

transaction by the broker-dealer or certain related persons (unless the person receives certain materials from the lender or broker-dealer which contain the required information); and (2) obtains from the person information on the person's financial situation and needs, reasonably determines that the transaction is suitable for the person, and retains on file and makes available to the person on request a written statement setting forth the broker-dealer's basis for determining that the transaction was suitable. The collection of information required by Rule 15c2-5 is necessary to execute the Commission's mandate under the Exchange Act to prevent fraudulent, manipulative, and deceptive acts and practices by broker-dealers.

The Commission estimates that there are approximately 50 respondents that require an aggregate total of 600 hours to comply with Rule 15c2-5.<sup>1</sup> Each of these approximately 50 registered broker-dealers makes an estimated six annual responses, for an aggregate total of 300 responses per year.<sup>2</sup> Each response takes approximately two hours to complete. Thus, the total compliance burden per year is 600 burden hours.<sup>3</sup> The approximate internal compliance cost per hour is \$57.00 for clerical labor,<sup>4</sup> resulting in a total internal compliance cost of \$34,200.<sup>5</sup> These reflect internal labor costs; there are no external labor, capital, or start-up costs.

Although Rule 15c2-5 does not specify a retention period or record-keeping requirement under the rule, broker-dealers are required to preserve the records for a period no less than six years pursuant to Rule 17a-4(c). The information required under Rule 15c2-5 is necessary for broker-dealers to engage in the lending activities prescribed in the Rule. Rule 15c2-5 does not assure confidentiality for the information retained under the rule.<sup>6</sup>

<sup>1</sup> 50 respondents × 6 responses per year × 2 hours per response = 600 hours per year.

<sup>2</sup> 50 respondents × 6 responses per year = 300 responses per year.

<sup>3</sup> 300 responses per year × 2 hours per response = 600 hours per year.

<sup>4</sup> Cost per hour for a clerk is from SIFMA's Office Salaries in the Securities Industry 2013, modified by Commission staff to account for an 1800-hour work-year and multiplied by 2.93 to account for bonuses, firm size, employee benefits and overhead.

<sup>5</sup> 600 hours per year × \$57.00 per hour = \$34,200 per year.

<sup>6</sup> The records required by Rule 15c2-5 would be available only for examination purposes of the Commission staff, state securities authorities, and the self-regulatory organizations. Subject to the provisions of the Freedom of Information Act, 5 U.S.C. 552, and the Commission's rules thereunder (17 CFR 200.80(b)(4)(iii)), the Commission does not generally publish or make available information contained in any reports, summaries, analyses,

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information under the PRA unless it displays a currently valid OMB control number.

The public may view background documentation for this information collection at the following Web site: [www.reginfo.gov](http://www.reginfo.gov). Comments should be directed to: (i) Desk Officer for the Securities and Exchange Commission, Office of Information and Regulatory Affairs, Office of Management and Budget, Room 10102, New Executive Office Building, Washington, DC 20503, or by sending an email to: [Shagufta.Ahmed@omb.eop.gov](mailto:Shagufta.Ahmed@omb.eop.gov); and (ii) Pamela Dyson, Director/Chief Information Officer, Securities and Exchange Commission, c/o Remi Pavlik-Simon, 100 F Street NE., Washington, DC 20549, or by sending an email to: [PRA\\_Mailbox@sec.gov](mailto:PRA_Mailbox@sec.gov). Comments must be submitted to OMB within 30 days of this notice.

Dated: August 22, 2017.

**Eduardo A. Aleman,**  
Assistant Secretary.

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**SMALL BUSINESS ADMINISTRATION**

**[Disaster Declaration #15255 and #15256; WEST VIRGINIA Disaster Number WV-00046]**

**Presidential Declaration of a Major Disaster for the State of West Virginia**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Notice.

**SUMMARY:** This is a Notice of the Presidential declaration of a major disaster for the State of West Virginia (FEMA-4331-DR), dated 08/18/2017.

*Incident:* Severe Storms, Flooding, Landslides, and Mudslides.

*Incident Period:* 07/28/2017 through 07/29/2017.

**DATES:** Issued on 08/18/2017.

*Physical Loan Application Deadline Date:* 10/17/2017.

*Economic Injury (EIDL) Loan Application Deadline Date:* 05/18/2018.

**ADDRESSES:** Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

**FOR FURTHER INFORMATION CONTACT:** A. Escobar, Office of Disaster Assistance,

letters, or memoranda arising out of, in anticipation of, or in connection with an examination or inspection of the books and records of any person or any other investigation.

U.S. Small Business Administration, 409 3rd Street SW., Suite 6050, Washington, DC 20416, (202) 205-6734.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that as a result of the President's major disaster declaration on 08/18/2017, applications for disaster loans may be filed at the address listed above or other locally announced locations. The following areas have been determined to be adversely affected by the disaster:

*Primary Counties (Physical Damage and Economic Injury Loans):* Harrison, Marion, Marshall, Wetzel

*Contiguous Counties (Economic Injury Loans Only):*

West Virginia: Barbour, Doddridge, Lewis, Monongalia, Ohio, Taylor, Tyler, Upshur.

Ohio: Belmont, Monroe

Pennsylvania: Greene, Washington

The Interest Rates are:

|  | Percent |
|--|---------|
| <i>For Physical Damage:</i>  |         |
| Homeowners with Credit Available Elsewhere .....   | 3.500   |
| Homeowners without Credit Available Elsewhere .....  | 1.750   |
| Businesses with Credit Available Elsewhere .....   | 6.610   |
| Businesses without Credit Available Elsewhere .....  | 3.305   |
| Non-Profit Organizations with Credit Available Elsewhere ...   | 2.500   |
| Non-Profit Organizations without Credit Available Elsewhere .....                                      | 2.500   |
| <i>For Economic Injury:</i>  |         |
| Businesses & Small Agricultural Cooperatives without Credit Available Elsewhere .....                  | 3.305   |
| Non-Profit Organizations Without Credit Available Elsewhere .....                                      | 2.500   |
| The number assigned to this disaster for physical damage is 152556 and for economic injury is 152560.. |         |

(Catalog of Federal Domestic Assistance Number 59008)

**James E. Rivera,**

Associate Administrator for Disaster Assistance.

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