

Presidential Documents

Title 3—The President

PROCLAMATION 4042

Earth Week, 1971

By the President of the United States of America

A Proclamation

Few concerns facing America and the world today are more compelling than the quality of our physical environment. All that we do, all that we hope to achieve for ourselves, all that we hope to create for our children will go for nothing if the world itself is made unfit to live in. The question of what we do with our environment is a matter of cosmic consequence; there is a limit to how long the matter rests merely with man, and if that limit is exceeded, the success of man as an earth creature may itself be limited by forces he no longer controls.

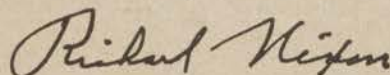
The earth and its atmosphere are a closed system. They are finite. The good water cannot purify itself indefinitely. The good air cannot cleanse itself endlessly. And the good earth cannot sustain and repair the injustices of man forever. Man must help to put his own earthly house in order.

We have made a beginning in this. But we have only begun. Now there must be a conscious, sustained effort by every American and, we might hope, by every citizen of the world if our posterity are not to look back in sorrow and wonder why, when God had created the earth and seen that it was good, man did not agree and leave it that way.

NOW, THEREFORE, I, Richard Nixon, President of the United States of America, do hereby designate the period of April 18 through April 24, 1971, as Earth Week.

I call upon the Governors of the several States to encourage observance of this period and its purposes through appropriate ceremonies and to give special consideration to means of educating our citizens to the preservation of our environment.

IN WITNESS WHEREOF, I have hereunto set my hand this second day of April, in the year of our Lord nineteen hundred seventy-one, and of the Independence of the United States of America the one hundred ninety-fifth.



[FR Doc.71-4882 Filed 4-5-71;10:54 am]

NOTE: For the text of the President's Letter to the Nation's Governors urging their observance of Earth Week, 1971, see Weekly Comp. of Pres. Docs., Vol. 7, issue of April 5, 1971.

Rules and Regulations

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAXES

[T.D. 7105]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Definition of Pooled Income Fund

On July 17, 1970, there was published in the FEDERAL REGISTER (35 F.R. 11476) a notice of proposed rule making with respect to amendment of the Income Tax Regulations (26 CFR Part 1) to conform such regulations to section 642(c)(5) of the Internal Revenue Code of 1954, relating to the definition of pooled income fund, as added by section 201(b) of the Tax Reform Act of 1969 (Public Law 91-172, 83 Stat. 558). After consideration of all such relevant matters as were presented by interested persons regarding the rules proposed, the amendment to the regulations as proposed is hereby adopted, subject to the changes set forth below:

PARAGRAPH 1. Section 1.642(c)-5, as set forth in paragraph 2 of notice of proposed rule making, is changed by revising paragraphs (a), (b), and (c).

PAR. 2. Section 1.642(c)-6, as set forth in paragraph 2 to the notice of proposed rule making, is changed by revising paragraphs (a), (b), (c), and so much of paragraph (d)(3) as precedes the tables therein.

PAR. 3. Section 1.642(c)-7, as set forth in paragraph 2 to the notice of proposed rule making, is changed by revising paragraphs (a), (b), (c)(1), and (d).

(Sec. 7805 of the Internal Revenue Code of 1954, 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] RANDOLPH W. THROWER,
Commissioner of Internal Revenue.

Approved: March 29, 1971.

JOHN S. NOLAN,
Acting Assistant Secretary
of the Treasury.

PARAGRAPH 1. Section 1.642(c) is amended by revising section 642(c) and by adding a historical note, as follows:

§ 1.642(c) Statutory provisions; estates and trusts; special rules for credits and deductions; charitable contributions deduction.

Sec. 642. Special rules for credits and deductions. . . .

(c) Deduction for amounts paid or permanently set aside for a charitable purpose—

(1) General rule. In the case of an estate or trust (other than [sic] a trust meeting the specifications of subpart B), there shall be allowed as a deduction in computing its taxable income (in lieu of the deduction allowed by section 170(a), relating to deduc-

tion for charitable, etc., contributions and gifts) any amount of the gross income, without limitation, which pursuant to the terms of the governing instrument is, during the taxable year, paid for a purpose specified in section 170(c) (determined without regard to section 170(c)(2)(A)). If a charitable contribution is paid after the close of such taxable year and on or before the last day of the year following the close of such taxable year, then the trustee or administrator may elect to treat such contribution as paid during such taxable year. The election shall be made at such time and in such manner as the Secretary or his delegate prescribes by regulations.

(2) Amounts permanently set aside. In the case of an estate and in the case of a trust (other than a trust meeting the specifications of subpart B) required by the terms of its governing instrument to set aside amounts which was—

(A) Created on or before October 9, 1969, if—

(i) An irrevocable remainder interest is transferred to or for the use of an organization described in section 170(c), or

(ii) The grantor is at all times after October 9, 1969, under a mental disability to change the terms of the trust; or

(B) Established by a will executed on or before October 9, 1969, if—

(i) The testator dies before October 9, 1972, without having republished the will after October 9, 1969, by codicil or otherwise,

(ii) The testator at no time after October 9, 1969, had the right to change the portions of the will which pertain to the trust, or

(iii) The will is not republished by codicil or otherwise before October 9, 1972, and the testator is on such date and at all times thereafter under a mental disability to republish the will by codicil or otherwise,

there shall also be allowed as a deduction in computing its taxable income any amount of the gross income, without limitation, which pursuant to the terms of the governing instrument is, during the taxable year, permanently set aside for a purpose specified in section 170(c), or is to be used exclusively for religious, charitable, scientific, literary, or educational purposes, or for the prevention of cruelty to children or animals, or for the establishment, acquisition, maintenance, or operation of a public cemetery not operated for profit. In the case of a trust, the preceding sentence shall apply only to gross income earned with respect to amounts transferred to the trust before October 9, 1969, or transferred under a will to which subparagraph (B) applies.

(3) Pooled income funds. In the case of a pooled income fund (as defined in paragraph (5)), there shall also be allowed as a deduction in computing its taxable income any amount of the gross income attributable to gain from the sale of a capital asset held for more than 6 months, without limitation, which pursuant to the terms of the governing instrument is, during the taxable year, permanently set aside for a purpose specified in section 170(c).

(4) Adjustments. To the extent that the amount otherwise allowable as a deduction under this subsection consists of gain from the sale or exchange of capital assets held for more than 6 months, proper adjustment shall be made for any deduction allowable to the estate or trust under section 1202 (re-

lating to deduction for excess of capital gains over capital losses). In the case of a trust, the deduction allowed by this subsection shall be subject to section 681 (relating to unrelated business income).

(5) Definition of pooled income fund. For purposes of paragraph (3), a pooled income fund is a trust—

(A) To which each donor transfers property, contributing an irrevocable remainder interest in such property to or for the use of an organization described in section 170 (b)(1)(A) (other than in clauses (vii) or (viii)), and retaining an income interest for the life of one or more beneficiaries (living at the time of such transfer),

(B) In which the property transferred by each donor is commingled with property transferred by other donors who have made or make similar transfers,

(C) Which cannot have investments in securities which are exempt from the taxes imposed by this subtitle,

(D) Which includes only amounts received from transfers which meet the requirements of this paragraph,

(E) Which is maintained by the organization to which the remainder interest is contributed and of which no donor or beneficiary of an income interest is a trustee, and

(F) From which each beneficiary of an income interest receives income, for each year for which he is entitled to receive the income interest referred to in subparagraph (A), determined by the rate of return earned by the trust for such year.

For purposes of determining the amount of any charitable contribution allowable by reason of a transfer of property to a pooled fund, the value of the income interest shall be determined on the basis of the highest rate of return earned by the fund for any of the 3 taxable years immediately preceding the taxable year of the fund in which the transfer is made. In the case of funds in existence less than 3 taxable years preceding the taxable year of the fund in which a transfer is made, the rate of return shall be deemed to be 6 percent per annum, except that the Secretary or his delegate may prescribe a different rate of return.

(6) Taxable private foundations. In the case of a private foundation which is not exempt from taxation under section 501(a) for the taxable year, the provisions of this subsection shall not apply and the provisions of section 170 shall apply.

[Sec. 642(c) as amended by sec. 201(b), Tax Reform Act 1969 (83 Stat. 558)]

PAR. 2. Immediately after § 1.642(c)-4 the following new sections are inserted:

§ 1.642(c)-5 Definition of pooled income fund.

(a) In general—(1) Application of provisions. Section 642(c)(5) prescribes certain rules for the valuation of contributions involving transfers to certain funds described in that section as pooled income funds. This section sets forth the requirements for qualifying as a pooled income fund and provides for the manner of allocating the income of the fund to the beneficiaries. Section 1.642(c)-6 provides for the valuation of a remainder interest in property transferred to a

pooled income fund. § 1.642(c)-7 provides transitional rules under which certain funds may be amended so as to qualify as pooled income funds in respect to transfers of property occurring after July 31, 1969.

(2) *Tax status of fund and its beneficiaries.* Notwithstanding any other provision of this chapter, a fund which meets the requirements of a pooled income fund, as defined in section 642(c) (5) and paragraph (b) of this section, shall not be treated as an association within the meaning of section 7701(a) (3). Such a fund, which need not be a trust under local law, and its beneficiaries shall be taxable under part I, subchapter J, chapter 1 of the Code, but the provisions of subpart E (relating to grantors and others treated as substantial owners) of such part shall not apply to such fund.

(3) *Recognition of gain or loss on transfer to fund.* No gain or loss shall be recognized to the donor on the transfer of property to a pooled income fund. In such case, the fund's basis and holding period with respect to property transferred to the fund by a donor shall be determined as provided in sections 1015(b) and 1223(2). If, however, a donor transfers property to a pooled income fund and, in addition to creating or retaining a life income interest therein, receives property from the fund, or transfers property to the fund which is subject to an indebtedness, this subparagraph shall not apply to the gain realized by reason of (i) the receipt of such property or (ii) the amount of such indebtedness, whether or not assumed by the pooled income fund, which is required to be treated as an amount realized on the transfer. For applicability of the bargain sale rules, see section 1011(b) and the regulations thereunder.

(4) *Charitable contributions deduction.* A charitable contributions deduction for the value of the remainder interest, as determined under § 1.642(c)-6, may be allowed under section 170, 2055, 2106, or 2522, where there is a transfer of property to a pooled income fund. For a special rule relating to the reduction of the amount of a charitable contribution of certain ordinary income property or capital gain property, see section 170 (e) (1) (A) or (B) (i) and the regulations thereunder.

(5) *Definitions.* For purposes of this section, § 1.642(c)-6, and § 1.642(c)-7—

(i) The term "income" has the same meaning as it does under section 643(b) and the regulations thereunder.

(ii) The term "donor" includes a decedent who makes a testamentary transfer of property to a pooled income fund.

(iii) The term "governing instrument" means either the governing plan under which the pooled income fund is established and administered or the instrument of transfer, as the context requires.

(iv) The term "public charity" means an organization described in clause (i) to (vi) of section 170(b) (1) (A). If an organization is described in clause (i) to (vi) of section 170(b) (1) (A) and is

also described in clause (viii) of such section, it shall be treated as a public charity.

(v) The term "fair market value", when used with respect to property, means its value in excess of the indebtedness or charges against such property.

(vi) The term "determination date" means each day within the taxable year of a pooled income fund on which a valuation is made of the property in the fund. The property in the fund shall be valued on the first day of the taxable year of the fund and on at least 3 other days within the taxable year. The period between any two consecutive determination dates within the taxable year shall not be greater than 3 calendar months. In the case of a taxable year of less than 12 months, the property in the fund shall be valued on the first day of such taxable year and on such other days within such year as occur at successive intervals of no greater than 3 calendar months.

(6) *Cross references.* (i) See section 4947(a) (2) and section 4947(b) (3) (B) for the application to pooled income funds of the provisions relating to private foundations and section 508(e) for rules relating to provisions required in the governing instrument prohibiting certain activities specified in section 4947(a) (2).

(ii) For rules for postponing the time for deduction of a charitable contribution of a future interest in tangible personal property, see section 170(a) (3) and the regulations thereunder.

(b) *Requirements for qualification as a pooled income fund.* A pooled income fund to which this section applies must satisfy all of the following requirements:

(1) *Contribution of remainder interest to charity.* Each donor must transfer property to the fund and contribute an irrevocable remainder interest in such property to or for the use of a public charity, retaining for himself, or creating for another beneficiary or beneficiaries, a life income interest in the transferred property. A contingent remainder interest shall not be treated as an irrevocable remainder interest for purposes of this subparagraph.

