September 16, 1982, satisfies condition "e" as follows:

Amended OAC 1501:13-1-01 deletes the provision exempting persons holding "D" permits from applying for a new permit after approval of the State program by the Secretary. The Secretary finds that the amendment satisfies condition "e".

Public Comment

No comments were received in response to the October 14, 1982, **Federal Register** notice announcing the hearing and comment period on the amendment submitted by Ohio.

Approval of Amendment To Satisfy a Condition of Approval

Accordingly, condition "e" is hereby removed and 30 CFR Part 935 is amended to indicate approval of the Ohio program amendment submitted to OSM on September 16, 1982.

Additional Findings

Pursuant to Section 702(d) of SMCRA, 30 U.S.C. 1292(d), no environmental impact statement need be prepared on this approval. On August 28, 1981, the Office of Management and Budget (OMB) granted OSM an exemption from Sections 3, 4, 6, and 8 of Executive Order 12291 for all actions taken to approve or conditionally approve State regulatory programs or amendments. Therefore, this program amendment is exempt from the preparation of a Regulatory Impact Analysis and regulatory review by OMB.

Pursuant to the Regulatory Flexibility Act, Pub. L. 96-354, I certify that this rule will not have a significant economic impact on a substantial number of small entities.

On December 22, 1982, the Environmental Protection Agency transmitted its written concurrence on the Ohio program amendment.

List of Subjects in 30 CFR 935

Coal mining, Intergovernmental relations, Surface mining, Underground mining.

Accordingly, Part 935 of Title 30 is amended as set forth below.

Dated: January 10, 1983.

Daniel N. Miller, Jr.,

Assistant Secretary for Energy and Minerals.

PART 935—OHIO

1. 30 CFR Part 935.10 is revised to read as follows:

§ 935.10 State regulatory program approval.

The Ohio State regulatory program as submitted on February 29, 1980, and resubmitted on January 22, 1982, is conditionally approved, effective August 16, 1982. Beginning on that date, the Department of Natural Resources shall be deemed the regulatory authority in Ohio for all surface coal mining and reclamation operations and for all exploration operations on non-Federal and non-Indian lands. Only surface coal mining and reclamation operations on non-Federal non-Indian lands shall be subject to the provisions of the Ohio permanent regulatory program. The amendment submitted on September 16, 1982, is also approved effective January 17, 1983.

Copies of the approved program, as amended, are available at:

(a) Division of Reclamation, Ohio Department of Natural Resources, Fountain Square, Bldg. B., Columbus, Ohio 43224, Telephone: (614) 265-6633.

(b) Office of Surface Mining, Room 5315, 1100 L St., NW., Washington, D.C. 20240, Telephone: (202) 343-4728.

§ 935.11 [Amended]

2. Section 935.11 by removing and reserving paragraph (e).

[FR Doc. 83-1229 Filed 1-14-83; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Parts 110 and 165

[CGD 82-046]

Regulated Navigation Area; San Pedro Bay, California

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: These regulations establish a Regulated Navigation Area in San Pedro Bay, California, in order to establish permanent, passive vessel-traffic-management procedures that provide for the safety of navigation. The condition of the port and waterways in the proposed area warrants a higher safety standard than is provided by the Rules of the Road. Vessels will be required to comply with specific operating criteria to gain access into or transit through the proposed Regulated Navigation Area.

EFFECTIVE DATE: February 16, 1983.

FOR FURTHER INFORMATION CONTACT: Commander Lindon A. Onstad, Marine Safety Division, Eleventh Coast Guard District, 400 Oceangate, Long Beach, CA 90822. Phone Number 213-590-2301.

SUPPLEMENTARY INFORMATION: On 12 August 1982, the Coast Guard published a notice of proposed rulemaking in the **Federal Register** for this regulation (47 FR 35011). Interested persons were requested to submit comments and two comments were received.

Drafting Information: The principal persons involved in drafting this proposal are: Lieutenant Commander James B. Morris, Project Officer, Marine Safety Division, Eleventh Coast Guard District; Commander Lindon A. Onstad, Project Officer, Marine Safety Division, Eleventh Coast Guard District; and Commander Rene N. Roussel, Project Attorney, District Legal Office, Eleventh Coast Guard District.

Discussion of Comments: Each responder supported the amendments to the rules. The Port of Long Beach also commented that the proposed regulations were not clear with regard to the use of Commercial Anchorage G by vessels with confirmed pilot orders. The final rules have been changed to make it clear that vessels with confirmed pilot orders from either the Los Angeles or Long Beach Pilots may use Commercial Anchorage G for standby purposes.

Evaluation: These regulations have been reviewed under the provisions of Executive Order 12291 and have been determined not to be a major rule. In addition, these regulations are considered to be nonsignificant in accordance with guidelines set out in the Policies and Procedures for Simplification, Analysis, and Review of Regulations. (DOT Order 2100.5 of 5-22-80). A draft economic evaluation has not been prepared since its impact is expected to be minimal. These regulations will not cause delays to vessels transiting the area. For these reasons it is also certified that these rules, if promulgated, will not have a significant economic impact on a substantial number of small entities, in accordance with Section 605(b) of the Regulatory Flexibility Act (94 Stat. 1164).

List of Subjects

33 CFR Part 110

Anchorage Grounds.

33 CFR Part 165

Harbors, Waterways, Marine safety, Security measures, Vessels, Navigation (water).

In consideration of the foregoing, Chapter I of Title 33 Code of Federal Regulations is amended as follows:

PART 110—ANCHORAGE REGULATIONS

§ 110.214 [Amended]

1. By removing subparagraph (a)(7)(iii) of § 110.214.

PART 165—REGULATED NAVIGATION AREAS AND LIMITED ACCESS AREAS

1. By adding a new § 165.1109 to read as follows:

§ 165.1109 San Pedro Bay, California

(a) The following is a Regulated Navigation Area—The waters of San Pedro Bay enclosed by a line beginning at Los Angeles Light, latitude 33°42'30.6" N. longitude 118°15'02.5" W.; thence easterly along the Los Angeles-Long Beach Middle Breakwater to Long Beach Entrance Light 2, latitude 33°43'23.5" N., longitude 118°10'46.9" W., thence southerly to latitude 33°42'09.0" N., longitude 118°10'23.0" W., thence westerly to latitude 33°42'09.0" N., longitude 118°11'33.3" W.; thence southwesterly to latitude 33°41'40.5" N., longitude 118°13'02.2" W.; thence westerly to latitude 33°41'36.1" N., longitude 118°13'43.0" W.; thence southwesterly to latitude 33°41'13.8" N., longitude 118°14'52.2" W.; thence northerly to the beginning point at Los Angeles Light.

(b) There are two pilot areas within the regulated navigation area described in paragraph (a). They are defined as follows:

(1) The Los Angeles Pilot Area is enclosed by a line beginning at Los Angeles Light, latitude 33°42'30.6" N., longitude 118°15'02.5" W.; thence easterly to Los Angeles Main Channel Light 2, latitude 33°42'38.8" N., longitude 118°14'37.5" W.; thence southeasterly to latitude 33°41'36.1" N., longitude 118°13'43.0" W.; thence southwesterly to latitude 33°41'13.8" N., longitude 118°14'52.2" W.; thence northerly to the beginning point.

(2) The Long Beach Pilot Area is enclosed by a line beginning at Long Beach Light, latitude 33°43'23.5" N., longitude 118°11'09.3" W.; thence easterly to Long Beach Entrance Light 2, latitude 33°43'23.5" N., longitude 118°10'46.9" W.; thence southerly to latitude 33°42'09.0" N., longitude 118°10'23.0" W.; thence westerly to latitude 33°42'09.0" N., longitude 118°11'33.3" W.; thence northeasterly to the beginning point.

(c) For the purposes of this section—

(1) "Vessel" means every description of watercraft or other artificial contrivance used, or capable of being used, as a means of transportation on water.

(2) "Self-propelled Vessel" means any vessel propelled by machinery or capable of being propelled by machinery.

(3) "Towing Vessel" means any commercial vessel engaged in towing another vessel astern, alongside, or by pushing ahead.

(4) "Controlled Vessel" means any self-propelled vessel of 300 Gross Tons and upward, any vessel certificated to carry fifty or more passengers, and any towing vessel of 26 feet or more in length.

