

governing the trading of equity securities.

The Commission further believes that the proposal is consistent with Section 11A(a)(1)(C)(iii) of the Act,<sup>20</sup> which sets forth Congress' finding that it is in the public interest and appropriate for the protection of investors and the maintenance of fair and orderly markets to assure the availability to brokers, dealers, and investors of information with respect to quotations for and transactions in securities. Quotations and last-sale information regarding the Shares will be disseminated through the facilities of the CTA and Consolidated Quote High Speed Lines. Amex will disseminate through the facilities of the CTA an updated Portfolio Indicative Value on a per-Share basis at least every 15 seconds during regular Amex trading hours. The following information regarding the Trust will be disseminated on a daily basis: the portfolio securities held by the Trust; the NAV, which will be disseminated to all market participants at the same time; and the number of Shares outstanding.

The Commission also believes that the proposal is reasonably designed to prevent trading in the Shares when transparency is impaired. The Exchange represents that it will halt trading in the Shares if the listing market institutes a regulatory halt in trading of the Shares. The Exchange also has represented that it would follow the procedures with respect to trading halts set forth in NYSE Arca Equities Rule 7.34, which provides, inter alia, for trading halts in certain circumstances when the Portfolio Indicative Value is not being disseminated as anticipated.

The Commission notes that, if the Shares should be delisted by the listing exchange, NYSE Arca would no longer have authority to trade the Shares pursuant to this order.

In support of this proposal, the Exchange has made the following representations:

1. The Exchange's surveillance procedures are adequate to properly monitor trading of the Shares in all trading sessions and to deter and detect violations of Exchange rules and applicable federal securities laws.

2. Prior to the commencement of trading, the Exchange would inform its ETP Holders in an Information Bulletin of the special characteristics and risks associated with trading the Shares, including risks inherent with trading the Shares during the Opening and Late Trading Sessions when the updated Portfolio Indicative Value is not calculated and disseminated, and of

suitability recommendation requirements.

3. The Information Bulletin also would discuss the requirement that ETP Holders deliver a prospectus to investors purchasing newly issued Shares prior to or concurrently with the confirmation of a transaction.

This approval order is based on these representations.

The Commission finds good cause for approving the proposed rule change prior to the 30th day after the date of publication of the notice of filing thereof in the **Federal Register**.

Previously, the Commission found that the listing and trading of the Shares on Amex is consistent with the Act. The Commission presently is not aware of any regulatory issue that should cause it to revisit that finding or would preclude the trading of the Shares on the Exchange pursuant to UTP. Therefore, accelerating approval of this proposal should benefit investors by creating, without undue delay, additional competition in the market for the Shares.

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>21</sup> that the proposed rule change (SR-NYSEArca-2008-28) is hereby approved on an accelerated basis.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>22</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E8-7698 Filed 4-10-08; 8:45 am]

**BILLING CODE 8011-01-P**

## **SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration # 11210]**

### **Colorado Disaster # CO-00019 Declaration of Economic Injury**

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Economic Injury Disaster Loan (EIDL) declaration for the State of Colorado, dated 04/03/2008.

*Incident:* Salmonella Outbreak.

*Incident Period:* 03/08/2008 and continuing.

**EFFECTIVE DATE:** 04/03/2008.

*EIDL Loan Application Deadline Date:* 01/05/2009.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business

Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

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

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's EIDL declaration, applications for economic injury 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: Alamosa.

Contiguous Counties:

Colorado: Conejos, Costilla, Huerfano, Rio Grande, Saguache.

*The Interest Rate is:* 4.000.

The number assigned to this disaster for economic injury is 112100.

The State which received an EIDL Declaration # is Colorado.

(Catalog of Federal Domestic Assistance Number 590002)

Dated: April 3, 2008.

**Steven C. Preston,**

*Administrator.*

[FR Doc. E8-7723 Filed 4-10-08; 8:45 am]

**BILLING CODE 8025-01-P**

## **SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration # 11211 and # 11212]**

### **South Carolina Disaster # SC-00006**

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of an Administrative declaration of a disaster for the State of South Carolina dated 04/03/2008.

*Incident:* Severe Storms and Tornadoes.

*Incident Period:* 03/15/2008.

**EFFECTIVE DATE:** 04/03/2008.

*Physical Loan Application Deadline Date:* 06/02/2008.

*Economic Injury (EIDL) Loan Application Deadline Date:* 01/05/2009.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

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

<sup>20</sup> 5 U.S.C. 78k-1(a)(1)(C)(iii).

<sup>21</sup> 15 U.S.C. 78s(b)(2).

<sup>22</sup> 17 CFR 200.30-3(a)(12).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the Administrator's disaster declaration, 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:**

Aiken, Allendale, Williamsburg.

**Contiguous Counties:**

South Carolina: Bamberg, Barnwell, Berkeley, Clarendon, Colleton, Edgefield, Florence, Georgetown, Hampton, Lexington, Marion, Orangeburg, Saluda.

