Federal agencies and nonfederal organizations concerned with civil rights. Directs, coordinates and administers compliance programs and activities executed by Central Office staff. Provides advice, assistance and support to the Administrator in relation to the EEO & C program. The Director, Office of EEO & C serves as the Agency's equal employment opportunity officer, civil rights coordinator, compliance officer and as the Administrator's designee in making the final decision on discrimination complaints and ordering corrective measures, except when otherwise specified by the Administrator.

Dated: January 28, 1982.

Michael Cardenas,

Administrator.

[FR Doc. 82-2837 Filed 2-2-82; 8:45 am]

BILLING CODE 8025-01-M

CIVIL AERONAUTICS BOARD

14 CFR Part 205

[ER-1282; Amdt. No. 1]

Aircraft Accident Liability Insurance

AGENCY: Civil Aeronautics Board.

ACTION: Rule; editorial amendment.

SUMMARY: This rule makes an editorial correction in the Board's rules requiring disclosure by U.S. and foreign direct air carriers of the presence or absence of cargo liability insurance covering a shipment on their aircraft.

DATES: Effective: January 29, 1982. Adopted: January 29, 1982.

FOR FURTHER INFORMATION CONTACT: Joseph A. Brooks, Office of the General Counsel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428; 202-673-5442.

SUPPLEMENTARY INFORMATION: When the Board adopted a new 14 CFR Part 205, setting requirements for minimum insurance requirements for airlines (ER-1253; 46 FR 52572, October 27, 1981), it required in § 205.8 that every U.S. and foreign direct air carrier disclose to shippers the presence or absence of cargo liability "accident insurance." As shown in the notice of proposed rulemaking (EDR-395, 45 FR 7566, February 4, 1980) and in the discussion of ER-1253 in its preamble, the intent of the Board was to require the disclosure of cargo liability insurance, not of accident insurance. The word "accident" was placed in § 205.8 by mistake.

In order to prevent confusion and to follow the Board's intent, the word "accident" is removed from § 205.8.

PART 205—AIRCRAFT ACCIDENT LIABILITY INSURANCE

Accordingly, the Civil Aeronautics Board amends 14 CFR Part 205, *Aircraft Accident Liability Insurance,* as follows:

1. The authority for Part 205 is:

Authority: Secs. 204, 401, 403, 416, 418, 419, Pub. L. 85-726, as amended. 72 Stat. 743, 754, 758, 771; 91 Stat. 1284; 92 Stat. 1732; 49 U.S.C. 1324, 1371, 1373, 1386, 1388, 1389.

2. § 205.8 is revised to read:

§ 205.8 Cargo liability disclosure statement.

Every direct U.S. or foreign air carrier providing air cargo service in air transportation shall give notice in writing to the shipper, when a shipment is accepted, of the existence or absence of cargo liability insurance, if any. The notice shall be clearly and conspicuously included on or attached to all of its rate sheets and airwaybills.

By the Civil Aeronautics Board.

David M. Kirstein,

General Counsel.

[FR Doc. 82-2833 Filed 2-2-82; 8:45 am]

BILLING CODE 6320-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 200

[Release Nos. 33-6369A; 34-18353A; 35-22331A; 39-681A; IC-12117A; and IA-788A]

Paperwork Reduction Act; Office of Management and Budget Control Numbers Assigned to Information Collection Requirements

AGENCY: Securities and Exchange Commission.

ACTION: Final rule; correction.

SUMMARY: The Commission is republishing in its entirety a release amending Title 17, Chapter II, of the Code of Federal Regulations to add a new subpart N, which contains a listing of Office of Management and Budget control numbers assigned to information collection requirements of the Commission. The release as here republished corrects a number of minor errors that appeared in the original publication of the release. *See* 46 FR 63036 (December 30, 1981). This amendment is administrative in nature and is intended to comply with the requirements of section 3507(f) of the Paperwork Reduction Act of 1980, Pub. L. 96-511, which requires that agencies display a current control number assigned by the Director of the Office of Management and Budget ("OMB") for each agency information collection requirement. In particular, the new subpart collects and displays current OMB control numbers and expiration dates of those information collection requirements of the Commission which are rules and regulations and codified in 17 CFR either in full text or incorporated by reference with the approval of the Director of the Office of the Federal Register. Where the information collection requirement also exists as a separate document, as, for example, an information collection requirement which the Commission incorporates by reference in 17 CFR, the Commission, of course, will also display on the separate document as well the current OMB control number and the expiration date as required by section 3507(f).

EFFECTIVE DATE: December 30, 1981.

FOR FURTHER INFORMATION CONTACT: George G. Kundahl, Executive Director, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549, (202) 272-2700.

SUPPLEMENTARY INFORMATION: Accordingly, Subpart N in Part 200 of 17 CFR Chapter II is corrected to read as follows:

PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

Subpart N—Commission Information Collection Requirements Under the Paperwork Reduction Act: OMB Control Numbers and Expiration Dates

Authority: 44 U.S.C. 3507(f).

§ 200.800 OMB control numbers assigned pursuant to the Paperwork Reduction Act.

(a) *Purpose.* This subpart collects and displays the control numbers and expiration dates assigned to information collection requirements of the Commission by the Office of Management and Budget pursuant to the Paperwork Reduction Act of 1980, Pub. L. 96-511. The Commission intends that this subpart comply with the requirements of section 3507(f) of the Paperwork Reduction Act, which requires that agencies display a current control number assigned by the Director of the Office of Management and Budget ("OMB") for each agency information collection requirement. In particular, this subpart displays current OMB control numbers and expiration dates of those information collection requirements of the Commission which are rules and regulations and codified in 17 CFR either in full text or incorporated by reference with the approval of the Director of the Office of the Federal Register. Where the information collection requirement also exists as a separate document, as, for example, an information collection requirement which the Commission incorporates by reference in 17 CFR, the Commission, of course, will display on the separate document as well the current OMB control number and the expiration date as required by section 3507(f). Henceforth, the Commission will publish in the **Federal Register** only additions, deletions and corrections to particular control numbers and expiration dates contained in this subpart.