(d) *Regulations:* (1) *Commercial Anchorage G.* Except in an emergency, no Controlled Vessel may enter Commercial Anchorage G (Outside of the middle breakwater) (33 CFR 110.214(a)(7)), or the waters between Commercial Anchorage G and the Middle Breakwater, unless it anchors in Commercial Anchorage G or is standing by with confirmed pilot boarding arrangements with either the Los Angeles or Long Beach Pilot Services, or is engaged in towing vessels to or from Commercial Anchorage G.

(2) *Los Angeles Pilot Area.* No Controlled Vessel may enter the Los Angeles Pilot Area unless it is entering or departing the Los Angeles Main Channel via the Los Angeles Harbor Entrance (Angels' Gate). Every vessel, whether Controlled or not, entering the Los Angeles Pilot Area shall pass directly through without stopping or loitering unless stopping is necessary to embark or disembark a pilot. Every Controlled Vessel shall pass to the eastward of Los Angeles Approach Lighted Bell Buoy LA when entering Los Angeles Main Channel and to the westward when departing.

(3) *Long Beach Pilot Area.* No controlled Vessel may enter the Long Beach Pilot Area unless it is entering or departing Long Beach Channel via the Long Beach Harbor Entrance (Queen's Gate). Every vessel, whether Controlled or not, entering the Long Beach Pilot Area shall pass directly through without stopping or loitering unless stopping is necessary to embark or disembark a pilot. Every Controlled Vessel shall pass eastward of Long Beach Approach Lighted Whistle Buoy LB when entering Long Beach Channel and to the westward when departing. All Controlled Vessels shall pass across the southern boundary of the Long Beach Pilot Area when departing.

(Section 2, 92 Stat. 1472, 1477, (33 U.S.C. 1223, 1231); 49 CFR 1.46(n)(4))

Dated: December 15, 1982.

B.F. Hollingsworth,

Rear Admiral, U.S. Coast Guard, Chief, Office of Marine Environment and Systems.

[FR Doc. 83-983 Filed 1-14-83; 8:45 am]

BILLING CODE 4910-14-M

VETERANS ADMINISTRATION

38 CFR Part 6

United States Government Life Insurance

AGENCY: Veterans Administration.

ACTION: Final regulations.

SUMMARY: The Veterans Administration is rescinding certain regulations and amending other regulations to reflect that United States Government Life Insurance (USGLI) policies are fully paid-up and is further rescinding all regulations relating to War Risk Insurance. Additionally, certain regulations are being amended to reflect current Veterans Administration organization, procedure or practice. The current reserves held in the USGLI fund are adequate to meet the future liabilities of this program. As a result of mortality savings and excess interest earned on policy reserves, the amount paid annually in dividends far exceeds the annual premium income. The Veterans Administration is collecting premiums and then returning such premiums in the form of dividends. The purpose of the amendments and rescissions is to cease payment of premiums by policyholders and collection of premiums by the Veterans Administration. The policyholders will benefit from not having their policies lapse from nonpayment of premiums and also from the requirement of being in good health to reinstate their policies in case of lapse. The convenience of not remitting premiums should be welcomed by the policyholders. The Veterans Administration will experience cost savings in the areas of premium billing, remittance processing and responding to correspondence associated with premiums.

Regulations relating to War Risk Insurance (Yearly Renewable Term) are being rescinded to reflect that such insurance is no longer in force.

DATES: Effective date of the amendments and rescissions relating to USGLI premium payment is January 1, 1983. Effective date of rescinding War Risk Insurance regulations, (§§ 6.130–6.145) and other changes is December 30, 1982.

FOR FURTHER INFORMATION CONTACT: Mr. Robert W. Carey, Assistant Director for Insurance, Veterans Administration Regional Office and Insurance Center, P.O. Box 8079, Philadelphia, PA 19101 (215-951-5360).

SUPPLEMENTARY INFORMATION: On pages 46300 through 46305 of the Federal Register of October 18, 1982 there was published a notice of proposed rulemaking to rescind certain regulations and amend other regulations to reflect that USGLI policies are fully paid-up; that all regulations pertaining to War Risk Insurance are being rescinded and that certain regulations are being amended to reflect current Veterans Administration organization, procedure or practice. Interested persons were given 30 days in which to submit written comments, suggestions, or objections regarding the proposed regulatory amendments. No written objections have been received and the proposed regulations are hereby adopted without change and are set forth below.

The Administrator hereby certifies that this final rule, if promulgated, will not have a significant economic impact on a substantial number of small entities as they are defined in the Regulatory Flexibility Act (RFA), 5 U.S.C. 601–612. Pursuant to 5 U.S.C. 605(b), this final rule is, therefore, exempt from the initial and final regulatory flexibility analyses requirements of sections 603 and 604. The reason for this certification is that this rule will affect only USGLI policyholders. It will, therefore, have no significant direct impact on small entities in terms of compliance costs, paperwork requirements or effects on competition.

The agency has also determined that these regulations are nonmajor in accordance with Executive Order 12291, Federal Regulation. These regulations will not have a large effect on the economy, will not cause an increase of costs or prices, and will not otherwise have any significant adverse economic effects.

List of Subjects in 38 CFR Part 6

Life insurance, Veterans.

(Catalog of Federal Domestic Assistance Program number 64.103)

Approved: December 30, 1982.

Everett Alvarez, Jr.,

Deputy Administrator.

PART 6—[AMENDED]

Title 38, CFR, Part 6—United States Government Life Insurance, is amended as follows:

1. In § 6.2, paragraphs (a) and (b) are revised to remove references to premium payments to read as follows:

§ 6.2 Applications for insurance under section 623 of the National Service Life Insurance Act and section 781 of Title 38, United States Code.

(a) Any person who, while in the active service on or after April 25, 1951, and prior to January 1, 1957, surrendered a permanent plan of United States Government Life Insurance which was in force other than as extended term insurance, for its cash value under the provisions of § 6.115, or under § 6.186 if the policy had no cash value, shall be granted a new policy of United States Government Life Insurance in accordance with § 6.3(a) provided a written application signed by the applicant is made on or after January 1, 1959, within the period set forth in paragraph (c) of this section and the other conditions of that paragraph are met. Such insurance shall be granted without medical examination. If the applicant is mentally incompetent, the application for insurance under this paragraph may be made only by the guardian (committee or conservator), and, if required under the State laws, after the court shall have authorized the fiduciary to make such application. (38 U.S.C. 744)

(b) Any person having United States Government Life Insurance on the 5-year level premium term plan, the term of which expired while such person was in the active service after April 25, 1951, or within 120 days after separation from such active service, and in either case prior to January 1, 1957, shall be granted United States Life Insurance on the 5-year level premium term plan in accordance with § 6.3(b) provided a written application signed by the applicant and evidence of good health, satisfactory to the Administrator, are submitted on or after January 1, 1959, within the period set forth in paragraph (c) of this section and the other conditions of that paragraph are met. (38 U.S.C. 744)

* * * * *

2. Section 6.7 is revised to read as follows:

§ 6.7 Effective date of United States Government Life Insurance applied for pursuant to the provisions of section 623 of the National Service Life Insurance Act and section 781 of Title 38, United States Code.

(a) The effective date of United States Government Life Insurance issued pursuant to the provisions of section 623 of the National Service Life Insurance Act and section 781 of title 38, United States Code may be established upon written request of the applicant as follows:

(1) As of the date on which valid application is made.

(2) As of the first day of the month in which valid application is made.

(3) As of the first day of the month following the month in which valid application is made.

(4) As of the first day of the month, but not more than 6 months prior to the month in which valid application is made: Provided, That there be paid an amount equal to the full reserve on the insurance at the end of the month prior to the month in which application is made.

(b) Unless otherwise specified by the applicant, the effective date of such United States Government Life Insurance shall be established as of the date on which valid application is made. (38 U.S.C. 744)

3. Section 6.13 is revised to read as follows:

§ 6.13 Premium rate.

