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The NRC contact for this licensing action is Kevin M. Ramsey, who may be contacted at (301) 415-7887 or by e-mail at [kmr@nrc.gov](mailto:kmr@nrc.gov) for more information about the licensing action.

Dated at Rockville, Maryland, this 29th day of November 2002.

For the Nuclear Regulatory Commission.

**Daniel M. Gillen,**

*Acting Director, Division of Fuel Cycle Safety and Safeguards, Office of Nuclear Material Safety and Safeguards.*

[FR Doc. 02-31001 Filed 12-6-02; 8:45 am]

**BILLING CODE 7590-01-P**

**NUCLEAR REGULATORY COMMISSION**

**Biweekly Notice; Applications and Amendments to Facility Operating Licenses Involving No Significant Hazards Considerations; Notice; Correction**

On November 12, 2002 (67 FR 68728), the **Federal Register** published the Biweekly Notice of Applications and Amendments to Operating Licenses. On page 68745, in the first column, the heading that reads "Tennessee Valley Authority, Docket No. 50-327, Sequoyah Nuclear Plant, Unit 1, Hamilton County, Tennessee" should read "Tennessee Valley Authority, Docket Nos. 50-327 and 50-328, Sequoyah Nuclear Plant, Units 1 and 2, Hamilton County, Tennessee."

Dated at Rockville, Maryland, this 3rd day of December 2002.

For the Nuclear Regulatory Commission.

**John A. Zwolinski,**

*Director, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 02-30998 Filed 12-6-02; 8:45 am]

**BILLING CODE 7590-01-P**

**OFFICE OF MANAGEMENT AND BUDGET**

**Fiscal Year 2003 Tortiously Liable Third Party Medical and Dental Rates (Department of Defense)**

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notification of Department of Defense's Fiscal Year 2003 tortiously liable third party medical and dental rates.

**SUMMARY:** The Fiscal Year 2003 Department of Defense reimbursement rates are provided in accordance with Title 10, United States Code, section 1095. The medical and dental service rates in this package and at the Unformed Business Office Web site ([http://www.tricare.osd.mil/ebc/rm\\_home/ubo\\_documents\\_rates\\_tables.cmf](http://www.tricare.osd.mil/ebc/rm_home/ubo_documents_rates_tables.cmf)) are effective October 1, 2002.

The Medical Care Expense Recovery Act (Pub. L. 87-693) allows the Federal government to recover reasonable charges from third parties for the provision of services necessitated by a tort liability. Executive Order No. 11060 directs that the Director of the Office of Management and Budget set rates for the recovery of cost of medical care from tortiously liable third parties. These rates are used to charge third parties for the health care provided through the Defense Health System.

**Mitchell E. Daniels, Jr.,**  
*Director.*

[FR Doc. 02-31024 Filed 12-6-02; 8:45 am]

**BILLING CODE 3110-01-M**

**OFFICE OF MANAGEMENT AND BUDGET**

**Public Availability of Year 2002 Agency Inventories Under the Federal Activities Inventory Reform Act of 1998 (Public Law 105-270) ("FAIR Act")**

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice of Public Availability of Agency Inventories of Activities That Are Not Inherently Governmental and of Activities That Are Inherently Governmental.

**SUMMARY:** Agency inventories of activities that are not inherently governmental are now available to the public from the agencies listed below, in accordance with the "Federal Activities Inventory Reform Act of 1998" (Public Law 105-270) ("FAIR Act"). Agency inventories of activities that are inherently governmental are also now available to the public from the agencies listed below. This is the second release of the 2002 FAIR Act inventories. The Office of Federal Procurement Policy has made available a summary FAIR Act User's Guide through its Internet site: <http://www.whitehouse.gov/OMB/procurement/index.html>. The User's Guide should help interested parties review 2002 FAIR Act inventories, and gain access to agency inventories through agency web-site addresses.

The FAIR Act requires OMB to publish an announcement of public availability of agency inventories of activities that are not inherently governmental upon completion of OMB's review and consultation process concerning the content of the agencies' inventory submissions. After review and consultation with OMB, the agency inventories are made available to the public. Interested parties who disagree with the agency's initial judgment can challenge the inclusion or the omission of an activity on the list and, if not satisfied with this review, may also demand a higher agency review/appeal.