(b) *Display.*

Information collection requirement	17 CFR part or section where identified and described	Current OMB control No.	Expiration date
Regulation S-X.	Part 210	3235-0009	Dec. 31, 1982.
Regulation S-K.	Part 229	3235-0071	June 30, 1982.
Rule 236	§ 230.236	3235-0095	Nov. 30, 1983.
Rule 242	§ 230.242	3235-0099	Nov. 30, 1984.
Regulation A	§§ 230.251 through 230.264.	3235-0096	Sept. 30, 1982.
Regulation B	§§ 230.300 through 230.346.	3235-0093	Oct. 31, 1983.
Regulation C	§§ 230.400 through 230.494.	3235-0074	June 30, 1982.
Regulation D proposed.	§§ 230.501 through 230.506.	3235-0076	June 30, 1982.
Rule 604	§ 230.604	3235-0232	Dec. 31, 1984.
Rule 605	§ 230.605	3235-0232	Dec. 31, 1984.
Rule 606	§ 230.606	3235-0232	Dec. 31, 1984.
Rule 607	§ 230.607	3235-0232	Dec. 31, 1984.
Rule 609	§ 230.609	3235-0232	Dec. 31, 1984.
Regulation F	§§ 230.651 through 230.656.	3235-0094	Oct. 31, 1984.
Form C-3	§ 239.5	3235-0112	Nov. 30, 1984.
Form S-1	§ 239.11	3235-0065	June 30, 1982.
Form S-1 proposed.	§ 239.11	3235-0065	June 30, 1982.
Form S-2	§ 239.12	3235-0075	June 30, 1982.
Form S-2 proposed.	§ 239.12	3235-0072	June 30, 1982.
Form S-3 proposed.	§ 239.13	3235-0073	June 30, 1982.
Form S-6	§ 239.16	3235-0184	Aug. 31, 1982.
Form S-8	§ 239.16b	3235-0066	June 30, 1982.
Form S-11	§ 239.18	3235-0067	June 30, 1982.
Form S-12	§ 239.19	3235-0112	Nov. 30, 1984.
Form S-14	§ 239.23	3235-0052	Oct. 31, 1984.
Form S-7	§ 239.26	3235-0055	June 30, 1982.
Form S-16	§ 239.27	3235-0077	June 30, 1982.
Form S-18	§ 239.28	3235-0098	Sept. 30, 1982.
Form S-15	§ 239.29	3235-0053	Oct. 31, 1984.
Form F-1 proposed.	§ 239.31	3235-0258	Dec. 31, 1984.
Form F-2 proposed.	§ 239.32	3235-0257	Dec. 31, 1984.
Form F-3 proposed.	§ 239.33	3235-0256	Dec. 31, 1984.
Form SR	§ 239.61	3235-0124	Nov. 30, 1984.
Form 1-A	§ 239.90	3235-0096	Sept. 30, 1982.
Form 2-A	§ 239.91	3235-0096	Sept. 30, 1982.
Form 3-A	§ 239.92	3235-0096	Sept. 30, 1982.
Form 4-A	§ 239.93	3235-0096	Sept. 30, 1982.
Form 5-A	§ 239.94	3235-0096	Sept. 30, 1982.
Form 6-A	§ 239.95	3235-0096	Sept. 30, 1982.
Form 7-A	§ 239.96	3235-0096	Sept. 30, 1982.
Schedules A, B, C, D.	§ 239.101	3235-0093	Oct. 31, 1983.
Form 1-G	§ 239.101	3235-0093	Oct. 31, 1983.
Form 3-G	§ 239.101	3235-0093	Oct. 31, 1983.
Form 144	§ 239.144	3235-0101	Nov. 30, 1983.
Form 237	§ 239.145	3235-0263	Jan. 31, 1984.
Form 146	§ 239.146	3235-0005	Aug. 31, 1983.
Form 1-E	§ 239.200	3235-0232	Dec. 31, 1984.
Form 2-E	§ 239.201	3235-0233	Dec. 31, 1984.
Form 240	§ 239.240	3235-0100	Nov. 30, 1984.
Form 242	§ 239.242	3235-0099	Nov. 30, 1984.
Form 1-F	§ 239.300	3235-0094	Oct. 31, 1984.
Form D proposed.	§ 239.500	3235-0076	June 30, 1982.
Rule 6a-1	§ 240.6a-1	3235-0017	Aug. 31, 1983.
Rule 6a-2	§ 240.6a-2	3235-0022	Aug. 31, 1983.
Rule 6a-3	§ 240.6a-3	3235-0021	Aug. 31, 1983.
Rule 10b-7	§ 240.10b-7	3235-0208	Oct. 31, 1983.
Rule 11Ab2-1.	§ 240.11Ab2-1.	3235-0043	Sept. 30, 1984.
Rule 12a-5	§ 240.12a-5	3235-0079	Oct. 31, 1984.
Regulation 12B.	§§ 240.12b-1 through 240.12b-36.	3235-0062	Oct. 31, 1984.
Rule 12d1-3	§ 240.12d1-3	3235-0109	Nov. 30, 1984.
Rule 12d2-1	§ 240.12d2-1	3235-0081	Oct. 31, 1984.
Rule 12d2-2	§ 240.12d2-2	3235-0080	Oct. 31, 1984.
Rule 12f-1	§ 240.12f-1	3235-0128	Nov. 30, 1984.
Rule 12f-2	§ 240.12f-2	3235-0248	Nov. 30, 1984.
Rule 12f-3	§ 240.12f-3	3235-0249	Dec. 31, 1984.
Rule 12g3-2	§ 240.12g3-2	3235-0119	Nov. 30, 1984.
Rule 13a-17	§ 240.13a-17	3235-0191	Dec. 31, 1984.
Regulation 13D/G.	§§ 240.13d-1 through 240.13d-7.	3235-0145	Aug. 31, 1982.
Schedule 13D.	§ 240.13d-101.	3235-0145	Aug. 31, 1982.
Schedule 13G.	§ 240.13d-102.	3235-0145	Aug. 31, 1982.
Rule 13e-1	§ 240.13e-1	3235-0262	Mar. 31, 1982.
Rule 13e-3	§ 240.13e-3	3235-0007	June 30, 1983.
Rule 13e-4	§ 240.13e-4	3235-0203	Aug. 31, 1982.
Schedule 13E-3.	§ 240.13e-100.	3235-0007	June 30, 1983.
Schedule 13E-4.	§ 240.13e-101.	3235-0203	Aug. 31, 1982.
Regulation 14A.	§§ 240.14a-1 through 240.14a-12.	3235-0059	Oct. 31, 1984.
Schedule 14A.	§ 240.14a-101.	3235-0059	Oct. 31, 1984.
Schedule 14B.	§ 240.14a-102.	3235-0059	Oct. 31, 1984.
Regulation 14C.	§ 240.14c-1	3235-0057	Oct. 31, 1984.
Schedule 14C.	§ 240.14c-101.	3235-0057	Oct. 31, 1984.
Regulation 14D.	§§ 240.14d-1 through 240.14d-9.	3235-0102	Nov. 30, 1983.
Schedule 14D-1.	§ 240.14d-100.	3235-0102	Nov. 30, 1983.
Schedule 14D-9.	§ 240.14d-101.	3235-0102	Nov. 30, 1983.
Regulation 14E.	§§ 240.14e-1 through 240.14e-2.	3235-0102	Nov. 30, 1983.
Rule 14f-1	§ 240.14f-1	3235-0108	Nov. 30, 1984.
Rule 15a-4(a).	§ 240.15a-4(a).	3235-0010	Aug. 31, 1983.
Rule 15Aa-1	§ 240.15Aa-1.	3235-0030	Sept. 30, 1984.
Rule 15Aj-1	§ 240.15Aj-1	3235-0044	Sept. 30, 1984.
Rule 15b1-1	§ 240.15b1-1	3235-0012	Aug. 31, 1983.
Rule 15b1-2	§ 240.15b1-2	3235-0020	Aug. 31, 1983.
Rule 15b1-3	§ 240.15b1-3	3235-0011	Aug. 31, 1983.
Rule 15b1-4	§ 240.15b1-4	3235-0016	Aug. 31, 1983.
Rule 15b2-1	§ 240.15b2-1	3235-0014	Aug. 31, 1983.
Rule 15b3-1	§ 240.15b3-1	3235-0013	Aug. 31, 1983.
Rule 15b6-1(a).	§ 240.15b6-1(a).	3235-0018	Aug. 31, 1983.
Rule 15b8-1	§ 240.15b8-1	3235-0135	Nov. 30, 1984.
Rule 15b9-1(a) and (b).	§ 240.15b9-1(a) and (b).	3235-0129	Nov. 30, 1984.
Rule 15b9-1(c).	§ 240.15b9-1(c).	3235-0139	Nov. 30, 1984.
Rule 15b9-2	§ 240.15b9-2	3235-0146	Nov. 30, 1984.
Rule 15b10-6.	§ 240.15b10-6.	3235-0188	Sept. 30, 1982.
Rule 15b10-8.	§ 240.15b10-8.	3235-0189	Dec. 31, 1984.
Rule 15b10-9.	§ 240.15b10-9.	3235-0091	Oct. 31, 1984.
Rule 15b10-11.	§ 240.15b10-11.	3235-0190	Dec. 31, 1984.
Rule 15Ba2-1.	§ 240.15Ba2-1.	3235-0083	Oct. 31, 1984.
Rule 15Ba2-2.	§ 240.15Ba2-2.	3235-0090	Oct. 31, 1984.
Rule 15Ba2-4.	§ 240.15Ba2-4.	3235-0089	Oct. 31, 1984.
Rule 15Ba2-5.	§ 240.15Ba2-5.	3235-0088	Oct. 31, 1984.
Rule 15Ba2-6.	§ 240.15Ba2-6.	3235-0086	Oct. 31, 1984.
Rule 15Bc3-1.	§ 240.15Bc3-1.	3235-0087	Oct. 31, 1984.
Rule 15c2-5	§ 240.15c2-5	3235-0198	Dec. 31, 1984.
Rule 15c2-11.	§ 240.15c2-11.	3235-0202	Dec. 31, 1984.
Rule 15c3-1	§ 240.15c3-1	3235-0200	Dec. 31, 1984.
Rule 15c3-3	§ 240.15c3-3	3235-0078	Oct. 31, 1984.
Rule 15c1-7	§ 240.15c1-7	3235-0134	Nov. 30, 1984.
Rule 17a-1	§ 240.17a-1	3235-0208	Oct. 31, 1983.
Rule 17a-2	§ 240.17a-2	3235-0208	Oct. 31, 1983.
Rule 17a-3	§ 240.17a-3	3235-0033	Sept. 30, 1984.
Rule 17a-4	§ 240.17a-4	3235-0197	Sept. 30, 1982.
Rule 17a-5	§ 240.17a-5	3235-0123	Nov. 30, 1982.
Rule 17a-5(c).	§ 240.17a-5(c).	3235-0199	Aug. 31, 1982.
Rule 17a-7	§ 240.17a-7	3235-0131	Nov. 30, 1984.
Rule 17a-8	§ 240.17a-8	3235-0092	Dec. 31, 1982.
Rule 17a-10	§ 240.17a-10	3235-0122	Nov. 30, 1984.
Rule 17a-11	§ 240.17a-11	3235-0085	Oct. 31, 1984.
Rule 17a-12	§ 240.17a-12	3235-0192	Dec. 31, 1984.
Rule 17a-13	§ 240.17a-13	3235-0035	Sept. 30, 1984.
Rule 17a-16	§ 240.17a-16	3235-0038	Sept. 30, 1984.
Rule 17a-17	§ 240.17a-17	3235-0039	Sept. 30, 1984.
Rule 17a-19	§ 240.17a-19	3235-0133	Nov. 30, 1984.
Rule 17a-20	§ 240.17a-20	3235-0207	Dec. 31, 1984.
Rule 17a-22	§ 240.17a-22	3235-0196	Dec. 31, 1984.
Rule 17Ab2-1(a) and (e).	§ 240.17Ab2-1(a) and (e).	3235-0195	Dec. 31, 1984.
Rule 17Ac2-1(a) and (c).	§ 240.17Ac2-1(a) and (c).	3235-0084	Oct. 31, 1984.
Rule 17Ac3-1(a).	§ 240.17Ac3-1(a).	3235-0151	Nov. 30, 1984.
Rule 17Ad-2(c), (d) and (h).	§ 240.17Ad-2(c), (d) and (h).	3235-0130	Nov. 30, 1984.
Rule 17Ad-4(b) and (c).	§ 240.17Ad-4(b) and (c).	3235-0138	Nov. 30, 1984.
Rule 17Ad-6	§ 240.17Ad-6.	3235-0137	Sept. 30, 1982.
Rule 17Ad-7	§ 240.17Ad-7.	3235-0136	Dec. 31, 1982.
Rule 17f-1(b).	§ 240.17f-1(b).	3235-0032	Sept. 30, 1982.
Rule 17f-1(c).	§ 240.17f-1(c).	3235-0037	Sept. 30, 1984.
Rule 17f-1(g).	§ 240.17f-1(g).	3235-0036	Sept. 30, 1982.
Rule 17f-2(a).	§ 240.17f-2(a).	3235-0034	Sept. 30, 1984.
Rule 17f-2(c).	§ 240.17f-(c)	3235-0029	Sept. 30, 1984.
Rule 17f-2(d).	§ 240.17f-2(d).	3235-0028	Sept. 30, 1984.
Rule 17f-2(e).	§ 240.17f-2(e).	3235-0031	Sept. 30, 1984.
Rule 19b-4	§ 240.19b-4	3235-0045	Sept. 30, 1984.
Rule 19d-1(b)-(i).	§ 240.19d-1(b)-(i).	3235-0206	Oct. 31, 1983.
Rule 19d-2	§ 240.19d-2	3235-0205	Dec. 31, 1984.
Rule 19d-3(b)-(f).	§ 240.19d-3(b)-(f).	3235-0204	Dec. 31, 1984.
Rule 19h-1(a), (c)-(e), (g).	§ 240.19h-1(a), (c)-(e), (g).	3235-0206	Oct. 31, 1983.
Rule 24b-1	§ 240.24b-1	3235-0194	Dec. 31, 1984.
Rule 24b-2	§ 240.24b-2	3235-0127	Nov. 30, 1984.
Form 1	§ 249.1	3235-0017	Aug. 31, 1983.
Form 1-A	§ 249.1a	3235-0022	Aug. 31, 1983.
Form 25	§ 249.25	3235-0080	Oct. 31, 1984.
Form 26	§ 249.26	3235-0079	Oct. 31, 1984.
Form 27	§ 249.27	3235-0248	Nov. 30, 1984.