United States Government Life Insurance is granted at the premium rate for the age nearest birthday anniversary of the applicant at the time the policy becomes effective in accordance with the premium rates published in VA Pamphlet 90–2 entitled "Premium Rates and Policy Values for United States Government Life Insurance" and VA Pamphlet 90–2A for the Special Endowment at Age 96 plan policy. Effective January 1, 1983, United States Government Life Insurance policies, and total disability income provisions, on a premium paying status are paid-up and no premiums are required to maintain such policies and provisions in force.

§§ 6.14, 6.15, 6.17, 6.17a, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23, 6.24, 6.25, 6.26, 6.27, 6.28, 6.29 and 6.30 [Removed]

4. Sections 6.14, 6.15, 6.17, 6.17a, 6.18, 6.19, 6.20, 6.21, 6.22, 6.23, 6.24, 6.25, 6.26, 6.27, 6.28, 6.29 and 6.30 are removed.

5. Section 6.31 is revised to read as follows:

§ 6.31 Calculation of time period.

If the last day of a time period for filing an application for United States Government Life Insurance or for applying for reinstatement thereof falls on a Saturday, Sunday or legal holiday, the time period will be extended to include the following workday. (38 U.S.C. 744)

§§ 6.35 and 6.36 [Removed]

6. Sections 6.35 and 6.36 are removed.

7. Section 6.48 is revised to read as follows:

§ 6.48 To a policy at a lower rate of premium as of original effective date.

A United States Government Life Insurance policy other than the special endowment at age 96 plan policy may be exchanged within 5 years from the effective date for a policy of the same amount, bearing the same date and based on the same age, on any plan of insurance issued by the Veterans Administration at a lower rate of premium, except the 5-year level premium term policy and the special endowment at age 96 plan policy. If the exchange is made within 1 year from the effective date or, in instances where less than 90 days of such year remain after the promulgation of this section (August 1, 1969), within 90 days of such promulgation, the applicant must be in as good health on the date of application as he or she was on the effective date. If the exchange is made after 1 year of the effective date, the applicant must be in good health and furnish satisfactory evidence of such. The old insurance must be in force and must be surrendered with all rights and claims thereunder. The difference between the reserve on the old policy and the reserve on the new policy, less any indebtedness, will be paid in cash. (38 U.S.C. 744)

8. Section 6.51 is revised to read as follows:

§ 6.51 To a policy at a higher rate of premium as of a current effective date.

A United States Government Life Insurance policy on the 5-year level premium term plan may be exchanged for a policy of the same amount on any plan of insurance, except the special endowment at age 96 plan policy, issued by the Veterans Administration at a higher rate of premium. Such exchange will be made without medical examination upon complete surrender of the insurance while in force and within 5 years from the effective date of the policy. (38 U.S.C. 744)

9. Section 6.52 is revised to read as follows:

§ 6.52 Exchange of 5-year level premium term insurance for special endowment at age 96 plan policy.

(a) Effective July 25, 1962, an insured who on or after his or her 65th birthday has a 5-year level premium term policy of United States Government Life Insurance may exchange such policy for a special endowment at age 96 plan policy issued pursuant to § 6.53. The exchange may be for insurance of the same amount and will be effective as of a current effective date but in no event shall the exchange be made effective prior to July 25, 1962. The insured will be required to file written application. Such exchange will be made without medical examination upon surrender of the term policy and any total disability provision attached thereto with all rights, title and interest in the life insurance and the provision.

(b) Where it is found by the Administrator subsequent to the exchange of term insurance for the special endowment at age 96 plan policy as provided in paragraph (a) of this section, that prior to such exchange: (1) The term policy matured because of total permanent disability of the insured in accordance with §§ 6.120, 6.121, or 6.122, whichever is applicable, or (2) the insured was entitled to total disability benefits in accordance with § 6.160 or § 6.164, whichever is applicable, under the total disability provision attached to the term policy, the insured, upon surrender of the special endowment plan policy and any total permanent disability provision which may be attached thereto, with all rights, title and interest in such life and disability insurance, will be entitled to the benefits which are payable under the prior term policy and total disability provision. In such case, the cash value less any indebtedness on the endowment policy shall be refunded. (38 U.S.C. 744)

§ 6.53 [Amended]

10. Section 6.53 is amended by removing paragraph (e) and adding the authority cite (38 U.S.C. 744) following paragraph (d).

§§ 6.71, 6.72, 6.73 and 6.74 [Removed]

11. Sections 6.71, 6.72, 6.73, and 6.74 are removed.

12. Section 6.78 is revised to read as follows:

§ 6.78 Provisions for reinstatement.

(a) Subject to the United States Government Life Insurance provisions of title 38, United States Code, and regulations issued thereunder, any insurance which has lapsed or may hereafter lapse and which has not been surrendered for a cash value or for paid-up insurance may be reinstated upon written application signed by the applicant, and, except as hereinafter provided in this paragraph, upon payment of all premiums in arrears, with interest from their several due dates, provided such applicant at the time of application and tender of premiums is in the required state of health as shown in § 6.79, and submits satisfactory evidence thereof at the time of application and tender of premiums. Interest on premiums in arrears shall be at the rate of 5 per centum per annum, compounded annually, to the first monthly premium due date after July 31, 1946; at the rate of 4 per centum per annum, compounded annually, to the first monthly premium due date after August 31, 1971, and thereafter at the rate of 5 per centum per annum, compounded annually. The payment or reinstatement of any indebtedness against any policy must be made, with interest, and if such indebtedness with interest exceeds the reserve of the policy at the time of application for reinstatement thereof, then the amount of such excess shall, except as provided in § 6.81, be paid by the applicant as a condition of the reinstatement of the indebtedness and of the policy. A lapsed United States Government Life Insurance policy which is in force under extended term insurance may be reinstated without health statement or other medical evidence, if application and tender of premiums with the required interest are made not less than 5 years prior to the date such extended insurance would expire. In any case in which the extended insurance under an endowment policy provides protection to the end of the endowment period, such policy may be reinstated upon application and payment of the premiums with the required interest and health statement or other medical evidence will not be required. United States Government Life Insurance on the 5-year level premium term plan may be reinstated upon application by the insured within 5 years after the date of lapse with satisfactory evidence of the insurability of the insured subject to the conditions of § 6.170(b) if reinstated after expiration of the 5-year term period. Any indebtedness against the policy must be paid or reinstated with interest. The provisions of the "Reinstatement" clause in United States Government Life Insurance policies are hereby amended accordingly.

(b) Reinstatement is effected when an acceptable application and the required premiums are delivered to the Veterans Administration. If application for reinstatement is submitted by mail, properly addressed to the Veterans Administration, the postmark date shall be the date of delivery. The effective date of reinstatement of the insurance shall be the postmark date of the application for reinstatement. (38 U.S.C. 744)

13. Section 6.79 is revised to read as follows:

§ 6.79 Health requirements.

United States Government Life Insurance may be reinstated provided the applicant is in good health on the date of application and tender of premiums, if necessary, and furnishes satisfactory evidence thereof. (38 U.S.C. 744)

14. Section 6.80 is revised to read as follows:

§ 6.80 Application and medical evidence.

The applicant for reinstatement of United States Government Life Insurance during his or her lifetime and before becoming totally and permanently disabled, must submit a written application signed by the applicant and furnish evidence of health as required in § 6.79 at the time of application. If the insurance becomes a claim after the tender of the amount necessary to meet reinstatement requirements but before full compliance with the requirements of this section, and the applicant was in the required state of health at the date that he or she made the tender of the amount necessary to meet reinstatement requirements, and that there is satisfactory reason for his or her noncompliance the Assistant Director for Insurance, VA Center, Philadelphia, Pennsylvania may, if the applicant be dead, waive any or all the requirements of this section (except payment of the necessary premiums), or if the applicant be living, allow compliance with this section as of the date the required amount necessary to reinstate was received by Veterans Administration. (38 U.S.C. 744, 759)

15. Section 6.81 is revised to read as follows:

§ 6.81 Indebtedness at time of reinstatement.

