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

The proposed rule change will have a favorable impact on competition by removing excessive burdens imposed on supervisory analyst candidates and by equalizing the amount of knowledge required of all candidates.

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

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

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

Within 35 days of the date of publication of this notice in the Federal Register or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) By order approve such proposed rule change, or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

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 in the Commission's Public Reference Section, at the above address. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should be submitted within 21 days after the date of this publication.

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

Dated: September 2, 1983.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-24970 Filed 9-13-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 20154; File No. SR-PSE-83-13]

Filing and Immediate Effectiveness of Proposed Rule Change by the Pacific Stock Exchange, Inc.

September 6, 1983.

Pursuant to Section 19 (b)(1) of the Securities Exchange Act of 1934 (the "Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on August 16, 1983, the Pacific Stock Exchange, Inc. ("PSE"), filed with the Securities and Exchange Commission the proposed rule change described herein. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

The proposed rule change will require member firms executing trades on the exchange floor to use an automated system for reconciliation of uncompared options trades when such member firms are also clearing members of the Options Clearing Corporation. Members will be required to use exchange-provided data processing terminals in connection with the system and will have the direct cost of the terminal equipment passed through to them. The PSE expects this cost to be about $130 per month per terminal.

The PSE states that the rule change will improve the efficiency of the Exchange by providing a capability to reconcile uncompared trades as they occur and eliminating time-consuming manual procedures. The PSE also states that its proposed rule change comports with Sections 6(b) (4) and (5) of the Act in providing for equitable allocation of reasonable dues, fees and other charges, in facilitating securities transactions and in promoting the cooperation and coordination of persons engaged in securities transactions

The foregoing change has become effective, pursuant to Section 19(b)(3)(A) of the Act and subparagraph (e) of Rule 19b-4 under the Act. 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.

Interested persons are invited to submit written data, views and arguments concerning the submission within 21 days after the date of publication in the Federal Register. Persons desiring to make written comments should file six copies thereof with the Secretary of the Commission, Securities and Exchange Commission, 450 5th Street, NW., Washington, D.C. 20549. Reference should be made to File No. SR-PSE-83-13.

Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change which are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those which 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 the filing and of any subsequent amendments also will be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization.

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

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-24969 Filed 9-13-83; 8:45 am]

BILLING CODE 8010-01-M

Forms Under Review by Office of Management and Budget

Agency Clearance Officer: Kenneth A. Fogash, (202) 272-2142.

Upon Written Request Copy Available From: Securities and Exchange Commission, Office of Consumer Affairs, Washington, D.C. 20549.

Revision 17 CFR Parts 256a and 257, No. 270-78—Part 256a, 270-252—Part 257.

Notice is hereby given that pursuant to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*), the Securities and Exchange Commission has submitted for OMB approval revisions to 17 CFR Parts 256a and 257 under the Public Utility Holding Company Act of 1935 (15 U.S.C. 79a *et seq.*), the rules governing the preservation of records of registered holding companies and their mutual or subsidiary service companies.

Submitted comments to OMB Desk Officer: Mr. Robert Veeder, (202) 395-4814, Office of Information and

Regulatory Affairs, Room 3235 NEOB, Washington, D.C. 20503.

George A. Fitzsimmons,
Secretary.
September 7, 1983.
[FR Doc. 83-25051 Filed 9-13-83; 8:45 am]
BILLING CODE 8010-01-M

[Rel. No. 34-20158; File No. S7-966]

Order Granting Approval of Plan Allocating Regulatory Responsibility

In the matter of the American Stock Exchange, Inc. ("Amex"); Chicago Board Options Exchange, Inc. ("CBOE"); Midwest Stock Exchange, Inc. ("MSE"); National Association of Securities Dealers, Inc., ("NASD"), New York Stock Exchange, Inc. ("NYSE")' Pacific Stock Exchange, Inc. ("PSE"); and Philadelphia Stock Exchange, Inc. ("Phlx").

Notice is hereby given that the Securities and Exchange Commission (the "Commission") has issued an Order, pursuant to Section 17(d)(1) of the Securities Exchange Act of 1934 ("the Act") (15 U.S.C. 78q(d)(1) and Rule 17d–2 under the Act, 17 CFR 240.17d-2, granting approval of a plan for allocating regulatory responsibity (the "plan") filed pursuant to Rule 17d–2 under the Securities Exchange Act of 1934 (the "Act") by the Amex, CBOE, MSE, NASD, NYSE, PSE and Phlx. The plan allocates regulatory responsibilies for certain options-related sales practice matters to one of the designated self-regulatory organizations ("SROs") which is a participant in the plan with respect to a broker or dealer which is a member of more than one SRO.

Accordingly, the SRO to whom a firm is designated shall assume, in addition to the regulatory responsibilities it otherwise has under the Act, regulatory responsibilities allocated to it by the plan. At the same time, any other SROs participating in the plan of which the firm is a member will be relieved of the regulatory responsibilities which have been allocated to the designated SRO with respect to the firm during the time that the firm is designated to the SRO.

