

June 14, 1984.

Mr. Richard Serdoz
Air Quality Officer, Division of
Environmental Protection, Nevada
Department of Conservation & Natural
Resources, Capitol Complex, Carson
City, NV 89710

Dear Mr. Serdoz: In response to your request of May 21, 1984, I am pleased to inform you that we are delegating to your agency authority to implement and enforce the New Source Performance Standard (NSPS) category in 40 CFR Part 60: Subpart HH—Standards of Performance for Lime Manufacturing Plants. We have reviewed your request for delegation and have found your present programs and procedures to be acceptable.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Part 60, including use of EPA approved test methods and procedures. The delegation is effective upon the date of this letter unless the USEPA receives written notice from you of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the *Federal Register* in the near future.

Sincerely,

Judith E. Ayres,
Regional Administrator.
July 19, 1984.

Mr. Richard Serdoz
Air Quality Officer, Division of
Environmental Protection, Nevada
Department of Conservation & Natural
Resources, Capitol Complex, Carson
City, NV 89710

Dear Mr. Serdoz: In response to your request of June 29, 1984, I am pleased to inform you that we are delegating to your agency authority to implement and enforce the New Source Performance Standard (NSPS) category in 40 CFR Part 60: Subpart GGG—Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries and National Emission Standards for Hazardous Air Pollutants Categories in 40 CFR Part 61: Subparts J and V—National Emission Standard for Equipment Leaks/Fugitive Emission Sources of Benzene. We have reviewed your request for delegation and have found your present programs and procedures to be acceptable.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Parts 60 and 61, including use of EPA approved test methods and procedures. The delegation is effective upon the date of this letter unless the USEPA receives written notice from you of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the *Federal Register* in the near future.

Sincerely,

Judith E. Ayres,
Regional Administrator.
September 7, 1984.

Mr. Richard Serdoz,
Air Quality Officer, Division of
Environmental Protection, Nevada
Department of Conservation and Natural
Resources, Capitol Complex, Carson
City, Nevada 89710

Dear Mr. Serdoz: In response to your request of August 22, 1984, I am pleased to inform you that we are delegating to your agency authority to implement and enforce the New Source Performance Standard (NSPS) category in 40 CFR Part 60: Subpart FFF—Standards of Performance for Flexible Vinyl and Urethane Coating and Printing. We have reviewed your request for delegation and have found your present programs and procedures to be acceptable.

Acceptance of this delegation constitutes your agreement to follow all applicable provisions of 40 CFR Part 60, including use of EPA approved test methods and procedures. The delegation is effective upon the date of this letter unless the USEPA receives written notice from you of any objections within 10 days of receipt of this letter. A notice of this delegated authority will be published in the *Federal Register* in the near future.

Sincerely,

Judith E. Ayres,
Regional Administrator.

With respect to the areas under the jurisdiction of the NDCNR, all reports, applications, submittals, and other communications pertaining to the above listed NSPS and NESHAP source categories should be directed to the address shown in the letter of delegation.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

I certify that this rule will not have a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act.

This Notice is issued under the authority of section 111 of the Clean Air Act, as amended (42 U.S.C. 1957, et seq.).

Dated: September 17, 1984.

John Wise,
Acting Regional Administrator.

[FR Doc. 84-25584 Filed 9-28-84; 8:45 am]
BILLING CODE 6580-50-M

DEPARTMENT OF LABOR

41 CFR Part 29-70

Application of Amended Office of Management and Budget Circulars to Cost Principles for Grants and Agreements

AGENCY: Department of Labor.

ACTION: Final rule.

SUMMARY: The Department of Labor is amending its cost principles for grants and agreements, to make clear that they include subsequent amendments to cited Office of Management and Budget Circulars.

EFFECTIVE DATE: September 27, 1984.

FOR FURTHER INFORMATION CONTACT:

Mr. Theodore Goldberg, Director, Office of Procurement and Grant Policy, Office of the Assistant Secretary for Administration and Management, U.S. Department of Labor, Room C-4311, 200 Constitution Avenue, NW., Washington, D.C. 20210. Telephone: 202-523-9174.