(2) *Creation of life income interest.* Each donor must retain for himself for life an income interest in the property transferred to such fund, or create an income interest in such property for the life of one or more beneficiaries, each of whom must be living at the time of the transfer of the property to the fund by the donor. The term "one or more beneficiaries" includes those members of a named class who are alive and can be ascertained at the time of the transfer of the property to the fund. In the event more than one beneficiary of the income interest is designated, such beneficiaries may enjoy their shares of income concurrently, consecutively, or both concurrently and consecutively. The donor may retain the power exercisable only by will to revoke or terminate the income interest of any designated beneficiary other than the public charity. The governing instrument must specify at the time of

the transfer the particular beneficiary or beneficiaries to whom the income is payable and the share of income distributable to each person so specified. The public charity to or for the use of which the remainder interest is contributed may also be designated as one of the beneficiaries of an income interest. The donor need not retain or create a life interest in all the income from the property transferred to the fund provided any income not payable under the terms of the governing instrument to an income beneficiary is contributed to, and within the taxable year in which it is received is paid to, the same public charity to or for the use of which the remainder interest is contributed. No charitable contributions deduction shall be allowed to the donor for the value of such income interest of the public charity or for the amount of any such income paid to such organization.

(3) *Commingleing of property required.* The property transferred to the fund by each donor must be commingled with, and invested or reinvested with, other property transferred to the fund by other donors satisfying the requirements of subparagraphs (1) and (2) of this paragraph. The governing instrument of the pooled income fund must contain a provision requiring compliance with the preceding sentence. The public charity to or for the use of which the remainder interest is contributed may maintain more than one pooled income fund, provided that each such fund is maintained by the organization and is not a device to permit a group of donors to create a fund which may be subject to their manipulation. The fund must not include property transferred under arrangements other than those specified in section 642 (c) (5) and this paragraph. However, a fund shall not be disqualified as a pooled income fund under this paragraph because any portion of its properties is invested or reinvested jointly with other properties, not a part of the pooled income fund, which are held by, or for the use of, the public charity which maintains the fund, as for example, with securities in the general endowment fund of the public charity to or for the use of which the remainder interest is contributed. Where such joint investment or reinvestment of properties occurs, records must be maintained which sufficiently identify the portion of the total fund which is owned by the pooled income fund and the income earned by, and attributable to, such portion. Such a joint investment or reinvestment of properties shall not be treated as an association or partnership for purposes of the Code. A bank which serves as trustee of more than one pooled income fund may maintain a common trust fund to which section 584 applies for the collective investment and reinvestment of moneys of such funds.

(4) *Prohibition against exempt securities.* The property transferred to the fund by any donor must not include any securities, the income from which is exempt from tax under subtitle A of the Code, and the fund must not invest in such

securities. The governing instrument of the fund must contain specific prohibitions against accepting or investing in such securities.

(5) *Maintenance by charitable organization required.* The fund must be maintained by the same public charity to or for the use of which the irrevocable remainder interest is contributed. The requirement of maintenance will be satisfied where the public charity exercises control directly or indirectly over the fund. For example, this requirement of control shall ordinarily be met when the public charity has the power to remove the trustee or trustees of the fund and designate a new trustee or trustees. A national organization which carries out its purposes through local organizations, chapters, or auxiliary bodies with which it has an identity of aims and purposes may maintain a pooled income fund (otherwise satisfying the requirements of this paragraph) in which one or more local organizations, chapters, or auxiliary bodies which are public charities have been named as recipients of the remainder interests. For example, a national church body may maintain a pooled income fund where donors have transferred property to such fund and contributed an irrevocable remainder which are ordinarily exercised by a interest therein to or for the use of various local churches or educational institutions of such body. The fact that such local organizations or chapters have been separately incorporated from the national organization is immaterial.

(6) *Prohibition against donor or beneficiary serving as trustee.* The fund must not have, and the governing instrument must prohibit the fund from having, as a trustee a donor to the fund or a beneficiary (other than the public charity to or for the use of which the remainder interest is contributed) of an income interest in any property transferred to such fund. Thus, if a donor or beneficiary (other than such public charity) directly or indirectly has general responsibilities with respect to the fund trustee, such fund does not meet the requirements of section 642(c) (5) and this paragraph. The fact that a donor of property to the fund, or a beneficiary of the fund, is a trustee, officer, director, or other official of the public charity to or for the use of which the remainder interest is contributed ordinarily will not prevent the fund from meeting the requirements of section 642(c) (5) and this paragraph.

(7) *Income of beneficiary to be based on rate of return of fund.* Each beneficiary entitled to income of any taxable year of the fund must receive such income in an amount determined by the rate of return earned by the fund for such taxable year with respect to his income interest, computed as provided in paragraph (c) of this section. The governing instrument of the fund shall direct the trustee to distribute income currently or within the first 65 days following the close of the taxable year in which the income is earned. Any such payment made after the close of the taxable year

shall be treated as paid on the last day of the taxable year. A statement shall be attached to the return of the pooled income fund indicating the date and amount of such payments after the close of the taxable year. Subject to the provisions of part I, subchapter J, chapter 1 of the Code, the beneficiary shall include in his gross income all amounts properly paid, credited, or required to be distributed to the beneficiary during the taxable year or years of the fund ending within or with his taxable year. The governing instrument shall provide that the income interest of any designated beneficiary shall either terminate with the last regular payment which was made before the death of the beneficiary or be prorated to the date of his death.

(8) *Termination of life income interest.* Upon the termination of the income interest retained or created by any donor, the trustee shall sever from the fund an amount equal to the value of the remainder interest in the property upon which the income interest is based. The value of the remainder interest for such purpose shall be its value as of the determination date next succeeding the termination of the income interest. The amount so severed from the fund must either be paid to, or retained for the use of, the designated public charity, as provided in the governing instrument. However, see subparagraph (3) of this paragraph for rules relating to commingling of property.

(c) *Allocation of income to beneficiary—(1) In general.* Every income interest retained or created in property transferred to a pooled income fund shall be assigned a proportionate share of the annual income earned by the fund, such share, or unit of participation, being based on the fair market value of such property on the date of transfer, as provided in this paragraph.

(2) *Units of participation—(i) Unit plan.* (a) On each transfer of property by a donor to a pooled income fund, one or more units of participation in the fund shall be assigned to the beneficiary or beneficiaries of the income interest retained or created in such property, the number of units of participation being equal to the number obtained by dividing the fair market value of the property by the fair market value of a unit in the fund at the time of the transfer.

(b) The fair market value of a unit in the fund at the time of the transfer shall be determined by dividing the fair market value of all property in the fund at such time by the number of units then in the fund. The initial fair market value of a unit in a pooled income fund shall be the fair market value of the property transferred to the fund divided by the number of units assigned to the income interest in that property. The value of each unit of participation will fluctuate with each new transfer of property to the fund in relation to the appreciation or depreciation in the fair market value of the property in the fund, but all units in the fund will always have equal value.

(c) The share of income allocated to each unit of participation shall be

determined by dividing the income of the fund for the taxable year by the outstanding number of units in the fund at the end of such year, except that, consistently with paragraph (b) (7) of this section, income shall be allocated to units outstanding during only part of such year by taking into consideration the period of time such units are outstanding. For this purpose the actual income of such part of the taxable year, or a prorated portion of the annual income, may be used, after making such adjustments as are reasonably necessary to reflect fluctuations during the year in the fair market value of the property in the fund.

(ii) *Other plans.* The governing instrument of the fund may provide any other reasonable method not described in subdivision (i) of this subparagraph for assigning units of participation in the fund and allocating income to such units which reaches a result reasonably consistent with the provisions of such subdivision.

(iii) *Transfers between determination dates.* For purposes of subdivisions (i) and (ii) of this subparagraph, if a transfer of property to the fund by a donor occurs on other than a determination date, the number of units of participation assigned to the income interest in such property may be determined by using the fair market value of the property in the fund on the determination date immediately preceding the date of transfer (determined without regard to the property so transferred), subject, however, to appropriate adjustments on the next succeeding determination date. Such adjustments may be made by any reasonable method, including the use of a method whereby the average fair market value of the property in the fund at the time of the transfer is obtained by reference to the fair market values of the property in the fund on the determination dates immediately preceding and succeeding the date of transfer. The application of this subdivision may be illustrated by the following example:

Example. The determination dates of a pooled income fund are the first day of each calendar month. On April 1, 1971, the fair market value of the property in the fund is \$100,000, at which time 1,000 units of participation are outstanding with a value of \$100 each. On April 15, 1971, B transfers property with a fair market value of \$50,000 to the fund, retaining for himself for life an income interest in such property. On May 1, 1971, the fair market value of the property in the fund, including the property transferred by B, is \$160,000. The average of the fair market values of the property in the fund (excluding the property transferred by B) on April 1 and May 1, 1971, is \$105,000 $[(\$100,000 + \$160,000) \div 2]$. Accordingly, the fair market value of a unit of participation in the fund on April 15, 1971, at the time of B's transfer is \$1,050 $[(\$105,000/1,000 \text{ units})]$, and B is assigned 477 units of participation in the fund $(\$50,000/\$1,050)$.

(3) *Special rule for partial allocation of income to charity.* Notwithstanding subparagraph (2) of this paragraph, the governing instrument may provide that a unit of participation is entitled to

share in the income of the fund in a lesser amount than would otherwise be determined under such subparagraph, provided that the income otherwise allocable to the unit under such subparagraph is paid within the taxable year in which it is received to the public charity to or for the use of which the remainder interest is contributed under the governing instrument.

(4) *Illustrations.* The application of this paragraph may be illustrated by the following examples:

Example (1). On July 1, 1970, A and B transfer separate properties with a fair market value of \$20,000 and \$10,000, respectively, to a newly created pooled income fund which is maintained by Y University and uses as its taxable year the fiscal year ending June 30. A and B each retain in themselves for life an income interest in such property, the remainder interest being contributed to Y University. The pooled income fund assigns an initial value of \$100 to each unit of participation in the fund, and under the governing instruments A receives 200 units, and B receives 100 units, in the fund. On October 1, 1970, which is a determination date, C transfers property to the fund with a fair market value of \$12,000, retaining in himself for life an income interest in such property and contributing the remainder interest to Y University. The fair market value of the property in the fund at the time of C's transfer is \$36,000. The fair market value of A's and B's units at the time of such transfer is \$120 each (\$36,000/300). By reason of his transfer of property C is assigned 100 units of participation in the fund (\$12,000/\$120).

Example (2). Assume that the pooled income fund in example (1) earns \$2,600 for its taxable year ending June 30, 1971, and there are no further contributions of property to the fund in such year. Further assume \$300 is earned in the first quarter ending September 30, 1970. Therefore, the fund earns \$1 per unit for the first quarter (\$300 divided by 300 units outstanding) and \$5.75 per unit for the remainder of the taxable year (\$2,600-\$300) divided by 400 units outstanding. If the fund distributes its income for the year based on its actual earnings per quarter, the income must be distributed as follows:

Beneficiary	Share of income
A -----	\$1350 $([200 \times \$1] + [200 \times \$5.75])$.
B -----	\$675 $([100 \times \$1] + [100 \times \$5.75])$.
C -----	\$575 $(100 \times \$5.75)$.

Example (3). (a) On July 1, 1970, A and B transfer separate properties with a fair market value of \$10,000 and \$20,000, respectively, to a newly created pooled income fund which is maintained by X University and uses as its taxable year the fiscal year ending June 30. A and B each retain in themselves an income interest for life in such property, the remainder interest being contributed to X University. The governing instrument provides that each unit of participation in the fund shall have a value of not more than its initial fair market value; the instrument also provides that the income allocable to appreciation in the fair market value of such unit (to the extent in excess of its initial fair market value) at the end of each quarter of the fiscal year is On October 1, 1970, which is a determination date, C contributes to the fund property with a fair market value of \$60,000 and retains in himself an income interest for life in such property, the remainder interest being contributed to X University. The ini-

tial fair market value of the units assigned to A, B, and C is \$100. A, B, and C's units of participation are as follows:

Beneficiary	Units of participation
A -----	100 (\$10,000 divided by \$100).
B -----	200 (\$20,000 divided by \$100).
C -----	600 (\$60,000 divided by \$100).

(b) The fair market value of the property in the fund at the time of C's contribution is \$40,000. Assuming the fair market value of the property in the fund is \$100,000 on December 31, 1970, and that the income of the fund for the second quarter ending December 31, 1970, is \$2,000, the income is shared by the income beneficiaries and X University as follows:

Beneficiary	Allocation of income
A, B, and C -----	90% (\$90,000 divided by \$100,000).
X University -----	10% (\$10,000 divided by \$100,000).