Georgia: Burke, Richmond, Screven.

*The Interest Rates are:*

	Percent
Homeowners With Credit Available Elsewhere .....	5.500
Homeowners Without Credit Available Elsewhere .....	2.750
Businesses With Credit Available Elsewhere .....	8.000
Businesses & Small Agricultural Cooperatives Without Credit Available Elsewhere .....	4.000
Other (Including Non-Profit Organizations) With Credit Available Elsewhere .....	5.250
Businesses and Non-Profit Organizations Without Credit Available Elsewhere .....	4.000

The number assigned to this disaster for physical damage is 11211 C and for economic injury is 11212 0.

The States which received an EIDL Declaration # are South Carolina, Georgia.

(Catalog of Federal Domestic Assistance Numbers 59002 and 59008)

April 3, 2008.

**Steven C. Preston,**  
*Administrator.*

[FR Doc. E8-7724 Filed 4-10-08; 8:45 am]

**BILLING CODE 8025-01-P**

## DEPARTMENT OF STATE

### [Public Notice 6185]

#### Fine Arts Committee Notice of Meeting

The Fine Arts Committee of the Department of State will meet on April 25, 2008 at 10 a.m. in the Henry Clay Room of the Harry S. Truman Building, 2201 C Street, NW., Washington, DC. The meeting will last until approximately 11 a.m. and is open to the public.

The agenda for the committee meeting will include a summary of the work of the Fine Arts Office since its last

meeting on November 16, 2007 and the announcement of gifts and loans of furnishings as well as financial contributions from January 1, 2007 through December 31, 2007.

Public access to the Department of State is strictly controlled and space is limited. Members of the public wishing to take part in the meeting should telephone the Fine Arts Office at (202) 647-1990 or send an e-mail to [Craighillmf@state.gov](mailto:Craighillmf@state.gov) by April 17 to make arrangements to enter the building. The public may take part in the discussion as long as time permits and at the discretion of the chairman.

Dated: April 4, 2008.

**Marcee F. Craighill,**

*Secretary, Fine Arts Committee, Department of State.*

[FR Doc. E8-7813 Filed 4-10-08; 8:45 am]

**BILLING CODE 4710-35-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Buy America Waiver Notification System

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

**ACTION:** Notice.

**SUMMARY:** This notice provides a revised statement of policy concerning the FHWA's process for reviewing Buy America Waiver requests on Federal-aid highway construction projects. The FHWA has established a Web page to provide the public with an informal notice and comment opportunity for all Buy America waiver requests.

**DATES:** The policy became effective on December 26, 2007, when the President signed Public Law 110-161, the "Consolidated Appropriations Act, 2008" into law.

**FOR FURTHER INFORMATION CONTACT:** For questions about this notice, please contact Mr. Gerald Yakowenko, FHWA Office of Program Administration, (202) 366-1562, or via e-mail at [gerald.yakowenko@dot.gov](mailto:gerald.yakowenko@dot.gov). For legal questions, please contact Mr. Michael Harkins, FHWA Office of the Chief Counsel, (202) 366-4928, or via e-mail at [michael.harkins@dot.gov](mailto:michael.harkins@dot.gov). Office hours for the FHWA are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

An electronic copy of this document may be downloaded from the **Federal Register's** home page at: <http://www.archives.gov>

and the Government Printing Office's database at: <http://www.access.gpo.gov/nara>.

#### Background

The FHWA's Buy America policy in 23 CFR 635.410 requires a domestic manufacturing process for any steel or iron products (including protective coatings) that are permanently incorporated in a Federal-aid construction project. The regulation also provides for a waiver of the Buy America requirements when the application would be inconsistent with the public interest or when satisfactory quality domestic steel and iron products are not sufficiently available.

This notice provides information regarding the FHWA's implementation of an informal Buy America waiver notification and comment process as required by Public Law 110-161, the "Consolidated Appropriations Act, 2008." Division K, Section 130 of this law states:

Not less than 15 days prior to waiving, under her statutory authority, any Buy America requirement for Federal-aid highway projects, the Secretary of Transportation shall make an informal public notice and comment opportunity on the intent to issue such waiver and the reasons therefore: Provided, That the Secretary shall provide an annual report to the Appropriations Committees of the Congress on any waivers granted under the Buy America requirements.

The FHWA has established an internet Web page (<http://www.fhwa.dot.gov/construction/contracts/waivers.cfm>) to provide notification and the opportunity for public comment for every Buy America waiver. Interested parties are encouraged to subscribe to this notification system to receive notifications regarding current waiver requests. The FHWA will review and consider all comments received during the comment period before issuing a final decision on any waiver request.

**Authority:** 23 U.S.C. 313; Pub. L. 110-161, 23 CFR 635.410.

Issued on: April 4, 2008.

**James D. Ray,**

*Acting Federal Highway Administrator.*

[FR Doc. E8-7664 Filed 4-10-08; 8:45 am]

**BILLING CODE 4910-22-P**