Sec.
718.2 Paperwork Reduction Act Assigned Numbers.

* * * * *

2. Section 718.6 is amended by revising paragraph (h)(6)(iii) to read as follows:

§ 718.6 Determining farm operator adherence to program requirements.

* * * * *

(h) * * *

(6) * * *

(iii) Used as a sod waterway or terrace.

* * * * *

3. Section 718.12 is added to read as follows:

§ 718.12 Paperwork Reduction Act Assigned Numbers.

Information collection requirements contained in this Part 718 have been approved by the Office of Management and Budget in accordance with the provisions of 44 U.S.C. Chapter 35 and have been assigned OMB Number 0560-0004.

(Secs. 314, 373, 374, 375, 52 Stat. 48, as amended, 65, as amended, 66, as amended; 7 U.S.C. 1314, 1373, 1374, 1375, sec. 403, 61 Stat. 932, as amended; 7 U.S.C. 1153)

Signed at Washington, D.C., on May 8, 1984.

Everett Rank,

Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc. 84-12978 Filed 5-14-84; 8:45 am]

BILLING CODE 3410-05-M

COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 3

Temporary Licenses; Effective Date of Final Rules

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of effective date of final rules.

SUMMARY: On March 5, 1984, the Commodity Futures Trading Commission ("Commission") published in the **Federal Register** final rules to implement the provisions of the Commodity Exchange Act ("Act") authorizing the Commission to issue temporary licenses to qualified applicants for registration and establishing a new system of statutory disqualifications from registration. 49 FR 8208. At that time, the Commission deferred the effective date of the regulations governing temporary licenses until the necessary modifications had been made to the Commission's computer software, registration procedures, forms and other systems and until further notice in the **Federal Register.**

These modifications have now been made and, accordingly, the Commission is providing notice that §§ 3.40-3.43 and the amendments to §§ 3.12(c)(2) and 3.16(c)(2) as published on March 5, 1984, 49 FR 8208, of its regulations will become effective on May 31, 1984.

EFFECTIVE DATE: May 31, 1984.

FOR FURTHER INFORMATION CONTACT: Robert P. Shiner, Assistant Director for Registration, or Bruce A. Beatus, Attorney, Division of Trading and Markets, Commodity Futures Trading Commission, 2033 K Street NW., Washington, D.C. 20581. Telephone: (202) 254-9703 or (202) 254-8955, respectively.

SUPPLEMENTARY INFORMATION: On March 5, 1984, the Commission published in the **Federal Register** final rules to implement the provisions of sections 8a(1)-8a(4) of the Act, 7 U.S.C. 12a(1)-12a(4) (1982), which authorize the Commission to issue temporary licenses to applicants for registration and, further, establish a new system of statutory disqualifications from registration. 49 FR 8208. Certain technical and conforming amendments to the Commission's regulations also were published. With the exception of the rules relating to the Commission's temporary licensing program, §§ 3.12(c)(2), 3.16(c)(2) and 3.40-3.43, these rules became effective on April 4, 1984. However, the Commission deferred the effective date of the rules relating to the temporary licensing program until the necessary modifications had been made to the Commission's computer software, registration procedures, forms and other systems. The Commission also stated that it would publish a notice in the **Federal Register** fifteen (15) days before the effective date of these regulations.

The modifications are now complete and the Commission by this **Federal Register** release is providing notice that the effective date of §§3.40-3.43 and the amendments to §§ 3.12(c)(2) and 3.16(c)(2) of the Commission's regulations will be May 31, 1984.[1]

Therefore, on and after May 31, 1984, applicants for registration as an associated person may receive a temporary license to act in the capacity of an associated person pending registration as such. The Commission wishes to remind applicants and their sponsors that in order to receive a temporary license, an applicant must file contemporaneously (1) a properly completed Form 8-R which contains no "Yes" answers to the Disciplinary History portion of the application indicating that the applicant may be subject to a statutory disqualification under sections 8a(2) through 8a(4) of the Act; (2) the fingerprints of the applicant on a fingerprint card provided by the Commission for that purpose; and (3) the sponsor's certification required by §§ 3.12(c), 3.16(c) or 3.18(c), as appropriate. *See* § 3.40.[2]