SUPPLEMENTARY INFORMATION: At 41 CFR 29-70.103, the Department of Labor (DOL) has published cost principles for determining allowable costs for grants and agreements. DOL has interpreted and applied that regulation to include the requirements of subsequent amendments to applicable cited Office of Management and Budget (OMB) Circulars.

On July 9, 1984, OMB, in its coordinating role for agency implementation of its recent "lobbying" revision to Circular A-122 ("Cost Principles for Nonprofit Organizations"), notified DOL that other agencies' cost principles state specifically that subsequent amendments to OMB Circulars apply, and has suggested that DOL amend its regulation to so specify. OMB's recommendation would clarify DOL's regulation and DOL is adopting it by this document. It would make no change in DOL's current interpretation and application of the existing regulation.

This clarifying amendment is effective on the date of publication in the *Federal Register*. After full consideration of all the relevant factors, and for good cause found, DOL has determined that it would be impracticable, unnecessary, and contrary to the public interest to delay the effective date of the amendment. 5 U.S.C. 553(d)(3). The rule clarifies existing language and specifies existing practice and application of DOL. It serves no public purpose to delay the effective date.

Regulatory Impact: The rule clarifies existing language, specifying existing practice and application by DOL. The rule does not have the financial or other impact to make it a major rule, and, therefore, the preparation of a regulatory impact analysis is not necessary. Executive Order 12291.

This document was not preceded by a general notice of proposed rulemaking, and therefore, is not a rule as defined in the Regulatory Flexibility Act. 5 U.S.C. 601(2) and 604(a).

List of Subjects in 20 CFR Part 29-70

Government contracts, Government procurement, Government property management, Grant programs—labor, Grants administration, reporting and recordkeeping requirements.

Promulgation of Final Rule**PART 29-70 [AMENDED]****§ 29-70.103 [Amended]**

Accordingly, the introductory paragraph in § 29-70.103 of Part 29-70 of Chapter 29 of Title 41, Code of Federal Regulations, is amended as follows:

The phrase "Federal cost principles referenced in this section" is amended to read "Federal cost principles referenced in this section, including any subsequent amendments to the OMB Circulars cited."

(5 U.S.C. 301; 29 U.S.C. 49 *et seq.*; 29 U.S.C. 651 *et seq.*; 29 U.S.C. 795; 29 U.S.C. 801 *et seq.*; 30 U.S.C. 801 *et seq.*; 42 U.S.C. 501 *et seq.*; 1101 *et seq.*; and 1321 *et seq.*; 42 U.S.C. 3011 *et seq.*; OMB Circular A-102; OMB Circular A-110)

Signed at Washington, D.C., this 19th day of September 1984.

Thomas C. Komarek,

Assistant Secretary for Administration and Management.

[FR Doc. 84-25416 Filed 9-26-84; 8:45 am]

BILLING CODE 4510-23-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES**Public Health Service**

42 CFR Parts 23, 38, 50, 51b, 51d, 51f, 51g, 52, 52b, 52c, 52d, 52e, 52h, 57, 58, 59, 66, 74, 86, 87, and 110

Public Health; Update of Text; Technical amendments

AGENCY: Public Health Service, HHS.

ACTION: Final rule.

SUMMARY: The Department is making technical amendments to the regulatory text of Public Health Service (PHS) regulations in Title 42 of the Code of Federal Regulations. This action is taken to update PHS organizational references and addresses of PHS offices, and to correct and update cross-references to provisions of the Code of Federal Regulations.

EFFECTIVE DATE: September 27, 1984.

FOR FURTHER INFORMATION CONTACT: Robert L. Spencer, PHS Regulations Officer, Office of the Assistant Secretary for Health, Room 745-G, HHH Building, 200 Independence Avenue, SW., Washington, D.C. 20201, 202-755-4884.

SUPPLEMENTARY INFORMATION: This rule makes technical amendments to correct and update organizational titles, addresses, and cross-references in PHS regulations in Title 42. In 1981, the Public Health Service reorganized several of its agencies and staff offices.

As a result, several of the organizational components cited in Title 42 of the Code of Federal Regulations are obsolete. In addition, addresses cited for many of the offices have changed because of relocations.

Further, several of the cross-references within Title 42 and to Title 45 contain minor errors. Finally, cross-references to 45 CFR Part 90, Nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance, became obsolete upon the Department's publication in the *Federal Register* on December 28, 1982 (47 FR 57858) of 45 CFR Part 91, Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance.

