

planning to attend this meeting are urged to contact the above named individual at least two working days prior to the meeting to be advised of any potential changes to the agenda.

Dated: November 12, 2003.

**Sher Bahadur,**

*Associate Director for Technical Support, ACRS/ACNW.*

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Meeting of the Subcommittee on Plant License Renewal; Notice of Meeting

The ACRS Subcommittee on Plant License Renewal will hold a meeting on December 3, 2003, Room T-2B3, 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for the subject meeting shall be as follows:

*Wednesday, December 3, 2003—8 a.m.—11:30 a.m.*

The purpose of this meeting is to discuss the Virgil C. Summer Nuclear Station license renewal application and the NRC staff's draft Safety Evaluation Report. The Subcommittee will hear presentations by and hold discussions with representatives of the NRC staff, South Carolina Electric and Gas Company, and other interested persons regarding this matter. The Subcommittee will gather information, analyze relevant issues and facts, and formulate proposed positions and actions, as appropriate, for deliberation by the full Committee.

Members of the public desiring to provide oral statements and/or written comments should notify the Designated Federal Official, Mr. Marvin D. Sykes (telephone 301-415-8716), five days prior to the meeting, if possible, so that appropriate arrangements can be made. Electronic recordings will be permitted.

Further information regarding this meeting can be obtained by contacting the Designated Federal Official between 7:30 a.m. and 4:15 p.m. (ET). Persons planning to attend this meeting are urged to contact the above named individual at least two working days

prior to the meeting to be advised of any potential changes to the agenda.

Dated: November 13, 2003.

**Sher Bahadur,**

*Associate Director for Technical Support, ACRS/ACNW.*

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## SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-48787; File No. SR-BSE-2003-17]

### Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Boston Stock Exchange, Inc. Establishing Fees for the Proposed Boston Options Exchange Facility

November 14, 2003

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> notice is hereby given that on November 14, 2003 the Boston Stock Exchange, Inc. ("BSE" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the Exchange. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

#### I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The BSE seeks to enact fees for the proposed Boston Options Exchange ("BOX") facility. Proposed new language is *italicized*.

\* \* \* \* \*

#### Fee Schedule

##### Sec. 1 Trading Fees for Public Customer Accounts

None.

##### Sec. 2 Trading Fees Broker Dealer Proprietary Accounts

a. *\$0.20 per contract traded;*

—or—

b. *\$ 0.40 per contract traded against an order the Trading Host filters to prevent trading through the NBBO, pursuant to the procedures set forth in*

*Chapter V, Section 16(b) of the BOX Rules.*

c. *Plus, where applicable, any surcharge for options on ETFs that are passed through by BOX. The applicable surcharges are as follows:*

(1) *\$ 0.10 per contract for options on the ETF Nasdaq 100 ("QQQs").*

#### Sec. 3 Market Maker Trading Fees

a. *Per contract trade execution fee:*

1. *\$ 0.20 per contract traded in assigned classes;*

—or—

2. *\$ 0.20 per contract traded in unassigned classes;*

-or-

3. *\$ 0.40 per contract traded against an order the Trading Host filters to prevent trading through the NBBO, pursuant to the procedures set forth in Chapter V, Section 16(b) of the BOX Rules.*

4. *Plus, where applicable, any surcharge for options on ETFs that are passed through by BOX. For a list of applicable ETF surcharges, see Section 2(c), above.*

b. *Minimum Activity Charge ("MAC")*

*The "notional MAC" per options class (see table below) is the building block for the determination of the BOX Market Maker's monthly total MAC which is payable at the end of each month if the per contract fee of \$ 0.20 per contract traded, when multiplied by the Market Maker's actual trade executions for the month, does not result in a total trading fee payable to BOX at least equal to the monthly total MAC.*

*The MAC is totaled across all classes assigned to a Market Maker so that volume for one class is fungible against other classes for that Market Maker. As a result, although the volume on a given class needed to reach an implicit cost of \$0.20 a contract may not be achieved, this can be compensated by volume in excess of the MAC on another class.*

1. *MAC "Levels."*

*The table below provides the MAC for each of the six "categories" of options classes listed by BOX. The category for each class is determined by its total trading volume across all U.S. options exchanges as determined by OCC data. The classifications will be adjusted at least twice annually (in January and July, based on the average daily volume for the preceding six month period).*

Class category	OCC average daily volume (# of contracts)	MAC per market maker per appointment per month
A .....	<100,000 .....	\$15,000

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

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