The Commission wishes to emphasize that if the temporary licensing program is to succeed, applicants and their sponsors must cooperate in ensuring that registration applications are both complete and accurate. In this connection, the Commission notes that sections 8a(2)(G) and 8a(3)(G) of the Act provide that a person may be disqualified from registration if such person willfully makes any material false or misleading statement or willfully omits to state any material fact in such person's application. 7 U.S.C. 12(a)(2)(G) and 12(a)(3)(G) (1982). The Commission believes that an applicant who willfully answers "No" to any question in the Disciplinary History portion of the Form 8-R when such applicant should have answered "Yes" has made a material false or misleading statement or has failed to state a material fact in such applicant's application and, thus, may be disqualified from registration solely on that basis.

The Commission further reiterates that a person who is subject to a

[1] The Commission has also sent a letter to each futures commission merchant, commodity trading advisor and commodity pool operator to notify them of this date. As discussed below, included in this letter is information on the manner by which applicants whose application for registration as an associated person is pending may be qualified to receive a temporary license.

[2] Although compliance with the requirements of § 3.40 may be sufficient for an applicant for registration as an associated person to receive a temporary license under the Commission's rules, the Commission notes that it recently approved rules of the National Futures Association which provide, with exceptions generally not relevant here, that no person may be registered as an associated person of an introducing broker or be associated with a futures commission merchant unless such person has taken and passed the National Commodity Futures Examination. Section II(a) of Schedule A (Bylaw 305) and Compliance Rule 2-24. Thus, until such person has taken and passed the National Commodity Futures Examination, an applicant for registration as an associated person of an introducing broker will not receive a temporary license, and an applicant for registration as an associated person of a futures commission merchant who receives a temporary license may not act in the capacity of an associated person.

statutory disqualification under section 8a(3) of the Act and, therefore, who does not qualify for a temporary license may nonetheless be registered as an associated person following investigation and consideration by the Commission. In this regard, the Commission reminds applicants and their sponsors that if the applicant answers "Yes" to any question in the Disciplinary History portion of the Form 8-R, copies of all relevant documents must be submitted with the application. The failure to include such documents will only delay a decision with respect to the applicant.

The Commission is aware that when the rules implementing the temporary licensing program become effective, a number of applications for registration as an associated person will be pending at the Commission. In order to afford these applicants the same benefits as new applicants, the Commission, in conjunction with the letter notifying sponsoring registrants of the effective date of the temporary licensing program, has sent to each futures commission merchant ("FCM") a list of all individuals sponsored by such FCM registered as associated persons or whose applications as such are pending with the Commission. The FCM has been asked to certify which applicants qualify for a temporary license in accordance with the provisions of § 3.40. Upon receipt of such certification, the Commission will issue qualifying applicants a temporary license.

Similar lists have not been sent to commodity trading advisors and commodity pool operators. However, these entities have been advised by letter that, upon receipt of the appropriate certification, temporary licenses will also be issued to qualifying applicants sponsored by such firms. The Commission also wishes to note that all associated person applications received by the Commission on and after May 14, 1984 which meet the requirements of § 3.40 will be processed as if the regulations relating to temporary licensing were in effect. Upon the effective date of these regulations, these applicants will be issued a temporary license.

Finally, the Commission wishes to remind sponsoring registrants that §§ 3.12(c)(2) and 3.16(c)(2), which formerly permitted sponsors to submit the required sponsor's certification after the applicant's application has been submitted, have been amended. Effective May 31, 1984, the sponsor's certification must be filed with the applicant's Form 8-R and fingerprint card, even if the applicant does not qualify for a temporary license. As the Commission noted in the **Federal Register** release adopting these amendments, the Commission believes that requiring applicants for associated person registration to submit fully completed registration applications will enhance the Commission's ability to process such applications in a timely fashion and avoid unnecessary delays.