The United States Government Life Insurance shall not be deemed to be reinstated until satisfactory evidence of good health has been furnished and approved as required, and, except as provided in § 6.78, until all premiums in arrears have been paid with the required interest, and any indebtedness existing at the time of default has been paid or reinstated as set forth in the policy: Provided, That any indebtedness on account of unpaid service premiums and premiums waived under authority of section 306 of the World War Veterans' Act, 1924, as amended, or section 760 of title 38, United States Code, may be reinstated, even though the amount of such indebtedness exceeds the reserve of the policy; and such indebtedness unless otherwise paid shall be deducted from the proceeds of insurance in any settlement thereof, or from the cash value when such value is taken in cash or used for the purpose of purchasing paid-up insurance or making a loan: Provided further, That the amount of such unpaid premiums with interest shall not be considered an indebtedness as is set forth in paragraph 5(D) of the contract of Government life insurance or paragraph 8 of the special endowment at age 96 plan policy to cause the policy to cease and become void if the amount (premiums with interest) is greater than the cash surrender value of an insurance without indebtedness. (38 U.S.C. 744)

16. In § 6.86, paragraphs (a) and (c) are revised to read as follows:

§ 6.86 Applications for reinstatement of United States Government Life Insurance pursuant to section 623 of the National Service Life Insurance Act and section 781 of Title 38, United States Code.

(a) Any person who, while in the active service on or after April 25, 1951, and prior to January 1, 1957, surrendered a permanent plan policy of United States Government Life Insurance which was in force other than as extended term insurance for its cash value under the provisions of § 6.115 or under § 6.186 if the Policy has no cash value, upon written application made by any such person on or after January 1, 1959, within the period set forth in paragraph (b) of this section and upon meeting the other conditions of that paragraph, may reinstate such surrendered United States Government Life Insurance (or any portion thereof in multiples of $500, not less than $1,000) without medical examination upon payment of an amount required to provide the full reserve of the insurance at the end of the month prior to the month in which application is made. If the applicant is mentally incompetent the application for reinstatement under this section may be made only by the guardian (committee or conservator), and, if required under the State law, after the court shall have authorized the fiduciary to make such application. (38 U.S.C. 744)

* * * * *

(c) Reinstatement is effected when an acceptable application and the required premiums, if any, are delivered to the Veterans Administration. If application for reinstatement is submitted by mail, properly addressed to the Veterans Administration, the postmark date shall be the date of delivery. The effective date of reinstatement of the insurance shall be the postmark date of the application for reinstatement. (38 U.S.C. 744)

17. In § 6.95, paragraph (b) is revised; paragraph (d) is removed; paragraphs (e), (f) and (g) are redesignated as paragraphs (d), (e) and (f) respectively; and subsequently the reference to paragraph (g) in the former paragraph (f) is changed to refer to paragraph (f) in the redesignated paragraph (e); and the redesignated paragraph (f) is revised. Revised paragraphs (b) and (f) read as follows:

§ 6.95 How paid.

* * * * *

(b) Unless and until the Veterans Administration receives a written request from the insured that United States Government Life Insurance regular annual dividends be paid in cash, or that they be used to pay an insurance indebtedness, or that they be placed on deposit, any such dividends shall be held to the credit of the insured to be applied to pay monthly premiums becoming due and unpaid after the date such dividends are payable on any National Service Life Insurance policy or policies held by the insured. Effective January 1, 1983, (1) permanent plan dividends used to pay premiums in advance will be placed on deposit and (2) term plan dividends used to pay premiums in advance will be paid in cash: Provided, That if either permanent or term plan dividends are used to pay premiums in advance and the insured has a National Service Life Insurance policy or policies in force, dividends will be held to the credit of the insured.

* * * * *

(f) At the written request of the insured, United States Government Life Insurance regular annual dividends may be left to accumulate on deposit at interest which will be credited in such manner and at such rate as the Administrator may determine, but a rate never less then 3½ percent: Provided, That the policy is in force on a basis other than extended term insurance or 5-year level premium term insurance. Dividend credit of the insured held for payment of premiums or dividends left to accumulate on deposit may be applied to the payment of premiums in advance upon written request of the insured made before default in payment of premium. Dividends on deposit under the provisions of this paragraph will be used in addition to the reserve on the policy for the purpose of computing the period of extended term insurance or the amount of paid-up insurance. Any dividend credit of a person who no longer has insurance in force by payment or waiver of premiums will be paid in cash to such person. If a person has a dividend credit option on a lapsed 5-year level premium term policy or a permanent plan policy on which extended term insurance has expired and such person has another policy in force by payment or waiver of premiums, any dividend credit or unpaid dividends on the lapsed policy, in the absence of instructions from the insured to the contrary, will be transferred to the policy which is in force and will be held on such policy as a dividend credit. Such dividend credit will be deemed to have accrued on the policy which is in force. Upon maturity of the policy, any dividend on deposit, any unpaid dividend payable in cash, and any dividend credit accruing from such policy which cannot be used to pay premiums as provided in 38 U.S.C. 746, will be paid to the person currently entitled to receive payments under the policy. If the policy is not in force at death, any such unpaid dividends and dividend credits will be paid to the insured's estate. (38 U.S.C. 744)

§ 6.96 [Amended]

18. Section 6.96 is amended by removing the third line and inserting the authority cite (38 U.S.C. 744) in its place.

19. Section 6.100 is revised to read as follows:

§ 6.100 Policy loan; other than 5-year convertible term policy.

At any time after the first policy year and upon the execution of a loan agreement satisfactory to the Administrator the United States will lend to the insured on the sole security of his/her United States Government Life Insurance policy any amount which shall not exceed 94 percent of the cash value, and any indebtedness shall be deducted from the amount advanced on such loan. The loan shall bear interest at a rate not to exceed 5 percent per annum, payable annually, and the loan may be repaid in full or in amounts of $5 or more. Failure to pay either the amount of the loan or the interest thereon shall not void the policy unless the total indebtedness shall equal or exceed the cash value thereof. When the amount of the indebtedness equals or exceeds the cash value, the policy shall cease and become void. (38 U.S.C. 744)

20. Section 6.101 is revised to read as follows:

§ 6.101 Policy loan; 5-year convertible term policy.

At any time after the expiration of the sixth policy year and upon execution of a loan agreement satisfactory to the Administrator, the United States will lend to the insured on the sole security of his/her United States Government Life Insurance policy on the 5-year convertible term plan any amount which shall not exceed 94 percent of the cash value, and any indebtedness shall be deducted from the amount advanced on such loan. The loan shall bear interest at a rate not to exceed 5 percent per annum annually, and the loan may be repaid in full or in amounts of $5 or more. Failure to pay either the amount of the loan or the interest thereon shall not void the policy unless the total indebtedness shall equal or exceed the cash value thereof. When the amounts of the indebtedness equals or exceeds the cash value, the policy shall cease and become void. (38 U.S.C. 744)

§ 6.105 [Removed]

21. Section 6.105 is removed.

§ 6.110 [Removed]

22. Section 6.110 is removed.

23. Section 6.115 is revised to read as follows:

§ 6.115 Cash value, other than 5-year level premium term policy and special endowment at age 96 plan policy.

Provisions for cash value shall become effective at the completion of the first policy year on any plan of United States Government Life Insurance other than the 5-year level premium term plan or the special endowment at age 96 plan policy; all values, reserves, and net single premiums being based on the American Experience Table of Mortality, with interest at the rate of 3½ percent per annum. The cash value at the end of the first policy year and at the end of any policy year thereafter, shall be the reserve together with any dividend accumulations. For each month after the first policy year the reserve at the end of the preceding policy year shall be increased by one-twelfth of the increase in reserve for the current policy year. Upon written request therefor and upon complete surrender of the insurance with all claims thereunder made by the insured the United States will pay to the insured the cash value of the policy less any indebtedness, provided the policy has been in force for at least 1 year. Unless otherwise requested by the insured, a surrender will be deemed completed as of the end of the month in which the application for cash surrender is delivered to the Veterans Administration, or as of the date of the check for the cash value, whichever is later. If the application is forwarded by mail, properly addressed, the postmark date will be taken as the date of delivery. If it is forwarded through military channels, the date the application is placed in military channels will be taken as the date of delivery. The provisions of the "Cash Value" clause in United States Government Life Insurance policies are hereby amended accordingly. (38 U.S.C. 744)

24. Section 6.116 is revised to read as follows:

§ 6.116 Cash value; 5-year convertible term policy.