Because these amendments merely update and correct technical information and are not substantive, the Department finds that notice and comment procedures and a delayed effective date are unnecessary. Accordingly, the Department finds good cause for waiving the notice and comment and delayed effective date requirements of the Administrative Procedure Act (5 U.S.C. 553 (b) and (d)(3)).

This rule has no economic impact. Hence, in accordance with section 605(b) of the Regulatory Flexibility Act, the Secretary certifies that the rule will not have a significant economic impact on a substantial number of small entities. The rule is not correct technical information and, therefore, is exempt from Executive Order 12291.

List of Subjects**42 CFR Part 23**

Government employees, Health professions, Manpower.

42 CFR Part 38

Disaster Assistance, Government contracts, Grant programs—health, Mental health programs.

42 CFR Part 50

Administration practice and procedure, American Samoa, Drugs, Family planning, Grant programs—health, Guam, Northern Mariana Islands, Pacific Islands Trust Territory, Virgin Islands.

42 CFR Part 51b

Communicable diseases, Grant programs—health, Immunization, Maternal and child health, Sexually transmitted diseases, Tuberculosis, Vaccine preventable diseases, Venereal diseases.

42 CFR Part 51d

Blood diseases, Genetic diseases, Grant programs—health, Health care, Health facilities.

42 CFR Part 51f

Genetic diseases, Grant programs—health.

42 CFR Part 51g

Alcoholism, Education, Grant programs—education, Grant programs—health, Health care, Smoking.

42 CFR Part 52

Grant programs—health, Medical research.

42 CFR Part 52b

Cancer, Grant Programs—health, Health facilities, Medical research.

42 CFR Part 52c

Educational study programs, Grant programs—health, Medical research.

42 CFR Part 52d

Cancer, Education study programs, Grant programs—health, Health professions.

42 CFR Part 52e

Blood diseases, Grant programs—health, Health care, Health professions, Heart diseases, Lung diseases, Medical research.

42 CFR Part 52h

Government contracts, Grant programs—health, Medical research.

42 CFR Part 57

Dental health, Education of disadvantaged, Educational facilities, Education study programs, Emergency medical services, Grant programs—education, Grant programs—health, Health facilities, Health professions, Loan programs—health, Medical and dental schools, Scholarships and fellowships, Student aid.

42 CFR Part 58

Education study programs, Grant programs—education, Grant programs—health, Health professions, Public health, Student aid.

42 CFR Part 59

Education study programs, Family planning, Grant programs—health, Grant programs—social programs, Health professions, Youth.

42 CFR Part 66

Grant programs—health, Health professions, Medical research.

42 CFR Part 74

Administrative practice and procedure, Health, Laboratories.

42 CFR Part 86

Education study programs, Grant programs—health, Health professions, Occupational safety and health.

42 CFR Part 87

Grant programs—health, Medical research, Occupational safety and health.

42 CFR Part 110

Grant programs—health, Health care, Health facilities, Health insurance, Health maintenance organizations (HMO), Loan programs—health.

Therefore, Title 42 of the Code of Federal Regulations is amended as follows:

Dated: August 20, 1984.

Edward N. Brandt, Jr.,

Assistant Secretary for Health.

Approved: September 13, 1984.

Margaret M. Heckler,

Secretary.

Title 42 of the Code of Federal Regulations is amended as follows:

PART 23—NATIONAL HEALTH SERVICE CORPS

1. Part 23 is amended in § 23.13 by revising paragraph (c) to read as follows:

§ 23.13 What nondiscrimination requirements apply to National Health Service Corp sites?

(c) The Age Discrimination Act of 1975 (42 U.S.C. 6101 *et seq.*) and its implementing regulations, 45 CFR Part 91 (prohibiting nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance). (Sec. 215, Public Health Service Act, 58 Stat. 690 as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 333 *et seq.*, Public Health Service Act, 90 Stat. 2272 (42 U.S.C. 254(f)).

PART 38—DISASTER ASSISTANCE FOR CRISIS COUNSELING AND TRAINING

2. Part 38 is amended in § 38.5 by revising paragraph (d) to read as follows:

§ 38.5 Grant assistance.