Issued by the Commission on May 9, 1984, in Washington, D.C.

Jean A. Webb,

Deputy Secretary of the Commission.

[FR Doc. 84-13062 Filed 5-14-84; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 45

[Docket No. RM83-34-000; Order No. 374]

Application for Authority To Hold Interlocking Positions Requiring Approval Under Section 305(b) of the Federal Power Act

Issued: May 10, 1984.

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule.

SUMMARY: The Federal Energy Regulatory Commission is amending 18 CFR 45.8, the application for authority to hold interlocking positions under section 305(b) of the Federal Power Act. The rule reduces compliance burdens on applicants by removing certain filing requirements from the application and revising filing requirements in the application.

EFFECTIVE DATE: June 14, 1984.

FOR FURTHER INFORMATION CONTACT: Joseph H. Long, Federal Energy Regulatory Commission, Office of the General Counsel, Rulemaking and Legislative Analysis Division, 825 North Capitol Street NE., Washington, D.C. 20426, (202) 357-8033.

Before Commissioners: Raymond J. O'Connor, Chairman; Georgiana Sheldon, J. David Hughes, A. G. Sousa and Oliver G. Richard III.

I. Introduction

The Federal Energy Regulatory Commission (Commission) is amending 18 CFR 45.8, which prescribes the reporting requirements for application for authority to hold interlocking positions that require Commission approval under section 305(b) of the Federal Power Act (FPA).[1] As part of its ongoing program of reviewing its filing requirements to eliminate the burden of reporting information that is not used in decisionmaking in the regulatory process, the Commission is amending § 45.8 in three ways. First, the rule removes several reporting requirements as unnecessary in the regulatory decisionmaking process. Second, the rule removes other reporting requirements because this information is supplied to the Commission in other filings. Third, the rule revises several reporting requirements to reduce the burden on applicants, while still supplying the Commission with all the information necessary to act on applications.

II. Background

Section 305(b) of the FPA requires persons to apply to the Commission for authority to hold an "interlocking position". An "interlocking position" is one held by any person who holds the position of officer or director of more than one public utility, or the position of officer or director of a public utility and the position of officer or director of any bank, trust company, banking association, or firm that is authorized by law to underwrite or participate in the marketing of securities of a public utility ("securities firm"), or the position of officer or director of any company supplying electrical equipment ("electrical equipment supplier") to such public utility. In an application for authority, an applicant must show the Commission that neither public nor private interests will be adversely affected by holding the applied-for positions.

The Commission issued Part 45 of its regulations to implement the provisions of section 305(b) of the FPA. Specifically, § 45.8 of the Commission's regulations prescribes the information that an applicant for authority to hold interlocking positions must submit to the Commission. As a result of reevaluating the reporting requirements of § 45.8, on July 11, 1983, the Commission issued a Notice of Proposed Rulemaking (NOPR)[2] in which the Commission proposed to delete certain reporting requirements and to revise other reporting requirements.

The Commission received 12 comments in response to the NOPR. All the commenters are public utilities or represent public utilities. All the commenters assert that the current application requires unnecessary

[1] 16 U.S.C. 825d(b) (1976).

[2] 48 FR 32,604 (July 18, 1983).

reporting by applicants, and they generally support the Commission's effort to reduce the filing burdens of § 45.8. However, in addition to comments about § 45.8, several commenters recommend that the Commission change regulations other than § 45.8, which govern authority to hold interlocking positions, and Part 46 that prescribes certain annual information reporting requirements for public utilities. These recommendations include the streamlining of procedures for obtaining authority to hold interlocking positions within a public utility holding company system, the streamlining of procedures for obtaining authority to change positions within the same company, and the elimination of reporting requirements that are said to be redundant in both Part 45 and Part 46. These recommended changes are outside the scope of this proceeding. The Commission has proposed only to amend § 45.8 at this time. Therefore, the Commission will consider such ideas in a later rulemaking.