(c) For the quarter ending December 31, 1970, each unit of participation is allocated \$2 (90 percent \times \$2,000 divided by 900) of the income earned for that quarter. A, B, C, and X University share in the income as follows:

Beneficiary	Share of income
A -----	\$200 $(100 \times \$2)$.
B -----	\$400 $(200 \times \$2)$.
C -----	\$1,200 $(600 \times \$2)$.
X University -----	\$200 $(10\% \times \$2,000)$.

(d) *Effective date.* Section 642(c) (5) and this section apply to transfers in trust made after July 31, 1969.

§ 1.642(c)-6 Valuation of a remainder interest in property transferred to a pooled income fund.

(a) *In general.* (1) For purposes of sections 170, 2055, 2106, and 2522 the fair market value of a remainder interest in property transferred after July 31, 1969, to a pooled income fund to which § 1.642(c)-5 applies is its present value determined under this section. The present value of the remainder interest at the time of the transfer of property to the fund shall be determined by computing the present value at such time of the life income interest in the transferred property (as determined under paragraph (b) of this section) and subtracting such value from the fair market value of the transferred property on the appropriate valuation date. The fact that the income beneficiary of the income interest in such property may not receive the last income payment, as provided in paragraph (b) (7) of § 1.642(c)-5, shall not be taken into account for purposes of determining the present value of the life income interest. For purposes of this section, the term "appropriate valuation date" means the date on which property is transferred to the fund by the donor except that, for purposes of section 2055 or 2106, it means the alternate valuation date if it is elected in accordance with section 2032 and the regulations thereunder.

(2) The method for determining the present value of a remainder interest in property transferred to a pooled income fund where such value is dependent on the termination of one life is set forth

in paragraph (d) of this section. If the computation of the value of the remainder interest requires the use of a factor which is not provided in paragraph (d) of this section, the Commissioner may, if conditions permit, supply the factor upon request. The request must be accompanied by a statement of the pooled income fund's yearly rate of return and of the date of birth and sex of each individual the duration of whose life may affect the value of the remainder interest and by copies of the relevant instruments. If the Commissioner furnishes the factor, a copy of the letter supplying the factor shall be attached to the tax return in which the deduction is claimed. If the Commissioner does not furnish the factor, the taxpayer must furnish a factor computed in accordance with the principles set forth in this section. Many special factors involving the valuation of an income interest dependent upon the continuation or termination of more than one life may be found in, or computed with the use of the tables contained in, the publications entitled "Actuarial Values I: Valuation of Last Survivor Charitable Remainders" and "Actuarial Values II: Factors at 6 Percent Involving One and Two Lives." These publications may be purchased from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Any claim for deduction in any return for the value of a remainder interest in property transferred to a pooled income fund must be supported by a statement attached to the return showing the computation of the present value of such interest.

(b) *Present value of life income interest.* The present value of the life income interest in property transferred to a pooled income fund shall be computed on the basis of—

(1) Life contingencies determined, as to each male and female life involved, from the values of l_x that are set forth in columns (2) and (3), respectively, of table LN of paragraph (f) of § 20.2031-10 of this chapter (Estate Tax Regulations), and

(2) Discount at a rate of interest, compounded annually, equal to the highest yearly rate of return of the pooled income fund for the 3 taxable years immediately preceding its taxable year in which the transfer of property to the fund is made. For purposes of this subparagraph, the first taxable year of a pooled income fund shall be considered a taxable year even though such taxable year consists of less than 12 months. However, appropriate adjustments shall be made to annualize the rate of return earned by the fund for such period. Where it appears from the facts and circumstances that the highest yearly rate of return for the 3 taxable years immediately preceding the taxable year in which the transfer of property is made has been purposely arranged to be substantially incommensurate with the reasonably anticipated earnings of the fund with the objective of obtaining an excessive charitable contributions deduction, such rate of return shall not be used. In such a case the highest yearly

rate of return of the fund shall be determined by treating the fund as a pooled income fund which has been in existence for less than 3 preceding taxable years. If a pooled income fund has been in existence less than 3 taxable years immediately preceding the taxable year in which the transfer of property to the fund is made, the highest yearly rate of return shall be deemed to be 6 percent. For purposes of this subparagraph the yearly rate of return of a pooled income fund shall be determined as provided in paragraph (c) of this section unless the highest yearly rate of return is deemed to be 6 percent.

(c) *Computation of pooled income fund's yearly rate of return.* (1) For purposes of paragraph (b) of this section, the yearly rate of return earned by a pooled income fund for a taxable year shall be that percentage obtained by dividing the amount of income earned by the pooled income fund for such taxable year by an amount equal to (i) the average fair market value for such taxable year of the property in such fund less (ii) the corrective term adjustment.

(2) The average fair market value of the property in a pooled income fund for a taxable year shall be the sum of the amounts of the fair market value of all property held by the pooled income fund on each determination date, as defined in paragraph (a) (5) (vi) of § 1.642(c)-5, of such taxable year divided by the number of determination dates in such taxable year. For such purposes the fair market value of property held by the fund shall be determined without including any income earned by the fund.

(3) (i) The corrective term adjustment shall be the sum of the products obtained by multiplying each income payment made by the pooled income fund within its taxable year by the percentage set forth in column (2) of the following table opposite the period within such year, set forth in column (1), which includes the date on which that payment is made:

TABLE	
(1) Payment period	(2) Percentage of payment
Last week of 4th quarter.....	0
Balance of 4th quarter.....	25
Last week of 3d quarter.....	25
Balance of 3d quarter.....	50
Last week of 2d quarter.....	50
Balance of 2d quarter.....	75
Last week of 1st quarter.....	75
Balance of 1st quarter.....	100

(ii) If the taxable year of the fund consists of less than 12 months, the corrective term adjustment shall be the sum of the products obtained by multiplying each income payment made by the pooled income fund within such taxable year by the percentage obtained by subtracting from 1 a fraction the numerator of which is the number of days from the first day of such taxable year to the date of such income payment and the denominator of which is 365.

(4) A pooled income fund's method of calculating its yearly rate of return must

be supported by a full statement attached to the income tax return of the pooled income fund for each taxable year.

(5) The application of this paragraph may be illustrated by the following examples:

Example (1). (a) The pooled income fund maintained by W University has established determination dates on the first day of each calendar quarter. The pooled income fund is on a calendar-year basis. The pooled income fund earned \$5,000 of income during 1971. The fair market value of its property (determined without including any income earned by the fund), and the income paid out, on the first day of each calendar quarter in 1971 are as follows:

Date	Fair market value of property	Income payment
Jan. 1.....	\$100,000	\$1,200
Apr. 1.....	105,000	1,200
July 1.....	95,000	1,200
Oct. 1.....	100,000	1,400
	400,000	5,000

(b) The average fair market value of the property in the fund for 1971 is \$100,000 (\$400,000, divided by 4).

(c) The corrective term adjustment for 1971 is \$3,050, determined by applying the percentages obtained in column (2) of the table in subparagraph (3) of this paragraph:

Multiplication	Product
100% × \$1,200.....	\$1,200
75% × \$1,200.....	900
50% × \$1,200.....	600
25% × \$1,400.....	350
Sum of products.....	3,050

(d) The pooled income fund's yearly rate of return for 1971 is 5.157 percent, determined as follows:

$$\frac{\$5,000}{\$100,000 - \$3,050} = 0.05157$$

Example (2). (a) The pooled income fund maintained by X University has established determination dates on the first day of each calendar quarter. The pooled income fund is on a calendar-year basis. The pooled income fund earned \$5,000 of income during 1971 and paid out \$3,000 on December 15, 1971, and \$2,000 on January 15, 1972, the last amount being treated under paragraph (b) (7) of § 1.642(c)-5 as paid on December 31, 1971. The fair market value of its property (determined without including any income earned by the fund) on the determination dates in 1971 and the income paid out during 1971 are as follows:

Date	Fair market value of property	Income payment
Jan. 1.....	\$125,000	
Apr. 1.....	125,000	
July 1.....	75,000	
Oct. 1.....	75,000	
Dec. 15.....		\$3,000
Dec. 31.....		2,000
	400,000	5,000

(b) The average fair market value of the property in the fund for 1971 is \$100,000 (\$400,000 divided by 4).

(c) The corrective term adjustment for 1971 is \$750, determined by applying the percentages obtained in column (2) of the table in subparagraph (3) of this paragraph:

Multiplication	Product
0% × \$2,000.....	\$0
25% × \$3,000.....	750
Sum of products.....	750

(d) The pooled income fund's yearly rate of return for 1971 is 5.038 percent, determined as follows:

$$\frac{\$5,000}{\$100,000 - \$750} = 0.05038$$

(d) *Present value of remainder interest dependent on the termination of one life—(1) In general.* The present value under this section of a remainder interest which is dependent on the termination of the life of one individual shall be determined under this paragraph. The present value of such a remainder interest shall be computed by the use of Table G(1) or Table G(2) in subparagraph (3) of this paragraph. Table G(1) is to be used when the individual upon whose life the present value of the remainder interest is based is a male, and Table G(2) is to be used when the individual upon whose life the present value of the remainder interest is based is a female whose age is less than 95 years. In the case of a female whose age is more than 94 years, Table G(1) is to be used. The factors in these tables have been obtained by subtracting from 1 the factor for determining the present value of the life income interest. For purposes of the computations under this section, the age of an individual is to be taken as the age of that individual at his nearest birthday.

(2) *Computation of value of remainder interest.* The factor which is used in determining the present value of the remainder interest is the factor under the appropriate yearly rate of return in column (2) of Table G(1) or Table G(2) opposite the number in column (1) which corresponds to the age of the individual upon whose life the value of the remainder interest is based. If the yearly rate of return is a percentage which is between yearly rates of return for which factors are provided in Table G(1) or Table G(2), a linear interpolation must be made. The present value of the remainder interest is determined by multiplying, by the factor determined under this subparagraph, the fair market value on the appropriate valuation date. If the yearly rate of return is below 2.2 percent or above 8 percent, see paragraph (a) (2) of this section. The application of this subparagraph may be illustrated by the following example:

Example. M, a male who will be 50 years old on April 15, 1970, transfers \$100,000 to a pooled income fund on January 1, 1970, and retains in himself a life income interest in such property. The highest yearly rate of return earned by the fund for its 3 preceding taxable years is 4.717 percent. In table G(1) the figure in column (2) opposite 50 years under 4.6 percent is 0.40087 and under 4.8 percent is 0.38764. The present value of the remainder interest is \$39,313, computed as follows:

Factor at 4.6 percent for male aged 50.....	0.40087
Factor at 4.8 percent for male aged 50.....	.38764
Difference.....	.01323

Interpolation adjustment:

4.717%—4.6% x	
0.2%	0.01323
x = 0.00774	
Factor at 4.6 percent for male aged 50	0.40087
Less: Interpolation adjustment	.00774

Interpolated factor .39313

Present value of remainder interest (\$100,000 × 0.39313) \$39,313

(3) *Actuarial tables.* The following tables, which show the factor obtained by subtracting from 1 the factor for determining the present value of the life income interest dependent on the termination of the life of one individual, shall be used in the application of the provisions of this section:

TABLE G(1)

TABLE, SINGLE LIFE, MALE, SHOWING THE PRESENT WORTH OF A REMAINDER INTEREST IN PROPERTY TRANSFERRED TO A POOLED INCOME FUND HAVING THE YEARLY RATE OF RETURN SHOWN

Age	Yearly rate of return				
	2.2%	2.4%	2.6%	2.8%	3%
0	.26256	.2362	.21314	.19296	.17526
1	.24606	.21876	.19485	.17389	.15548
2	.23009	.20258	.17844	.15724	.13859
3	.21473	.18707	.16278	.14138	.12238
4	.20006	.17218	.14773	.12613	.10689
5	.18606	.15807	.13353	.11183	.09238
6	.17271	.14462	.12008	.09838	.07883
7	.16006	.13197	.10743	.08573	.06618
8	.14806	.11997	.09543	.07373	.05418
9	.13671	.10862	.08408	.06238	.04283
10	.12606	.09797	.07343	.05173	.03218
11	.11606	.08797	.06343	.04173	.02218
12	.10671	.07862	.05408	.03238	.01283
13	.09806	.07007	.04553	.02383	.00428
14	.09006	.06207	.03753	.01583	.00000
15	.08271	.05462	.03008	.00833	
16	.07606	.04718	.02263	.00083	
17	.07006	.04073	.01618		
18	.06471	.03428	.00973		
19	.05996	.02783	.00328		
20	.05571	.02138			
21	.05196	.01493			
22	.04871	.00848			
23	.04596	.00203			
24	.04371				
25	.04196				
26	.04071				
27	.03996				
28	.03921				
29	.03846				
30	.03771				
31	.03696				
32	.03621				
33	.03546				
34	.03471				
35	.03396				
36	.03321				
37	.03246				
38	.03171				
39	.03096				
40	.03021				
41	.02946				
42	.02871				
43	.02796				
44	.02721				
45	.02646				
46	.02571				
47	.02496				
48	.02421				
49	.02346				
50	.02271				
51	.02196				
52	.02121				
53	.02046				
54	.01971				
55	.01896				
56	.01821				
57	.01746				
58	.01671				
59	.01596				
60	.01521				
61	.01446				
62	.01371				
63	.01296				
64	.01221				
65	.01146				
66	.01071				
67	.00996				
68	.00921				
69	.00846				
70	.00771				