(d) Other HHS regulations that apply. Several other regulations apply to grants under this grant. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the

Departmental Grant Appeals Board

45 CFR Part 74—Administration of grants

45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

* * * * *

(Sec. 413, Pub. L. 93-288. The Disaster Relief Act of 1974, 88 Stat. 157 (42 U.S.C. 5183) EO 11795, 39 FR 25939, as amended by EO 11910, 41 FR 15681)

PART 50—POLICIES OF GENERAL APPLICABILITY

3. Part 50 is amended as follows:

a. The authority cited at the end of the table of contents of Part 50 is removed.

b. Subpart B is amended by adding the authority for Subpart B as follows:

Subpart B—Sterilization of Persons in Federally Assisted Family Planning Projects

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690 (42 U.S.C. 216); Sec. 1006, Public Health Service Act, 84 Stat. 1507 (42 U.S.C. 300a-4).

* * * * *

c. Section 50.202 is amended by revising the definition of "Public Health Service" to read as follows:

§ 50.202 Definitions.

* * * * *

"Public Health Service" means the Office of the Assistant Secretary for Health, Health Resources and Services Administration, National Institutes of Health, Centers for Disease Control, Alcohol, Drug Abuse and Mental Health Administration and all of their constituent agencies.

d. Subpart D is amended by adding the authority for Subpart D as follows:

Subpart D—Public Health Service Grant Appeals Procedure

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690 (42 U.S.C. 216); 45 CFR 16.3(c).

* * * * *

e. Section 50.402 is revised to read as follows:

§ 50.402 Applicability.

This subpart is applicable to all grant programs which are subject to 45 CFR Part 16 ("Procedures of the Departmental Grant Appeals Board") and which are administered by the Office of the Assistant Secretary for Health, the National Institutes of Health, the Health Resources and Services Administration, the Centers for Disease Control, Alcohol, Drug Abuse and Mental Health Administration, or the Food and Drug Administration, or by the Public Health Service Regional Offices. For the scope of 45 CFR Part 16, see Appendix A to such part.

f. Subpart E is amended by revising the authority to read as follows:

Subpart E—Maximum Allowable Cost for Drugs

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690 (42 U.S.C. 216).

* * * * *

g. Section 50.502 is amended by revising paragraph (a) to read as follows:

§ 50.502 Definitions.

* * * * *

(a) "Public Health Service" means the Office of the Assistant Secretary for Health, Health Resources and Services Administration, National Institutes of Health, Centers for Disease Control, Alcohol, Drug Abuse and Mental Health Administration, Food and Drug Administration, and all of their constituent agencies.

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PART 51b—PROJECT GRANTS FOR PREVENTIVE HEALTH SERVICE

4. Part 51b is amended by revising § 51b.105 to read as follows:

§ 51b.105 Which other HHS Regulations apply to these grants?

Several other HHS regulations apply to grants under this part. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants
45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 76—Debarment and suspension from eligibility for financial assistance

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

(Secs. 317 and 318, Public Health Service Act, 92 Stat. 3574 and 3582 (42 U.S.C. 247b, 247c); sec. 1743 Pub. L. 97-35, 95 Stat. 763 (31 U.S.C. 1243 note))

PART 51d—GRANTS FOR SERVICE PROJECTS FOR GENETIC AND OTHER DISEASES

5. Part 51d is amended in § 51d.104 by revising paragraph (q) to read as follows:

§ 51d.104 Application for a grant.

(q) Evidence that all applicable requirements for review and approval under title XV of the Act have been met.

(Secs. 215, 1131, Public Health Service Act (42 U.S.C. 216, 300c-21); sec. 502(a), Social Security Act, as amended, 95 Stat. 819-20 (42 U.S.C. 702(a)))

PART 51f—[AMENDED]

6. Part 51f is amended in § 51f.110 by revising paragraph (a) to read as follows:

§ 51f.110 What additional information should an applicant or grantee have about a genetic disease testing or counseling grant?