Information collection requirement	17 CFR part or section where identified and described	Current OMB control No.	Expiration date
Form 28	§ 249.28	3235-0249	Dec. 31, 1984.
Form 3	§ 249.103	3235-0104	Nov. 30, 1984.
Form 4	§ 249.104	3235-0103	Sept. 30, 1982.
Form 8-A	§ 249.208a	3235-0056	Oct. 31, 1984.
Form 8-B	§ 249.208b	3235-0068	June 30, 1982.
Form 10	§ 249.210	3235-0064	June 30, 1982.
Form 18	§ 249.218	3235-0121	Nov. 30, 1984.
Form 19	§ 249.219	3235-0115	Nov. 30, 1984.
Form 20-F	§ 249.220f	3235-0143	Dec. 31, 1982.
Form 6-K	§ 249.306	3235-0116	Nov. 30, 1984.
Form 8-K	§ 249.308	3235-0060	Oct. 31, 1984.
Form 10-Q	§ 249.308a	3235-0070	June 30, 1982.
Form 10-K	§ 249.310	3235-0063	Oct. 31, 1982.
Form 10-C	§ 249.310c	3235-0191	Dec. 31, 1984.
Form 11-K	§ 249.311	3235-0082	Oct. 31, 1983.
Form 18-K	§ 249.318	3235-0120	Nov. 30, 1984.
Form 19-K	§ 249.319	3235-0118	Nov. 30, 1984.
Form 12b-25	§ 249.322	3235-0058	Oct. 31, 1984.
Form 12g-4/15d-6.	§ 249.323	3235-0167	June 30, 1984.
Form 13F	§ 249.325	3235-0006	Nov. 30, 1983.
Form 2-MD	§ 249.402	3235-0215	Dec. 31, 1984.
Form 8	§ 249.460	3235-0141	Oct. 31, 1983.
Form BD	§ 249.501	3235-0012	Aug. 31, 1983.
Form BDW	§ 249.501a	3235-0018	Aug. 31, 1983.
Form U-4	§ 249.502	3235-0019	Aug. 31, 1983.
Form SECO-2F.	§ 249.502a	3235-0139	Nov. 30, 1984.
Form SECO-4.	§ 249.504a	3235-0146	Nov. 30, 1984.
Form SECO-5.	§ 249.505	3235-0129	Nov. 30, 1984.
Form X-17A-5.	§ 249.617	3235-0123	Nov. 30, 1984.
Form X-17A-12(1).	§ 249.619	3235-0192	Nov. 30, 1982.
Form X-17A-12(2).	§ 249.620	3235-0193	Dec. 31, 1984.
Form X-17A-16(1).	§ 249.631	3235-0038	Sept. 30, 1984.
Form X-17A-16(2).	§ 249.632	3235-0040	Sept. 30, 1984.
Form X-17A-17.	§ 249.633	3235-0039	Sept. 30, 1984.
Form X-17A-19.	§ 249.635	3235-0133	Nov. 30, 1984.
Form X-17A-1.	§ 249.727	3235-0208	Oct. 31, 1983.
Form X-15AA-1.	§ 249.801	3235-0030	Sept. 30, 1984.
Form X-15AJ-1.	§ 249.802	3235-0044	Sept. 30, 1984.
Form X-15AJ-2.	§ 249.803	3235-0044	Sept. 30, 1984.
Form 19b-4	§ 249.819	3235-0045	Sept. 30, 1984.
Form SIP	§ 249.1001	3235-0043	Sept. 30, 1984.
Form MSD	§ 249.1100	3235-0083	Oct. 31, 1984.
Form MSDW	§ 249.1110	3235-0087	Oct. 31, 1984.
Form X-17F-1A.	§ 249.1200	3235-0037	Sept. 30, 1984.
Form TA-1	§ 249b.100	3235-0084	Oct. 31, 1984.
Form TA-W	§ 249b.101	3235-0151	Nov. 30, 1984.
Form CA-1	§ 249b.200	3235-0195	Dec. 31, 1984.
Rule 1(a)	§ 250.1(a)	3235-0170	Dec. 31, 1984.
Rule 1(b)	§ 250.1(b)	3235-0170	Dec. 31, 1984.
Rule 1(c)	§ 250.1(c)	3235-0164	Nov. 30, 1984.
Rule 2	§ 250.2	3235-0161	Nov. 30, 1984.
Rule 3	§ 250.3	3235-0160	Nov. 30, 1984.
Rule 7	§ 250.7	3235-0165	Nov. 30, 1984.
Rule 7(d)	§ 250.7(d)	3235-0165	Nov. 30, 1984.
Rule 20(b)	§ 250.20(b)	3235-0125	Nov. 30, 1984.
Rule 20(d)	§ 250.20(d)	3235-0163	Nov. 30, 1984.
Rule 24	§ 250.24	3235-0126	Nov. 30, 1984.
Rule 26	§ 250.26	3235-0183	Dec. 31, 1984.
Rule 29a	§ 250.29a	3235-0149	Nov. 30, 1984.
Rule 29b	§ 250.29b	3235-0149	Nov. 30, 1984.
Rule 42	§ 250.42	3235-0171	Dec. 31, 1984.
Rule 44	§ 250.44	3235-0147	Nov. 30, 1984.
Rule 45	§ 250.45	3235-0154	Nov. 30, 1984.
Rules 47(b) and 20(d).	§§ 250.47(b), 250.20(d).	3235-0163	Nov. 30, 1984.
Rule 48(b)	§ 250.48(b)	3235-0156	Dec. 31, 1984.
Rule 50	§ 250.50	3235-0126	Nov. 30, 1984.
Rule 62	§ 250.62	3235-0152	Nov. 30, 1984.
Rule 71(a)	§ 250.71(a)	3235-0173	Dec. 31, 1984.
Rule 72	§ 250.72	3235-0149	Nov. 30, 1984.
Rule 83	§ 250.83	3235-0181	Dec. 31, 1984.
Rule 87	§ 250.87	3235-0182	Dec. 31, 1984.
Rule 88	§ 250.88	3235-0182	Dec. 31, 1984.
Rule 93	§ 250.93	3235-0153	Nov. 30, 1984.
Rule 94	§ 250.94	3235-0153	Nov. 30, 1984.
Rule 95	§ 250.95	3235-0162	Nov. 30, 1984.
Rules 100(a), .20(c), and 23.	§§ 250.100(a), 250.20(c), 250.23.	3235-0125	Nov. 30, 1984.
	Part 256	3235-0153	Nov. 30, 1984.
	Part 256a	3235-0153	Nov. 30, 1984.
	Part 257	3235-0261	Mar. 31, 1982.
Form U5A	§ 259.5a	3235-0170	Dec. 31, 1984.
Form U5B	§ 259.5b	3235-0170	Dec. 31, 1984.
Form U5S	§ 259.5s	3235-0164	Nov. 30, 1984.
Form U-1	§ 259.101	3235-0125	Nov. 30, 1984.
Form U-13-1.	§ 259.113	3235-0182	Dec. 31, 1984.
Form U-6B-2.	§ 259.206	3235-0163	Nov. 30, 1984.
Form U-12(I)A.	§ 259.212(a)	3235-0173	Dec. 31, 1984.
Form U-12(I)B.	§ 259.212(b)	3235-0173	Dec. 31, 1984.
Form U-13E-1.	§ 259.213	3235-0162	Nov. 30, 1984.
