

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

Because the foregoing proposed rule change: (1) Does not significantly affect the protection of investors or the public interest; (2) does not impose any significant burden on competition; and (3) by its terms, does not become operative for 30 days after the date of filing, or such shorter time as the Commission may designate if consistent with the protection of investors and the public interest, it has become effective pursuant to Section 19(b)(3)(A)<sup>9</sup> of the Act and Rule 19b-4(f)(6)<sup>10</sup> thereunder.

A proposed rule change filed under Rule 19b-4(f)(6) normally does not become operative for 30 days after the date of filing.<sup>11</sup> However, Rule 19b-4(f)(6)(iii) permits the Commission to designate a shorter time if such action is consistent with the protection of investors and the public interest. The Exchange requested that the Commission waive the 30-day operative delay, as specified in Rule 19b-4(f)(6)(iii),<sup>12</sup> which would make the rule change operative immediately.

The Commission believes that waiving the 30-day operative delay is consistent with the protection of investors and the public interest because it would allow the Exchange to immediately begin to set the minimum quotation size on a class-by-class basis as is done currently on other exchanges.<sup>13</sup> Accordingly, the Commission designates the proposed rule change as operative upon filing with the Commission.<sup>14</sup>

At any time within 60 days of the filing of the 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.<sup>15</sup>

### IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

#### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-ISE-2009-84 on the subject line.

#### *Paper Comments*

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-ISE-2009-84. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). 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 Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-ISE-2009-84 and should be submitted on or before November 18, 2009.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>16</sup>

**Elizabeth M. Murphy,**

*Secretary.*

[FR Doc. E9-25828 Filed 10-27-09; 8:45 am]

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### SOCIAL SECURITY ADMINISTRATION

[Docket No. SSA-2009-0064]

#### Office of the Commissioner; Cost-of-Living Increase and Other Determinations for 2010

**AGENCY:** Social Security Administration.

**ACTION:** Notice.

**SUMMARY:** Under title II of the Social Security Act (Act), there will be no cost-of-living increase in Social Security benefits effective for December 2009. As a result, the following items will remain at their 2009 levels:

(1) The Federal Supplemental Security Income (SSI) monthly benefit amounts for 2010, under title XVI of the Act, will remain \$674 for an eligible individual, \$1,011 for an eligible individual with an eligible spouse, and \$338 for an essential person;

(2) The special benefit amount under title VIII of the Act for certain World War II veterans will remain \$505.50 in 2010;

(3) The student earned income exclusion under title XVI of the Act will remain \$1,640 per month in 2010 but not more than \$6,600 in all of 2010;

(4) The dollar fee limit for services performed as a representative payee will remain \$37 per month (\$72 per month in the case of a beneficiary who is disabled and has an alcoholism or drug addiction condition that leaves him or her incapable of managing benefits) in 2010;

(5) The dollar limit on the administrative-cost assessment charged to attorneys representing claimants will remain \$83 in 2010;

(6) The Old-Age, Survivors, and Disability Insurance (OASDI) contribution and benefit base will remain \$106,800 for remuneration paid in 2010 and self-employment income earned in taxable years beginning in 2010;

(7) The monthly exempt amounts under the Social Security retirement earnings test for taxable years ending in calendar year 2010 will remain \$1,180 and \$3,140;

(8) The "old-law" contribution and benefit base under title II of the Act will remain \$79,200 for 2010; and

<sup>16</sup> 17 CFR 200.30-3(a)(12).

<sup>9</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>10</sup> 17 CFR 240.19b-4(f)(6).

<sup>11</sup> 17 CFR 240.19b-4(f)(6)(iii). In addition, Rule 19b-4(f)(6)(iii) requires the self-regulatory organization to give the Commission notice of its intent to file the proposed rule change, along with a brief description and text of the proposed rule change, at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. ISE has satisfied this requirement.

<sup>12</sup> 17 CFR 240.19b-4(f)(6)(iii).