TABLE G (1)—Continued

Age	Yearly rate of return				
	2.2%	2.4%	2.6%	2.8%	3%
71	.8149	.80076	.78701	.77363	.7606
72	.82288	.80926	.796	.78308	.7705
73	.83078	.81768	.80491	.79244	.78032
74	.83856	.82599	.81372	.80174	.79005
75	.84624	.83418	.82241	.8109	.79966
76	.85379	.84226	.83098	.81996	.80917
77	.86124	.85023	.83945	.8289	.81858
78	.86854	.85804	.84776	.8377	.82783
79	.87564	.86566	.85587	.84627	.83686
80	.88249	.873	.8637	.85457	.8456
81	.88907	.88096	.87112	.86243	.8539
82	.89501	.88645	.87684	.86777	.85864
83	.90065	.89251	.88315	.87364	.86439
84	.90606	.89833	.88902	.87953	.87026
85	.91143	.90411	.89509	.88588	.87683
86	.91659	.90967	.90285	.89412	.88549
87	.92155	.91502	.90857	.90211	.89544
88	.92629	.92012	.91404	.90803	.90211
89	.93072	.9249	.91916	.91349	.90789
90	.93475	.92926	.92383	.91846	.91317
91	.93838	.93318	.92803	.92295	.91792
92	.94165	.93671	.93182	.92699	.92221
93	.94457	.93986	.9352	.9306	.92604
94	.94717	.94267	.93822	.93382	.92946
95	.94954	.94523	.94097	.93675	.93257
96	.95184	.94772	.94365	.93961	.93561
97	.95403	.95009	.94619	.94232	.93849
98	.95611	.95234	.9486	.9449	.94124
99	.95808	.95447	.9509	.94736	.94385
100	.95996	.95651	.95309	.94969	.94633
101	.96175	.95845	.95517	.95192	.9487
102	.96348	.96032	.95718	.95407	.95099
103	.96517	.96214	.95915	.95617	.95322
104	.96687	.96399	.96114	.9583	.95548
105	.96857	.96583	.96328	.96069	.95822
106	.97027	.96768	.96525	.96284	.96045
107	.97197	.96947	.96715	.96487	.96261
108	.97367	.97127	.96905	.96687	.96471
109	.97537	.97307	.97095	.96887	.96681

TABLE G (1)

Age	Yearly rate of return				
	3.2%	3.4%	3.6%	3.8%	4%
0	.15973	.14608	.13407	.12348	.11414
1	.1393	.12506	.11252	.10145	.09167
2	.1218	.1077	.09543	.08464	.07538
3	.1073	.09313	.08084	.07005	.06139
4	.0958	.08158	.06929	.0585	.05009
5	.0863	.07203	.06074	.05005	.04169
6	.0788	.06458	.05329	.0426	.03424
7	.0723	.05803	.04674	.03605	.02769
8	.0668	.05258	.04129	.0306	.02224
9	.0623	.04803	.03674	.02605	.01769
10	.0588	.04458	.03329	.0226	.01424
11	.0553	.04103	.02974	.01905	.01069
12	.0518	.03758	.02629	.0156	.00724
13	.0483	.03403	.02274	.01205	.00369
14	.0448	.03058	.01929	.0086	.00024
15	.0413	.02703	.01574	.0051	
16	.0378	.02358	.01229		
17	.0343	.02008	.00879		
18	.0308	.01658	.00529		
19	.0273	.01308	.00179		
20	.0238	.00958			
21	.0203	.00608			
22	.0168	.00258			
23	.0133				
24	.0098				
25	.0063				
26	.0028				
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TABLE G(1)—Continued

Age	Yearly rate of return				
	3.2%	3.4%	3.6%	3.8%	4%
53	.54843	.53036	.51311	.49665	.48093
54	.5599	.54206	.52502	.50872	.49314
55	.57142	.55382	.537	.52089	.50547
56	.58299	.56566	.54906	.53315	.5179
57	.59461	.57756	.5612	.5455	.53045
58	.60623	.58946	.57336	.5579	.54304
59	.61778	.60131	.58547	.57025	.5555
60	.62922	.61305	.59749	.58252	.56809
61	.64053	.62468	.6094	.59468	.58049
62	.65172	.63619	.6212	.60675	.5928
63	.6628	.64759	.6329	.61872	.60492
64	.67377	.6589	.64452	.63061	.61717
65	.68464	.67011	.65605	.64243	.62923
66	.69541	.68123	.66748	.65417	.64126
67	.70607	.69225	.67883	.66582	.6532
68	.71664	.70317	.69009	.6774	.66506
69	.72713	.71403	.7013	.68892	.67689
70	.73759	.72483	.71245	.70041	.68869
71	.74793	.73559	.72357	.71186	.70046
72	.75824	.74629	.73464	.72328	.71221
73	.76843	.75683	.74566	.73466	.72392
74	.77853	.76748	.7566	.74597	.73545
75	.78863	.77794	.76745	.75719	.74716
76	.79873	.78831	.77821	.76833	.75866
77	.80883	.79867	.78887	.77938	.77008
78	.81893	.80899	.7994	.7903	.78138
79	.82903	.81929	.81001	.8011	.79245
80	.83913	.82957	.82041	.81188	.80332
81	.84923	.83979	.83082	.82245	.81414
82	.85933	.84999	.84123	.83309	.82502
83	.86943	.86019	.85163	.84361	.83571
84	.87953	.87039	.86203	.85424	.84656
85	.88963	.88059	.87243	.86485	.85737
86	.89973	.89079	.88283	.87545	.86817
87	.90983	.90099	.89323	.88605	.87897
88	.91993	.91119	.90363	.89665	.88977
89	.93003	.92139	.91403	.90725	.90057
90	.94013	.93159	.92443	.91785	.91137
91	.95023	.94179	.93483	.92845	.92207
92	.96033	.95199	.94523	.93895	.93267
93	.97043	.96219	.95563	.94945	.94327
94	.98053	.97239	.96603	.96005	.95407
95	.99063	.98259	.97643	.97065	.9

TABLE G(1)—Continued

TABLE G(1)—Continued

TABLE G(1)—Continued

(1) Age	Yearly rate of return				
	4.2%	4.4%	4.6%	4.8%	5%
33	24725	23354	22077	20888	1978
34	25603	24217	22926	21721	20596
35	26509	25111	23805	22585	21445
36	27443	26032	24714	2348	22325
37	28405	26983	25682	24405	23236
38	29393	27962	26619	2536	24177
39	30408	28967	27614	26344	25149
40	31446	29997	28635	27354	26148
41	32507	31052	29681	2839	27174
42	3359	32129	30752	29462	28226
43	34694	33229	31846	3054	29305
44	35819	34352	32964	31651	30409
45	36965	35495	34104	32787	31538
46	3813	3666	35267	33946	32692
47	39314	37846	36451	35128	33871
48	40512	39046	37653	36328	35068
49	4172	40258	38866	37542	3628
50	42953	41476	40087	38764	37502
51	44188	42697	41313	39991	3873
52	45367	43925	42544	41226	39966
53	46591	45155	43782	42469	41212
54	47824	46398	45032	43725	42472
55	4907	47655	46298	44988	43751
56	50328	48926	4758	46258	45048
57	51599	5021	48877	47555	46363
58	52876	51503	50182	48812	4769
59	54151	52795	51489	50137	4902
60	5542	54082	52791	51447	50348
61	56681	55361	54087	52757	51671
62	57933	56632	55376	54102	52989
63	59178	57897	5666	55462	54304
64	60416	59157	57939	56759	55617
65	61649	60412	59214	58053	56928
66	62875	61662	60485	59344	58236
67	64095	62906	61751	6063	59542
68	65308	64145	63014	61914	60845
69	66519	65381	64275	63197	6215
70	67728	66617	65535	64482	63456
71	68935	67853	66798	65769	64767
72	70141	69088	6806	67058	6608
73	71345	70322	69323	68348	67395
74	72543	71552	70583	69636	6871
75	73735	72775	71837	70919	70021
76	7492	73993	73086	72198	71329
77	76097	75205	74331	73473	72634
78	77263	76405	75564	74739	7393
79	78407	77584	76776	75983	75205
80	79518	7873	77955	77195	76448
81	80577	79822	79081	78352	77635
82	81568	80846	80135	79437	78749
83	82499	81807	81126	80456	79766
84	83396	82734	82083	8144	80808
85	84295	83664	83042	8243	81826
86	85164	84563	83971	83387	82811
87	86005	85434	84871	84316	83768
88	86813	86272	85737	85209	84689
89	87573	87059	86552	86051	85557
90	88288	8778	87298	86823	86352
91	88966	88432	87974	8752	87072
92	89633	89091	88583	88151	87723
93	89771	89548	8913	88716	88306
94	90424	90019	89618	89221	88827
95	90638	90448	90063	89681	89303
96	91241	90868	90498	90131	89768
97	91626	91268	90912	9056	90211
98	91992	91648	91307	90969	90634
99	92341	92011	91663	91359	91037
100	92674	92357	92042	91731	91422
101	92992	92688	92386	92086	9179
102	93298	93006	92717	92429	92144
103	93598	93319	93041	92765	92492
104	93902	93634	93369	93105	92843
105	94228	93974	93721	93471	93222
106	94622	94383	94147	93811	93678
107	95178	94963	94749	94536	94324
108	95812	95646	95772	95598	95436
109	97065	97893	97801	9771	97619

(1) Age	Yearly rate of return				
	5.2%	5.4%	5.6%	5.8%	6%
10	07335	06777	06273	05816	05402
11	07675	07102	06582	06111	05684
12	08032	07442	06908	06423	05981
13	08403	07797	07247	06747	06292
14	08781	08159	07594	07079	06609
15	09165	08526	07945	07415	06931
16	09551	08896	08298	07753	07254
17	09943	0927	08656	08095	07581
18	10338	09649	09018	08441	07911
19	10744	10036	09388	08794	08249
20	11159	10433	09768	09158	08597
21	11586	10842	10159	09531	08954
22	12025	11262	10561	09916	09322
23	12482	11701	10982	10319	09708
24	12963	12164	11426	10745	10116
25	13476	12657	11901	11202	10555
26	14022	13184	1241	11693	11028
27	14602	13746	12952	12217	11535
28	15215	1434	13528	12774	12075
29	15861	14967	14137	13365	12647
30	16535	15623	14775	13985	1325
31	1724	16311	15444	14637	13883
32	17977	1703	16145	1532	14549
33	18745	1778	16879	16036	15248
34	19546	18563	17645	16785	1598
35	20378	1938	18444	17568	16745
36	21242	20228	19277	18384	17545
37	22139	21109	20142	19233	18378
38	23066	22022	2104	20116	19245
39	24024	22966	2197	21031	20146
40	25011	2394	2293	21977	21077
41	26026	24942	2392	22953	2204
42	27067	25973	24938	23959	23033
43	28137	27031	25985	24994	24066
44	29232	28118	27061	26059	25109
45	30354	29231	28165	27153	26192
46	31502	30372	29298	28277	27305
47	32676	31539	30458	29429	28448
48	33869	32727	3164	30603	29615
49	35078	33932	3284	31797	30802
50	36298	35149	34052	33004	32003
51	37526	36375	35274	34222	33215
52	38762	37609	36507	35451	3444
53	40009	38856	37752	36694	3568
54	41271	4012	39016	37957	3694
55	42554	41405	40302	39242	38224
56	43856	42711	4161	40552	39534
57	45178	44038	42941	41885	40869
58	46513	45379	44287	43235	42222
59	47862	46726	4564	44593	43583
60	4919	48073	46995	45954	44948
61	50524	49417	48347	47313	46313
62	51855	50768	49698	48672	47679
63	53183	52098	51048	50031	49046
64	5451	53438	52399	51392	50415
65	55836	54778	53751	52755	51788
66	57161	56117	55104	5412	53164
67	58484	57456	56457	55486	54542
68	59806	58795	57811	56854	55923
69	61129	60136	59169	58228	57311
70	62457	61483	60533	59608	58706
71	63789	62835	61905	60997	60111
72	65125	64193	63282	62394	61526
73	66464	65554	64666	63798	62949
74	67804	66919	66052	65205	64376
75	69141	6828	67438	66613	65806
76	70476	69642	68825	68023	67239
77	7181	71003	70211	69435	68673
78	73135	72356	71592	70841	70105
79	7444	7369	72953	7223	71519
80	75713	74992	74283	73587	72902
81	76931	76238	75556	74886	74227
82	78073	77407	76752	76107	75473
83	79146	78507	77877	77256	76646
84	80185	79571	78966	7837	77783
85	8123	80643	80063	79492	7893
86	82243	81682	81129	80683	80045
87	83226	82692	82165	81844	8113
88	84174	83666	83164	82668	82178
89	85067	84584	84107	83635	83169
90	85887	85427	84972	84523	84078
91	86628	8619	85756	85327	84903
92	873	8688	86466	86056	8565
93	87901	87499	87102	86709	86319
94	88438	88053	87671	87293	86919
95	88928	88557	8819	87826	87465
96	89408	89052	88698	88348	88002
97	89866	89523	89183	88847	88513
98	90301	89972	89646	89322	89001
99	90717	90401	90087	89776	89468
100	91115	9081	90509	9021	89913
101	91495	91202	90912	90625	90339
102	91861	9158	91302	91025	9075
103	9222	9195	91683	91417	91154
104	92583	92324	92068	91813	91561
105	92974	92728	92484	92241	92
106	93445	93214	92984	92756	92529
107	94114	93904	93696	93488	93282
108	95253	95063	94912	94743	94574
109	97528	97438	97348	97259	9717

