

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>18</sup>

**Margaret H. McFarland,**

*Deputy Secretary.*

[FR Doc. 04-15586 Filed 7-8-04; 8:45 am]

**BILLING CODE 8010-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #P040]

#### State of Arkansas

As a result of the President's major disaster declaration for Public Assistance on June 30, 2004, the U.S. Small Business Administration is activating its disaster loan program only for private non-profit organizations that provide essential services of a governmental nature. I find that Bradley, Calhoun, Clark, Columbia, Hempstead, Howard, Lafayette, Little River, Nevada, Ouachita, Pike, and Sevier Counties in the State of Arkansas constitute a disaster area due to damages caused by severe storms and flooding occurring on May 30, 2004, and continuing. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on August 30, 2004, at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 3 Office, 14925 Kingsport Road, Fort Worth, TX 76155-2243.

The interest rates are:

	Percent
<i>For Physical Damage:</i>	
Non-Profit Organizations Without Credit Available Elsewhere .....	2.750
Non-Profit Organizations With Credit Available Elsewhere .....	4.875

The number assigned to this disaster for physical damage is P04006.

(Catalog of Federal Domestic Assistance Program Nos. 59008)

Dated: July 2, 2004.

**Cheri L. Cannon,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 04-15632 Filed 7-8-04; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #P041]

#### State of California

As a result of the President's major disaster declaration for Public Assistance on June 30, 2004, the U.S. Small Business Administration is activating its disaster loan program only for private non-profit organizations that provide essential services of a governmental nature. I find that San Joaquin County in the State of California constitutes a disaster area due to damages caused by flooding as a result of a levee break occurring on June 3, 2004, and continuing. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on August 30, 2004, at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 4 Office, P.O. Box 419004, Sacramento, CA 95841-9004.

The interest rates are:

	Percent
<i>For Physical Damage:</i>	
Non-profit organizations without credit available elsewhere .....	2.750
Non-profit organizations with credit available elsewhere ...	4.875

The number assigned to this disaster for physical damage is P04106.

(Catalog of Federal Domestic Assistance Program Nos. 59008).

Dated: July 2, 2004.

**Cheri L. Cannon,**

*Acting Associate Administrator for Disaster Assistance.*

[FR Doc. 04-15633 Filed 7-8-04; 8:45 am]

**BILLING CODE 8025-01-P**

## SMALL BUSINESS ADMINISTRATION

### [Declaration of Disaster #3595]

#### State of Michigan

As a result of the President's major disaster declaration on June 30, 2004, I find that Barry, Berrien, Cass, Genesee, Gladwin, Ingham, Ionia, Jackson, Kent, Livingston, Macomb, Mecosta, Oakland, Ottawa, Sanilac, Shiawassee, St. Clair, St. Joseph and Wayne Counties in the State of Michigan constitute a disaster area due to damages caused by severe storms, tornadoes, and flooding occurring on May 20 and continuing through May 24, 2004. Applications for loans for physical damage as a result of this disaster may be filed until the close of business on August 30, 2004, and for

economic injury until the close of business on March 30, 2005, at the address listed below or other locally announced locations: U.S. Small Business Administration, Disaster Area 2 Office, One Baltimore Place, Suite 300, Atlanta, GA 30308.

In addition, applications for economic injury loans from small businesses located in the following contiguous counties may be filed until the specified date at the above location: Allegan, Arenac, Bay, Branch, Calhoun, Clare, Clinton, Eaton, Gratiot, Hillsdale, Huron, Isabella, Kalamazoo, Lake, Lenawee, Lapeer, Midland, Monroe, Montcalm, Muskegon, Newaygo, Ogemaw, Osceola, Roscommon, Saginaw, Tuscola, Van Buren and Washtenaw in the State of Michigan; and Elkhart, La Grange, La Porte and St. Joseph counties in the State of Indiana.

The interest rates are:

	Percent
<i>For Physical Damage:</i>	
Homeowners With Credit Available Elsewhere .....	5.750
Homeowners Without Credit Available Elsewhere .....	2.875
Businesses With Credit Available Elsewhere .....	5.500
Businesses and Non-Profit Organizations Without Credit Available Elsewhere .....	2.750
Others (Including Non-Profit Organizations) With Credit Available Elsewhere .....	4.875
<i>For Economic Injury:</i>	
Businesses and Small Agricultural Cooperatives Without Credit Available Elsewhere ...	2.750

The number assigned to this disaster for physical damage is 359512. For economic injury the number is 9ZK400 for Michigan; and 9ZK500 for Indiana.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: July 1, 2004.

**Herbert L. Mitchell,**

*Associate Administrator for Disaster Assistance.*

[FR Doc. 04-15572 Filed 7-8-04; 8:45 am]

**BILLING CODE 8025-01-P**

## SOCIAL SECURITY ADMINISTRATION

### Finding Regarding Foreign Social Insurance or Pension System of the Republic of Lithuania

**AGENCY:** Social Security Administration.

**ACTION:** Notice of finding regarding foreign social insurance or pension system of the Republic of Lithuania.

*Finding:* Section 202(t)(1) of the Social Security Act (42 U.S.C. 402(t)(1))

<sup>18</sup> 17 CFR 200.30-3(a)(12).

generally prohibits payment of monthly benefits to any individual who is not a United States (U.S.) citizen or national for any month after he or she has been outside the United States for more than six consecutive months. This prohibition does not apply to such an individual where one of the exceptions described in section 202(t)(2) through 202(t)(5) of the Social Security Act (42 U.S.C. 402(t)(2) through 402(t)(5)) affects his or her case.