<sup>13</sup> See note 5, *supra*.

<sup>14</sup> For purposes only of waiving the operative delay for this proposal, the Commission has considered the proposed rule's impact on efficiency, competition, and capital formation. See 15 U.S.C. 78c(f).

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

(9) The monthly amount deemed to constitute substantial gainful activity for statutorily blind individuals in 2010 will remain \$1,640.

The national average wage index for 2008 is \$41,334.97. The following items are affected by this index:

(1) The dollar amounts (“bend points”) used in the primary insurance amount benefit formula for workers who become eligible for benefits, or who die before becoming eligible, in 2010 will be \$761 and \$4,586;

(2) The bend points used in the formula for computing maximum family benefits for workers who become eligible for benefits, or who die before becoming eligible, in 2010 will be \$972, \$1,403, and \$1,830;

(3) The amount of taxable earnings a person must have to be credited with a quarter of coverage in 2010 will be \$1,120;

(4) The monthly amount deemed to constitute substantial gainful activity for non-blind disabled persons will be \$1,000 in 2010;

(5) The earnings threshold establishing a month as a part of a trial work period will be \$720 for 2010; and

(6) Coverage thresholds for 2010 will be \$1,700 for domestic workers and \$1,500 for election officials and election workers.

**FOR FURTHER INFORMATION CONTACT:**

Jeffrey L. Kunkel, Office of the Chief Actuary, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-3013. Information relating to this announcement is available on our Internet site at <http://www.socialsecurity.gov/OACT/COLA/index.html>. For information on eligibility or claiming benefits, call 1-800-772-1213, or visit our Internet site, Social Security Online, at <http://www.socialsecurity.gov>.

**SUPPLEMENTARY INFORMATION:**

In accordance with the Act, we must publish on or before November 1 the national average wage index for 2008 (section 215(a)(1)(D)), the amount of earnings required to be credited with a quarter of coverage in 2010 (section 213(d)(2)), the formula for computing a primary insurance amount for workers who first become eligible for benefits or die in 2010 (section 215(a)(1)(D)), and the formula for computing the maximum amount of benefits payable to the family of a worker who first becomes eligible for old-age benefits or dies in 2010 (section 203(a)(2)(C)).

**Cost-of-Living Increases**

*General*

There will be no cost-of-living increase for benefits under titles II and XVI of the Act.

*Computation*

By law a cost-of-living increase for benefits is set based on the percentage increase in the Consumer Price Index (CPI) for Urban Wage Earners and Clerical Workers from the last computation quarter (the third quarter of 2008 in this case) to the third quarter of the current year (2009 in this case).

Section 215(i)(1) of the Act provides that the CPI for a cost-of-living computation quarter shall be the arithmetic mean of this index for the 3 months in that quarter. In accordance with 20 CFR 404.275, we round the arithmetic mean, if necessary, to the nearest 0.001. The CPI for Urban Wage Earners and Clerical Workers for each month in the quarter ending September 30, 2008, is: For July 2008, 216.304; for August 2008, 215.247; and for September 2008, 214.935. The arithmetic mean for that calendar quarter is 215.495. The corresponding CPI for each month in the quarter ending September 30, 2009, is: For July 2009, 210.526; for August 2009, 211.156; and for September 2009, 211.322. The arithmetic mean for this calendar quarter is 211.001. Thus, because the CPI for the calendar quarter ending September 30, 2009, is not greater than the CPI for the calendar quarter ending September 30, 2008, the calendar quarter ending September 30, 2009, is not a cost-of-living computation quarter and there is no cost-of-living increase.

**Other Program Amounts That Change Based on the Cost-of-Living Increase**

Several other program amounts also adjust based on the cost-of-living increase. These include the title VIII benefit amount, the student earned income exclusion, the fee for services performed by a representative payee, and the attorney assessment fee. Because there will be no cost-of-living increase, these program amounts will not increase in 2010, but rather will remain at their 2009 levels.