**Mitchell E. Daniels, Jr.,**  
*Director.*

**SECOND FAIR ACT RELEASE 2002**

Agency	Contact
Advisory Council on Historic Preservation .....	John Fowler, (202) 606-8503, <a href="http://www.achp.gov">www.achp.gov</a> .
African Development Foundation .....	Tom Coogan, (202) 673-3946, <a href="http://www.adf.gov">www.adf.gov</a> .
Appalachian Regional Commission .....	Guy Land, (202) 884-7674, <a href="http://www.arc.gov">www.arc.gov</a> .
Broadcasting Board of Governors .....	Monica Smith, (202) 619-3988, <a href="http://www.bbg.gov">www.bbg.gov</a> .
Council on Environmental Quality .....	Dinah Bear, (202) 395-7421, <a href="http://www.whitehouse.gov/ceq">www.whitehouse.gov/ceq</a> .
Department of Education .....	Glenn Perry, (202) 708-8488, <a href="http://www.ed.gov/offices/OCFO">www.ed.gov/offices/OCFO</a> .
Department of Housing and Urban Development (IG) .....	John Harr, (202) 708-0614, x8164, <a href="http://www.hud.gov/oig/oigindex.html">www.hud.gov/oig/oigindex.html</a> .
Department of the Interior .....	Dorothy Sugiyama, (202) 208-3433, <a href="http://www.doi.gov">www.doi.gov</a> .
Department of the Interior (IG) .....	Steve Suprun, (202) 208-6523, <a href="http://www.oig.doi.gov">www.oig.doi.gov</a> .
Environmental Protection Agency .....	Timothy McProuty, (202) 564-4996, <a href="http://www.epa.gov">www.epa.gov</a> .

## SECOND FAIR ACT RELEASE 2002—Continued

Agency	Contact
Environmental Protection Agency (IG)	Elissa Karpf, (202) 566-2604, <a href="http://www.epa.gov/oigearth">www.epa.gov/oigearth</a> .
Equal Employment Opportunity	James Israel, (202) 663-4250, <a href="http://www.eeoc.gov">www.eeoc.gov</a> .
Federal Communications Commission	Michele Sutton, (202) 418-0100, <a href="http://www.fcc.gov">www.fcc.gov</a> .
Federal Communications Commission (IG)	Charles Willoughby, (202) 418-0472, <a href="http://www.fcc.gov/oig/oigreports.html">www.fcc.gov/oig/oigreports.html</a> .
Federal Emergency Management	Agency Margaret Chan, (202) 646-2931, <a href="http://www.fema.gov">www.fema.gov</a> .
Federal Mediation and Conciliation Service	Karen Kline, (202) 606-5488, <a href="http://www.fmcs.gov">www.fmcs.gov</a> .
Federal Mine Safety and Health Review Commission	Richard Baker, (202) 434-9900, <a href="http://www.fmshr.gov">www.fmshr.gov</a> .
Federal Trade Commission	Darleen Cossette, (202) 326-3255, <a href="http://www.ftc.gov">www.ftc.gov</a> .
Inter-American Foundation	Linda Borst-Kolko, (703) 306-4308, <a href="http://www.iaf.gov">www.iaf.gov</a> .
International Trade Commission	Judith Gwynn, (202) 205-2202, <a href="http://www.usitc.gov">www.usitc.gov</a> .
Japan-U.S. Friendship Commission	Eric Gangloff, (202) 418-9800, <a href="http://www.jusfc.gov/commissn/commissn.html">www.jusfc.gov/commissn/commissn.html</a> .
Morris-Udall Foundation	Christopher Helms, (520) 670-5299, <a href="http://www.udall.gov">www.udall.gov</a> .
National Archives and Records Administration	Lori Lisowski, (301) 837-1850, <a href="http://www.archives.gov">www.archives.gov</a> .
National Archives and Records Administration (IG)	James Springs, (301) 837-3018, <a href="http://www.archives.gov/about_us/office_of_the_inspector_general/">www.archives.gov/about_us/office_of_the_inspector_general/</a> .
National Capital Planning Commission	Sandra Quick, (202) 482-7200, <a href="http://www.ncpc.gov">www.ncpc.gov</a> .
National Gallery of Art	William Roache, (202) 842-6329, <a href="http://www.nga.gov">www.nga.gov</a> .
National Endowment for the Arts	Larry Baden, (202) 682-5408, <a href="http://www.nea.gov">www.nea.gov</a> .
National Labor Relations Board	Mike Erickson, (202) 273-0054, <a href="http://www.nlrb.gov">www.nlrb.gov</a> .
National Labor Relations Board (IG)	Emil George, (202) 273-1960, <a href="http://www.nlrb.gov/ig/igindex.htm">www.nlrb.gov/ig/igindex.htm</a> .
National Mediation Board	Grace Ann Leach, (202) 692-5010, <a href="http://www.nmb.gov">www.nmb.gov</a> .
National Science Foundation	Gary Scavongelli, (703) 292-8102, <a href="http://www.nsf.gov">www.nsf.gov</a> .
Occupational Safety and Health Review Commission	Ledia Bernal, (202) 606-5390, <a href="http://www.oshrc.gov">www.oshrc.gov</a> .
Office of Management and Budget	Trish Haney, (202) 395-4754, <a href="http://www.whitehouse.gov/omb/">www.whitehouse.gov/omb/</a> .
Peace Corps	Christine Arnold, (202) 692-1100, <a href="http://www.peacecorps.gov">www.peacecorps.gov</a> .
Railroad Retirement Board	Steven Bartholow, (312) 751-4935, <a href="http://www.rrb.gov">www.rrb.gov</a> .
Railroad Retirement Board (IG)	William Tebbe, (312) 751-4350, <a href="http://www.rrb.gov/oig/Rrboig.html">www.rrb.gov/oig/Rrboig.html</a> .
Small Business Administration	Robert Moffitt, (202) 205-6610, <a href="http://www.sba.gov">www.sba.gov</a> .
U.S. Patent and Trademark Office	W. Dan Haigler, (703) 305-8161, <a href="http://www.uspto.gov">www.uspto.gov</a> .
U.S. Trade and Development Agency	Larry Bevan, (703) 875-4357, <a href="http://www.tda.gov">www.tda.gov</a> .
U.S. Trade Representative	Susan Buck, (202) 395-9412, <a href="http://www.ustr.gov">www.ustr.gov</a> .

