

claim is received or due, an additional \$150 fee will accrue. Finally, when the arbitrators are selected, a fee of \$400 will accrue against each member in the case, for a maximum assessment against each member of \$600. The Prehearing Process fee will be due and payable when the prehearing conference is held, or, if no prehearing conference is held, when the parties are notified of the date and location of the first hearing. These fees will not be dependent on the amount of the claim.

The Hearing Process Fee will accrue and become due and payable when the parties are notified of the date and location of the first hearing session. The Hearing Process Fee will be a graduated fee ranging from \$1000 to \$5000, based on the amount in dispute.

If an associated person is named, the member firm that employed the associated person at the time the claim arose will be assessed fees; however, a member will only be assessed once for each case even if both the member and an associated person (or more than one associated person) of the member are named as respondents.<sup>4</sup>

NASD Regulation believes that, by structuring the process fees in the manner proposed, the Office's costs will be recovered even if there are significant variations in the number of cases that proceed all the way through a hearing. Moreover, NASD Regulation believes that the proposed process fees may encourage settlements because significantly greater fees will be incurred by members once the matter proceeds to hearing.

## 2. Statutory Basis

NASD Regulation believes that the proposed rule change is consistent with the provisions of Section 15A(b)(5) of the Act<sup>5</sup> in that the proposed rule

accrue against the member employing the associated person at the time of the events which gave rise to the dispute. References in this rule filing to fees assessed against members named in the proceeding will also refer to the circumstance where the member is not named in the proceeding, but is assessed the fee because a present or, where applicable, former associated person of the member is named in the proceeding.

<sup>4</sup> As with the member surcharge, the proposed process fees will be assessed only against members. They will not be assessed against associated persons. In addition, because the process fee will be assessed against a member if an associated person of the member is named in a proceeding, members would be required to pay the process fee, for example: (1) Where a member brings an arbitration case against an associated person to recover on an promissory note; (2) where an associated person brings an arbitration case against a member for defamation or wrongful discharge; or (3) where a customer brings an arbitration case against an associated person but does not name the member that employed the associated person at the time of the events that are the subject of the claim.

<sup>5</sup> 15 U.S.C. 78o-3.

change provides for the equitable allocation of reasonable charges among members and other persons using the Association's arbitration facility and requires member firm users to absorb a reasonable share of the costs of operating the arbitration program.

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

The NASD does not believe the proposed rule change will impose any burden on competition.

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

No written comments were solicited on received with respect to the proposed rule change.

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

The proposed rule change has become effective upon filing pursuant to Section 19(b)(3)(A) of the Act<sup>6</sup> and subparagraph (e) of Rule 19b-4 thereunder,<sup>7</sup> in that the proposal constitutes a fee which the NASD imposes on its members. At any time within 60 days of the filing of such 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.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. 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 at the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at

<sup>6</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>7</sup> 17 CFR 240.19b-4(e).

the principal office of the NASD. All submissions should refer to File No. SR-NASD-97-88 and should be submitted by January 13, 1998.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 97-33405 Filed 12-22-97; 8:45 am]

BILLING CODE 8010-01-M

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGD08-97-045]

### Lower Mississippi River Waterway Safety Advisory Committee

AGENCY: Coast Guard, DOT.

ACTION: Notice of meeting.

**SUMMARY:** The Lower Mississippi River Waterway Safety Advisory Committee will meet to discuss various navigation safety matters affecting the Lower Mississippi River area. The meeting will be open to the public.

**DATES:** The meeting will be held from 9 a.m. to approximately 11 a.m. on Wednesday, January 28, 1998.

**ADDRESSES:** The meeting will be held in the basement conference room of the Hale Boggs Federal Building located at 501 Magazine Street, New Orleans, Louisiana.

**FOR FURTHER INFORMATION CONTACT:** M. Monty Ledet, USCG, c/o Commander, Eighth Coast Guard District (m), Room 1341, Hale Boggs Federal Building, 501 Magazine Street, New Orleans, LA 70130-3396, telephone (504) 589-4686.

**SUPPLEMENTARY INFORMATION:** Notice of this meeting is given pursuant to the Federal Advisory Committee Act, 5 U.S.C. App. 2 § 1 et seq. The meeting is open to the public. Members of the public may present written or oral statements at the meeting. The agenda for the meeting consists of the following items:

Election of Committee Chairman.  
Election of Committee Vice Chairman.  
Approval of the September 10, 1997 minutes.  
Subcommittee Reports.  
Old Business.  
New Business.  
Adjournment.

### Information on Services for Individuals with Disabilities

For information on facilities or services for individuals with disabilities or to request special assistance at the

meeting, contact M. Monty Ledet, Marine Safety Division, Eighth Coast Guard District, at the number listed in **FOR FURTHER INFORMATION** above, as soon as possible.

Dated: December 15, 1997.