III. Amendments to the Application and Analysis of Comments

A. Changes Proposed and Adopted

All the commenters support each of the changes proposed in the NOPR. Therefore, the Commission continues to believe that its proposed changes will reduce applicant's filing burdens while providing the Commission with sufficient information to analyze and act on applications for authority to hold interlocking positions. The Commission is amending § 45.8 in the following ways.

1. *Unused Information.* In evaluating whether an applicant's holding of the applied-for interlocking positions would adversely affect public or private interests, the Commission either does not typically use some of the information now required under § 45.8, or uses this information so seldom that the information need not to be required from all applicants on a generic basis. If the Commission finds that it needs this information to review an individual application, it can request the information under § 45.5.

Therefore, this rulemaking removes from § 45.8 the following unnecessary filing requirements: (1) The reasons why an application was not filed on a timely basis;[3] (2) any bankruptcy within the past five years of a public utility or any affiliate thereof, with which an interlocking position would be held;[4] (3) the states and dates of incorporation of a company with which an interlocking position would be held;[5] and (4) the states in which a securities firm, with which an interlocking position would be held, is doing business or is qualified to do business.[6]

2. *Information Available Elsewhere.* If an applicant already holds interlocking positions, the applicant is required under Part 46 to file annually a report containing information about all other corporations with which the applicant serves as a director or an officer.[7] Because the Commission already has this information, this rule allows such an applicant not to include this information in his application.

3. *Additional Reductions in Reporting Requirements.* This rulemaking revises certain reporting requirements to reduce the burden on an applicant, while still supplying the necessary information to the Commission. The rule revises the reporting requirements in three additional ways. First, § 45.8 is amended to provide that when an application is filed for an interlocking position as a director, the applicant is required to disclose the percentage of the directors meetings that the applicant attended as a director for other companies during the past 12 months. Under the existing rule, the applicant is required to disclose detailed information on when and where all such meetings were held, listing the ones that the applicant attended.

Second, § 45.8 is amended to provide, that when an application is for interlocking positions with a public utility and a securities firm, an applicant is required to disclose past dealings that occurred between the public utility and the securities firm while the applicant served as a director or an officer with the securities firm, for only the most recent 36 months. Under the existing rule, the applicant is required to disclose all past dealings that occurred between the public utility and the securities firm, while the applicant served as a director or an officer with the securities firm.[8]

Third, § 45.8 is amended to provide that, when an applicant is required to disclose an individual's address, the applicant is required to disclose only the individual's state of residence. Under the existing rule, the applicant is required to disclose the individual's full address.[9]

B. Changes in Response to Comment Recommendations

The Commission received several recommendations for additional changes to § 45.8. These comments and the Commission's responses are as follows:

1. *Compensation Received.* The Commission requires applicants to report "all money or property received by applicant * * * during the past 12 months, whether for services, reimbursement for expenses, or otherwise"[10] from the public utility, securities firm, electrical equipment supplier or holding company, with which an interlocking position would be held. Commenters recommend that the Commission change this requirement in four ways. First, commenters recommend that the Commission allow applicants to report remuneration on the fiscal year basis of the company from which it is received, because companies already prepare such reports on a fiscal year basis. The Commission agrees that use of fiscal years will meet its needs. Also, several applicants have been reporting their compensation on a calendar year basis. The Commission finds that any of these time periods will meet its needs. Therefore, the Commission is amending § 45.8 to allow applicants to report compensation received for the past and ensuing 12 months, the past and current calendar years, or the past and current fiscal years of the payor.

Second, commenters recommend that the Commission remove the requirement of reporting compensation "expected during the ensuing 12 months," as being too speculative to be relevant to reviewing an application. The Commission agrees that applicants should not have to report purely speculative future compensation. However, the Commission interprets its current regulations to require only a good faith effort by an applicant to use past experience and current knowledge to make a reasonable estimate of compensation likely to be received from these sources within the ensuing year. Therefore, the Commission is not deleting this reporting requirement.