The cash value and policy loan provisions under a United States Government Life Insurance policy on the 5-year convertible term plan shall be effective at any time after the completion of the sixth policy year, all values, reserves, and net single premiums being based on the American Experience Table of Mortality, with interest at the rate of 3½ percent per annum. The cash value at the end of the sixth policy year and at the end of any policy year thereafter shall be the reserve together with any dividend accumulations. For each month after the sixth policy year the reserve at the end of the preceding year shall be increased by one-twelfth of the increase in reserve for the current policy year. Upon written request therefor and upon complete surrender of the insurance with all claims thereunder made by the insured while the policy is in force, the United States will pay to the insured the cash value of the policy less any indebtedness. Unless otherwise requested by the insured, a surrender will be deemed completed as of the end of the month in which the application for cash surrender is delivered to the Veterans Administration, or as of the date of the check for the cash value, whichever is later. If the application is forwarded by mail, properly addressed, the postmark date will be taken as the date of delivery. If it is forwarded through military channels, the date the application is placed in military channels will be taken as the date of delivery. The provisions of the "Cash Value" clause in 5-year convertible term policies are hereby amended accordingly. (38 U.S.C. 744)

25. Section 6.117 is revised to read as follows:

§ 6.117 Cash value; special endowment at age 96 plan policy.

Provisions for cash value shall become effective at the completion of the first policy year; all values and net single premiums are as prescribed by the Administrator and published in VA Pamphlet 90–2A. The cash value at the end of the first policy year and at the end of any policy year thereafter shall be the reserve as set forth in the policy together with any dividend accumulations. For each month after the first policy year the reserve at the end of the preceding policy year shall be increased by one-twelfth of the increase in reserve for the current policy year. Upon written request therefor and upon complete surrender of the insurance with all claims thereunder made by the insured, the United States will pay to the insured the cash value of the policy less any indebtedness, provided the policy has been in force for at least 1 year. Unless otherwise requested by the insured, a surrender will be deemed completed as of the end of the month in which the application for cash surrender is delivered to the Veterans Administration, or as of the date of the check for the cash value, whichever is later. If the application is forwarded by mail, properly addressed, the postmark date will be taken as the date of delivery. If it is forwarded through military channels, the date the application is placed in military channels will be taken as the date of delivery. (38 U.S.C. 744)

§ 6.118 [Removed]

26. Section 6.118 is removed.

§ 6.120 [Amended]

27. Section 6.120 is amended by adding the words "or she" after the word "he" where it appears in that section.

28. Section 6.123 is revised to read as follows:

§ 6.123 Recovery from total permanent disability other than the special endowment at age 96 plan policy.

Notwithstanding proof of total permanent disability may have been accepted as satisfactory, the insured shall at any time, on demand, furnish, proof satisfactory to the Administrator of Veterans Affairs of the continuance of such total permanent disability, and if the insured shall fail to furnish such proof, all payments of monthly installments on account of such total permanent disability under a United States Government Life Insurance policy shall cease. Thereafter, the cash values and loan values shall be reduced so that the resulting values shall bear the same proportion to the values, respectively specified on the policy, that the commuted values of the remaining installments (240 installments less the number paid) bears to the commuted value of 240 installments. (See also § 6.124.) (38 U.S.C. 744)

29. Section 6.123a is revised to read as follows:

§ 6.123a Recovery from disability; 5-year level premium term policy.

Notwithstanding proof of total permanent disability may have been accepted as satisfactory, the insured under a United States Government Life Insurance policy on the 5-year level premium term plan shall at any time, on demand, furnish proof satisfactory to the Administrator of Veterans Affairs of the continuance of such total permanent disability. If the insured shall fail to furnish such proof, all payments of monthly installments on account of such total permanent disability shall cease. If recovery from total permanent disability takes place after the expiration of the term period, the insurance may be continued in accordance with § 6.123b. (38 U.S.C. 744)

30. Section 6.123b is amended by removing the phrase "at the premium rate" in the introductory paragraph, removing the first sentence of paragraph (a), revising paragraph (b), and removing paragraph (c) so that the revised section reads as follows:

§ 6.123b Continuance of insurance after termination of total and permanent rating and award, where such termination is effective after the expiration of the term period.

If United States Government Life Insurance on the 5-year level premium term plan (or on the 5-year convertible term plan) matures or has matured by reason of total and permanent disability and the insured recovers from such disability after expiration of the term period, the reduced amount of insurance (commuted value of remaining unpaid installments) shall be automatically renewed for the attained age of the insured on the policy anniversary renewal date of the current 5-year period. The reduced amount of insurance or any part thereof in multiples of $500 and not less than $1,000 may be continued without medical examination on the level premium term plan or on any permanent plan, as the insured may elect, except the special endowment at age 96 plan policy, and subject to the following provisions:

(a) A certificate of renewal will be issued effective on the policy anniversary renewal date.

(b) Such insurance may be converted to any of the permanent plans, except the special endowment at age 96 plan policy upon application therefor and a policy will be issued to the insured. (38 U.S.C. 744)

§ 6.123c [Amended]

31. In § 6.123c, paragraph (a) is amended by removing the reference to § 6.124 that appears in the third sentence and adding the authority cite (38 U.S.C. 844) to the end of that paragraph; and paragraph (b) is amended by removing the phrase "paid-up insurance and extended insurance" where it appears in the third sentence, and adding the authority cite (38 U.S.C. 744) to the end of that paragraph.

§ 6.124 [Removed]

32. Section 6.124 is removed.

§§ 6.130, 6.131, 6.132, 6.133, 6.134, 6.135, 6.136, 6.137, 6.138, 6.139, 6.140, 6.141, 6.142, 6.143, 6.144 and 6.145 [Removed]

33. Sections 6.130, 6.131, 6.132, 6.133, 6.134, 6.135, 6.136, 6.137, 6.138, 6.139, 6.140, 6.141, 6.142, 6.143, 6.144, and 6.145 are removed.

§ 6.150 [Amended]

34. Section 6.150 is amended by removing the words "Director, Insurance Service, or Deputy Director for Underwriting, Accounts, and Insurance Claims" where they appear in the sixth line and inserting the title "Assistant Director for Insurance"; and by adding the authority cite (38 U.S.C. 210) to the end of that section.

§ 6.161 [Amended]

35. Section § 6.161 is amended by removing the phrase "tender of premium", and by adding the authority cite (38 U.S.C. 744) at the end of that section.

§ 6.162 [Amended]

36. Section 6.162 is amended by removing the phrase "and remittance sufficient to cover the first monthly premium" and adding the authority cite (38 U.S.C. 744) at the end of that section.

§ 6.162a [Amended]

37. In § 6.162a, paragraph (a)(3) is removed; paragraph (b) is amended by removing the prase "and payment of the required premium"; and paragraph (c) is amended by removing the phrase "Under premium paying conditions" and adding the authority cite (38 U.S.C. 744) after that paragraph.

§ 6.166 [Amended]

38. Section § 6.166 is amended by removing the phrase "tender of premiums" and adding the authority cite (38 U.S.C. 744) after that section.

39. In § 6.167, paragraph (a) is revised to read as follows:

§ 6.167 Application for total permanent disability provision for the special endowment at age 96 plan of United States Government Life Insurance and the effective date of such provision.

(a) Application for the total permanent disability provision authorized by section 742(c) of title 38, United States Code, must be made by the insured at the same time as he/she makes application for exchange of his/her 5-year level premium term policy for the special endowment at age 96 plan policy. The application for the total permanent disability provision should be on such forms as may be prescribed by the Veterans Administration, but any statement in writing sufficient to identify the applicant and that such provision is desired will be sufficient as an application for the total permanent disability provision. The total permanent disability provision will be granted for the same amount as the special endowment at age 96 plan policy which is placed in force. (38 U.S.C. 744)

* * * * *

40. Section § 6.170 is revised to read as follows:

§ 6.170 Renewal of United States Government Life Insurance on the 5-year level premium term plan.

(a) Effective January 1, 1983, all or any part of United States Government Life Insurance on the 5-year level premium term plan, in any multiple of $500 and no less than $1,000 shall be automatically renewed without application or medical examination for a successive 5-year period. The renewal of insurance for any successive 5-year period will become effective as of the day following the expiration of the preceding 5-year period: *Provided*, That no insurance is subject to renewal if the policyholder has exercised his/her optional right to change to another plan of insurance.