**T.W. Josiah,**

*Rear Admiral, U.S. Coast Guard, Commander, Eighth Coast Guard District.*

[FR Doc. 97-33463 Filed 12-22-97; 8:45 am]

BILLING CODE 4910-14-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Agency Information Collection Activity Under OMB Review

**AGENCY:** Department of Transportation, Federal Aviation Administration (DOT/FAA).

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) this notice announces that the information collection request described below has been forwarded to the Office of Management and Budget (OMB) for review. The FAA is requesting a clearance in accordance with 5 CFR #1320.10. The following information describes the nature of the information collection and its expected burden.

**DATES:** Submit any comments to OMB and FAA by February 23, 1998.

#### SUPPLEMENTARY INFORMATION:

*Title:* Flight Standards Customer Satisfaction Survey #2.

*Need:* The need is for the Flight Standards Service to survey customers in keeping with our strategic initiative to improve the quality of our service by anticipating customer needs and responding to the public interest. The action of conducting customer satisfaction surveys is consistent with, and mandated by, such executive and federal level issuances as the September 1993 Presidential Executive Order, Vice President Gore's Report of the National Performance Review, and the FAA's Strategic Plan.

The completion of this survey is voluntary. No assurance of confidentiality is provided as the respondents are not asked to reveal information about themselves, except if they wish to do so voluntarily in the comments section. Additionally, we are stating in the questionnaires themselves that any names or identifying information will be redacted by the contractor before a list of comments is turned over to the FAA.

*Respondents:* A combination of approximately 53,625 airmen, air operators, or air agencies are expected to respond.

*Frequency:* Every 18 months.

*Burden:* The Federal burden is approximately \$205,500; the respondent burden is approximately 10,725 hours and \$375,000.

**FOR FURTHER INFORMATION:** or to obtain a copy of the request for clearance submitted to OMB, you may contact Ms. Judith Street at the Federal Aviation Administration, Corporate Information Division, ABC-100, 800 Independence Avenue, SW, Washington, DC 20591.

Comments may be submitted to the agency at the address above and to: Office of Information and Regulatory Affairs, Office of Management and Budget, Room 10202, Attention FAA Desk Officer, 725 17th Street, NW, Washington, DC 20503.

Issued in Washington, DC, on December 17, 1997.

**Steve Hopkins,**

*Manager, Corporate Information Division, ABC-100.*

[FR Doc. 97-33462 Filed 12-22-97; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### RTCA Special Committee 165; Minimum Operational Performance Standards for Aeronautical Mobile Satellite Services

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (P.L. 92-463, 5 U.S.C., Appendix 2), notice is hereby given for Special Committee (SC)-165 meeting to be held January 7, 1998, starting at 9:00 a.m. The meeting will be held at RTCA, 1140 Connecticut Avenue, NW., Suite 1020, Washington, DC 20036.

This plenary meeting will be preceded by a meeting of SC-165 Working Group (WG)-3, AMSS System/Service Criteria, on January 5-6.

The plenary agenda will be as follows:

- (1) Welcome and Introductions;
- (2) Review and Approval of the Summary of the Previous Meeting;
- (3) Chairman's Remarks;
- (4) Overview of New Developments Relevant to AMSS and SC-165:
  - a. Required Communications Performance (SC-169/WG-2);
  - b. AMCP WG-A on AMSS; c. AMS (R)S Spectrum Issues;
  - d. AEEC 741 and 761 Characteristics;
  - e. Industry, Users, Government Comments;
- (5) Review of Working Group Activities:
  - a. WG-1 (AMSS Avionics

Equipment MOPS); b. WG-3 (System/Service Performance Criteria); c. WG-5 (AMS(R)S Satcom Voice);

(6) Other Business;

(7) Date and Place of Next Meeting.

Attendance is open to the interested public but limited to space availability. With the approval of the chairman, members of the public may present oral statements at the meeting. Persons wishing to present statements or obtain information should contact the RTCA Secretariat, 1140 Connecticut Avenue, NW., Suite 1020, Washington, DC 20036; (202) 833-9339 (phone); (202) 833-9434 (fax); or <http://www/rtca/org> (web site). Members of the public may present a written statement to the committee at any time.

Issued in Washington, DC, on December 17, 1997.

**Janice L. Peters,**

*Designated Official.*

[FR Doc. 97-33461 Filed 12-22-97; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Federal Transit Administration

#### National Highway Traffic Safety Administration

#### Intelligent Vehicle Initiative; Request for Information

**AGENCIES:** Federal Highway Administration (FHWA), Federal Transit Administration (FTA), and National Highway Traffic Safety Administration (NHTSA), DOT.

**ACTION:** Notice; request for information.

**SUMMARY:** The USDOT is seeking comments from all sources (public, private, governmental, academic, professional, public interest groups, and other interested parties) on the Intelligent Vehicle Initiative (IVI). The IVI is being established as a major new component of the Intelligent Transportation Systems (ITS) Program. The intent of the IVI is to improve significantly the safety and efficiency of motor vehicle operations by reducing the probability of motor vehicle crashes. To accomplish this, the IVI will accelerate the development, availability, and use of driving assistance and control intervention systems to reduce deaths, injuries, property damage, and the societal loss that result from motor vehicle crashes. These systems would help drivers process information, make decisions, and operate vehicles more effectively. These systems would