Third, commenters recommend that the Commission limit reporting of compensation to payments not common to all officers or directors, because payments common to all (*e.g.*, directors' fees) would not influence an officer or a director. And fourth, commenters

[3] 18 CFR 45.8(a)(4).

[4] 18 CFR 45 8(c)(11).

[5] 18 CFR 45.8 (d)(1), (e)(1) and (f)(1).

[6] 18 CFR 45.8(d)(2).

[7] Applicants that already hold interlocking positions annually report this information in form FERC-561, pursuant to § 46.6.

[8] 18 CFR 45.8(d)(9). The Commission believes that 36 months is a sufficiently long period to determine the relationship between the securities firm and the public utility.

[9] 18 CFR 45.8 (a)(1), (d)(7) and (e)(4).

[10] 18 CFR 45.8 (c)(8), (d)(6), (e)(8), and (f)(4).

recommend also that the Commission remove the requirement of reporting reimbursement of expenses, because such payments also would not influence an officer or a director. The Commission does not agree with these last two recommendations. The Commission considers all compensation received by an applicant from these sources to be relevant to an application, whatever the description given to the compensation. Therefore, the Commission is not amending this reporting requirement.

2. *Companies Rendering Services.* The Commission requires applicants to report "the name and address of principle place of business of any corporation which renders management, construction or other service to the public utility pursuant to contract or other continuing arrangement."[11] Two commenters argue that this reporting requirement is overly broad, that only such companies with which the applicant is affiliated should be reported. They also argue that strict compliance with this provision requires them to list hundreds of companies. A third commenter recommends that the Commission delete this reporting requirement altogether, as being irrelevant to the consideration of an application. The Commission uses the information only to determine whether an applicant might be unduly influenced by holding positions with service, management or construction companies that have long-term contracts with the utility. Therefore, the Commission agrees with the commenters that the Commission needs only a list of service companies with which the applicant is affiliated. Because § 45.8(g) already requires applicants to report all companies with which the applicant serves in any position, the Commission is removing the requirement that service companies be listed in an application.

3. *Information About Other Officers and Directors.* One commenter recommends that the Commission delete, as irrelevant to consideration of an application, the requirement of listing the "(n)ames of officers and directors; number of vacancies, if any, on Board of Directors" of the utility.[12] The Commission uses this information to determine the number of common directors among interlocking companies; the concentration of influence on a board resulting from common interlocks; and the relative voting power of each individual director. Therefore, the Commission is not deleting this reporting requirement.

[11] 18 CFR 45.8(c)(9).

[12] 18 CFR 45.8(c)(3).

4. *Defining Concepts.* One commenter requests the Commission to clarify the application's instructions by defining certain key concepts, such as "underwriting or participation in the marketing of the securities of a public utility." The Commission has attempted to do this on a case-by-case basis. However, the Commission does not believe that at this time it should attempt to generically define these concepts.

5. *Electrical Equipment Suppliers.* One commenter recommends that the Commission establish a *de minimis* test to determine whether an interlocking position with a company supplying a utility with electrical equipment requires authorization under section 305(b). Under this proposed *de minimis* test, the Commission would not require application for authorization to hold interlocking positions with a utility and a company supplying it with electrical equipment, if past equipment sales were below some set percentage of the utility's annual purchases.

The Commission has previously rejected such a proposal. In its decision, the Commission stated: "Section 305(b) speaks quite simply of a company supplying electrical equipment to the utility; the section contains no quantitative jurisdictional limitation, express or implied. So long as the company has been supplying electrical equipment to the utility, the volume of past or potential sales is not determinative—of the *jurisdictional* matter."[13] The Commission continues to reject adoption of a *de minimis* test, for the same reasons.