Form U-R-1	§ 259.221	3235-0152	Nov. 30, 1984.
Form U-13-60.	§ 259.313	3235-0153	Nov. 30, 1984.
Form U-3A-2.	§ 259.402	3235-0161	Nov. 30, 1984.
Form U-3A3-1.	§ 259.403	3235-0160	Nov. 30, 1984.
Form U-7D	§ 259.404	3235-0165	Nov. 30, 1984.
Form U-A	§ 259.501	3235-0125	Nov. 30, 1984.
Rules 7a-15 through 7a-37.	§§ 260.7a-15 through 260.7a-37.	3235-0132	Nov. 30, 1984.
Form T-1	§ 269.1	3235-0110	Nov. 30, 1984.
Form T-2	§ 269.2	3235-0111	Nov. 30, 1984.
Form T-3	§ 269.3	3235-0105	Nov. 30, 1984.
Form T-4	§ 269.4	3235-0107	Nov. 30, 1984.
Rule 6c-6(T)	§ 270.6c-6(T).	3235-0245	Oct. 31, 1983.
Rule 6e	§ 270.6e-2(b)(9).	3235-0177	Dec. 31, 1984.
Rule 7d	§ 270.7d-(b)(8)(i), (iii) and (viii).	3235-0168	June 30, 1983.
Rule 8b-11	§ 270.8b-11	3235-0176	Dec. 31, 1984.
Rule 8b-16	§ 270.8b-16	3235-0176	Dec. 31, 1984.
Rule 8b-20	§ 270.8b-20	3235-0176	Dec. 31, 1984.
Rule 8b-21(b).	§ 270.8b-21(b).	3235-0176	Dec. 31, 1984.
Rule 8b-25	§ 270.8b-25	3235-0176	Dec. 31, 1984.
Rule 8b-32(b).	§ 270.8b-32(b).	3235-0176	Dec. 31, 1984.
Rule 10f-3	§ 270.10f-3	3235-0226	Oct. 31, 1983.
Rule 12b-1	§ 270.12b-1	3235-0212	Oct. 31, 1983.
Rule 17a-7(f).	§ 270.17a-7(f).	3235-0214	Dec. 31, 1984.
Rule 17a-8	§ 270.17a-8	3235-0235	Dec. 31, 1984.
Rule 17e-1	§ 270.17e-1	3235-0217	Oct. 31, 1983.
Rule 17f-1	§ 270.17f-1	3235-0222	Dec. 31, 1984.
Rule 17f-2	§ 270.17f-2	3235-0223	Oct. 31, 1982.
Rule 17f-4	§ 270.17f-4	3235-0225	Dec. 31, 1984.
Rule 17g-1(g).	§ 270.17g-1(g).	3235-0213	Dec. 31, 1984.
Rule 17j-1	§ 270.17j-1	3235-0224	Oct. 31, 1983.
Rule 18f-1	§ 270.18f-1	3235-0211	Dec. 31, 1984.
Rule 19a-1	§ 270.19a-1	3235-0216	Dec. 31, 1984.
Rule 20a-1(b).	§ 270.20a-1(b).	3235-0158	Sept. 30, 1982.
Rule 20a-2	§ 270.20a-2	3235-0158	Sept. 30, 1982.
Rule 20a-3	§ 270.20a-3	3235-0158	Sept. 30, 1982.
Rule 22d-4	§ 270.22d-4	3235-0234	Dec. 31, 1984.
Rule 23c-1	§ 270.23c-1	3235-0260	Mar. 31, 1982.
Rule 23c-2	§ 270.23c-2	3235-0260	Mar. 31, 1982.
Rule 24f-1	§ 270.24f-1	3235-0155	Dec. 31, 1984.
Rule 24f-2	§ 270.24f-2	3235-0159	Dec. 31, 1984.
Rule 30a-1	§ 270.30a-1	3235-0219	Dec. 31, 1984.
Rule 30a-3	§ 270.30a-3	3235-0209	Dec. 31, 1984.
Rule 30b1-2	§ 270.30b1-2	3235-0218	Dec. 31, 1984.
Rule 30b2-1	§ 270.30b2-1	3235-0220	Dec. 31, 1984.
Rule 30d-1	§ 270.30d-1	3235-0025	Sept. 30, 1984.
Rule 31a-1	§ 270.31a-1	3235-0178	Sept. 30, 1982.
Rule 31a-2	§ 270.31a-2	3235-0179	Aug. 31, 1982.
Form N-5	§ 274.5	3235-0169	May 31, 1983.
Form N-8A	§ 274.10	3235-0175	Dec. 31, 1984.
Form N-1	§ 274.11	3235-0027	Sept. 30, 1984.
Form N-2	§ 274.11a-1	3235-0026	Sept. 30, 1984.
Form N-8B-2.	§ 274.12	3235-0186	Aug. 31, 1982.
Form N-8B-3.	§ 274.13	3235-0166	Nov. 30, 1984.
Form N-8B-4.	§ 274.14	3235-0247	Dec. 31, 1984.
Form N-6F	§ 274.15	3235-0238	Dec. 31, 1984.
Form N-18F-1.	§ 274.51	3235-0211	Dec. 31, 1984.
Form N-1R	§ 274.101	3235-0227	Oct. 31, 1982.
Form N-30A-2.	§ 274.102	3235-0051	Oct. 31, 1984.
Form N-30A-3.	§ 274.103	3235-0051	Oct. 31, 1984.
Form N-5R	§ 274.105	3235-0210	Dec. 31, 1984.
Form N-1Q	§ 274.106	3235-0246	Oct. 31, 1982.
Form N-27D-1.	§ 274.127d-1	3235-0254	Dec. 31, 1984.
Form N-27D-2.	§ 274.127d-2	3235-0251	Dec. 31, 1984.
Form N-27E-1.	§ 274.127e-1	3235-0255	Oct. 31, 1982.
Form N-27F-1.	§ 274.127f-1	3235-0253	Sept. 30, 1982.
Form N-17D-1.	§ 274.200	3235-0229	Dec. 31, 1984.
Form N-23C-1.	§ 274.201	3235-0230	Dec. 31, 1984.
Form N-8F	§ 274.218	3235-0157	Dec. 31, 1984.
Form N-6EI-1.	§ 274.301	3235-0177	Dec. 31, 1984.
Rule 0-2	§ 275.0-2	3235-0240	Dec. 31, 1984.
Form N-54A	§ 275.53	3235-0237	Dec. 31, 1984.
Form N-54C	§ 275.54	3235-0236	Dec. 31, 1984.
Rule 203.1	§ 275.203.1	3235-0049	Dec. 31, 1984.
Rule 203.2	§ 275.203-2	3235-0042	Sept. 30, 1984.
Rule 204.1	§ 276.204-1	3235-0048	Sept. 30, 1984.
Rule 204.2	§ 275.204.2	3235-0244	Sept. 30, 1984.
Rule 204.3	§ 275.204.3	3235-0047	Sept. 30, 1984.
Rule 206(3)-2.	§ 275.206(3)-2.	3235-0043	Sept. 30, 1984.
Rule 206(4)-2.	§ 275.206(4)-2.	3235-0241	Jan. 31, 1983.
Rule 206(4)-3.	§ 275.206(4)-3.	3235-0242	Jan. 31, 1983.
Form ADV	§ 279.1	3235-0049	Jan. 31, 1983.
Form ADV-W.	§ 279.2	3235-0042	Sept. 30, 1984.
Form ADV-S	§ 279.3	3235-0046	Sept. 30, 1984.
Form 4-R	§ 279.4	3235-0240	Dec. 31, 1984.
Form 5-R	§ 279.5	3235-0240	Dec. 31, 1984.
Form 6-R	§ 279.6	3235-0240	Dec. 31, 1984.
Form 7-R	§ 279.7	3235-0240	Dec. 31, 1984.