(a) *Applicability of HHS Department-wide regulations.* Attention is drawn to the following HHS Department-wide regulations which apply to grants under this part:

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 74—Administration of grants

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

(Sec. 215, Public Health Service Act (42 U.S.C. 216); sec. 1101(a)(1), Public Health Service Act (42 U.S.C. 300b), as amended by Title II of Pub. L. 95-626, 92 Stat. 3570-3590; sec. 502(a) of the Social Security Act, as amended, 95 Stat. 819-20 (42 U.S.C. 702(a)))

7. Part 51g is amended by revising § 51g.8 to read as follows:

§ 51g.8 Which other HHS regulations apply to these grants?

Several other HHS regulations apply to grants under this part. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

42 CFR Part 122, Subpart E—Health Systems Agency reviews of certain proposed uses of Federal health funds

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 74—Administration of grants

45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance (Sec. 215, Public Health Service Act, 56 Stat. 690 (42 U.S.C. 216); sec. 1703(a), Public Health Service Act, 90 Stat. 697 (42 U.S.C. 300u-2(a)))

PART 52—GRANTS FOR RESEARCH PROJECTS

8. Part 52 is amended by revising § 52.8 to read as follows:

§ 52.8 Other HHS regulations that apply.

Several other HHS regulations apply to grants under this part. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Parts 6 and 8—Inventions and patents

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants

45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

48 FR 24556—Guidelines for Research involving Recombinant DNA Molecules, published by the National Institutes of Health

(Sec. 215, 58 Stat. 690, as amended, 63 Stat. 835 (42 U.S.C. 216); sec. 301, 58 Stat. 691, as amended, 60 Stat. 423, 62 Stat. 467, 601, 1017, 70 Stat. 490, 74 Stat. 1053, 85 Stat. 785, 86 Stat. 687, 88 Stat. 346, 360 (42 U.S.C. 241); sec. 303, 70 Stat. 929, as amended, 84 Stat. 1241, 88 Stat. 132, 346 (42 U.S.C. 242a); sec. 356, 82 Stat. 1174 (42 U.S.C. 263d); sec. 394, 79 Stat. 1062, as amended, 84 Stat. 63, 64, 66, 67, 87 Stat. 92, 88 Stat. 372 (42 U.S.C. 280b-5); sec. 1004, 89 Stat. 306, 352, as amended, 91 Stat. 389 (42 U.S.C. 300a-2); sec. 1006, 89 Stat. 308 (42 U.S.C. 300a-4); sec. 501, 90 Stat. 1038 (42 U.S.C. 4585); sec. 1205, 87 Stat. 597 (42 U.S.C. 300d-4); sec. 410, 68 Stat. 84, as amended, 90 Stat. 247, 90 Stat. 1040 (21 U.S.C. 1177); sec. 309(b), 92 Stat. 3447 (42 U.S.C. 242n); sec. 955(a), Pub. L. 97-35, 95 Stat. 589 (42 U.S.C. 300z-7(a)(1)))

PART 52b—NATIONAL CANCER INSTITUTE CONSTRUCTION GRANTS

9. Part 52b is amended by revising § 52b.6 to read as follows:

§ 52b.6 Other HHS regulations that apply.

Several other regulations apply to grants under this subpart. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 74—Administration of grants

45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

(Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 406(b), Public Health Service Act, 92 Stat. 3428 (42 U.S.C. 286a); sec. 404(b)(9), Public Health Service Act, 92 Stat. 3427 (42 U.S.C. 285), unless otherwise noted)

PART 52c—MINORITY BIOMEDICAL SUPPORT PROGRAM

10. Part 52c is amended by revising § 52c.7 to read as follows:

§ 52c.7 Other HHS regulations that apply.

Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 45 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
 - 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
 - 45 CFR Part 46—Protection of human subjects
 - 45 CFR Part 74—Administration of grants
 - 45 CFR Part 75—Informal grant appeals procedures
 - 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
 - 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
 - 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
 - 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
 - 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance
 - 48 FR 24556—Guidelines for Research Involving Recombinant DNA Molecules published by the National Institutes of Health
- (Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 301(c), Public Health Service Act, 74 Stat. 1053 (42 U.S.C. 241(c)))

PART 52d—NATIONAL CANCER INSTITUTE CLINICAL CANCER EDUCATION PROGRAM

11. Part 52d is amended by revising § 52d.8 to read as follows:

§ 52d.8 Other HHS regulations that apply.

Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
 - 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance
- (Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 835 (42 U.S.C. 216); sec. 404(a)(4), Public Health Service Act, 92 Stat. 3426 (42 U.S.C. 285))

PART 52e—NATIONAL HEART, LUNG, AND BLOOD INSTITUTE GRANTS FOR PREVENTION AND CONTROL PROJECTS

12. Part 52e is amended by revising § 52e.8 to read as follows:

§ 52e.8 Other HHS regulations that apply.

Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
 - 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
 - 45 CFR Part 46—Protection of human subjects
 - 45 CFR Part 74—Administration of grants
 - 45 CFR Part 75—Informal grant appeals procedures
 - 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
 - 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
 - 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
 - 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
 - 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance
- (Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 414, Public Health Service Act, 86 Stat. 682 (42 U.S.C. 287c))

PART 52h—SCIENTIFIC PEER REVIEW OF RESEARCH GRANT APPLICATIONS AND RESEARCH AND DEVELOPMENT CONTRACT PROJECTS

13. Part 52h is amended as follows:

a. Section 52h.1 is amended by revising paragraph (a) introductory text and paragraph (b) to read as follows:

§ 52h.1 Applicability.

(a) Applications for grants for biomedical and behavioral research, under the Act to the National Institutes of Health; the Alcohol, Drug Abuse, and Mental Health Administration; or any of their components; or the Division of

Nursing, Bureau of Health Professions, Health Resources and Services Administration. These regulations do not apply to applications for:

(b) Biomedical and behavioral research and development contract projects administered by the National Institutes of Health; the Alcohol, Drug Abuse, and Mental Health Administration; or any of their components; or the Division of Nursing, Bureau of Health Professions, Health Resources and Services Administration.

b. Section 52h.3 is amended by revising paragraph (b) to read as follows:

§ 52h.3 Establishment and operation of peer review groups.

(b) Subject to § 52h.5 and paragraph (a) of this section, the Director of the National Institutes of Health, the Administrator of the Alcohol, Drug Abuse and Mental Health Administration, and the Administrator of the Health Resources and Services Administration will adopt procedures for the conduct of reviews and the formulation of recommendations under §§ 52h.7, 52h.9 and 52h.10 within their respective agencies.

c. Section 52h.5 is amended by revising paragraph (c) to read as follows:

§ 52h.5 Conflict of Interest.

(c) Where permissible under the statutes, standards, and order cited in paragraph (a) of this section, the Director of the National Institutes of Health, the Administrator of the Alcohol, Drug Abuse, and Mental Health Administration, the Administrator of the Health Resources and Services Administration, or their designees may waive the requirements in paragraph (b) of this section if he or she determines that there is no other practical means for securing appropriate expert advice on a particular grant application, contract project, or contract proposal.

d. Section 52h.10 is amended by revising paragraph (c) to read as follows:

§ 52h.10 Contract projects involving solicited contract proposals; matters to be reviewed.

(c) The Director of the National Institutes of Health, the Administrator of the Alcohol, Drug Abuse and Mental Health Administration, the

Administrator of the Health Resources and Service Administration, or their designees may identify individual contracts or classes of contracts which may not be awarded unless all pertinent contract proposals have been reviewed by a peer review group in accordance with the provisions of this part and that group has made recommendations concerning the scientific merit of the proposals.

(Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 475, Public Health Service Act, 88 Stat. 360, 89 Stat. 351, 92 Stat. 3436 (42 U.S.C. 2891-4); sec. 955(a), Pub. L. 97-35, 95 Stat. 590 (42 U.S.C. 3002-7(e)), unless otherwise noted)

PART 57—GRANTS FOR CONSTRUCTION OF TEACHING FACILITIES, EDUCATIONAL IMPROVEMENTS, SCHOLARSHIPS AND STUDENT LOANS

14. Part 57 is amended as follows:

Subpart B—Grants for Construction of Teaching Facilities for Health Professions Personnel

The authority for Subpart B continues to read:

Authority: (Sec. 727, Public Health Service Act, 77 Stat. 170 (42 U.S.C. 293g).

a. Section 57.106 is amended by revising paragraph (c) to read as follows:

§ 57.106 Nondiscrimination.