**Program Amounts That Change Based on the Increase in the National Average Wage Index, but Only When There Is a Cost-of-Living Increase**

Certain other program amounts are adjusted annually based on the increase in the national average wage index, rather than the CPI increase, but only if there also is a cost-of-living increase in

benefits that year (as determined under section 215(i) of the Act). These amounts include the OASDI contribution and benefit base, the retirement earnings test exempt amounts, the “old-law” contribution and benefit base, and the substantial gainful activity amount for individuals who are statutorily blind. Because there is no cost-of-living increase this year, these amounts will not increase in 2010, but rather will remain at their 2009 levels.

**Program Amounts That Change Based on the Increase in the National Average Wage Index, Without Regard to the Cost-of-Living Increase**

Some program amounts are adjusted annually based on the increase in the national average wage index whether there is a cost-of-living increase in that year or not. These include:

- The dollar amounts (“bend points”) in the formulae used to compute the primary insurance amount and maximum family benefit for workers who become eligible for benefits, or die before becoming eligible, in 2010;
- The amount of taxable earnings required to earn a quarter of coverage;
- The substantial gainful activity amount for non-blind disabled individuals;
- The earnings threshold to establish a trial work period;
- The coverage threshold for election officials and election workers; and
- The domestic employee coverage threshold.

These amounts will increase in 2010 based on the increase in the national average wage. In the sections that follow, we explain the calculation of the percentage increase in the national average wage and the corresponding increases in each of these program amounts.

**National Average Wage Index for 2008**

*Computation*

We have determined the national average wage index for calendar year 2008 based on the 2007 national average wage index of \$40,405.48 announced in the **Federal Register** on October 30, 2008 (73 FR 64651), along with the percentage increase in average wages from 2007 to 2008 measured by annual wage data. We tabulate the annual wage data, including contributions to deferred compensation plans, as required by section 209(k) of the Act. The average amounts of wages calculated directly from these data were \$38,760.95 and \$39,652.61 for 2007 and 2008, respectively. To determine the national average wage index for 2008 at a level

that is consistent with the national average wage indexing series for 1951 through 1977 (published December 29, 1978, at 43 FR 61016), we multiply the 2007 national average wage index of \$40,405.48 by the percentage increase in average wages from 2007 to 2008 (based on SSA-tabulated wage data) as follows, with the result rounded to the nearest cent.

#### *Amount*

Multiplying the national average wage index for 2007 (\$40,405.48) by the ratio of the average wage for 2008 (\$39,652.61) to that for 2007 (\$38,760.95) produces the 2008 index, \$41,334.97. The national average wage index for calendar year 2008 is about 2.30 percent greater than the 2007 index.

#### **Computing Benefits After 1978**

##### *General*

The Social Security Amendments of 1977 provided a method for computing benefits that generally applies when a worker first becomes eligible for benefits after 1978. This method uses the worker's "average indexed monthly earnings" to compute the primary insurance amount. We adjust the computation formula each year to reflect changes in general wage levels, as measured by the national average wage index.

We also adjust, or "index," a worker's earnings to reflect the change in general wage levels that occurred during the worker's years of employment. Such indexing ensures that a worker's future benefit level will reflect the general rise in the standard of living that will occur during his or her working lifetime. To compute the average indexed monthly earnings, we first determine the required number of years of earnings. Then we select that number of years with the highest indexed earnings, add the indexed earnings, and divide the total amount by the total number of months in those years. We then round the resulting average amount down to the next lower dollar amount. The result is the average indexed monthly earnings.

For example, to compute the average indexed monthly earnings for a worker attaining age 62, becoming disabled before age 62, or dying before attaining age 62, in 2010, we divide the national average wage index for 2008, \$41,334.97, by the national average wage index for each year prior to 2008 in which the worker had earnings. Then we multiply the actual wages and self-employment income, as defined in section 211(b) of the Act and credited

for each year, by the corresponding ratio to obtain the worker's indexed earnings for each year before 2008. We consider any earnings in 2008 or later at face value, without indexing. We then compute the average indexed monthly earnings for determining the worker's primary insurance amount for 2010.