The Commission finds that this amendment, concerning the display of the control numbers and expiration dates assigned to information collection requirements of the Commission by the Office of Management and Budget pursuant to the Paperwork Reduction Act, pertains only to procedural matters; it is therefore not subject to the provisions of the Administrative Procedure Act, 5 U.S.C. 551 *et seq.*, requiring advance notice and opportunity for comment. Accordingly, it is effective December 30, 1981.

Information collection requirements of the Commission which exist as separate documents and which are not rules and regulations and are therefore not codified in 17 CFR are as follows:

Information collection requirement	Description of device	Current OMB control No.	Expiration date
1933 Act Guides 30, 55, 57, 60, 61 and 1934 Act Guide 3.	Guidelines for Disclosures by Certain Industries Under the 1933 and 1934 Acts.	3235-0069	June 30, 1982.
Form 4(6)	Implementation of Section 4(6) of the 1933 Act	3235-0097	Nov. 30, 1984.
Survey	Exchange Sales Value and Volume	3235-0001	Dec. 31, 1982.
Do	Annual Investment Company Asset Letter	3235-0002	Do.
Survey Form R-4a	Private Noninsured Pension Plans	3235-0003	Nov. 30, 1984.
Survey Form R-5	Property and Liability Insurance Companies	3235-0004	Do.
Survey	Rule 146 Utilization	3235-0023	Sept. 30, 1983.
Do	Private Placement Statistics (Monthly)	3235-0144	Nov. 30, 1984.
Do	Private Placement Statistics (Quarterly)	3235-0144	Do.

By the Commission.

Dated: January 28, 1982.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 82-2710 Filed 2-2-82; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 101

[T.D. 82-15]

Field Organization of the Customs Service; Correction

AGENCY: Customs Service, Treasury.

ACTION: Final rule; correction.

SUMMARY: This document corrects a citation in the text of a final rule published as T.D. 82-15 in the **Federal Register** on January 14, 1982 (47 FR 2088) which changed the field organization of the Customs Service by modifying the description of the port limits of the consolidated Houston-Galveston, Texas, Customs port of entry.

FOR FURTHER INFORMATION CONTACT: Gertrude Bresnahan, Regulations Control Branch, U.S. Customs Service (202-566-8237).

In FR Doc. 82-1038 appearing on page 2089, column one, the paragraph under the heading "Amendment to the Customs Regulations" is corrected to change the reference from "T.D. 81-15" to "T.D. 82-15."

Dated: January 28, 1982.

Marvin M. Amernick,

Chief, Regulations Control Branch, Regulations Control and Disclosure Law Division.

[FR Doc. 82-2782 Filed 2-2-82; 8:45 am]

BILLING CODE 4820-02-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Social Security Administration

20 CFR Parts 404 and 416

Reduction of Retroactive Social Security Benefits

AGENCY: Social Security Administration. HHS.

ACTION: Final rule.

SUMMARY: These final regulations implement section 1127 of the Social Security Act (the Act) as added by section 501 of Pub. L. 96-265. This provision will be effective with determinations of entitlement to monthly Social Security benefits made after June 30, 1981. The provision will require the Social Security Administration (SSA) to reduce an individual's retroactive monthly Social Security benefits under certain conditions where the individual received Supplemental Security Income (SSI) payments (including federally administered State supplementary payments) for the retroactive period. The amount of the reduction will equal the amount of the SSI payments (including federally administered State supplementary payments) that would not have been paid had the monthly Social Security benefits been paid when they were regularly due rather than retroactively.

EFFECTIVE DATE: These regulations are effective on February 3, 1982.