(1) Age	(2) Yearly rate of return				
	6.2%	6.4%	6.6%	6.8%	7%
.....	.06036	.05802	.05592	.05403	.05232
.....	.03509	.03263	.03041	.02841	.02661
.....	.03546	.0329	.0306	.02852	.02664
.....	.03552	.03386	.03147	.02931	.02735
.....	.0379	.03515	.03286	.03041	.02837
.....	.03952	.03667	.03408	.03174	.02940
.....	.04133	.03847	.03568	.03325	.03100
.....	.0433	.04022	.03744	.03491	.03261
.....	.04544	.04225	.03936	.03673	.03434
.....	.04775	.04445	.04146	.03872	.03624
.....	.05026	.04684	.04373	.0409	.03831
.....	.05295	.04941	.04610	.04325	.04056
.....	.0558	.05213	.04879	.04575	.04295
.....	.05877	.05499	.05153	.04837	.04547
.....	.06181	.0579	.05432	.05104	.04804
.....	.06489	.06084	.05714	.05375	.05063
.....	.06799	.0638	.05998	.05646	.05323
.....	.07111	.06679	.06283	.05919	.05584
.....	.07426	.0698	.0657	.06194	.05847
.....	.07749	.07289	.06895	.06476	.06116
.....	.0808	.07605	.07168	.06764	.06392
.....	.08422	.07932	.07479	.07062	.06675
.....	.08774	.08268	.07801	.07388	.06990
.....	.09143	.08621	.08139	.07691	.07277
.....	.09535	.08996	.08498	.08036	.07607
.....	.09956	.09402	.08887	.0841	.07967
.....	.10412	.09841	.0931	.08817	.08358
.....	.10902	.10313	.09766	.09257	.08783
.....	.11424	.10819	.10255	.09729	.0924
.....	.11979	.11357	.10777	.10235	.09729
.....	.12564	.11924	.11327	.10769	.10247
.....	.1318	.12523	.11909	.11335	.10797
.....	.13829	.13155	.12524	.11933	.11379
.....	.14509	.13818	.1317	.12563	.11999
.....	.15224	.14516	.13852	.13228	.12641
.....	.15974	.15249	.14568	.13928	.13325
.....	.16757	.16015	.15318	.14661	.14043
.....	.17574	.16817	.16103	.15431	.14797
.....	.18425	.17652	.16923	.16235	.15585
.....	.19311	.18522	.17778	.17074	.16408
.....	.20228	.19424	.18664	.17946	.17265
.....	.21176	.20358	.19584	.1885	.18155
.....	.22155	.21324	.20535	.19787	.19078
.....	.23165	.22321	.21519	.20758	.20033
.....	.24206	.23349	.22534	.2176	.21023
.....	.25278	.24409	.23583	.22795	.22046
.....	.26381	.25501	.24662	.23864	.23102
.....	.27514	.26624	.25775	.24965	.24192
.....	.28673	.27773	.26914	.26094	.2531
.....	.29851	.28943	.28076	.27246	.2645
.....	.31045	.3013	.29254	.28415	.27612
.....	.32252	.31329	.30446	.29599	.28788
.....	.33472	.32543	.31652	.30798	.29979
.....	.34707	.33773	.32877	.32016	.31180
.....	.35963	.35025	.34124	.33258	.32425
.....	.37245	.36305	.354	.34529	.3369
.....	.38554	.37612	.36704	.35829	.34987
.....	.3989	.38946	.38037	.3716	.36314
.....	.41244	.40301	.39391	.38513	.37666
.....	.42608	.41667	.40758	.39879	.39031
.....	.43977	.43038	.42131	.41253	.40404
.....	.45346	.44411	.43506	.4263	.41782
.....	.46718	.45787	.44885	.44012	.43166
.....	.48091	.47165	.46269	.45399	.44555
.....	.49468	.48549	.47658	.46793	.45953
.....	.5085	.49939	.49053	.48194	.47359
.....	.52235	.51332	.50454	.49602	.48772
.....	.53624	.52731	.51862	.51016	.50193
.....	.55017	.54134	.53275	.52437	.51622
.....	.56417	.55546	.54698	.53867	.53064
.....	.57826	.56969	.56132	.55316	.54519
.....	.59247	.58408	.5758	.56776	.5599
.....	.60678	.5985	.59041	.5825	.57477
.....	.62119	.61287	.60514	.59737	.58978
.....	.63565	.62722	.61995	.61235	.60491
.....	.65015	.64241	.63482	.62739	.62011
.....	.66469	.65715	.64976	.64251	.63541

TABLE G(1)—Continued

(1) Age	(2) Yearly rate of return				
	6.2%	6.4%	6.6%	6.8%	7%
102	.90478	.90208	.8994	.89673	.89409
103	.90392	.90132	.89874	.89618	.89363
104	.90309	.90059	.89807	.89557	.89303
105	.90226	.90000	.89750	.89500	.89250
106	.90143	.89937	.89691	.89445	.89200
107	.90060	.89873	.89636	.89390	.89145
108	.90000	.89829	.89593	.89347	.89102
109	.90000	.89843	.89608	.89363	.89118

TABLE G(1)

(1) Age	(2) Yearly rate of return				
	7.2%	7.4%	7.6%	7.8%	8%
0	.05077	.04937	.04809	.04693	.04588
1	.02498	.0235	.02215	.02094	.01983
2	.02494	.0234	.022	.02073	.01967
3	.02558	.02397	.02251	.02118	.01996
4	.02652	.02484	.02332	.02193	.02066
5	.02769	.02594	.02434	.02289	.02156
6	.02903	.0272	.02554	.02401	.02262
7	.03052	.02861	.02687	.02527	.02382
8	.03216	.03017	.02836	.02669	.02517
9	.03397	.0319	.03	.02826	.02666
10	.03595	.03379	.03181	.02999	.02833
11	.0381	.03585	.03379	.0319	.03015
12	.0404	.03806	.03591	.03393	.03211
13	.04282	.04038	.03814	.03608	.03418
14	.04528	.04274	.04042	.03827	.0363
15	.04777	.04513	.04271	.04048	.03842
16	.05026	.04752	.045	.04267	.04052
17	.05275	.04991	.04729	.04487	.04263
18	.05527	.05232	.04969	.04707	.04474
19	.05784	.05477	.05194	.04931	.04688
20	.06047	.05729	.05434	.05161	.04908
21	.06319	.05988	.05682	.05398	.05134
22	.06599	.06255	.05937	.05641	.05366
23	.06884	.06527	.06207	.05899	.05613
24	.07170	.06804	.06476	.06156	.05878
25	.07458	.07081	.06743	.06413	.06081
26	.07748	.07361	.07013	.06673	.06331
27	.08040	.07643	.07285	.06935	.06583
28	.08334	.07927	.07559	.07200	.06847
29	.08630	.08213	.07835	.07467	.07103
30	.08928	.08491	.08103	.07725	.07351
31	.09228	.08781	.08383	.07995	.07611
32	.09530	.09073	.08665	.08267	.07873
33	.09834	.09367	.08949	.08541	.08137
34	.10140	.09663	.09235	.08817	.08403
35	.10448	.09961	.09523	.09105	.08687
36	.10758	.10261	.09813	.09395	.08977
37	.11070	.10563	.10105	.09687	.09269
38	.11384	.10867	.10399	.09971	.09543
39	.11700	.11173	.10695	.10257	.09819
40	.12018	.11481	.10993	.10545	.10097
41	.12338	.11791	.11293	.10835	.10377
42	.12660	.12103	.11595	.11127	.10659
43	.12984	.12417	.11899	.11421	.10943
44	.13310	.12733	.12205	.11717	.11229
45	.13638	.13051	.12513	.12015	.11517
46	.13968	.13371	.12823	.12315	.11807
47	.14299	.13692	.13134	.12616	.12098
48	.14632	.14015	.13447	.12919	.12391
49	.14966	.14339	.13761	.13223	.12685
50	.15302	.14665	.14077	.13529	.12981
51	.15639	.15002	.14404	.13846	.13288
52	.15978	.15331	.14723	.14155	.13587
53	.16318	.15661	.15043	.14465	.13887
54	.16659	.16002	.15374	.14786	.14198
55	.16999	.16342	.15704	.15106	.14508
56	.17341	.16684	.16036	.15428	.14820
57	.17684	.17027	.16369	.15751	.15133
58	.18028	.17371	.16703	.16075	.15447
59	.18373	.17716	.17038	.16400	.15762
60	.18719	.18062	.17374	.16726	.16078
61	.19066	.18409	.17711	.17053	.16395
62	.19414	.18757	.18049	.17381	.16713
63	.19763	.19106	.18388	.17710	.17032
64	.20113	.19456	.18729	.18041	.17353
65	.20464	.19807	.19070	.18372	.17674
66	.20816	.20159	.19412	.18704	.18006
67	.21169	.20512	.19755	.19037	.18329
68	.21523	.20866	.20100	.19372	.18654
69	.21878	.21221	.20444	.19705	.18977
70	.22234	.21577	.20790	.20041	.19303
71	.22591	.21934	.21137	.20372	.19624
72	.22949	.22292	.21485	.20705	.19947
73	.23308	.22651	.21834	.21045	.20278
74	.23668	.23011	.22184	.21385	.20609
75	.24029	.23372	.22535	.21726	.20941
76	.24391	.23734	.22887	.22068	.21273
77	.24754	.24097	.23240	.22411	.21606
78	.25118	.24461	.23594	.22755	.21940
79	.25483	.24826	.23949	.23100	.22275
80	.25849	.25192	.24305	.23446	.22611

TABLE G(1)—Continued

(1) Age	(2) Yearly rate of return				
	7.2%	7.4%	7.6%	7.8%	8%
81	.70489	.69901	.69321	.6875	.68189
82	.71866	.71297	.70736	.70184	.69639
83	.73166	.72615	.72072	.71538	.7101
84	.74429	.73897	.73373	.72856	.72346
85	.75709	.75198	.74694	.74195	.73704
86	.76989	.76487	.75992	.75503	.75019
87	.78178	.77681	.77194	.76713	.76233
88	.79361	.78871	.78386	.77907	.77427
89	.80548	.80062	.79577	.79097	.78617
90	.81513	.81033	.80548	.80068	.79588
91	.82451	.81971	.81486	.80996	.80506
92	.83301	.82821	.82326	.81836	.81346
93	.84065	.83585	.83090	.82590	.82090
94	.84748	.84268	.83763	.83263	.82763
95	.85373	.84893	.84388	.83888	.83388
96	.85987	.85507	.84992	.84492	.83992
97	.86573	.86093	.85578	.85078	.84578
98	.87134	.86654	.86139	.85639	.85139
99	.87695	.87215	.86700	.86200	.85700
100	.88181	.87701	.87186	.86686	.86186
101	.88672	.88192	.87677	.87177	.86677
102	.89147	.88667	.88152	.87652	.87152
103	.89611	.89131	.88616	.88116	.87616
104	.90065	.89585	.89070	.88570	.88070
105	.90509	.90029	.89514	.89014	.88514
106	.90943	.90463	.89948	.89448	.88948
107	.91367	.90887	.90372	.89872	.89372
108	.91781	.91301	.90786	.90286	.89786
109	.92185	.91705	.91190	.90690	.90190