##### *Computing the Primary Insurance Amount*

The primary insurance amount is the sum of three separate percentages of portions of the average indexed monthly earnings. In 1979 (the first year the formula was in effect), these portions were the first \$180, the amount between \$180 and \$1,085, and the amount over \$1,085. We call the dollar amounts in the formula governing the portions of the average indexed monthly earnings the "bend points" of the formula. Thus, the bend points for 1979 were \$180 and \$1,085.

To obtain the bend points for 2010, we multiply each of the 1979 bend-point amounts by the ratio of the national average wage index for 2008 to that average for 1977. We then round these results to the nearest dollar. Multiplying the 1979 amounts of \$180 and \$1,085 by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1977 (\$9,779.44) produces the amounts of \$760.81 and \$4,585.99. We round these to \$761 and \$4,586. Accordingly, the portions of the average indexed monthly earnings to be used in 2010 are the first \$761, the amount between \$761 and \$4,586, and the amount over \$4,586.

Consequently, for individuals who first become eligible for old-age insurance benefits or disability insurance benefits in 2010, or who die in 2010 before becoming eligible for benefits, their primary insurance amount will be the sum of:

- (a) 90 percent of the first \$761 of their average indexed monthly earnings, plus
- (b) 32 percent of their average indexed monthly earnings over \$761 and through \$4,586, plus
- (c) 15 percent of their average indexed monthly earnings over \$4,586.

We round this amount to the next lower multiple of \$0.10 if it is not already a multiple of \$0.10. This formula and the rounding adjustment described above are contained in section 215(a) of the Act.

#### **Maximum Benefits Payable to a Family**

##### *General*

The 1977 amendments continued the long established policy of limiting the total monthly benefits that a worker's family may receive based on his or her

primary insurance amount. Those amendments also continued the then existing relationship between maximum family benefits and primary insurance amounts but changed the method of computing the maximum amount of benefits that may be paid to a worker's family. The Social Security Disability Amendments of 1980 (Pub. L. 96-265) established a formula for computing the maximum benefits payable to the family of a disabled worker. This formula applies to the family benefits of workers who first become entitled to disability insurance benefits after June 30, 1980, and who first become eligible for these benefits after 1978. For disabled workers initially entitled to disability benefits before July 1980, or whose disability began before 1979, we compute the family maximum payable the same as the old-age and survivor family maximum.

##### *Computing the Old-Age and Survivor Family Maximum*

The formula used to compute the family maximum is similar to that used to compute the primary insurance amount. It involves computing the sum of four separate percentages of portions of the worker's primary insurance amount. In 1979, these portions were the first \$230, the amount between \$230 and \$332, the amount between \$332 and \$433, and the amount over \$433. We refer to such dollar amounts in the formula as the "bend points" of the family-maximum formula.

To obtain the bend points for 2010, we multiply each of the 1979 bend-point amounts by the ratio of the national average wage index for 2008 to that average for 1977. Then we round this amount to the nearest dollar. Multiplying the amounts of \$230, \$332, and \$433 by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1977 (\$9,779.44) produces the amounts of \$972.15, \$1,403.27, and \$1,830.17. We round these amounts to \$972, \$1,403, and \$1,830. Accordingly, the portions of the primary insurance amount to be used in 2010 are the first \$972, the amount between \$972 and \$1,403, the amount between \$1,403 and \$1,830, and the amount over \$1,830.

Consequently, for the family of a worker who becomes age 62 or dies in 2010 before age 62, we will compute the total amount of benefits payable to them so that it does not exceed:

- (a) 150 percent of the first \$972 of the worker's primary insurance amount, plus
- (b) 272 percent of the worker's primary insurance amount over \$972 through \$1,403, plus

(c) 134 percent of the worker's primary insurance amount over \$1,403 through \$1,830, plus

(d) 175 percent of the worker's primary insurance amount over \$1,830.