IV. Regulatory Flexibility Act Certification

The Regulatory Flexibility Act (5 U.S.C. 601–612) requires agencies to prepare certain statements, descriptions and analyses of rules that will have "a significant economic impact on a substantial number of small entities." The Commission is not required to make such analyses if a rule will not have such an impact.

Applicants for authorization to hold interlocking positions under section 305(b) of the Federal Power Act submit an application for such authorization under § 45.8 of the Commission's regulations. The Commission does not believe that the burden to the applicants in preparing and submitting an application causes applicants to incur significant economic burdens. The changes being made to the application pursuant to this rulemaking reduce that burden. Therefore, pursuant to section 605(b) of the RFA, the Commission certifies that this rule will not have a "significant economic impact on a substantial number of small entities."

[13] Charles T. Fisher III, 9 FERC ¶ 61,096 (1979).

V. Paperwork Reduction Act Statement and Effective Date

The information collection provisions of this rule have been submitted to and approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act, 44 U.S.C. 3501–3520 (Supp. V 1981), and OMB's regulations, 46 FR 13666, 13694 (Mar. 32, 1983) (to be codified at 5 CFR Part 1320). Interested persons can obtain information on the information collection provisions by contacting the Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426 (Attention: Joseph H. Long, (202) 357–8033). Comments on the information collection provisions can be sent to the Office of Information and Regulatory Affairs of OMB (Attention: Desk Officer of the Federal Energy Regulatory Commission). This rule will become effective June 14, 1984.

List of Subjects in 18 CFR Part 45

Electric utilities.

In consideration of the foregoing, the Commission amends Part 45 of Chapter I, Title 18 of the Code of Federal Regulations as set forth below.

By the Commission.

Kenneth F. Plumb,

Secretary.

PART 45—[AMENDED]

1. The authority citation for Part 45 is revised to read as follows:

Authority: Federal Power Act, 16 U.S.C. 792–828c; Department of Energy Organization Act, 42 U.S.C. 7701–7352; Exec. Order No. 12,009, 3 CFR 142 (1978).

§ 45.8 [Amended]

2. Section 45.8 is amended by removing paragraphs (a)(4), (c)(9), (c)(11), and (d)(2).

3. Section 45.8 is amended by redesignating paragraph (c)(10) as (c)(9) and paragraphs (d)(3) through (d)(14) as (d)(2) through (d)(13).

4. Section 45.8 is amended by revising newly redesignated paragraphs (a)(1), (c)(1), (c)(4), (c)(8), (d)(1), (d)(3), (d)(5), (d)(6), (d)(8), (d)(9), (d)(10), (d)(11), (d)(12), (e)(1), (e)(3), (e)(4), (e)(8), (f)(1), (f)(4), and the introductory text of paragraph (g), as follows:

§ 45.8 Contents of Application: Filing fee.

* * * * *

(a) *Identification of applicant.* (1) Full name, business address and state of residence.

* * * * *

(c) * * *

(1) Name of utility.

* * * * *

(4) Description of applicant's duties: Approximate amount of time devoted thereto; and, if applicant seeks authorization as a director, the percentage of directors meetings held during the past 12 months that were attended by the applicant.

* * * * *

(8) All money or property received by applicant from the public utility or any affiliate (i) during the past 12 months, and expected during the ensuing 12 months, or (ii) during the public utility's most recently ended fiscal year, and expected during the public utility's current fiscal year, or (iii) during the past and current calendar years, whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor. If applicant's compensation for services to the public utility is not paid directly by the public utility, give name of the corporation that does pay same, the amount allocated or allocable to the public utility or any affiliate, and the basis or reason for such allocation.

* * * * *

(d) * * *

(1) Name of corporation and address of principal place of business.

* * * * *

(3) Description of applicant's duties in each position and the approximate amount of time devoted thereto, and, if applicant seeks authorization as director, the percentage of directors meetings held during the past 12 months that were attended by the applicant.

* * * * *

(5) All money or property received by applicant from the company (i) during the past 12 months, and expected during the ensuing 12 months, or (ii) during the company's most recently ended fiscal year, and expected during the company's current fiscal year, or (iii) during the past and current calendar years, whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(6) Names and titles of directors, officers, or partners.