TABLE G(2)

TABLE, SINGLE LIFE, FEMALE, SHOWING THE PRESENT WORTH OF A REMAINDER INTEREST IN PROPERTY TRANSFERRED TO A POOLED INCOME FUND HAVING THE YEARLY RATE OF RETURN SHOWN

(1) Age	(2) Yearly rate of return			
	2.2%	2.4%	2.6%	3%
0	.22662	.20119	.17921	.1602
1	.21362	.18742	.16474	.14508
2	.21706	.19081	.16788	.14777
3	.221	.19443	.17126	.1511
4	.2254	.19862	.17511	.15472
5	.2299	.2028	.17917	.15855
6	.23455	.20724	.18339	.16244
7	.23937	.21186	.1878	.16623
8	.24433	.21663	.19235	.17005
9	.24944	.22155	.19707	.17388
10	.25468	.22662	.20193	.17773
11	.26006	.23183	.20694	.18159
12	.26557	.23717	.21209	.18546
13	.27118	.24262	.21736	.18933
14	.2769	.24818	.22274	.19320
15	.28271	.25385	.22823	.19707
16	.28861	.25961	.23382	.20094
17	.29461	.26547	.23952	.20481
18	.3007	.27144	.24533	.20868
19	.3069	.27752	.25126	.21255
20	.31323	.28374	.25733	.21642
21	.31967	.29008	.26354	.22029
22	.32625	.29656	.26989	.22416
23	.33296	.30318	.27639	.22803
24	.33979	.30995	.28305	.23190
25	.34676	.31686	.28986	.23577
26	.35387	.32393	.29683	.23964
27	.36112	.33114	.30396	.24351
28	.36851	.3385	.31126	.24738
29	.37603	.34601	.31871	.25125
30	.38369	.35367	.32632	.25512
31	.39147	.36147	.33409	.25899
32	.39938	.36941	.34201	.26286
33	.40743	.3775	.3501	.26673
34	.41562	.38574	.35834	.27060
35	.42394	.39414	.36675	.27447
36	.43239	.40268	.37533	.27834
37	.44098	.41136	.38406	.28221
38	.44969	.42019	.39295	.28608
39	.45852	.42915	.40199	.28995
40	.46746	.43825	.41118	.29382
41	.47652	.44747	.42051	.29769
42	.48568	.45681	.42998	.30156
43	.49495	.46628	.43959	.30543
44	.50433	.47587	.44932	.30930
45	.51382	.48559	.45922	.31317
46	.52341	.49543	.46925	.31704
47	.53311	.50539	.47942	.32091
48	.54289	.51545	.48971	.32478
49	.55275	.52562	.50012	.32865
50	.5627	.53588	.51064	.33252
51	.57271	.54622	.52125	.33639
52	.58278	.55665	.53197	.34026
53	.59293	.56716	.54274	.34413
54	.60317	.57779	.55357	.34799

TABLE G(2)—Continued

(1)	(2)				
Age	Yearly rate of return				
	2.2%	2.4%	2.6%	2.8%	3%
55	.61353	.58856	.56487	.54229	.52105
56	.62399	.59945	.57613	.55397	.53223
57	.63456	.61046	.58753	.56571	.54404
58	.64518	.62155	.59904	.57758	.55711
59	.65583	.63269	.6106	.58951	.56938
60	.66648	.64383	.62218	.60149	.5817
61	.67711	.65496	.63377	.61349	.59406
62	.68771	.66609	.64537	.62551	.60647
63	.6983	.67722	.65699	.63757	.61891
64	.7089	.68837	.66864	.64967	.63171
65	.71951	.69954	.68033	.66183	.64402
66	.73013	.71075	.69207	.67406	.6567
67	.74075	.72196	.70384	.68634	.66945
68	.75134	.73316	.7156	.69862	.68221
69	.76185	.74429	.7273	.71086	.69495
70	.77226	.75533	.73892	.72303	.70707
71	.78256	.76626	.75044	.7351	.72021
72	.79275	.77699	.76187	.74709	.73273
73	.80281	.78778	.77318	.75897	.74515
74	.81271	.79833	.78433	.7707	.75742
75	.82243	.80869	.7953	.78225	.76902
76	.83199	.81889	.80612	.79365	.78147
77	.8414	.82894	.81678	.8049	.79329
78	.8506	.83879	.82724	.81594	.80489
79	.85951	.84833	.83739	.82667	.81616
80	.86807	.8575	.84715	.837	.82705
81	.87619	.86621	.85642	.84682	.8374
82	.88384	.87442	.86517	.85609	.84718
83	.89111	.88223	.8735	.86493	.8565
84	.8982	.88985	.88164	.87367	.86562
85	.9053	.89749	.88981	.88225	.8748
86	.91192	.90462	.89743	.89035	.88335
87	.91802	.9112	.90447	.89784	.8913
88	.92364	.91726	.91096	.90475	.89862
89	.92876	.92279	.91689	.91106	.90531
90	.93339	.92778	.92224	.91677	.91137
91	.93752	.93224	.92703	.92187	.91678
92	.94115	.93617	.93124	.92637	.92153
93	.94432	.93959	.93491	.93029	.92571
94	.94708	.94257	.93811	.9337	.92937

RULES AND REGULATIONS

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TABLE G(2)—Continued

(1) Age	(2) Yearly rate of return				
	3.2%	3.4%	3.6%	3.8%	4%
40	44335	42343	40464	38691	37016
41	4545	43468	41595	39825	38152
42	46579	44609	42745	40979	39308
43	47725	45768	43913	42155	40487
44	48891	46948	45105	43355	41692
45	50078	48152	46322	44582	42927
46	51285	49379	47565	45837	44191
47	52515	50629	48832	47118	45484
48	53759	51896	50119	48421	468
49	55015	53177	51421	49741	48135
50	56278	54467	52733	51073	49484
51	57546	55763	54054	52416	50844
52	5882	57067	55384	53769	52218
53	601	58378	56724	55133	53604
54	61388	597	58076	56512	55007
55	62687	61034	59442	57907	56427
56	63996	62381	60822	59318	57866
57	65313	63737	62215	60743	59322
58	66634	65099	63615	62178	60788
59	67954	66462	65017	63617	6226
60	69268	6782	66416	65054	63732
61	70576	69174	67812	66489	65204
62	71878	70522	69203	67921	66675
63	7317	71861	70588	69348	68141
64	74449	73189	71961	70765	69599
65	75711	745	73319	72167	71043
66	76959	75708	74665	73558	72478
67	78194	77084	76	7494	73903
68	79408	7835	77315	76302	7531
69	8069	79683	78597	77631	76685
70	8193	80974	79837	78917	78016
71	83185	81908	81018	80144	79286
72	8342	82982	82137	81307	80491
73	84821	84007	83206	82419	81644
74	8578	85011	84254	8351	82777
75	86746	86024	85313	84613	83923
76	8765	86972	86304	85646	84997
77	88486	8785	87223	86606	85994
78	89268	88661	88072	87491	86917
79	90064	89403	8885	88303	87764
80	90893	90075	89554	89039	88531
81	91714	90677	90185	89699	89218
82	91678	91307	90742	90281	89825
83	92118	9167	91227	90789	90355
84	92502	92075	91652	91233	90818

TABLE G(2)

(1) Age	(2) Yearly rate of return				
	4.2%	4.4%	4.6%	4.8%	5%
0	08151	07526	06979	065	06079
1	06333	0568	05108	04606	04165
2	06447	05777	05188	04672	04217
3	06629	05941	05337	04805	04336
4	0684	06135	05514	04967	04484
5	0707	06347	0571	05147	0465
6	07318	06577	05922	05344	04831
7	07583	06824	06162	05557	0503
8	07864	07086	06396	05785	05242
9	08162	07365	06657	06029	0547
10	08474	07659	06933	06288	05713
11	08802	07967	07224	06561	0597
12	09145	08291	07529	06848	0624
13	09501	08627	07846	07148	06523
14	09868	08975	08175	07458	06816
15	10248	09334	08515	0778	07121
16	10638	09704	08865	08112	07435
17	1104	10085	09227	08455	07759
18	11454	10479	09601	0881	08096
19	11881	10886	09988	09178	08445
20	12326	1131	10392	09562	0881
21	12787	1175	10811	09961	09191
22	13264	12206	11247	10378	09588
23	13759	1268	11701	10811	10003
24	14273	13173	12174	11264	10436
25	14806	13686	12666	11736	10888
26	1536	14219	13178	12229	11361
27	15933	14772	13711	12741	11854
28	16520	15347	14266	13276	12369
29	17145	15942	14841	13831	12904
30	17782	1656	15439	14409	13462
31	1844	17199	16057	15007	14041
32	1912	17859	16699	15629	14644
33	19822	18543	17363	16274	15269
34	20549	1925	18051	16944	1592
35	21298	19982	18765	17638	16595
36	22072	20738	19503	18358	17296
37	2287	2152	20267	19104	18023
38	23692	22325	21056	19875	18777
39	24538	23155	21869	20671	19556
40	25407	2401	22708	21494	20361
41	26301	24889	23572	22342	21192
42	27217	25792	24461	23215	2205
43	28157	2672	25375	24115	22934
44	29122	27674	26315	25041	23846
45	30112	28653	27283	25996	24787

TABLE G(2)—Continued

(1) Age	(2) Yearly rate of return				
	4.2%	4.4%	4.6%	4.8%	5%
46	31128	29659	28278	2698	25757
47	32168	30691	293	2799	26756
48	33234	31749	3035	2903	27784
49	34323	32832	31425	30095	28839
50	35434	33939	32525	31187	29922
51	36568	35069	3365	32305	31031
52	37724	36223	34799	33449	32168
53	38904	37403	35976	34622	33334
54	40113	38612	37184	35826	34534
55	41352	39854	38426	37067	35772
56	42623	41129	39704	38344	37048
57	43924	42436	41015	39657	38361
58	45251	43771	42355	41001	39706
59	46598	45127	43719	42371	41079
60	47961	46501	45102	43761	42474
61	49337	47891	46502	45169	43889
62	50727	49296	4792	46597	45325
63	52133	50718	49356	48045	46783
64	53557	5216	50814	49516	48266
65	55	53624	52296	51014	49777
66	56464	5511	53802	52539	51317
67	57947	56617	55331	54088	52884
68	59443	5814	56878	55656	54472
69	60945	59671	58435	57237	56075
70	6245	61206	51997	58825	57686
71	63956	62743	63565	60419	59305
72	65463	64283	65136	62019	60932
73	66966	65822	66707	63621	62562
74	68462	67364	68273	65219	64193
75	69946	68906	69841	6681	6581
76	71422	70489	71401	68395	67447
77	72889	7197	72927	69978	72224
78	74339	73488	74458	71546	73804
79	75757	74848	75957	73084	75384
80	77131	76294	77413	74578	76958
81	78444	77617	78895	76077	78524
82	7969	78902	80327	77588	7999
83	80882	80133	81797	79072	81461
84	82055	81345	83266	80558	82928
85	83243	82574	84741	82045	84395
86	84438	83727	86216	83536	85862
87	85633	84899	87694	85036	87339
88	86831	86072	89174	86536	88816
89	88028	87251	90654	88036	90293
90	89234	88437	92139	89536	91770
91	90448	89622	93624	91036	93247
92	91662	90807	95109	92536	94724
93	92876	91992	96594	94036	96201
94	94090	93177	98079	95536	97678

TABLE G(2)