We then round this amount to the next lower multiple of \$0.10 if it is not already a multiple of \$0.10. This formula and the rounding adjustment described above are contained in section 203(a) of the Act.

#### **Quarter of Coverage Amount**

##### *General*

The amount of earnings required for a quarter of coverage in 2010 is \$1,120. A quarter of coverage is the basic unit for determining whether a worker is insured under the Social Security program. For years before 1978, we generally credited an individual with a quarter of coverage for each quarter in which wages of \$50 or more were paid, or with 4 quarters of coverage for every taxable year in which \$400 or more of self-employment income was earned. Beginning in 1978, employers generally report wages on an annual basis instead of a quarterly basis. With the change to annual reporting, section 352(b) of the Social Security Amendments of 1977 amended section 213(d) of the Act to provide that a quarter of coverage would be credited for each \$250 of an individual's total wages and self-employment income for calendar year 1978, up to a maximum of 4 quarters of coverage for the year.

##### *Computation*

Under the prescribed formula, the quarter of coverage amount for 2010 shall be the larger of: (1) The 1978 amount of \$250 multiplied by the ratio of the national average wage index for 2008 to that for 1976; or (2) the current amount of \$1,090. Section 213(d) further provides that if the resulting amount is not a multiple of \$10, it shall be rounded to the nearest multiple of \$10.

##### *Quarter of Coverage Amount*

Multiplying the 1978 quarter of coverage amount (\$250) by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1976 (\$9,226.48) produces the amount of \$1,120.01. We then round this amount to \$1,120. Because \$1,120 exceeds the current amount of \$1,090, the quarter of coverage amount is \$1,120 for 2010.

#### **Substantial Gainful Activity Amount for Non-Blind Disabled Individuals**

##### *General*

A finding of disability under titles II and XVI of the Act requires that a person, except for a title XVI disabled

child, be unable to engage in substantial gainful activity (SGA). A person who is earning more than a certain monthly amount (net of impairment-related work expenses) is ordinarily considered to be engaging in SGA. The amount of monthly earnings considered as SGA depends on the nature of a person's disability. Section 223(d)(4)(A) of the Act specifies a higher SGA amount for statutorily blind individuals under title II while Federal regulations (20 CFR 404.1574 and 416.974) specify a lower SGA amount for non-blind individuals.

##### *Computation*

The monthly SGA amount for non-blind disabled individuals for 2010 shall be the larger of: (1) Such amount for 2000 multiplied by the ratio of the national average wage index for 2008 to that for 1998; or (2) such amount for 2009. In either case, if the resulting amount is not a multiple of \$10, it shall be rounded to the nearest multiple of \$10.

##### *Amount*

Multiplying the 2000 monthly SGA amount for non-blind individuals (\$700) by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1998 (\$28,861.44) produces the amount of \$1,002.53. We then round this amount to \$1,000. Because \$1,000 is larger than the current amount of \$980, the monthly SGA amount for non-blind disabled individuals is \$1,000 for 2010.

#### **Trial Work Period Earnings Threshold**

##### *General*

During a trial work period, a beneficiary receiving Social Security disability benefits may test his or her ability to work and still be considered disabled. We do not consider services performed during the trial work period as showing that the disability has ended until services have been performed in at least 9 months (not necessarily consecutive) in a rolling 60-month period. In 2009, any month in which earnings exceed \$700 is considered a month of services for an individual's trial work period. In 2010, this monthly amount increases to \$720.

##### *Computation*

The method used to determine the new amount is set forth in our regulations at 20 CFR 404.1592(b). Monthly earnings in 2010, used to determine whether a month is part of a trial work period, is such amount for 2001 (\$530) multiplied by the ratio of the national average wage index for 2008 to that for 1999, or, if larger, such amount for 2009. If the amount so

calculated is not a multiple of \$10, we round it to the nearest multiple of \$10.