FOR FURTHER INFORMATION CONTACT: Lawrence V. Dudar, Legal Assistant, 3-B-4 Operations Building, 6401 Security Boulevard, Baltimore, Maryland 21235, (301) 594-6629.

SUPPLEMENTARY INFORMATION: In order to obtain the public's views and comments before proceeding with these amendments, we published a Notice of Proposed Rulemaking in the **Federal Register** on April 20, 1981 (46 FR 22609). The public was invited to submit data, views, or arguments pertaining to the proposed amendment within a period of 60 days from the date of publication of the notice. We have carefully considered all the comments we received during the comment period. We have answered below the issues raised in these comments.

Social Security Disability Amendments of 1980 (Pub. L. 96-265)

Though we administer both the SSI program and the Social Security program, sometimes when an individual applies for benefits under both programs, the individual's claim under one program might be adjudicated and paid sooner than under the other program. Social Security benefits are unearned income under the SSI program. If a person receives certain kinds of unearned income such as Social Security benefits, his or her SSI payments are reduced. If the monthly Social Security benefit is paid after it is due, a windfall can occur since we cannot count unearned income in the SSI program until it is received. In effect, an individual would receive SSI payments that would not have been paid had the monthly Social Security benefits been paid when they were due rather than later.

To prevent this windfall of SSI payments, the Congress enacted section 501 of Pub. L. 96-265 which added section 1127 to the Social Security Act. That section (effective with awards of Social Security benefits that we make after June 30, 1981) requires that we reduce an individual's retroactive monthly Social Security benefit if the individual received SSI payments (including federally administered State supplementary payments) for the same period. If an individual received SSI payments (including federally administered State supplementary payments) for any month in the period beginning with the first month for which monthly Social Security benefits are payable and ending with the month before the first month in which Social Security benefits are paid, the retroactive monthly Social Security benefits for the period will be reduced by the amount of the SSI payment (including federally administered State supplementary payments) that would not have been paid if the individual had received the monthly Social Security benefits when they were due instead of retroactively.

The retroactive Social Security benefits withheld will be used first to reimburse the States for the amount of any federally administered State supplementary payments that would not have been made if the monthly Social Security benefits had been paid when due instead of retroactively. The remainder, if any, shall be covered into the general fund of the U.S. Treasury for the Federal SSI benefits that would not have been paid.

These provisions explain when a reduction is required, the amount of the reduction and how and to whom we make reimbursement of the reduced benefits. The provisions are incorporated in § 404.408b (a), (b) and (e).

Benefits Subject to Reduction

Only monthly Social Security benefits are subject to this reduction. Social Security benefits which are payable retroactively for any month after the individual has begun receiving recurring monthly Social Security benefits, and for which the individual did not have to file a new application, are not subject to this reduction. Also, the lump-sum death payment, which is not a monthly benefit, is not subject to this reduction. This provision is in § 404.408b(c).

Refiguring the Reduction

After an initial determination, a subsequent claim action can change the amount of benefits or the number of months in the reduction period. Refiguring is generally required where there is a change in the individual's month of entitlement or the amount of the individual's Social Security benefits or SSI payments (including federally administered State supplementary payments) for the reduction period.

By refiguring the amount of the reduction where a subsequent change occurs, more or less Social Security benefits could be payable to the individual. Also, a change in the month of entitlement could affect the number of months in the reduction period or the determination as to whether the case was subject to the reduction.

The rule describing when a refiguring will be made is in § 404.408b(d).

We considered a policy that the initial reduction would be final and not subject to change regardless of any subsequent claim actions. We rejected this because the effect would not be equitable; some people would be unfairly advantaged while others would be disadvantaged.

In addition, we considered refiguring the reduction only if it would be advantageous to the individual. This policy was rejected because it could still allow windfall payments in some cases and would thus contradict the intent of section 501 of Pub. L. 96-265.

Treatment of Retroactive Social Security Benefits for SSI Purposes

For purposes of the SSI program, the balance, if any, of the retroactive monthly Social Security benefits paid to an individual for the reduction months will not be considered income in a subsequent quarter in which it is paid. Since the monthly Social Security benefits for the retroactive period will already have been considered in determining the amount of the SSI benefits that would have not been paid (that is the reduction amount), the balance of the monthly Social Security benefits for the reduction months will not be considered income again under the SSI program for a subsequent quarter in which it is paid. This is an exception to the general SSI rule of counting unearned income in the quarter in which an individual receives it, regardless of the period for which it was due. However, any retroactive monthly Social Security benefits paid for periods prior to SSI entitlement are not subject to the reduction and are considered income when received. These provisions are described in § 416.1123(d).

Public Comments

We published a Notice of Proposed Rulemaking in the **Federal Register** on April 20, 1981 (46 FR 22609). We asked for public views, data, arguments and evaluations within a period of 60 days. The comment period closed on June 19, 1981.

Some of the comments received were not germane to these particular regulations. These comments are not addressed in the preamble. Other comments are condensed, summarized or paraphrased. However, we have responded to each of the issues raised in comments that are germane to these regulations.

For ease of comprehension and for perspective, we have grouped comments according to the issues raised.

Issue: Notices of Offset.

Five commenters expressed concern about the notice that will be sent to the beneficiaries whose benefits are being offset. They each specified very detailed information they believe should be given including a monthly accounting of SSI and Social Security eligibility and payment.

Response: We do not believe it is appropriate for these regulations to detail the contents of our notice. We will, however, send a notice which explains: (1) The reason why benefits are being offset; (2) the period during which the benefits are subject to reduction; (3) the total amount of the benefits for the period; (4) the amount of SSI that would not have been paid if the Social Security benefits had been paid when due (i.e., the amount of the reduction); (5) the benefits that will be paid often the reduction; and (6) the opportunity to request reconsideration.

The notice described above comprehensively covers essential details. A longer, more detailed, and complex notice could be counterproductive in many cases. The notice that we send will invite the claimant to come into or call the district office if he or she needs more information.

Issue: Attorney Fees.

Some commenters assumed that SSA will withhold the amount of an attorney's fee from retroactive Social Security benefits before reduction by the amount of SSI payments received in the retroactive period, and suggest that SSA should do the same in regard to a fee for a non-attorney representative.

Response: Section 206(a) of the Act provides for direct payment of an authorized fee to an attorney out of the claimant's retroactive monthly benefits (subject to a maximum amount of 25 percent of the retroactive benefits), but makes no such provision for payment to a non-attorney. When we authorize a fee for a non-attorney representative, he or she must collect the fee directly from the claimant. Without specific statutory authority to make direct payment of fees to non-attorneys out of retroactive benefits, we are prevented from making them by section 207 of the Act, which prohibits the transfer or assignment of payments. Therefore, where claimants are represented by non-attorney representatives, we have no authority to withhold a portion of retroactive benefits in anticipation of direct payment of fees and will not do so in cases subject to the proposed rule.

As for attorneys' fees, the amount of retroactive benefits that is subject to withholding for payment of an attorney's fee is the total amount of retroactive Social Security benefits *payable* to the beneficiary (see § 404.1703). The amount payable is the amount of retroactive benefits less the amount of any deductions, reductions, or overpayments applicable to the retroactive period. Thus, the amount of retroactive benefits *payable* for purposes of withholding an attorney's fee is the amount of retroactive Social Security benefits reduced by the amount of any SSI payments received in the retroactive period.

Issue: Insufficient Benefits to Pay Attorney Fees.

One commenter also suggested that if retroactive benefits are insufficient to pay both the attorney's fee and the amount of the SSI reduction, the claimant should not have to pay the difference.

Response: SSA has no legal authority to relieve the claimant of the need to pay this difference. As we have indicated, the amount of retroactive benefits *payable* must first be determined by applying the reduction for any SSI payments received in the retroactive period (and any other deductions, reductions, or overpayments applicable in the retroactive period). Twenty-five percent of the amount payable (as so determined) will then be withheld for potential payment of an attorney's fee. If that is not sufficient to pay all of the fee authorized for an attorney, the attorney has the right to collect the remainder of his or her authorized fee directly from the claimant.