* * * * *

(8) Whether the corporation, during applicant's connection therewith, has underwritten or participated in the marketing of the security issue of any public utility with which applicant was also connected; if so, the details with respect to every such transaction that occurred during the past 36 months.

(9) (If the answer to paragraph (d)(7) of this section is in the negative.) Give excerpts from the charter, declaration of trust, or articles of partnership that authorize the underwriting or participating in the marketing of securities of a public utility.

(10) (If the answer to paragraph (d)(7) of this section is in the negative.) Give general requirements of and appropriate reference to, the laws of the State of organization and of States in which corporation is doing business or has qualified to do business, with which it must comply in order to engage in the business of underwriting or participating in the marketing of the securities of a public utility.

(11) What steps, if any, have been taken to comply with laws mentioned in paragraph (d)(10) of this section.

(12) In lieu of paragraphs (d)(9), (10), and (11) of this section, an opinion by counsel to the same effect and including the information in respect thereto may be filed with the application.

* * * * *

(e) * * *

(1) Name of company and address of principal place of business.

* * * * *

(3) Description of applicant's duties in each position and approximate amounts of time devoted thereto, and, if applicant seeks authorization as director, the percentage of directors meetings held during the past 12 months that were attended by the applicant.

(4) Names and titles of directors or partners.

* * * * *

(8) All money or property received by applicant from the company (i) during the past 12 months, and expected during the ensuing 12 months, or (ii) during the company's most recently ended fiscal year, and expected during the company's current fiscal year, or (iii) during the past and current calendar years, whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(f) * * *

(1) Name of holding company and address of principal place of business.

* * * * *

(4) All money or property received by applicant from the holding company (i) during the past 12 months, and expected during the ensuing 12 months, or (ii) during the holding company's most recently ended fiscal year, and expected during the holding company's current fiscal year, or (iii) during the past and current calendar years, whether for services, reimbursement for expenses, or otherwise. Specify in detail the amount thereof and the basis therefor.

(g) *Positions with all other corporations.* (Do not include here data that have been filed within the past 12 months in FERC-561, pursuant to Part 46 of this chapter, or data as to any corporations listed in paragraph (b) or (f) of this section.)

* * * * *

[FR Doc. 84-13046 Filed 5-14-84; 8:45 am]

BILLING CODE 6717-01-M

TENNESSEE VALLEY AUTHORITY

18 CFR Part 1302

Nondiscrimination in Federally Assisted Programs of TVA; Effectuation of Title VI of the Civil Rights Act of 1964

AGENCY: Tennessee Valley Authority (TVA).

ACTION: Final rule.

SUMMARY: This final rule amends Part 1302 of TVA's regulations, as redesignated by 44 FR 30682. Part 1302 implements the requirements of Title VI of the Civil Rights Act of 1964, as amended, insofar as that title applies to programs which receive financial assistance from TVA. The amendments adopt suggestions from the Department of Justice and the Office of Management and Budget which clarify and improve the regulation. Other sections are revised to remove unnecessary gender-specific language, pursuant to TVA's commitment to the Task Force on Sex Discrimination. The addition of "program or activity" language in various parts of the regulation is intended to conform the regulation to the language of Title VI. Title VI reads "No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any *program or activity receiving Federal financial assistance.* 42 U.S.C. 2000d (emphasis supplied). *See also North Haven Bd. of Educ.* v. *Bell,* 456 U.S. 512, 535-40 (1982).

EFFECTIVE DATE: June 14, 1984.

FOR FURTHER INFORMATION CONTACT: William L. Osteen, Jr., Associate General Counsel, Tennessee Valley Authority, 400 West Summit Hill Drive, E11B37, Knoxville, Tennessee 37902 (615) 632-4142.

SUPPLEMENTARY INFORMATION: TVA has determined that this rule will not be a