(b) Effective June 25, 1970, a 5-year level premium term policy which lapsed for nonpayment of the premium due and subsequently expired may be renewed subsequent to the expiration of the old term period provided the insured within 5 years of the date of lapse:

(1) Submits written application for reinstatement of the insurance;

(2) Is in good health (§ 6.155) on the date of application and furnishes satisfactory evidence thereof. (38 U.S.C. 744)

§ 6.185 [Removed]

41. Section 6.185 is removed.

§ 6.190 [Removed]

42. Section 6.190 is removed.

§ 6.191 [Amended]

43. Section 6.191 is amended by removing the phrase "Extra Hazard Committees" and inserting the phrase "Insurance Claims Sections" and by adding the authority cite (38 U.S.C. 744) to the end of that section.

§ 6.210 [Amended]

44. In § 6.210 paragraphs (b) and (c) are removed; the first paragraph designation "(a)" is removed; and the cite (38 U.S.C. 744) is added to the end of that paragraph.

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POSTAL SERVICE

39 CFR Parts 221, 222, 223, 224, 225, 265

Miscellaneous Organizational Changes and An Interpretative Rule

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: These amendments make a number of conforming changes to the published organizational regulations of the Postal Service to reflect previously implemented changes in organization and reporting relationships. In addition, the regulations implementing the Freedom of Information Act are revised to include an interpretation that records indicating rural carrier lines of travel are among the classes of records exempt from mandatory disclosure.

EFFECTIVE DATE: October 15, 1982.

FOR FURTHER INFORMATION CONTACT: Paul J. Kemp, (202) 245-4638.

SUPPLEMENTARY INFORMATION: The specific changes made are to amend § 221.5(a) to reflect the establishment of Information Resource Management as a major headquarters unit; amend § 222.5(d) to add the Executive Assistant for Information Resource Management and the Assistant Postmaster General, Planning Department to the Executive Committee; amend § 221.7 to include the Executive Assistant for Information Resource Management among the officers of the Postal Service; amend paragraphs (e) and (f) of § 222.1 to add the Executive Assistant for Information Resource Management and the Assistant Postmaster General, Planning Department to the list of officers authorized to act for the Postmaster General on assigned matters; amend § 224.3 to abolish the offices of Compensation, Postmaster Selection and Organization Management and to transfer the duties of those offices to the Employee Relations Department; amend § 224.3 to delete from the Finance Group the Management Information Systems Department, Payroll Systems, and directives and forms management functions; amend § 224.4 to add a description of the Operating Policies Office and to make editorial changes; amend § 224.5 by deleting the Office of Strategic Planning and substituting the Office of Operations Research and Technology Planning; redesignate §§ 224.6 and 224.11 and add new § 224.6 dealing with Information Resource Management, and new § 224.11 dealing with the Planning Department; amend § 225.5(b)(4) to make the Regional Procurement Division responsible for providing functional direction to Procurement Services Offices; amend § 265.6(b)(3) to add records indicating rural carrier lines of travel to the records exempt from mandatory disclosure; and make certain other minor and conforming changes and rearrangements of offices and functions.

Accordingly, the Postal Service adopts the following amendments to 39 CFR:

List of Subjects in 39 CFR Parts 221, 222, 223, 224, 225, and 265

Organization and functions (Government agencies), Authority delegations (Government agencies), Freedom of information, Postal Service.

PART 221—GENERAL PRINCIPLES OF ORGANIZATION

1. In § 221.5 revise paragraph (a), redesignate paragraphs (d)(1)(viii)-(xi) as (d)(1)(x)-(xiii), and add new paragraphs (d)(1)(viii) and (d)(1)(ix) as follows:

§ 221.5 Groups and departments.

(a) Postal Service Headquarters is divided into six major units. These units consist of Information Resource Management and five groups: Administration, Employee and Labor Relations, Finance, Operations, and Postal Research and Technology. Each of the five groups is headed by a Senior Assistant Postmaster General (SAPMG). Infomation Resource Management is headed by and Executive Assistant. The SAPMGs for Employee and Labor Relations, Finance, and Postal Research and Technology report directly to the Postmaster General. The SAPMGs for Administration and Operations and the Executive Assistant for Information Resource Management report directly to the Deputy Postmaster General. The five SAPMGs and the Executive Assistant for Information Resource Management are responsible for the following activities within their assigned areas:

* * * * *

(d)(1) * * *

(viii) Executive Assistant for Information Resource Management;

(ix) The assistant Postmaster General, Planning Department;

§ 221.7 [Amended]

2. In § 221.7 strike out "Senior Assistant Postmasters General," and insert "Senior Assistant Postmasters General, Executive Assistant for Information Resource Management," in lieu thereof.

PART 222—DELEGATIONS OF AUTHORITY

3. In § 221.1 paragraphs (e) and (f) are revised to read as follows:

§ 222.1 Authority for delegation.

* * * * *

(e) The Executive Assistant to the PMG; the Executive Assistant for Information Resource Management; and the SAPMGs; the General Counsel; the Chief Postal Inspector; the Judicial Officer; the APMG, Government Relations Department; the APMG, Public and Employee Communications Department; and the APMG, Planning Department, act for the Postmaster

General on assigned matters. These officers are authorized to exercise the powers and functions of the Postal Service under the Postal Reorganization Act, in respect to matters within their area of responsibility, except as limited by law or by the specific terms of their assignment.

(f) Heads of departments or offices who report to a Senior Assistant Postmaster General or the Executive Assistant for Information Resource Management (EAIRM) are authorized to exercise the powers and functions of that SAPMG or the EAIRM within the area of responsibility of their department or office, except as such authority may be reserved or rescinded by the SAPMG or the EAIRM or is limited by law or the terms of their specific assignment.

PART 223—RELATIONSHIPS AND CHANNELS OF COMMUNICATION

4. In § 221.1 paragraph (c) is revised to read as follows:

§ 223.1 Relationships.

* * * * *

(c) Between District Offices and MSCs. District Managers and staffs shall provide guidance and direction to their respective MSC managers or MSC managers/postmasters for the guidance of postmasters under their respective jurisdictions. The MSC managers or MSC manager/postmasters provide guidance and direction to their respective associate office postmasters.

§ 223.2 [Amended]

5. In § 223.2 strike out in paragraph (a)(1) "Senior Assistant Postmaster General, Operations" and insert "Deputy Postmaster General" in lieu thereof; strike out in paragraph (a)(2) "Senior Assistant Postmaster General, Finance" and insert "Executive Assistant for information Resource Management" in lieu thereof.

6. In § 223.2 strike out in paragraph (b)(4) "General Manager" and insert "the manager" in lieu thereof.

PART 224—GROUPS AND DEPARTMENTS

§ 224.1 [Amended]

7. In § 224.1 paragraph (c) is amended by striking out the first sentence and inserting the following sentence in lieu thereof, "The Administration Group is divided into five departments."

8. In § 224.1 strike out the words "Judicial Officer" in the heading of paragraph (c)(4) and insert "Judicial Officer Department" in lieu thereof.

9. § 224.1 strike out the words "International Postal Affairs" in the heading and in the beginning of the first sentence of paragraph (c)(5) and insert "International Postal Affairs Department" in lieu thereof.

10. In § 224.2 revise paragraph (a)(3) and paragraph (b) to read as follows:

§ 224.2 Employee and Labor Relations Group.

(a) * * *

(3) Determination of program emphasis for activities conducted by the Employee Relations Department, and Labor Relations Department;

* * * * *

(b) The Employee and Labor Relations Group consists of two departments, each headed by an Assistant Postmaster General. Description of these departments follows:

(1) *Employee Relations Department.* The Employee Relations Department is responsible for the development, implementation, and monitoring of a comprehensive employee relations program for the Postal Service. This includes:

(i) Administration of medical, safety, environmental improvement, and injury compensation programs.