Issue: Disincentive to Represent SSA Applicants.

Several commenters suggested that if attorney fees are based upon the amount of retroactive Social Security benefits after reduction for receipt of SSI payments, the proposed rule will provide less incentive for attorneys to represent disability applicants.

Response: Under authority of regulations issued pursuant to section 206(a) of the Act, SSA is directed to set a reasonable fee to compensate an attorney for services rendered in connection with a determination by us favorable to a claimant on a claim for Social Security benefits. The amount of the fee is not based upon the amount of retroactive benefits payable to the claimant; it is determined independently, based upon criteria for evaluating the attorney's services set out in § 404.1725(b). The amount of the fee authorized under those criteria may be equal to, or larger or smaller than, the amount of retroactive benefits withheld for direct payment of an attorney's fee. A fee may be authorized even if no retroactive benefits are payable. The amount of retroactive benefits payable to the claimant is pertinent only in determining how much of the authorized fee may be paid directly by SSA to the attorney. In the event that 25 percent of the retroactive benefits payable is less than the amount of the authorized fee, we will pay the amount of 25 percent directly to the attorney and the attorney is authorized to collect the remainder of the fee directly from the claimant.

Issue: Use of the term "covered into."

One of the commenters objected to the use of the term "covered into" in § 404.408b(e)(2).

Response: We considered changing the term to "credited to", or "transferred to" as the writer suggests. But "covered into" is the language used in the law. Therefore, no change is being made.

Issue: Effect of Offset on SSI Recipients.

One commenter suggested that the proposed regulation be clarified to state that it will not have the effect of retroactively removing an individual from his or her status as an eligible individual under the SSI program.

Response: We believe the regulation is clear in its intent not to remove a person's SSI eligibility status when the offset is applied. Section 416.1123(d) specifies that rather than reducing SSI in prior quarters (i.e., declaring an overpayment) we will withhold money from the Social Security retroactive payment. In this way, eligibility for SSI is undisturbed.

Issue: Inclusion of General SSI Exclusion.

One commenter stated that the inclusion of a specific reference to the $20 per month income exclusion should be incorporated in the proposed regulations.

Response: We do not believe it is necessary to do so. These regulations state that we will compute the SSI the person would have received if the Social Security benefit had been paid on time. The method of computing SSI payments is specified in the SSI regulations and the $20 per month exclusion is provided for in § 416.1124 of those regulations.

Issue: Clarification of term "Recomputation".

Two commenters proposed that § 404.408b(d), which deals with recomputing the amount of the reduction, be clarified because of the use of the word "recomputation" in § 404.240.

Response: We agree. The word recomputation is a technical term with a special meaning under section 215(f) of the Act and the regulations. To avoid confusion, the word "recomputation" is changed to "refiguring".

Issue: Delays in Computing Social Security Benefits.

One commenter is concerned about whether SSA will delay computation of the retroactive Social Security benefit until the SSI computation has been completed, reduce it by some hypothetical amount of expected SSI, or pay the Social Security benefit in full and later declare it an overpayment.

Response: We will make the Social Security benefit payment as promptly as practicable in the light of the Congressional concern about windfall payments. Where Social Security benefits are paid before SSI, the offset against Social Security benefits will not apply.

Once a special system is in place, when the Social Security claim is ready for processing, there will be an automatic interface between the Social Security and the SSI systems. The offset will be computed automatically if applicable, and the correct amount of retroactive Social Security benefits will be paid. This processing should minimize any delays in paying the retroactive Social Security benefits. Until the automatic system for processing SSI offset cases is ready for use, SSI data needed to compute the offset must be requested from the SSI system, and the computation of the offset must be performed manually. The computation will be based on actual amounts of SSI paid or the amounts that the person was eligible for during the offset period.

Issue: Initial Determinations.

Nine commenters raised the question of whether SSI offset computations and refigurings are considered initial determinations subject to appeal and whether the rules of administrative finality apply.

Response: These computations and refigurings are considered initial determinations and are subject to the rules on appeal and administrative finality in § 404.902.

Our operational instructions also explain that the rules of administrative finality apply to offset refigurings. When the rules of administrative finality do permit us to refigure the offset, there will be many situations in which the determination will be advantageous to the claimant. This will happen whenever we find that the claimant was due more in SSI payments than he or she received or when there was an SSI overpayment which the claimant might otherwise have to repay out of pocket. However, we agree that this point needs to be included in the proposed regulation. Therefore, we are amending § 404.902 by adding a new paragraph (q) to read as follows:

"(q) An offset of your benefits under § 404.408b because you previously received supplemental security income payments for the same period."

Issue: Waiver of Overpayment.

Two commenters suggested that a recomputation of the SSI offset amount which results in an overpayment of Social Security benefits should be subject to the rules for waiver of recovery of the overpayment. One commenter suggested that the regulation specify that if SSA erred in computing the amount of reduction:

(1) any resulting underpayment be paid to the beneficiary, and

(2) recovery of a resulting overpayment to be automatically waived.

Respose: Any underpayment or overpayment of Social Security benefits which results when we withhold more or less than the correct amount of benefits under the SSI offset provision will be subject to the normal rules for disposing of an underpayment and for waiving recovery of an overpayment. To clarify this, we are amending § 404.501(a) of the regulations by adding the following new paragraph (9).

"A reduction under § 404.408b is made which is either more or less than required."

We do not agree that the recovery of overpayments that result from our error in applying this provision should be waived automatically. The rules for waiving recovery of an overpayment of Social Security benefits are stated in § 404.506 of the regulations. In short, adjustment or recovery of an overpayment may be waived if a person is without fault in causing the overpayment and the adjustment or recovery would either defeat the purpose of the program or be against equity and good conscience. The mere fact that an incorrect amount of benefits is withheld under the SSI offset provision does not relieve a person from liability for repaying the overpayment even if the person is without fault. If a person is without fault in causing such an overpayment, adjustment or recovery of the overpayment may be waived where it is deemed against equity and good conscience under § 404.512 of the regulations. We believe that these rules adequately provide for relief.

Regulatory Procedures

Executive Order 12291: These regulations have been reviewed under Executive Order 12291 and do not meet any of the criteria for a major regulation. Therefore, a regulatory impact analysis is not required.

Regulatory Flexibility Act: We certify that these regulations will not, if promulgated, have a significant economic impact on a substantial number of small entities because these regulations affect only individuals.

Paperwork Reduction Act: These regulations impose no reporting or recordkeeping requirements requiring OMB clearance.

Accordingly, these regulations with changes are adopted as set forth below.

(Secs. 204, 1102, 1127 and 1631(b) of the Social Security Act as amended; 49 Stat. 624, 49 Stat. 647 as amended, 94 Stat. 469, and 86 Stat. 1475; 42 U.S.C. 404, 1302, 1327, and 1383(b))

(Catalog of Federal Domestic Assistance Program Nos. 13.802 Social Security—Disability; 13.803 Social Security—Retirement Insurance; 13.805 Social Security—Survivors Insurance; 13.807 Supplemental Security Income Programs)

Dated: December 9, 1981.

John A. Svahn,

Commissioner of Social Security.

Approved: January 20, 1982.

Richard S. Schweiker,

Secretary of Health and Human Services.

Part 404 and Part 416 of Chapter III of Title 20 of the Code of Federal Regulations is amended as follows:

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE (1950—)

1. A new § 404.408b is added to Subpart E of Part 404 to read as follows:

§ 404.408b Reduction of retroactive monthly social security benefits where supplemental security income (SSI) payments were received for the same period.

(a) *When reduction is required.* We will reduce your retroactive social security benefits if—

(1) You are entitled to monthly social security benefits for a month or months before the first month in which those benefits are paid; and

(2) SSI payments (including federally administered State supplementary payments) which were made to you for the same month or months would have been reduced or not made if your social security benefits had been paid when regularly due instead of retroactively.