Section 202(t)(2) of the Social Security Act provides that, subject to certain residency requirements of Section 202(t)(11), the prohibition against payment shall not apply to any individual who is a citizen of a country which the Commissioner of Social Security finds has in effect a social insurance or pension system which is of general application in such country and which:

(a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and

(b) Permits individuals who are U.S. citizens, but not citizens of such country, and who qualify for such benefits to receive those benefits, or the actuarial equivalent thereof, while outside the foreign country, regardless of the duration of the absence.

The Commissioner of Social Security has approved a finding that Lithuania, beginning January 17, 2003, has a social insurance system of general application which:

(a) Pays periodic benefits, or the actuarial equivalent thereof, on account of old age, retirement, or death; and

(b) Permits U.S. citizens who are not citizens of Lithuania, and who qualify for the relevant benefits, to receive such benefits, or their actuarial equivalent, without qualification or restriction, while outside of Lithuania, regardless of the duration of the absence of these individuals from Lithuania.

Accordingly, it is hereby determined and found that Lithuania has in effect, beginning, January 17, 2003, a social insurance system which meets the requirements of section 202(t)(2) of the Social Security Act (42 U.S.C. 402(t)(2)).

Although the United States did not recognize the forced incorporation of Lithuania and the other Baltic countries into the Union of Soviet Socialist Republics (U.S.S.R.), the Soviet Union occupied these territories and enforced its laws there. Thus, prior to formal recognition of its independence by the United States in September 1991, Lithuania was considered part of the U.S.S.R. for U.S. Social Security purposes. It was found on August 21, 1970, that the social insurance system of the U.S.S.R., (including Estonia, Latvia

and Lithuania), met the requirements of section 202(t)(2)(a), but not (b) of the Act, and this finding was published in the **Federal Register** on September 3, 1970 (35 FR 14021). Thus, U.S. Social Security benefits were not paid based on citizenship in Lithuania (nor were they paid based on citizenship in the U.S.S.R.).

For the period September 1991 through December 1994, the law governing old-age and survivors pensions in Lithuania remained the same as the former Soviet system, except for administrative changes involving funding/management of the budget and employer/employee contributions. On January 1, 1995, the Lithuanian Law on State Social Insurance Pensions of July 18, 1994, took effect.

On December 11, 1996, SSA made a determination that Lithuania's social insurance system met part (a) but not part (b) of section 202(t)(2) of the Act. This determination was effective September 1, 1991, the month the United States publicly recognized Lithuania as an independent nation.

However, effective January 17, 2003, the Republic of Lithuania has committed to provide for the payment of benefits, without restriction, to citizens of the United States who are otherwise qualified, but who are outside the paying country, without regard to the length of absence. The Republic of Lithuania also assures that claims for benefits may be filed from outside the paying country, that payment will be made for retirement or old age benefits, as well as for survivors' benefits, and that the benefits will be calculated using the same formula used for citizens of the paying country. Lithuania further assures that, if benefits are paid in Lithuanian currency, that currency is fully convertible into U.S. dollars.

**FOR FURTHER INFORMATION CONTACT:** Jerry Hibbitts, Room 1104, West High Rise Building, P.O. Box 17741, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-3451.

(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)

Dated: July 1, 2004.

**Jo Anne B. Barnhart,**  
*Commissioner, Social Security Administration.*

[FR Doc. 04-15611 Filed 7-8-04; 8:45 am]

**BILLING CODE 4191-02-P**

## DEPARTMENT OF STATE

[Public Notice 4742]

### Advisory Committee on International Economic Policy; Notice of Open Meeting

The Advisory Committee on International Economic Policy (ACIEP) will meet from 1:30 p.m. to 4:30 p.m. on Tuesday, July 20, 2004, in Room 1107, U.S. Department of State, 2201 C Street, NW., Washington, DC. The meeting will be hosted by Assistant Secretary of State for Economic and Business Affairs E. Anthony Wayne and Committee Chairman R. Michael Gadbaw. Topics for the July 20 meeting are U.S. economic relations with Iraq and the activities of the Millennium Challenge Corporation. The ACIEP serves the U.S. Government in a solely advisory capacity concerning issues and problems in international economic policy.

This meeting is open to the public as seating capacity allows. Entry to the building is controlled and will be facilitated by advance arrangements. Members of the public planning to attend should provide, by July 15, their name, professional affiliation, social security number (or other identification, such as driver's license), date of birth, and citizenship to Gwendolyn Jackson by fax (202) 647-5936, e-mail ([jacksongl@state.gov](mailto:jacksongl@state.gov)), or telephone (202) 647-0847. Attendees should use the C Street entrance.

For further information about the meeting, please contact Eliza Koch, ACIEP Secretariat, Office of Economic Policy and Public Diplomacy, Bureau of Economic and Business Affairs, at (202) 647-1310 or [kochek@state.gov](mailto:kochek@state.gov).

Dated: July 1, 2004.

**Eliza K. Koch,**

*ACIEP Secretariat, Office of Economic Policy and Public Diplomacy, Bureau of Economic and Business Affairs, Department of State.*

[FR Doc. 04-15656 Filed 7-8-04; 8:45 am]

**BILLING CODE 4710-07-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Aviation Proceedings, Agreements Filed the Week Ending June 25, 2004

The following Agreements were filed with the Department of Transportation under the provisions of 49 U.S.C. 412 and 414. Answers may be filed within 21 days after the filing of the application.

*Docket Number: OST-2004-18476.*