(1) Age	(2) Yearly rate of return				
	5.2%	5.4%	5.6%	5.8%	6%
0	05709	05383	05066	04842	04617
1	03776	03453	03132	02942	02763
2	03816	03493	03172	02986	02807
3	03922	03557	03233	03023	02842
4	04057	03679	03354	03147	02967
5	04209	03818	03472	03284	03092
6	04377	03973	03614	03429	03217
7	04561	04144	03774	03583	03342
8	04759	04329	03945	03743	03497
9	04972	04528	04131	03907	03652
10	05199	04741	04331	04064	03807
11	05441	04968	04545	04235	03962
12	05696	05208	04771	04408	04117
13	05962	05454	05008	04602	04282
14	06239	05721	05255	04835	04457
15	06527	05994	05512	05078	04682
16	06824	06274	05778	0533	04924
17	07132	06565	06054	05591	05179
18	07451	06868	0634	05842	05430
19	07782	07182	06638	06145	05697
20	0813	07512	06952	06443	05979
21	08492	07857	0728	06755	06276
22	08871	08218	07624	07082	06588
23	09266	08595	07984	07426	06915
24	09681	08992	08362	07787	07269
25	10114	09406	08759	08167	07625
26	10567	09841	09176	08566	08007
27	1104	10296	09613	08985	08409
28	11537	10773	10071	09428	08832
29	12052	11269	1055	09887	09279
30	12591	11789	11051	10369	09742
31	13151	1233	11573	10873	10227
32	13734	12894	12118	114	10735
33	1434	13481	12686	1195	11267
34	14971	14093	1328	12524	11824
35	15627	14731	13898	13125	12407
36	1631	15394	14543	13752	13015
37	17019	16085	15215	14405	13651
38	17754	16802	15914	15080	14313
39	18515	17546	16639	15793	15002
40	19303	18315	17392	16528	15719
41	20118	19112	18171	1729	16464
42	20958	19936	18978	1808	17236

TABLE G(2)—Continued

(1)	(2)				
Age	Yearly rate of return				
	5.2%	5.4%	5.6%	5.8%	6%
43	21827	20788	19814	18898	18038
44	22723	21669	20678	19746	18869
45	23649	2258	21673	20625	19733
46	24606	23521	22499	21535	20626
47	25591	24493	23456	22477	21552
48	26607	25495	24445	23452	22512
49	2765	26527	25463	24456	23502
50	28723	27588	26512	25491	24524
51	29823	28677	2759	26558	25577
52	30951	29795	28697	27654	26661
53	3211	30946	29838	28784	2778
54	33304	32132	31016	29952	28938
55	34537	33359	32236	31164	30141
56	3581	34627	33498	3242	31388
57	37121	35935	34802	33718	3268
58	38467	3728	36144	35055	34012
59	39841	38654	37517	36426	35378
60	41239	40054	38916	37824	36774
61	42659	41477	4034	39248	38197
62	44101	42923	4179	40698	39648
63	45566	44395	43266	42178	41129
64	47059	45896	44773	4369	42644
65	48582	47429	46314	45238	44197
66	50136	48994	4789	46822	45789
67	51719	50591	49499	48441	47417
68	53324	52213	51134	50089	49076
69	54947	53853	5279	5176	50759
70	56579	55505	54461	53446	5246
71	58222	57169	56144	55147	54177
72	59874	58844	5784	56864	55912
73	61531	60526	59546	58591	57659
74	63188	6221	61255	60323	59413
75	6484	6380	62961	62054	61167
76	6649	6557	64669	63788	62927
77	6814	67251	6638	65528	64693
78	69779	68922	68083	6726	66454
79	71388	70565	69758	68966	68189
80	72954	72165	7139	70629	69883
81	74455	73699	72957	72297	71511
82	75884	75162	74451	73752	73065
83	77257	76567	75888	75219	74561
84	78613	77956	77309	76671	76044
85	79994	79371	78759	78155	77550
86	81293	80705	80126	79554	7890
87	82503	81948	814	80859	80325
88	83627	83103	82585	82074	81569
89	84661	84166	83677	83193	82715
90	85601	85133	84669	84212	83759
91	86446	86002	85563	85128	84699
92	87193	86771	86353	8594	8553
93	87847	87444	87045	8665	86250
94	88419	88033	8765	87272	86897

TABLE G(2)—Continued

(1) Age	(2) Yearly rate of return				
	6.2%	6.4%	6.6%	6.8%	7%
39	14263	13571	12924	12317	11748
40	14962	14253	13588	12964	12378
41	15689	14963	14281	13639	13038
42	16444	157	15001	14343	13724
43	17229	16467	15751	15077	14441
44	18043	17265	16532	1584	15188
45	18889	18094	17345	16637	15968
46	19768	18957	18191	17467	16782
47	20678	19852	1907	18329	17628
48	21623	20781	19983	19227	1851
49	22599	21741	20928	20157	19424
50	23606	22735	21907	21121	20373
51	24645	2376	22918	22117	21355
52	25717	24818	23963	23147	22371
53	26824	25912	25044	24215	23425
54	27971	27048	26167	25326	24523
55	29163	2823	27337	26455	25668
56	30402	29459	28556	27692	26865
57	31687	30735	29823	2895	28111
58	33012	32053	31134	30251	29404
59	34374	33409	32482	31592	30737
60	35766	34796	33884	32968	32105
61	37186	36213	35276	34375	33506
62	38636	37661	36721	35815	34941
63	40117	39142	382	37291	36414
64	41635	4066	39718	38807	37928
65	43191	42218	41278	40368	39488
66	44788	4382	42882	41975	41095
67	46424	45462	44529	43625	42748
68	48092	47139	46213	45314	44442
69	49787	48843	47926	47035	46169
70	51501	50569	49662	4878	47922
71	53233	52315	5142	50549	49701
72	54985	54081	53201	52343	51506
73	56751	55864	55	54156	53332
74	58534	57657	5681	55983	55175
75	60301	59454	58627	57818	57026
76	62085	6126	60453	59664	58891
77	63876	63076	62292	61524	60772
78	65664	6489	6413	63385	62656
79	67427	6668	65946	65226	6452
80	6915	6843	67723	67029	66347
81	70807	70114	69434	68765	68107
82	72389	71724	71047	70427	69794
83	73914	73276	72648	72031	71423
84	75426	74816	74216	73625	73042
85	76937	76394	75824	75262	74707
86	78434	77885	77344	76781	76283
87	79929	79377	78806	78259	77739
88	81417	80857	80291	79761	79236
89	82943	81776	81315	80859	80408
90	83311	82869	82431	81998	8157
91	84274	83853	83437	83026	82618
92	85126	84725	84329	83936	83548
93	85873	85489	8511	84735	84363
94	86526	86158	85794	85434	85077

TABLE G(2)

(1) Age	(2) Yearly rate of return				
	7.2%	7.4%	7.6%	7.8%	8%
0	03705	03604	03513	03432	03359
1	01672	01567	01472	01388	01311
2	01631	01521	01422	01333	01253
3	01663	01553	01454	01361	01278
4	017	01579	01471	01374	01285
5	01762	01636	01522	0142	01326
6	01835	01704	01584	01477	01379
7	01922	01784	01659	01546	01444
8	0202	01875	01745	01626	01518
9	0213	01979	01841	01717	01604
10	02251	02093	01949	01818	017
11	02383	02217	02066	0193	01806
12	02526	02352	02195	02061	01921
13	02676	02495	0233	02179	02042
14	02835	02645	02472	02315	02171
15	03001	02802	02622	02457	02306
16	03172	02965	02776	02604	02446
17	03351	03135	02937	02757	02591
18	03537	03312	03105	02917	02743
19	03733	03498	03282	03085	02903
20	03941	03696	03471	03264	03074
21	04162	03906	03671	03455	03255
22	04395	04128	03882	03657	03448
23	04641	04363	04107	03871	03654
24	04904	04614	04347	04101	03874
25	05182	04881	04603	04345	04107
26	05478	05165	04875	04606	04358
27	05792	05455	05163	04883	04624
28	06124	05785	0547	05179	04908
29	06476	06123	05796	05492	0521
30	06847	06481	06141	05824	0553
31	07238	06858	06504	06175	05868
32	0765	07255	06888	06546	06226

TABLE G(2)—Continued

(1) Age	(2) Yearly rate of return				
	7.2%	7.4%	7.6%	7.8%	8%
33	08084	07675	07294	06937	06606
34	08542	08118	07722	07352	07007
35	09024	08586	08175	07792	07432
36	09532	09078	08653	08255	07882
37	10066	09596	09156	08744	08357
38	10626	10141	09686	09259	08858
39	11214	10712	10242	09799	09383
40	11828	11311	10825	10368	09937
41	12471	11938	11436	10963	10517
42	13141	12592	12074	11586	11125
43	13841	13276	12742	12238	11762
44	14573	13991	13441	12922	1243
45	15336	14738	14172	13637	1313
46	16134	15519	14939	14387	13865
47	16964	16334	15737	1517	14632
48	1783	17184	16571	15989	15435
49	18729	18068	17439	16842	16273
50	19662	18966	18342	17729	17145
51	20629	19937	19329	18651	18051
52	2163	20924	20321	19608	18994
53	22671	21951	21362	20605	19977
54	23755	23021	22319	21647	21005
55	24888	24141	23426	22741	22085
56	26073	25313	24586	23888	23219
57	27309	26538	25799	25089	24407
58	28591	2781	2706	26339	25640
59	29914	29124	28364	27632	26929
60	31275	30476	29707	28965	28251
61	32668	31862	31085	30335	29612
62	34098	33285	32501	31744	31013
63	35566	34748	33958	33194	32455
64	37078	36256	3546	34691	33946
65	38636	37811	37012	36239	3549
66	40244	39418	38617	37841	37089
67	41898	41073	40272	39496	38742
68	43595	42773	41974	41198	40444
69	45328	44509	43713	42939	42186
70	47087	46275	45484	44714	43964
71	48875	4807	47286	46521	45776
72	50699	49895	49119	48362	47623
73	52529	51745	50978	50231	49501
74	54385	53614	52859	52123	51402
75	56252	55495	54755	5403	53322
76	58135	57394	56669	55959	55264
77	60035	59313	58605	57911	57231
78	6194	61238	60549	59874	5921
79	63826	63146	62477	61821	61178
80	65676	65018	64371	63735	63111
81	67461	66826	66201	65586	64982
82	69171	68558	67955	67362	66778
83	70823	70234	69652	6908	68517
84	72468	71902	71345	70795	70254
85	7416	7362	73089	72564	72047
86	75763	7525	74743	74244	7375
87	77265	76777	76295	75819	7535
88	78866	78303	77745	77293	76846
89	79963	79423	78888	78358	77832
90	81148	80629	80105	79596	79091
91	82216	81817	81423	81033	80647
92	83164	82783	82407	82034	81665
93	83995	83631	8327	82913	82559
94	84723	84373	84026	83682	83342

§ 1.642(c)-7 Transitional rules with respect to pooled income funds.

(a) *In general*—(1) *Amendment of certain funds.* A fund created before May 7, 1971, and not otherwise qualifying as a pooled income fund may be treated as a pooled income fund to which § 1.642(c)-5 applies if on July 31, 1969, or on each date of transfer of property to the fund occurring after July 31, 1969, it possessed the initial characteristics described in paragraph (b) of this section and is amended, in the time and manner provided in paragraph (c) of this section, to meet all the requirements of section 642(c) (5) and § 1.642(c)-5. If a fund to which this subparagraph applies is amended in the time and manner provided in paragraph (c) of this section it shall be treated as provided in paragraph (d) of this section for the period beginning on August 1, 1969, or, if later, on the date of its creation and ending the day before the date on which it meets the requirements of section 642(c) (5) and § 1.642(c)-5.

(2) *Severance of a portion of a fund.* Any portion of a fund created before May 7, 1971 which consists of property transferred to such fund after July 31, 1969, may be severed from such fund consistently with the principles of paragraph (c) (2) of this section and established before July 1, 1971, as a separate pooled income fund, provided that on and after the date of severance the severed fund meets all the requirements of section 642(c) (5) and § 1.642(c)-5. A fund which is established as a separate fund pursuant to this subparagraph shall be treated as provided in paragraph (d) of this section for the period beginning on the first day of any transfer of property in such fund and ending the day before the day on which it meets the requirements of section 642(c) (5) and § 1.642(c)-5.

(b) *Initial characteristics required.* A fund described in paragraph (a) (1) of this section shall not be treated as a pooled income fund to which section 642(c) (5) applies, even though it is amended as provided in paragraph (c) of this section, unless it possessed the following characteristics on July 31, 1969, or on each date of transfer of property to the fund occurring after July 31, 1969:

(1) It satisfied the requirements of section 642(c) (5) (A) other than that the fund be a trust;

(2) It was constituted in a way to attract and contain commingled properties transferred to the fund by more than one donor satisfying such requirements; and

(3) Each beneficiary of a life income interest which was retained or created in any property transferred to the fund was entitled to receive, but not less often than annually, a proportional share of the annual income earned by the fund, such share being based on the fair market value of the property in which such life interest was retained or created.