##### *Amount*

Multiplying the 2001 monthly earnings threshold (\$530) by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1999 (\$30,469.84) produces the amount of \$718.99. We then round this amount to \$720. Because \$720 is larger than the current amount of \$700, the monthly earnings threshold is \$720 for 2010.

#### **Domestic Employee Coverage Threshold**

##### *General*

The minimum amount a domestic worker must earn so that such earnings are covered under Social Security or Medicare is the domestic employee coverage threshold. For 2010, this threshold is \$1,700. Section 3121(x) of the Internal Revenue Code provides the formula for increasing the threshold.

##### *Computation*

Under the formula, the domestic employee coverage threshold amount for 2010 shall be equal to the 1995 amount of \$1,000 multiplied by the ratio of the national average wage index for 2008 to that for 1993. If the resulting amount is not a multiple of \$100, it shall be rounded to the next lower multiple of \$100.

##### *Domestic Employee Coverage Threshold Amount*

Multiplying the 1995 domestic employee coverage threshold amount (\$1,000) by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1993 (\$23,132.67) produces the amount of \$1,786.87. We then round this amount to \$1,700. Accordingly, the domestic employee coverage threshold amount is \$1,700 for 2010.

#### **Election Official and Election Worker Coverage Threshold**

##### *General*

The minimum amount an election official and election worker must earn so that such earnings are covered under Social Security or Medicare is the election official and election worker coverage threshold. For 2010, this threshold is \$1,500. Section 218(c)(8)(B) of the Act provides the formula for increasing the threshold.

##### *Computation*

Under the formula, the election official and election worker coverage threshold amount for 2010 shall be equal to the 1999 amount of \$1,000

multiplied by the ratio of the national average wage index for 2008 to that for 1997. If the amount so determined is not a multiple of \$100, it shall be rounded to the nearest multiple of \$100.

#### *Election Official and Election Worker Coverage Threshold Amount*

Multiplied the 1999 coverage threshold amount (\$1,000) by the ratio of the national average wage index for 2008 (\$41,334.97) to that for 1997 (\$27,426.00) produces the amount of \$1,507.15. We then round this amount to \$1,500. Accordingly, the election official and election worker coverage threshold amount is \$1,500 for 2010.

(Catalog of Federal Domestic Assistance: Program Nos. 96.001 Social Security-Disability Insurance; 96.002 Social Security-Retirement Insurance; 96.004 Social Security-Survivors Insurance; 96.006 Supplemental Security Income)

Dated: October 20, 2009.

**Michael J. Astrue,**

*Commissioner of Social Security.*

[FR Doc. E9-25930 Filed 10-27-09; 8:45 am]

**BILLING CODE 4191-02-P**

## DEPARTMENT OF STATE

[Public Notice: 6797]

### 60-Day Notice of Proposed Information Collections: Two Information Collections

**ACTION:** Notice of request for public comments.

**SUMMARY:** The Department of State is seeking Office of Management and Budget (OMB) approval for the information collections described below. The purpose of this notice is to allow 60 days for public comment in the **Federal Register** preceding submission to OMB. We are conducting this process in accordance with the Paperwork Reduction Act of 1995.

- *Title of Information Collection:* Brokering Prior Approval (License).
- *OMB Control Number:* 1405-0142.
- *Type of Request:* Extension of Currently Approved Collection.
- *Originating Office:* Bureau of Political-Military Affairs, Directorate of Defense Trade Controls, PM/DDTC.
- *Form Number:* None.
- *Respondents:* Business and Nonprofit Organizations.
- *Estimated Number of Respondents:* 980.
- *Estimated Number of Responses:* 100.
- *Average Hours per Response:* 2 hours.
- *Total Estimated Burden:* 200 hours.

- *Frequency:* On Occasion.
- *Obligation to Respond:* Required to Obtain Benefits.