(c) *Discrimination on the basis of sex prohibited.* Attention is called to the requirements of section 704 of the Act, and to 45 CFR Part 83 which together provide that the Secretary may not make a grant, loan guarantee, or interest subsidy payment under title VII of the Act to, or for the benefit of, any school of medicine, osteopathy, dentistry, veterinary medicine, optometry, pharmacy, podiatry, or public health, or any training center for allied health personnel or to any other entity unless the application for the grant, loan guarantee, or interest subsidy payment contains assurances satisfactory to the Secretary that the school, training center or other entity will not discriminate on the basis of sex in the admission of individuals to its training programs.

Subpart C—Health Professions Student Loans

The authority for subpart C continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); secs. 740-744, Public Health

Service Act, 77 Stat. 170-173, 90 Stat. 2266-2268, 91 Stat. 390-391 (42 U.S.C. 294m-q).

b. Footnote 1 to paragraph (a) of § 57.203 is revised to read as follows:

§ 57.203 Application by school.

¹ Application and instructions are available from the Division of Student Assistance, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

c. Section 57.206 is amended by revising paragraph (b)(1) to read as follows:

§ 57.206 Eligibility and selection of health professions student loan applicants.

(b) * * *

(1) The financial resources available to the student by using one of the national need analysis systems or any other procedure approved by the Secretary of Education and published under 34 CFR 674.13 in combination with other information which the school has regarding the student's financial status. The school must take into account, regardless of the tax status of the student, the expected contribution from parents, spouse, self or other family members; and

d. Footnote 1 to paragraph (a) (2) of § 57.210 is revised to read as follows:

§ 57.210 Repayment and collection of health professions student loans.

¹ Individuals who received health professions student loans prior to July 1, 1969, remain subject to the repayment provisions of 42 CFR 57.214(a)(2) (1976) as adopted on February 7, 1974. These provisions can be found at 39 FR 4773 (Feb. 7, 1974) and a copy can be obtained by writing the Division of Student Assistance, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

e. Section 57.213 is revised to read as follows:

§ 57.213 Continuation of provisions for cancellation of loans made prior to November 18, 1971.

Individuals who received health professions student loans as students of medicine, osteopathy, dentistry or optometry prior to November 18, 1971, may still receive cancellation of these loans for practicing in a shortage area or for practicing in a rural shortage area characterized by low family income. The regulations set forth in 42 CFR 57.215(b) (1976), as adopted on February 7, 1974 remain applicable to cancellation on this basis. The provisions can be found at 39 FR 4774 (February 7, 1974) and a copy can be obtained by writing to the

Division of Student Assistance, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart H—Grants for Physician Assistant Training Programs

The authority for subpart H continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 783(a)(1), Public Health Service Act, 90 Stat. 214 (42 U.S.C. 295g-3(a)(1)).

f. Footnote 1 to paragraph (a) of § 57.704 is revised to read as follows:

§ 57.704 Application.

¹ Applications and instructions may be obtained from the Grants Management Officer, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart K—Grants to Schools of Nursing for the Support of Their Educational Programs

The authority for Subpart K continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 810, Public Health Service Act, 89 Stat. 356 (42 U.S.C. 296e).

g. Footnote 1 to paragraph (a) of § 57.1004 is revised to read as follows:

§ 57.1004 Application.

¹ Applications and instructions may be obtained from the Grants Management Officer, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart L—Grants for Residency Training in the General Practice of Dentistry

The authority for Subpart L continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 786(b), Public Health Service Act, 90 Stat. 2315 (42 U.S.C. 235g-6(b)).

h. Footnote 1 to paragraph (a) of § 57.1104 is revised to read as follows:

§ 57.1104 How must an entity apply for a grant?

¹ Applications and instructions may be obtained from the Grants Management Officer, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart M—Financial Distress Grants to Health Professions Schools

The authority for Subpart M continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 788(b), Public Health Service Act, 90 Stat. 2319 (42 U.S.C. 295g-8(b)).

i. Section 57.1211 is amended by revising paragraph (a) to read as follows:

§ 57.1211 What additional Department regulations apply to grantees?

(a) Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart O—Grants To Assist New Schools of Medicine, Osteopathy, and Dentistry

The authority for Subpart O continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended (42 U.S.C. 216); sec. 771(a), Public Health Service Act, 85 Stat. 443 (42 U.S.C. 295f-1).

j. Footnote 1 to paragraph (a) of § 57.1404 is revised to read as follows:

§ 57.1404 Application.