(c) *Amendment requirements.* (1) A fund described in paragraph (a) (1) of this section and possessing the initial characteristics described in paragraph (b) of this section on the date prescribed therein shall be treated as a pooled income fund if it is amended to meet all the requirements of section 642(c) (5) and § 1.642(c)-5 before July 1, 1971, or, if later, on or before the 30th day after the date on which any judicial proceedings begun before July 1, 1971, which are required to amend its governing instrument or any other instrument which does not permit it to meet such requirements, become final. However, see paragraph (d) of this section for limitation on the period in which a claim for credit or refund may be filed.

(2) In addition, if the transferred property described in paragraph (b) (2) of this section is commingled with other property, the transferred property must be separated on or before the date specified in subparagraph (1) of this paragraph from the other property and allocated to the fund in accordance with the transferred property's percentage share of the fair market value of the

total commingled property on the date of separation. The percentage share shall be the ratio which the fair market value of the transferred property on the date of separation bears to the fair market value of the total commingled property on that date and shall be computed in a manner consistent with paragraph (c) of § 1.642(c)-5. The property which is so allocated to the fund shall be treated as property received from transfers which meet the requirements of section 642(c) (5), and such transfers shall be treated as made on the dates on which the properties giving rise to such allocation were transferred to the fund by the respective donors. The property so allocated to the fund must be representative of all the commingled property other than securities the income from which

is exempt from tax under subtitle A of the Code; compensating increases in other commingled property allocated to the fund shall be made where such tax-exempt securities are not allocated to the fund. The application of this subparagraph may be illustrated by the following example:

Example. (a) The trustees of X fund are in the process of amending it in order to qualify as a pooled income fund. The property transferred to the X fund was commingled with other property transferred to the organization by which the fund was established. After taking into account the various transfers and the appreciation in the fair market value of all the properties, the fair market value of the property allocated to the fund on the various transfer dates is set forth in the following schedule and determined in the manner indicated:

TRANSFERS

Date of transfer	Value of all property before transfer	Trust property	Other property	Value of all property after transfer	Property allocated to fund
(1)	(2)	(3)	(4)	(5)	
January 1, 1968		\$100,000	\$100,000	\$200,000	\$100,000
September 30, 1968	\$300,000	100,000		400,000	250,000
January 15, 1969	480,000	60,000		540,000	300,000
November 11, 1969	600,000	200,000		800,000	600,000

¹ \$100,000 = (the amount in column (2)).
² 250,000 = $(\$100,000/\$200,000 \times \$300,000) + \$100,000$.
³ 300,000 = $(\$250,000/\$400,000 \times \$480,000) + \$60,000$.
⁴ 600,000 = $(\$300,000/\$540,000 \times \$600,000) + \$200,000$.

(b) On September 30, 1970, the trustees decide to separate the property of X fund from the other property. The fair market value of all the commingled property is \$1 million on September 30, 1970, and there were no additional transfers to the fund after November 11, 1969. Accordingly, the fair market value of the property required to be allocated to X fund must be \$750,000 $(\$600,000/\$800,000 \times \$1,000,000)$, and X fund's percentage share of the commingled property is 75 percent $(\$750,000/\$1,000,000)$. Accordingly, assuming that the commingled property consists of Y stock with a fair market value of \$800,000 and Z bonds with a fair market value of \$200,000, there must be allocated to X fund at the close of September 30, 1970, Y stock with a value of \$600,000 $(\$800,000 \times 75\%)$ and Z bonds with a value of \$150,000 $(\$200,000 \times 75\%)$.

(d) *Transactions before amendment of or severance from fund.* (1) A fund which is amended pursuant to paragraph (c) of this section, or is severed from a fund pursuant to paragraph (a) (2) of this section, shall be treated for all purposes, including the allowance of a deduction for any charitable contribution, as if it were before its amendment or severance a pooled income fund to which section 642(c) (5) and § 1.642(c)-5 apply. Thus, for example, where a donor transferred property in trust to such an amended or severed fund on August 1, 1969, but before its amendment or severance under this section, a charitable contributions deduction for the value of the remainder interest may be allowed under section 170, 2055, 2106, or 2522. The deduction may not be allowed, however, until the fund is amended or

severed pursuant to this section and shall be allowed only if a claim for credit or refund is filed within the period of limitation prescribed by section 6511(a).

(2) For purposes of determining under paragraph (b) (2) of § 1.642(c)-6 the highest yearly rate of return earned by a fund (which is amended pursuant to paragraph (c) of this section) for the 3 preceding taxable years, taxable years of the fund preceding its taxable year in which the fund is so amended and qualifies as a pooled income fund under this section shall be used provided that the fund did not at any time during such preceding years hold any investments in securities the income from which is exempt from tax under subtitle A of the Code. If any such tax-exempt securities were held during such period by such amended fund, or if the fund consists of a portion of a fund which is severed pursuant to paragraph (a) (2) of this section, the highest yearly rate of return under paragraph (b) (2) of § 1.642(c)-6 shall be determined by treating the fund as a pooled income fund which has been in existence for less than 3 taxable years preceding the taxable year in which the transfer of property to the fund is made.

(3) Property transferred to a fund before its amendment pursuant to paragraph (c) of this section, or before its severance under paragraph (a) (2) of this section, shall be treated as property received from transfers which meet the requirements of section 642(c) (5).

[FR Doc.71-4589 Filed 4-5-71; 8:45 am]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission PART 213—EXCEPTED SERVICE

Department of Agriculture

Section 213.3113 is amended to show that certain Schedule A positions of agricultural commodity graders (poultry), grade GS-9 and below, who inspect egg products on a temporary basis will be excepted under a separate Schedule A authority after May 31, 1971. The positions are currently excepted under subparagraph (1) of paragraph (a) of § 213.3113. Effective on publication in the FEDERAL REGISTER (4-6-71), subparagraph (6) is added to paragraph (f) of § 213.3113 as set out below.

§ 213.3113 Department of Agriculture.

(f) *Consumer and Marketing Service.* * * *

(6) After May 31, 1971, temporary positions at GS-9 and below of agricultural commodity graders (poultry) who inspect egg products. Employment under this authority may not exceed 1,280 hours a year.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc.71-4736 Filed 4-5-71; 8:50 am]

PART 213—EXCEPTED SERVICE

Department of Defense

Section 213.3306 is amended to show that the title of the Private Secretary to one of the four Deputy Directors of Defense Research and Engineering has been changed to reflect the fact that her superior's current specialization is Research and Technology rather than Chemistry and Materials. Effective on publication in the FEDERAL REGISTER (4-6-71), subparagraph (2) of paragraph (a) of § 213.3306 is amended as set out below.

§ 213.3306 Department of Defense.

(a) *Office of the Secretary.* * * *

(2) Two Private Secretaries to the Deputy Secretary of Defense and one Private Secretary to each of the following: the Director of Defense Research and Engineering; the Principal Deputy Director of Defense Research and Engineering; the Deputy Directors of Defense Research and Engineering (Tactical Warfare Programs), (Strategic and Space Systems), (Research and Technology), (Electronics and Information Sys-

tems); the Director, Advanced Research Projects Agency; the Assistant Secretaries of Defense (Manpower and Reserve Affairs), (International Security Affairs), (Public Affairs), (Installations and Logistics), (Administration), (Comptroller), and (Systems Analysis); the General Counsel; the Deputy General Counsel; the Assistant to the Secretary of Defense (Atomic Energy); and the Military Assistants to the Secretary of Defense.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant to
the Commissioners.*

[FR Doc.71-4737 Filed 4-5-71;8:50 am]

PART 213—EXCEPTED SERVICE
Office of Consumer Affairs

Section 213.3371 is amended to show that the President's Committee on Consumer Interests has been replaced by the Office of Consumer Affairs. This section is further amended to show that one position of Assistant to the Special Assistant to the President for Consumer Affairs is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER (4-6-71), the headnote of § 213.3371 is amended and paragraph (i) is added as set out below.

§ 213.3371 Office of Consumer Affairs.

(i) One Assistant to the Special Assistant to the President for Consumer Affairs.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant to
the Commissioners.*

[FR Doc.71-4738 Filed 4-5-71;8:50 am]

PART 213—EXCEPTED SERVICE
Department of Transportation

Section 213.3394 is amended to show that one position of Public Information Assistant to the Director, Office of Public Affairs is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER (4-6-71), subparagraph (26) is added to paragraph (a) of § 213.3394 as set out below.

§ 213.3394 Department of Transportation.

(a) *Office of the Secretary.* * * *

(26) One Public Information Assistant to the Director, Office of Public Affairs.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant to
the Commissioners.*

[FR Doc.71-4739 Filed 4-5-71;8:50 am]

PART 307—TRANSITIONAL AND VETERANS READJUSTMENT APPOINTMENTS

Appointment and Promotion Authorization

Sections 307.103 and 307.106 are amended to permit veterans readjustment appointments to positions in grades below GS-5 under specified conditions; relating to qualifications and opportunity for progression with respect to positions in certain grades; and to authorize promotions of veterans readjustment appointees to positions at GS-3 or below.

§ 307.103 Appointment authority.

(a) Subject to paragraph (b) of this section, an agency may appoint by veterans readjustment appointment to a position at GS-5 or below, or the equivalent in other pay systems, any veteran eligible under § 307.102 who meets the qualification standards of the Commission for the position. On the basis of his total experience, including military experience, any veteran eligible under § 307.102 meets the qualification standards for positions at GS-3 and below, and equivalent levels, provided the agency considers him capable of performing the duties of the specific position.

(b) An agency may make an appointment to a position in GS-2 or below, or equivalent levels, when there is substantial opportunity for progression to at least GS-3, or the equivalent.

(c) An appointment under this section is subject to investigation by the Commission. A law, Executive order, or regulation which disqualifies a person for appointment in the competitive service also disqualifies him for a veterans readjustment appointment.

§ 307.106 Noncompetitive movement.

(a) An agency may reassign, transfer, or, subject to § 335.103 of this chapter, promote to any position at GS-3 or below, or the equivalent, an employee serving under veterans readjustment appointment whom the agency considers capable of performing the duties of the position.

(5 U.S.C. 3301, 3302, E.O. 11521, 35 F.R. 5311)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
*Executive Assistant to
the Commissioners.*

[FR Doc.71-4735 Filed 4-5-71;8:49 am]

PART 334—TEMPORARY ASSIGNMENT OF EMPLOYEES BETWEEN EXECUTIVE AGENCIES AND STATES, LOCAL GOVERNMENTS, AND INSTITUTIONS OF HIGHER EDUCATION

A new Part 334 is added to Subchapter B of Chapter I of Title 5 of the Code of Federal Regulations to prescribe the regulations for the administration of Subchapter IV of the Intergovernmental Personnel Act of 1970, 84 Stat. 1909. The new Part 334 reads as follows:

Sec.

- 334.101 Purpose.
- 334.102 Definitions.
- 334.103 Period of assignment.
- 334.104 Counting a period of service.
- 334.105 Requirement for written agreement.
- 334.106 Reports required.

AUTHORITY: The provisions of this Part 334 issued under 5 U.S.C. 3376, E.O. 11589, 36 F.R. 6343.

§ 334.101 Purpose.

The purpose of this part is to carry into effect the objectives of subchapter VI of chapter 33 of title 5, United States Code, which authorizes the temporary assignment of employees between Executive agencies and States, local governments, and institutions of higher education.

§ 334.102 Definitions.

In this part:

(a) "Assignment" means a period of service of a Federal employee under section 3372(b) (1) or 3373 of title 5, United States Code, or of an employee of an institution of higher education under section 3372(b) (2) of title 5, United States Code, or of a State or local employee under section 3374 of title 5, United States Code;

(b) "Employee" means an employee as that term is defined in section 2105 of title 5, United States Code, employed by an Executive agency and an individual employed by a State, local government, or institution of higher education, as appropriate;

(c) "Executive agency" has the meaning given that term by section 105 of title 5, United States Code;

(d) "Institution of higher education" means a public or private 4-year college or university or a technical or junior college; and

(e) "State" and "local government" have the meanings given those terms by section 3371 of title 5, United States Code.

§ 334.103 Period of assignment.

(a) A single assignment may not exceed 2 years, except that the head of an Executive agency, with the concurrence of the employee, may extend the period of assignment for not more than 2 additional years.

(b) An assignment may be terminated before the date it is scheduled to end at the request of the Executive agency, the State, the local government, or the institution of higher education and in