I. Introduction

Section 19(g)(1) of the Act, among other things, requires every national securities exchange and registered securities association ("SRO") to examine for and enforce compliance by its members and persons associated with its members with the Act, the rules and regulations thereunder and the SROs own rules unless the SRO is relieved of this responsibility purusant to Section 17(d) or 19(g)(2) of the Act. For a broker or dealer that maintains membership in more than one SRO ("common member"), the statutory obligation of the individuals SROs, without this relief, could result in a pattern of multiple examinations of a common member. This would create unnecessary regulatory duplication and added expenses for a firm and the SROs.

Section 17(d)(1) of the Act was intended, in part, to eliminate overlaps and gaps in the regulatory pattern.[1] With respect to a common member, Section 17(d)(1) authorizes the Commission, by rule or order, to relieve an SRO of the responsibility to receive regulatory reports, to examine for and enforce compliance with applicable statutes, rules and regulations, or to perform other specified regulatory functions.

Rule 17d–1 under the Act, 17 CFR 240.17d-1, was adopted by the Commission on April 20, 1976. The rule authorizes the Commission to name a single SRO as the designated examining authority ("DEA") to examine common members for compliance with the Act and Commission and SRO rules and regulations relating to financial responsibility. When an SRO has been named as a common member's DEA, all other SROs to which the common member belongs are relieved of the responsibility to examine the firm for compliance with applicable financial responsibility rules.

On its face, Rule 17d–1 deals with financial responsibility compliance and no other aspect of SRO's responsibilities. Thus, every SRO continues to be obligated, whether or not it is the DEA for the common member, to examine a common member for compliance with its own rules and provisions of the Act and rules and regulations thereunder governing matters other than financial responsibility. Such matters include options-related sales practice matters.

On October 28, 1976, the Commission adopted Rule 17d–2 under the Act.[2] The rule permits SROs to join in proposing plans for allocating the regulatory responsibilities imposed by the Act with respect to common members. Rule 17d–2(c) provides that the Commission will publish notice of the filing of the proposed plan and provide an opportunity for comment on the plan. Commission approval of a plan filed pursuant to Rule 17d–2 relieves an SRO of those regulatory responsibilities allocated by the plan to another SRO.

On April 1, 1983, the Commisison published notice of the filing of the Amex/CBOE/MSE/NASD/NYSE/PSE/Phlx plan [3] as required by Rule 17d–2(c). No comments were received.

II. The Plan

The plan filed by the SROs is intended to reduce regulatory duplication for a large number of firms currently members of two or more SROs by allocating regulatory responsibility for certain options-related sales practice matters to one designated SRO.[4] A brief description of the general operation of the plan follows.

Under the plan, the SRO to whom a firm is designated [5] will be responsible for conducting options-related sales practice examinations and investigating options-related customer complaints and terminations for cause of associated persons during the time that the firm is designated to the SRO. After Commission approval of the plan, any other SRO of which the firm is a member will be relieved of such responsibility during the period the firm is assigned to a DOEA.

A. Examinations and Disciplinary Proceedings

The DOEA will be responsible for examining for compliance by a firm with the provisions of applicable federal securities laws and the rules and regulations thereunder, its own rules and the rules of any SRO of which the firm is a member.[6] The DOEA will have enforcement responsibility with respect to apparent violations of applicable federal securities laws and the rules and regulations thereunder, the DOEA's rules and the rules of any participating SRO which are comparable to a federal and/or DOEA rule. Violation of such rules will be enforced by, and disciplinary action taken by, the DOEA.[7] However, enforcement

---

[1] Securities Acts Amendments of 1975, Report of the Senate Committee on Banking, Housing, and Urban Affairs to accompany S. 249, S. Rep. No. 94-75, 94th Cong., 1st Sess. 32 (1975).

[2] Securities Exchange Act Release No. 12935 (October 28, 1976), 41 FR 49093 (November 8, 1987).

[3] Securities Exchange Act Release No. 19644 (April 1, 1983), 48 FR 15759 (April 12, 1983).

[4] Unless otherwise indicated all of the responsibilities referred to in the release discussing the plan pertain to "options-related" sales practice activity.

[5] The responsible SRO will be known as the firm's "Designated Options Examining Authority" (the "DOEA"). Under the plan, only the Amex, CBOE, NASD and NYSE are DOEAs.

[6] By supplemental letters, the SROs: (i) Provided the Commission with a list of the options-related sales practice rules enforced under the plan and (ii) agreed to notify each other of any addition, deletion or change to their options-related sales practice rules.

[7] Such actions include Formal Complaints, Formal Charges or Letters of Admission, Waiver and Consent.

responsibility and disciplinary action for violations relating to transactions executed in the market of, and to unique rues of, an SRO other than the DOEA will remain that of the relevant SRO.

B. Procedures for Furnishing Examination Results

Reports on the results of examinations of firms subject to the plan (*i.e.*, firms which are members of two or more participating SROs) will be made in the following manner.

