup> UP indicates that the milepost designations of the end points do not reflect the actual length of the trackage rights segment, because the trackage includes portions of BNSF subdivisions that have noncontiguous designations.