(b) *Amount of reduction.* Your retroactive monthly social security benefits will be reduced by the amount of the SSI payments (including federally administered State supplementary payments) that would not have been paid to you, if you had received your monthly social security benefits when they were regularly due instead of retroactively.

(c) *Benefits subject to reduction.* The reduction described in this section applies only to monthly social security benefits. Social security benefits which we pay to you for any month after you have begun receiving recurring monthly social security benefits, and for which you did not have to file a new application, are not subject to reduction. The lump-sum death payment, which is not a monthly benefit, is not subject to reduction.

(d) *Refiguring the amount of the reduction.* We will refigure the amount of the reduction if there are subsequent changes affecting your claim which relate to the reduction period described in paragraph (a) of this section. Refiguring is generally required where there is a change in your month of entitlement or the amount of your social security benefits or SSI payments (including federally administered State supplementary payments) for the reduction period.

(e) *Reimbursement of reduced retroactive monthly social security benefits.* The amount of the reduction will be—

(1) First used to reimburse the States for the amount of any federally administered State supplementary payments that would not have been made to you if the monthly social security benefits had been paid when regularly due instead of retroactively; and

(2) The remainder, if any, shall be covered into the general fund of the U.S. Treasury for the amount of SSI benefits that would not have been paid to you if the monthly social security benefits had been paid to you when regularly due instead of retroactively.

2. Section 404.501 of Subpart E of Part 404 is amended by adding a new paragraph (a)(9) to read as follows:

§ 404.501 General applicability of section 204 of the Act.

(a) * * *

(9) A reduction under § 404.408b is made which is either more or less than required.

* * * * *

3. Section 404.902 of Subpart J of Part 404 is amended at the end of paragraph (o) by removing the word "and" after the semi colon and at the end of paragraph (p) by changing the period to a semi colon and adding the word "and" after the semi colon and by adding a new paragraph (q) to read as follows:

§ 404.902 Administrative actions that are initial determinations.

* * * * *

(q) An offset of your benefits under § 404.408b because you previously recived supplemental security income payments for the same period.

* * * * *

PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

4. Section 416.1123 of Subpart K of Part 416 is amended by revising paragraph (a) and adding a new paragraph (d) to read as follows:

§ 416.1123 How we count unearned income.

(a) *When we count unearned income.* We count unearned income at the earliest of the following points: when you receive it or when it is credited to your account or set aside for your use. We determine your unearned income for each calendar quarter. We describe an exception to the rule on how we count unearned income in paragraph (d) of this section.

* * * * *

(d) *Retroactive monthly social security benefits.* When you file an application for social security benefits and retroactive monthly social security benefits are payable on that application for a period for which you also received SSI payments (including federally administered State supplementary payments), we count your retroactive monthly social security benefits as unearned income received in that period. Rather than reducing your SSI payments in quarters prior to your receipt of a retroactive monthly social security benefit, we will reduce the retroactive social security benefits by an amount equal to the amount of SSI payments (including federally administered State supplementary payments) that we would not have paid to you if your social security benefits had been paid when regularly due rather than retroactively (see § 404.408b(b)). If a balance is due you from your retroactive social security benefits after this reduction, for SSI purposes we will not count the balance as unearned income in a subsequent quarter in which you receive it. This is because your social security benefits were used to determine the amount of the reduction. This exception to the unearned income counting rule does not apply to any monthly social security benefits for a period for which you did not receive SSI.

[FR Doc. 82-2825 Filed 2-2-82; 8:45 am]

BILLING CODE 4190-11-M

DEPARTMENT OF JUSTICE

Office of the Attorney General

28 CFR Part 0

[Order No. 968-82]

Enforcement of Criminal Drug Laws

AGENCY: Department of Justice.

ACTION: Final rule.

SUMMARY: In order to insure maximum effectiveness and efficiency in the enforcement of the criminal drug laws of the United States, the Attorney General has decided to make the resources of the Federal Bureau of Investigation available to complement and supplement those of the Drug Enforcement Administration in this effort. To this end, this order authorizes the Director of the Federal Bureau of Investigation, concurrently with the Administrator of the Drug Enforcement Administration, to investigate violations of the criminal drug laws of the United States. To insure complete coordination of the drug enforcement effort of the Department of Justice, the order places the Administrator under the general supervision of the Director.

EFFECTIVE DATE: January 28, 1982.

FOR FURTHER INFORMATION CONTACT: Kenneth A. Caruso, Special Assistant to the Associate Attorney General, Room 4114, U.S. Department of Justice, 10th and Pennsylvania Ave., NW., Washington, D.C. 20530. Tel. (202) 633-4078.

SUPPLEMENTARY INFORMATION: This order is not a rule within the meaning of either Executive Order 12291 section 1(a) or the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Accordingly, by virtue of the authority vested in me as Attorney General by 5 U.S.C. 301, 21 U.S.C. 871, 28 U.S.C. 509, 510, Reorganization Plan No. 1 of 1968, section 5, and Reorganization Plan No. 2 of 1973, section 6, it is hereby ordered as follows:

1. Section 0.85(a) of Title 28, Code of Federal Regulations is revised to read as follows:

§ 0.85 General functions.

* * * * *

(a) Investigate violations of the laws, including the criminal drug laws, of the United States and collect evidence in cases in which the United States is or may be a party in interest, except in cases in which such responsibility is by statute or otherwise specifically assigned to another investigative agency. The Director's authority to investigate violations of and collect evidence in cases involving the criminal drug laws of the United States is concurrent with such authority of the Administrator of the Drug Enforcement Administration under § 0.100 of this part. In investigating violations of such laws and in collecting evidence in such cases, the Director may exercise so much of the authority vested in the Attorney General by sections 1 and 2 of Reorganization Plan No. 1 of 1968, section 1 of Reorganization Plan No. 2 of 1973 and the Comprehensive Drug Abuse Prevention and Control Act of 1970, as amended, as he determines is necessary. He may also release FBI information on the same terms and for the same purposes that the Administrator of the Drug Enforcement Administration may disclose DEA information under § 0.103 of this part.

* * * * *

2. A new § 0.102, to read as follows, is added to Title 28, Code of Federal Regulations:

§ 0.102 Drug enforcement policy coordination.

The Administrator of the Drug Enforcement Administration shall perform his functions under the general supervision of the Director of the Federal Bureau of Investigation and shall report through him to the Attorney General, the Deputy Attorney General and the Associate Attorney General, as appropriate.

Dated: January 28, 1982.

William French Smith,

Attorney General.

[FR Doc. 82-2781 Filed 2-2-82; 8:45 am]

BILLING CODE 4410-01-M

DEPARTMENT OF DEFENSE

Department of the Navy

32 CFR Part 706

Certifications and Exemptions Under the International Regulations for Preventing Collisions at Sea, 1972; USS Dolphin

AGENCY: Department of the Navy, DoD.

ACTION: Final rule.

SUMMARY: The Department of the Navy is amending its certifications and exemptions under the International Regulations for Preventing Collisions at Sea, 1972 (72 COLREGS) to reflect that the Secretary of the Navy: (1) has determined that USS DOLPHIN (AGSS 555) is a vessel of the Navy which, due to its special construction and purpose, cannot comply fully with certain provisions of the 72 COLREGS without interfering with its special function as a naval submarine. The intended effect of this rule is to warn mariners in waters where 72 COLREGS apply.

EFFECTIVE DATE: January 12, 1982.

FOR FURTHER INFORMATION CONTACT: Captain Richard J. McCarthy, JAGC, USN, Admiralty Counsel, Office of the Judge Advocate General, Navy Department, 200 Stovall Street, Alexandria, VA 22332, Telephone number: (202) 325-9744.

SUPPLEMENTARY INFORMATION: This amendment to Part 706 provides notice that the Secretary of the Navy has certified that USS DOLPHIN (AGSS 555) is a vessel of the Navy which, due to its special construction and purpose, cannot comply fully with 72 COLREGS: Rule 22(a) which requires that vessels of 50 meters or more in length must have