[FR Doc. 02-31023 Filed 12-6-02; 8:45 am]

BILLING CODE 3110-01-P

## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-46935; File No. SR-CBOE-2002-27]

### Self-Regulatory Organizations; Chicago Board Options Exchange, Inc.; Order Approving Proposed Rule Change and Amendments No. 1 and 2 Thereto by the Chicago Board Options Exchange, Inc. Relating to Permanent Approval of the 100 Spoke RAES Wheel Pilot Program and Elimination of the "Vacation Penalty"

December 2, 2002.

#### I. Introduction

On May 24, 2002, the Chicago Board Options Exchange, Inc. ("CBOE" or "Exchange") filed with the Securities and Exchange Commission ("SEC" or "Commission"), 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> a proposal to amend its rules to eliminate the pilot program and

make permanent the 100 Spoke RAES Wheel System. The CBOE further proposed to modify the calculation of the participation distribution for market makers participating on the 100 Spoke RAES Wheel by eliminating the "vacation penalty." On July 17, 2002, the Exchange filed Amendment No. 1 to the proposed rule change.<sup>3</sup> On September 26, 2002, the Exchange filed Amendment No. 2 to the proposed rule change.<sup>4</sup> On October 17, 2002, the Commission published the proposed rule change and Amendments No. 1 and 2 in the **Federal Register**.<sup>5</sup> The Commission received no comments on the proposal. This order approves the proposed rule change, as amended.

#### II. Description of the Proposal

On May 25, 2000, the Commission approved, on a pilot basis, the Exchange's proposal to amend Rule 6.8

to provide the appropriate Floor Procedure Committee ("FPC") with a third choice for apportioning RAES trades among participating market makers, the 100 Spoke RAES Wheel.<sup>6</sup> In those classes where the 100 Spoke RAES Wheel is employed, the allocation of RAES trades to participating market makers is commensurate with the distribution of in-person agency market-maker trades for non-RAES trades in that class. The pilot program has been extended five times, most recently until November 28, 2002.<sup>7</sup>

<sup>6</sup> Securities Exchange Act Release No. 42824 (May 25, 2000), 65 FR 37442 (June 14, 2000). RAES is the Exchange's automatic execution system for public customer market or marketable limit orders of less than a certain size.

<sup>7</sup> Securities Exchange Act Release No. 46644 (October 10, 2002) (pilot program extended until November 28, 2002) (SR-CBOE-2002-60); Securities Exchange Act Release No. 46149 (June 28, 2002), 67 FR 45161 (July 8, 2002) (pilot program extended until September 28, 2002) (SR-CBOE-2002-34); Securities Exchange Act Release No. 45230 (January 3, 2002), 67 FR 1380 (January 10, 2002) (pilot program extended until June 28, 2002) (SR-CBOE-2001-68); Securities Exchange Act Release No. 44749 (August 28, 2001), 66 FR 46487 (September 5, 2001) (pilot program extended until December 28, 2001) (SR-CBOE-2001-47); Securities Exchange Act Release No. 44020 (February 28, 2001), 66 FR 13985 (March 8, 2001) (pilot program extended until August 28, 2001) (SR-CBOE-01-07).

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

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

<sup>3</sup> See Letter from Nancy L. Nielsen, Director of Arbitration and Assistant Secretary, CBOE, to Nancy Sanow, Assistant Director, Division of Market Regulation, Commission, dated July 16, 2002 ("Amendment No. 1").

<sup>4</sup> See Letter from Madge M. Hamilton, Legal Division, CBOE, to Nancy Sanow, Assistant Director, Division of Market Regulation, Commission, dated September 26, 2002 ("Amendment No. 2").

<sup>5</sup> See Securities Exchange Act Release No. 46683 (October 17, 2002), 67 FR 65384 (October 24, 2002).