Apparent violations of a serious nature involving the market of a participating SRO other than the DOEA will be communicated to that SRO as soon as the problem has been identified by the DOEA.

A report of all examinations completed will be made by the DOEA to all participating SROs of which the examined firm is a member. This report will include the name of the firm examined and the examination results. If an examination results in the DOEA taking formal disciplinary action, a copy of the dispositive document will be forwarded routinely to all participating SROs of which the firm is a member.

Apparent violations of unique rules will be forwarded to the relevant SRO as soon as the examination report has been reviewed by an appropriate supervisory staff person of the DOEA.

In the event that the DOEA staff believe that an examination reveals a situation that may affect the ability of a firm to continue its public options business, all participating SROs of which the firm is a member will be notified promptly.

C. Access to Examination Reports

All examination reports relating to firms subject to the plan will be available for review, at any time, by all participating SROs of which the firm is a member.

D. Customer Complaints and Termination for Cause

Participating SROs are required to give the DOEA copies of all customer complaints not uniquely related to their market, as well as terminations for cause of registered personnel received by them relative to a member firm for which they are not designated the DOEA.

E. Special Situations

The parties have agreed to share information relative to potential violations of rules for which they have joint compliance responsibility, *i.e.*, not options sales practice related such as capping or pegging on the floors of one or more of the SROs, and will cooperate with each other in conducting examinations of or promptly providing relevant data related to such potential violations when requested to do so. Responsibility for the disciplinary process arising out of conduct central to or uniquely related to the market of a participating SRO, other than the DOEA, will be handled by the SRO in whose market the conduct occurred unless it chooses to allow the DOEA to handle such process.

F. The Allocation Procedure

In order to administer the allocation of responsibility, the SROs have formed an Options Self-Regulatory Council ("Council") composed of representatives from each of the participating SROs. The Council will periodically reallocate firms subject to the plan, *i.e.*, there will be some form of DOEA rotation among the SROs for firms which they have in common. The Council will reallocate the firms subject to the plan at least once every two years, but no sooner than one year following the prior general reallocation. Four factors will be considered when reallocating firms subject to the plan. They are:

1. Parity; [8]

2. Appointment as DOEA of common members will be rotated among those SROs which seek appointment as such;

3. If conditions warrant, an SRO may be continued as DOEA for one or more firms; and

4. If an SRO to which a common member belongs has not served as DOEA and requests to do so, such must be done, unless there are two or more SROs who qualify. If so, the Council will choose the DOEA.

III. Discussion—Conclusion

The Commission believes that the plan is an achievement in cooperation among the SROs. The Commission believes that the plan reduces unnecessary regulatory duplication by allocating to a designated SRO the responsibility for certain options-related sales practice matters which otherwise would be performed by multiple SROs. The plan promotes efficiency by reducing costs to both the members subject to the plan and SROs which have been granted relief from responsibility under them. Furthermore, by coordinating their regulatory functions in accordance with the plan, the SROs will promote investor protection.

This order gives effect to the plan and representations filed with the Commission which are contained in File No. S7-966. The participants in the plan shall notify all members affected by the plan of their rights and obligations under the plan.

It is therefore ordered, pursuant to Section 17(d) of the Act and Rule 17d-2 thereunder, that the plan of the Amex, CBOE, MSE, NASD, NYSE, PSE and Phlx filed pursuant to Rule 17d-2 is approved.

It is further ordered that those SROs which are from time to time participants in this Plan which are not the DOEA as to a particular member are relieved of those responsibilities allocated to the DOEA under the plan with respect to such member during the time the member is assigned to an SRO as DOEA.

Dated: September 8, 1983.

By the Commission.

George A. Fitzsimmons,

Secretary.

[FR Doc. 83-25075 Filed 9-13-83; 8:45 am]

BILLING CODE 8010-01-M

[8] Parity means that, to the extent feasible, each SRO shall, after the reallocation process, be the DOEA for the same number of firms as it was prior to such reallocation.

[Release No. 13485; 813-53]

Elfun Income Fund; Filing of Application

September 7, 1983.

Notice is hereby given that Elfun Income Fund (the "Fund"), c/o General Electric Company, 112 Prospect Street, P.O. Box 7900, Stamford, Connecticut 06904, registered under the Investment Company Act of 1940 (the "Act") as an open-end, diversified, management investment company, filed an application on April 13, 1983, and an amendment thereto on July 28, 1983, for an order of the Commission, pursuant to Section 6(b) of the Act, exempting the fund from the following provisions of the Act: Sections 10(a), 13(a)(4) to the extent required to permit the Fund to be terminated without a vote of the holders of units of the Fund ("Unitholders"), 15(a) to the extent required to allow the investment advisory agreement between the Fund and General Electric Investment Corporation ("GEIC") to go into effect without being approved by persons holding a majority of the Fund's outstanding unit, 15(c), 16(a), 30(d) to the extent required to permit the Fund to send a report to its Unitholders describing operations of the Fund only once a year, and 32(a) of the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations made therein, which are summarized below, and to the Act and the Rules thereunder for further information as to