- *Title of Information Collection:* Annual Brokering Report.
- *OMB Control Number:* 1405-0141.
- *Type of Request:* Extension of Currently Approved Collection.
- *Originating Office:* Bureau of Political-Military Affairs, Directorate of Defense Trade Controls, PM/DDTC.
- *Form Number:* None.
- *Respondents:* Business and Nonprofit Organizations.
- *Estimated Number of Respondents:* 980.
- *Estimated Number of Responses:* 600.
- *Average Hours per Response:* 2 hours.
- *Total Estimated Burden:* 1,200 hours.

- *Frequency:* On Occasion.
- *Obligation to Respond:* Mandatory.

**DATES:** The Department will accept comments from the public up to 60 days from October 28, 2009.

**ADDRESSES:** Comments and questions should be directed to Nicholas Memos, Office of Defense Trade Controls Policy, Department of State, who may be reached via the following methods:

- *E-mail:* [memosni@state.gov](mailto:memosni@state.gov).
- *Mail:* Nicholas Memos, SA-1, 12th Floor, Directorate of Defense Trade Controls, Bureau of Political-Military Affairs, U.S. Department of State, Washington, DC 20522-0112
- *Fax:* 202-261-8199.

You must include the information collection title in the subject lines of your message/letter.

**FOR FURTHER INFORMATION CONTACT:** Direct requests for additional information regarding the collection listed in this notice, including requests for copies of the information collection and supporting documents, to Nicholas Memos, PM/DDTC, SA-1, 12th Floor, Directorate of Defense Trade Controls, Bureau of Political-Military Affairs, U.S. Department of State, Washington, DC 20522-0112, who may be reached via phone at (202) 663-2804, or via e-mail at [memosni@state.gov](mailto:memosni@state.gov).

**SUPPLEMENTARY INFORMATION:** We are soliciting public comments to permit the Department to:

- Evaluate whether the proposed collection of information is necessary for the proper performance of our functions.
- Evaluate the accuracy of our estimate of the burden of the proposed collection, including the validity of the methodology and assumptions used.
- Enhance the quality, utility, and clarity of the information to be collected.

- Minimize the reporting burden on those who are to respond, including the use of automated collection techniques or other forms of technology.

*Abstract of proposed collection:* The export, temporary import, temporary export and brokering of defense articles, defense services and related technical data are licensed by the Directorate of Defense Trade Controls in accordance with the International Traffic in Arms Regulations (22 CFR parts 120-130) and Section 38 of the Arms Export Control Act. Those of the public who manufacture or export defense articles, defense services, and related technical data, or the brokering thereof, must register with the Department of State. Persons desiring to engage in export, temporary import, and brokering activities must submit an application or written request to conduct the transaction to the Department to obtain a decision whether it is in the interests of U.S. foreign policy and national security to approve the transaction. Also, registered brokers must submit annual reports regarding all brokering activity that was transacted, and registered manufacturers and exporter must maintain records of defense trade activities for five years.

*Methodology:* These forms/information collections may be sent to the Directorate of Defense Trade Controls via the following methods: electronically, mail, personal delivery, and/or fax.

Dated: October 20, 2009.

**Robert S. Kovac,**

*Acting Deputy Assistant Secretary for Defense Trade, Bureau of Political-Military Affairs, U.S. Department of State.*

[FR Doc. E9-25953 Filed 10-27-09; 8:45 am]

**BILLING CODE 4710-25-P**

## DEPARTMENT OF STATE

[Public Notice 6781]

### Announcement of a Meeting of the International Telecommunication Advisory Committee

**SUMMARY:** This notice announces a meeting of the International Telecommunication Advisory Committee (ITAC) to prepare for the International Telecommunication Union (ITU) World Telecommunication Development Conference.

The ITAC will meet to begin preparation of advice for the U.S. government for the ITU World Telecommunication Development Conference, which will be held in May 2010 in Hyderabad, India. There will also be reports on recent developments