

are non-prescriptive and can be satisfied in different ways, including by rules and procedures that may have originally been adopted to satisfy the requirements of a foreign regulatory regime. In fact, in conducting an analysis of foreign regulatory programs, the Commission may determine that core principles are already being met. Accordingly, in situations such as this, requiring DCM/DTEF registration of FBOTs that are no longer considered to be located outside of the U.S. should not pose an undue burden on the board of trade or a material impediment to cross-border business. Similarly, the Commission could recognize a board of trade's prior experiences with particular rules and procedures in evaluating whether the board of trade would likewise satisfy the Commission's requirements for DCMs/DTEFs.

In the interest of reducing any burden that may arise at either the exchange or regulator level due to the dual regulation, the Commission also notes that it would always have the discretion to work out appropriate arrangements to rely on the foreign regulator for assistance in ensuring that a DCM/DTEF continues to meet the designation/registration requirements. The Commission particularly solicits comments on which, if any, areas of its regulatory oversight responsibilities may be appropriate for such reliance. Should the Commission establish a standardized approach to such reliance on foreign regulatory authorities, or should coordination of these oversight

responsibilities be done on a case-by-case basis. Alternatively, should the Commission consider using its section 4(c) authority to create a special exchange registration category for boards of trade that become subject to section 4(a) in these limited circumstances? If so, what substantive requirements should apply to such a category?

Issued in Washington, DC, on June 8, 2006 by the Commission.

**Eileen Donovan,**

*Acting Secretary of the Commission.*

[FR Doc. E6-9191 Filed 6-12-06; 8:45 am]

**BILLING CODE 6351-01-P**

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## DEPARTMENT OF DEFENSE

### Office of the Secretary

[Transmittal No. 06-27]

#### 36(b)(1) Arms Sales Notification

**AGENCY:** Department of Defense, Defense Security Cooperation Agency.

**ACTION:** Notice.

**SUMMARY:** The Department of Defense is publishing the unclassified text of a section 36(b)(1) arms sales notification. This is published to fulfill the requirements of section 155 of Public Law 104-164 dated 21 July 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. J. Hurd, DSCA/DBO/ADM, (703) 604-6575.

The following is a copy of a letter to the Speaker of the House of

Representatives, Transmittal 06-27 with attached transmittal, policy justification, and Sensitivity of Technology.

**C.R. Choate,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

June 5, 2006.

In reply refer to: I-06/003979

The Honorable J. Dennis Hastert, Speaker of the House of Representatives, Washington, DC 20515-6501.

Dear Mr. Speaker: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 06-27, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services estimated to cost \$70 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed rule.

Sincerely,

Richard J. Millies,

*Deputy Director.*

Enclosures:

1. Transmittal.
2. Policy Justification.
3. Sensitivity of Technology.

Same ltr to:

*House*

Committee on International Relations.

Committee on Armed Services.

Committee on Appropriations.

*Senate*

Committee on Foreign Relations.

Committee on Armed Services.

Committee on Appropriations.

**BILLING CODE 5001-06-M**

## Transmittal No. 06-27

Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act, as amended

- (i) Prospective Purchaser: Japan
- (ii) Total Estimated Value:
- |                          |                     |
|--------------------------|---------------------|
| Major Defense Equipment* | \$65 million        |
| Other                    | <u>\$ 5 million</u> |
| TOTAL                    | \$70 million        |
- (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase: 20 SM-2 Block IIIB Tactical STANDARD missiles with MK 13 MOD 0 canisters; 24 SM-2 Block IIIB Telemetry STANDARD missiles with MK 13 MOD 0 canisters and AN/DKT-71A telemeters; conversion kits; containers; spare and repair parts; supply support; U.S. Government and contractor technical assistance and other related elements of logistics support.
- (iv) Military Department: Navy (AQE and AQF)
- (v) Prior Related Cases, if any: numerous FMS cases pertaining to the STANDARD missiles
- (vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: none
- (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Annex attached
- (viii) Date Report Delivered to Congress: 5 JUN 2006

\* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Japan - SM-2 Block IIB STANDARD Missiles

The Government of Japan has requested a possible sale for 20 SM-2 Block IIB Tactical STANDARD missiles with MK 13 MOD 0 canisters; 24 SM-2 Block IIB Telemetry STANDARD missiles with MK 13 MOD 0 canisters and AN/DKT-71A telemeters; conversion kits; containers; spare and repair parts; supply support; U.S. Government and contractor technical assistance and other related elements of logistics support. The estimated cost is \$70 million.