(ii) Administration of all managerial, technical, and employee training programs;

(iii) Establishment and monitoring of postmaster and employee selection and performance evaluation policies and procedures, including associated personnel actions and records programs;

(iv) Provision for employee career development programs;

(v) Administration of the system-wide employee and labor relations computer-oriented information system;

(vi) Determination of non-bargaining discipline policies, practices, and procedures;

(vii) Administration and monitoring of Postal Service policies and programs for equal employment opportunity including affirmative action, evaluation and appeals; and the special emphasis programs for alcoholic recovery, career opportunities for women, and employment of the handicapped;

(viii) Administration of programs to improve the quality of working life in the Postal Service;

(ix) Administration of an executive career development program;

(x) Provision of policy interpretation and program guidance on employee relations matters to the regional employee relations division through the SAPMG, Employee and Labor Relations Group;

(xi) Development and implementation of policies and programs for job evaluation, analysis, and review, and associated appeals procedure;

(xii) Establishment of a comprehensive program of compensation services, including all aspects of wage and salary administration, employee benefits; and suggestions and incentive awards;

(xiii) Development and implementation of policies and programs for new and revised organization structure and staffing patterns for all bargaining and nonbargaining unit positions, including control and revision of functional statements for all organizational units;

(xiv) Administration of Headquarters personnel services.

(2) *Labor Relations Department.* The Labor Relations Department is responsible for:

(i) Negotiation and interpretation of all collective bargaining agreements entered into by the USPS;

(ii) Providing for coordination, development, and implementation of programs affecting all bargaining unit employees;

(iii) Determination of the appropriate craft designation of new or changed jobs;

(iv) Establishment, implementation, and monitoring of a national policy concerning reassignments of bargaining unit employees;

(v) Development of policies and procedures for the national grievance and arbitration programs; and

(vi) Provision of policy interpretation and program guidance on labor relations programs to the regional labor relations division through the SAPMG, Employee and Labor Relations Group.

11. Revise § 224.3 to read as follows:

§ 224.3 Finance Group.

(a) The Finance Group is headed by the Senior Assistant Postmaster General, Finance, who reports to the Postmaster General. It is responsible for:

(1) Policy and functional guidance to field organizations and activities in the areas of finance, postal rates and classification, and management services.

(2) Control of Postal Service systems relating to management information, budget and accounting, financial planning, postal rates and classification, and management services.

(b) The Finance Group consists of two departments, each headed by an Assistant Postmaster General, and one office, headed by a Director. The Postal Service Records Officer is also located within this Group.

(1) *Finance Department.* The Finance Department is headed by the Assistant Postmaster General, Finance. It is divided into the offices of Controller,

Treasurer, and Financial Planning and Systems. The Department is responsible for:

(i) Forecasting and meeting the Postal Service requirements for long term capital and short term borrowing.

(ii) Investing Postal Service funds and prescribing and monitoring practices governing cash management. It works with other officials in developing credit management policies.

(iii) Developing the systems and specifying the standards and schedules for the Postal Service's budget process; analyzing budget requests and making recommendations to the Postmaster General on budget levels. It continually analyzes Postal Service performance against operating plans.

(iv) Developing accounting policy and procedures; operating the financial reporting program and maintaining accounting controls throughout the Service.

(v) Assisting the Customer Services Department in developing money order program policy.

(vi) Also, analyzing the long-range business outlook for the postal system, including the anticipated socioeconomic environment and alternative business opportunities, and conducting studies on which to base recommendations for new or modified policies.

(2) *Rates and Classification Department.* The Rates and Classification Department designs and maintains the Postal Service rate and classification structure; develops and administers standards and procedures relating to cost analysis and attribution, and related functions; forecasts mail volumes; and makes and defends recommendations to the Postal Rate Commission in conjunction with the Law Department.

(3) Office of Management Services. The Office of Management Services is headed by the Director of Management Services. This Office:

(i) Serves as the principal advisor and central analytic staff on the evaluation and design of management systems and services;

(ii) Plans and conducts Service-wide studies of management, administrative, paperwork, and operational support systems; recommends changes to correct identified deficiencies; and installs improved systems and methods.

(iii) Maintains liaison with the General Accounting Office and establishes contact with other Federal agencies and private industry with regard to advanced management techniques.

(4) Records Officer. The Postal Service Records Officer has responsibility for the retention, security, and privacy of Postal Service records; authorizes their preservation and disclosure; and orders their disposal by destruction or transfer.

12. Revise § 224.4 to read as follows:

§ 224.4 Operations Group.

(a) The Operations Group is headed by the Senior Assistant Postmaster General, Operations, who reports to the Deputy Postmaster General. The Operations Goup:

(1) Has overall responsibility for all facets of the processing and delivery of mail, including collection, sortation, distribution and transportation throughout the Postal Service. Operations establishes and evaluates policies related to these functions, establishes and evaluates retail operations, and is responsible for insuring the consistent achievement of service standards.

(2) Establishes and evaluates programs to reduce costs for labor, transportation, supplies, and other services.

(3) Directs field engineering and associated technical personnel, except those under direction of the Real Estate and Buildings Department.

(4) Establishes requirements for facilities and centrally procured mechanization and for their effective utilization.

(5) Establishes and evaluates national facility and equipment maintenance policies and approves regional plans and budgets.

(b) The Operations Group is divided into three departments and one office, each reporting directly to the SAPMG, Operations.

(1) *Mail Processing Department.* (i) This Department is headed by an Assistant Postmaster General who has managerial and budgetary responsibility for the distribution, processing, and transportation of all mail throughout the Postal Service and to foreign countries, and to, from, and between U.S. military installations outside the United States.

(ii) The Department is responsible for:

(A) Planning and developing a national mail routing and transportation system and monitoring the performance of each region with respect to achievement of transportation and processing standards, and productivity goals.

(B) Exercising policy authority over procurement issues which, by reason of law or custom, are unique to mail transportation contracting.

(C) Budget review and approval for all regional mail processing functions.

(2) *Delivery Services Department.* (i) This Department is managed by an Assistant Postmaster General who has managerial and budgetary responsibility for all Postal Service city and rural collection and delivery functions, retail services, and operation and maintenance of the postal fleet.

(ii) The Department is responsible for:

(A) Establishment of policy and procedures for handling of undeliverable-as-addressed mail and for distribution programs which affect the delivery of mail by carriers or the delivery of mail through lockboxes, caller service, or general delivery.

(B) Providing management direction relating to the consolidation, establishment, and/or discontinuance of any delivery service function and its associated facility.

(C) Development, testing, and implementation of productivity improvement programs for all facets of the collection, delivery and fleet operations.

(3) *Engineering and Technical Support Department.* This Department is headed by an Assistant Postmaster General who is responsible for:

(i) Planning and approving all USPS requirements for postal facilities and centrally procured mechanization;

(ii) Establishing standards for the effective use of mechanization and facility resources;

(iii) Establishing national policy and programs for the repair and maintenance of facilities and of mail processing, customer service, and delivery equipment;

(iv) Developing engineering policy and providing technical services and functional guidance to field engineering in order to improve productivity and reduce operating costs; and

(v) Establishing and implementing engineering programs in support of postal cost and service objectives.

(4) *Operating Policies Office.* This office is managed by the Director, Operating Policies, who has overall responsibility for policy-making and for directing the SAPMG's administrative staff. Responsibilities include:

(i) Providing operational policy, planning and direction for field units.

(ii) Providing administrative services for the Operations Group.

(iii) Evaluation of regional budgets and their execution, regional service and productivity performance, and regional adherence to policy actions and programs.

(iv) Serving as point of contact with other Headquarters organizations and between Headquarters departments and the regions in explanation of national service procedures and policies, and

(v) Representing the Operations Group in all aspects of labor and employee relations.

13. Revise § 224.5(b)(1) to read as follows:

§ 224.5 Research and Technology Group.

* * * * *

(b) * * *

(1) *Office of Operations Research and Technology Planning.* The office of Operations Research and Technology Planning is responsible for:

(i) Directly assisting the Senior Assistant Postmaster General, Research and Technology, in the executive direction and control of the Postal Service through its reports in operations research and technical planning;

(ii) Planning and identifying technological trends and developments and their relationship to the economic environment and potential impact on the USPS in the next 5–15 years;

(iii) Developing technological approaches for the realization of long-range business target operations, identification of the technological requirements of these operations, and the evaluation of their potential economic and operational effectiveness for nationwide implementation;

(iv) Planning programs for development and implementation of technology and engineering for new management systems;

(v) Monitoring and influencing the interaction between the Postal Service and the external technological environment, assessing the impact of Federal agency programs and those of the nation's business and academic communities in technical areas, and maintaining awareness of the international postal technical environment;

(vi) Directing support for the establishment of capital investment policies and decisions relating to the use of technology in the present and future postal environment.