Japan is one of the major political and economic powers in East Asia and the Western Pacific and a key ally of the United States in ensuring the peace and stability of this region. The U.S. Government shares bases and facilities in Japan. It is vital to the U.S. national interest to assist Japan to develop and maintain a strong and ready self-defense capability. This proposed sale is consistent with these U.S. objectives and with the 1960 Treaty of Mutual Cooperation and Security.

The SM-2 missiles will be used on ships of the Japan Maritime Self Defense Force fleet and will provide enhanced capabilities in providing defense of critical sea-lanes of communication. Japan has already integrated the SM-2 Block IIB into ship combat systems. It maintains two Intermediate-Level Maintenance Depots capable of maintaining and supporting the SM-2 and is upgrading these facilities to maintain and support the newest SM variants. Japan will have no difficulty absorbing these additional missiles.

The proposed sale of this equipment and support will not affect the basic military balance in the region.

The principle contractors will be: Raytheon Missile Systems Company in Tucson, Arizona; Raytheon Company of Camden, Arkansas; BAE of Minneapolis, Minnesota; and United Defense, Limited Partnership of Aberdeen, South Dakota. There are no offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government or contractor representatives to Japan.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

## Transmittal No. 06-27

**Notice of Proposed Issuance of Letter of Offer  
Pursuant to Section 36(b)(1)  
of the Arms Export Control Act**

**Annex  
Item No. vii**

**(vii) Sensitivity of Technology:**

1. The possible sale of SM-2 Block IIIB STANDARD missiles will result in the transfer of sensitive technology and information as well as classified and unclassified defense equipment and technical data. The STANDARD missile hardware guidance section and target detection device are classified Secret. The warhead, rocket motor, steering control section, safe and arming device, auto-pilot battery unit, and telemeter are classified Confidential. Certain operating frequencies and performance characteristics are classified Secret. Confidential documentation to be provided includes: parametric documents, general performance data, firing guidance, kinematics information, Intermediate Maintenance Activity (IMA)-level maintenance, and flight analysis procedures.

2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures which might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

[FR Doc. 06-5331 Filed 6-12-06; 8:45 am]  
BILLING CODE 5001-06-M

**DEPARTMENT OF DEFENSE****Department of the Army****Reserve Officers' Training Corps (ROTC) Program Subcommittee**

**AGENCY:** Department of the Army, DoD.  
**ACTION:** Notice of open meeting.

**SUMMARY:** In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (5 U.S.C., App. 2), announcement is made of the following committee meeting:

*Name of Committee:* Reserve Officers' Training Corps (ROTC) Program Subcommittee.

*Dates of Meeting:* July 10-12, 2006.  
*Location:* Sheraton Tacoma Hotel, 1320 Broadway Plaza, Tacoma, WA 98402.

*Time:* 0730-1730 hours, July 11, 2006; 0800-1030 hours July 12, 2006.

*Proposed Agenda:* Review and discuss the ROTC Leadership Development Program and observe ROTC Cadet training at the

leadership Development and Assessment Course (LDAC), Fort Lewis, WA.

*For Further Information Contact:* Mr. Pierre Blackwell, U.S. Army Cadet Command (ATTCC-TR), Fort Monroe, VA 23651 at (757) 788-4326.

*Supplementary Information:* This meeting is open to the public. Any interested person may attend, appear before, or file statements with the committee.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

[FR Doc. 06-5340 Filed 6-12-06; 8:45 am]

BILLING CODE 3710-08-M

**DEPARTMENT OF DEFENSE****Department of the Army; Corps of Engineers**

**Notice of Availability of Draft Environmental Impact Statement for the Floyd County, KY (Levisa Fork Basin), Section 202 Project**

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice; extension of comment period.

**SUMMARY:** The comment period for the Draft Environmental Impact Statement for the Floyd County, KY (Levisa Fork Basin), Section 202 Project published in the **Federal Register** on Friday, May 5, 2006 (71 FR 26478), required comments be submitted 45 days (June 19, 2006) following publication in the **Federal Register**. The comment period has been extended to 60 days (July 5, 2006).

**FOR FURTHER INFORMATION CONTACT:** Stephen O'Leary, Telephone (304) 399-5841.

**Brenda S. Bowen,**

*Army Federal Register Liaison Officer.*

[FR Doc. 06-5339 Filed 6-12-06; 8:45 am]

BILLING CODE 3710-GM-M