§§ 224.10 and 224.11 [Redesignated as §§ 224.12 and 224.13]

§§ 224.6 through 224.9 [Redesignated as §§ 224.7 through 224.10]

14. Redesignate § 224.10 and § 224.11 as § 224.12 and § 224.13 respectively; redesignate §§ 224.6–224.9 as §§ 224.7–224.10, and add new § 224.6 and § 224.11 to read as follows:

§ 224.6 Information Resource Management.

(a) Information Resource Management (IRM) is headed by the Executive Assistant for Information Resource Management, who reports to the Deputy Postmaster General. IRM is responsible for:

(1) Formulating and administering information policy within the Postal Service;

(2) Providing guidance to the USPS in utilizing information technologies as key resources;

(3) Developing strategies to improve the level of information management systems that will reduce or avoid USPS operating costs, increase productivity, and increase flexibility of information systems;

(4) Applying technology and deploying resources to achieve information resource strategies;

(5) Directing and maintaining the Postal Service information plan;

(6) Implementing the business systems plan;

(7) Directing the information systems planning, design, and development process; the USPS information quality assurance process; and support of telecommunications services;

(8) Planning and administering all IRM organization, employee, contracting, facility, and funding resources necessary to accomplish the IRM functions.

(b) Information Resource Management consists of one department headed by an Assistant Postmaster General, two offices, each headed by a Director and the National Information Resource Center (NIRC). All these unit heads report to the Executive Assistant for Information Resource Management.

(1) *Management Information Systems Department.* The Management Information Systems Department (MISD) is responsible for:

(i) Providing data processing support services for the USPS, including advice on acquisition and development of data processing equipment;

(ii) Establishing appropriate policy and procedures with regard to computer-based information systems;

(iii) Planning, developing policies, and managing a national point-to-point data communications system satisfying USPA requirements;

(iv) Reviewing and approving USPS requirements for telephone switchboards (PBX), radio systems, intercommunication and sound equipment, low speed data transmission systems (teletype and facsimile), and data transmission lines;

(v) Operating Postal Data Centers (PDC), Automated Data Processing Centers (ADPC);

(vi) Providing payroll processing and distribution services, accounting services, and funds disbursement services under policy direction of the Finance Department;

(vii) Providing computer programming and information systems analysis service;

(viii) Providing functional guidance to the regional Management Information Branches;

(ix) Maintaining liaison with professional groups concerned with ADP technology, teleprocessing statistics, and operations research.

(2) *Office of Data Management.* The Office of Data Management is responsible for:

(i) Planning for efficient utilization of USPS data resources;

(ii) Planning for efficient utilization of USPS data resources;

(iii) Directing the creation of the system architecture and administering the utilization of data classes within the architecture;

(iv) Establishing and administering the procedure for data access and storage;

(v) Managing the use of data base management technologies and techniques on all USPS computers; and

(vi) Directing the USPS forms and directives control functions.

Office of Planning and Development. The Office of Planning and Development is responsible for:

(i) Developing all management information planning, and providing strategic information on trends which may affect Postal Service information needs.

(ii) Developing and implementing the information systems plan;

(iii) Defining the USPS Business Systems Planning Report (BSP), controlling the information requirements systems development, and coordinating the acquisition of resources required for implementation.

(iv) Directing and administrating the USPS Office Automation Program.

§ 224.11 Planning Department

The Planning Department is headed by the Assistant Postmaster General, Planning, who reports directly to the Postmaster General. It is responsible for:

(a) Assisting departments in developing and coordinating comprehensive, effective plans and programs in accordance with the goals and objectives set by the Postmaster General and the Board of Governors;

(b) Identifying and forecasting economic, political, social, technical, and market trends and events affecting the Postal Service;

(c) Formulating alternative business strategies and projecting long range business targets as a basis for setting goals and objectives.

PART 225—POSTAL REGIONS

15. In § 225.5 add new paragraph (b)(4)(xvi) to read as follows:

§ 225.5 Regional Finance Department.

* * * * *

(b) * * *

(4) * * *

(xvi) Providing functional direction to the Procurement Services Offices (PSOs) within the region, defining and controlling the mission, activities, and scope of work performed by the PSOs. This also includes necessary official travel.

PART 265—RELEASE OF INFORMATION

16. In § 265.6, redesignate paragraphs (b)(3)(v) and (b)(3)(vi) as paragraphs (b)(3)(vi) and (b)(3)(vii) respectively and add new paragraph (b)(3)(v) to read as follows:

§ 265. Availability of records.

* * * * *

(b) * * *

(3) * * *

(v) Records indicating rural carrier lines of travel.

(39 U.S.C. 401(2), 402; 5 U.S.C. 552)

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA 6483]

Suspension of Community Eligibility Under the National Flood Insurance Program

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Final rule.

SUMMARY: This rule lists communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the flood plain management requirements of the program. If FEMA receives documentation that the community has adopted the required flood plain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the **Federal Register.**

EFFECTIVE DATES: The third date ("Susp.") listed in the fourth column.

FOR FURTHER INFORMATION CONTACT: Mr. Richard E. Sanderson, Chief, Natural Hazards Division, (202) 287-0270, 500 C Street Southwest, Donohoe Building—Room 505, Washington, DC 20472.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP), enables property owners to purchase flood insurance at rates made reasonable through a Federal subsidy. In return, communities agree to adopt and administer local flood plain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as amended (42 U.S.C. 4022) prohibits flood insurance coverage as authorized under the National Flood Insurance Program (42 U.S.C. 4001–4128) unless an appropriate public body shall have adopted adequate flood plain management measures with effective enforcement measures. The communities listed in this notice no longer meet that statutory requirement for compliance with program regulations (44 CFR Part 59 et seq.). Accordingly, the communities are suspended on the effective date in the fifth column, so that as of that date flood insurance is no longer available in the community. However, those communities which, prior to the suspension date, adopt and submit documentation of legally enforceable flood plain management measures required by the program, will continue their eligibility for the sale of insurance. Where adequate documentation is received by FEMA, a notice withdrawing the suspension will be published in the **Federal Register.**

In addition, the Director of Federal Emergency Management Agency has identified the special flood hazard areas in these communities by publishing a Flood Hazard Boundary Map. The date of the flood map, if one has been published, is indicated in the fifth column of the table. No direct Federal financial assistance (except assistance pursuant to the Disaster Relief Act of 1974 not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year on the Federal Emergency Management Agency's initial flood insurance map of the community as having flood prone areas. (Section 202(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Director finds that delayed effective dates would be contrary to the public interest. The Director also finds that notice and public procedure under 5 U.S.C. 533(b) are impracticable and unnecessary.

The Catalog of Domestic Assistance Number for this program is 83.100 "Flood Insurance." This program is subject to procedures set out in OMB Circular A-95.

Pursuant to the provision of 5 U.S.C. 605(b), the Associate Director of State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. As stated in section 2 of the Flood Disaster Protection Act of 1973, the establishment of local flood plain management together with the availability of flood insurance decreases the economic impact of future flood loses to both the particular community and the nation as a whole. This rule in and of itself does not have a significant economic impact. Any economic impact results from the community's decision not to (adopt) (enforce) adequate flood plain management, thus placing itself in non-compliance of the Federal standards required for community participation.

In each entry, a complete chronology of effective dates appears for each listed community.

List of Subjects in 44 CFR Part 64

Flood insurance, Flood plains.

Section 64.6 is amended by adding in alphabetical sequence new entries to the table.

§ 64.6 List of eligible communities.

State and county	Location	Community No.	Effective dates of authorization/cancellation of sale of flood insurance in community	Special flood hazard area identified	Date [1]
California: Nevada	Unincorporated areas	060210B	Oct. 16, 1978, emergency; Jan. 19, 1983, regular; Jan. 19, 1983, suspended.	Sept. 6, 1977	Jan. 19, 1983.