¹ Applications and instructions are available from the Grants Management Officer, Bureau of Health Professions, Parklands Building, 5600 Fishers Lane, Rockville, Maryland 20857.

¹ Section 799A of the Public Health Service Act was redesignated as Section 704 by Pub. L. 94-484; Section 845 of the Public Health Service Act was redesignated as Section 855 by Pub. L. 94-63.

k. Section 57.1409 is amended by revising paragraph (a) to read as follows:

§ 57.1409 Nondiscrimination.

(a) Attention is called to the requirements of section 704 of the Act and 45 CFR Part 83 which together provide that the Secretary may not make a grant, loan guarantee, or interest subsidy payment under title VII of the Act to, or for the benefit of, any school of medicine, osteopathy, dentistry, veterinary medicine, optometry, pharmacy, podiatry, or public health or any training center for allied health personnel or any other entity unless the application for the grant, loan guarantee, or interest subsidy payment contains assurances satisfactory to the Secretary that the school, training center, or other entity will not discriminate on the basis of sex in the admission of individuals to its training programs.

Subpart P—Loan Guarantees and Interest Subsidies To Assist in Construction of Teaching Facilities for Health Profession Personnel

The authority for Subpart P continues to read:

Authority: Sec. 727, Public Health Service Act, 77 Stat. 170, as amended (42 U.S.C. 293g), unless otherwise noted.

l. Footnote 1 to the introductory paragraph of § 57.1504 is revised to read as follows.

§ 57.1504 Application.

¹ Applications and instructions are available from the Division of Facilities Conversion and Utilization, Bureau of Health Maintenance Organizations and Resources Development, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

m. Section 57.1514 is amended by revising paragraph (b)(6) to read as follows:

§ 57.1514 Loan Guarantee and interest subsidy agreements.

(b) * * *

(6) Where during the life of the loan with respect to which interest subsidies are to be paid, it is determined, after an opportunity for a hearing pursuant to 45 CFR Part 83, that the Assurance executed by the applicant under section 704 (or its predecessor, section 799A) of the Act, is no longer satisfactory, the Secretary's obligation with respect to the payment of interest subsidies shall cease: *Provided, however,* That the Secretary shall resume making interest subsidy payments if he determines that

a subsequent Assurance submitted by the applicant is satisfactory.

Subpart Q—Grants for Predoctoral, Graduate, and Faculty Development Education Programs in Family Medicine

The authority for Subpart Q continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 786(a), Public Health Service Act, 90 Stat. 2316 (42 U.S.C. 295g-6(a)).

n. Section 57.1609 is revised to read as follows:

§ 57.1609 What additional Department regulations apply to grantees?

Several other regulations apply to these grants. They include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart R—Grants for the Establishment of Departments of Family Medicine

The authority for Subpart R continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 780, Public Health Service Act, 90 Stat. 2311 (42 U.S.C. 295g), as amended, 95 Stat. 221 (42 U.S.C. 295g).

o. Section 57.1708 is revised to read as follows:

§ 57.1708 What additional Department regulations apply to grantees?

Several other regulations apply to grants under the subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS Programs or activities receiving Federal financial assistance

Subpart S—Educational Assistance to Individuals from Disadvantaged Backgrounds

The authority for Subpart S continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 787, Public Health Service Act, 90 Stat. 2317, as amended, 95 Stat. 923 (42 U.S.C. 295g-7).

p. Section 57.1809 is revised to read as follows:

§ 57.1809 What additional Department regulations apply to grantees?

Several other Department regulations apply to grantees. They include but are not limited to:

- 45 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart T—Nursing Special Project Grants

The authority for Subpart continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 820, Public Health Service Act, 89 Stat. 359, as amended, 95 Stat. 929 (42 U.S.C. 296k).

q. Footnote 1 to paragraph (a) of § 57.1904 is revised to read as follows:

§ 57.1904 Application.

* * *

¹ Applications and instructions may be obtained from the Grants Management Officer, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart V—Grants for Training in Emergency Medical Services

The authority for Subpart V continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 789, Public Health Service Act, 90 Stat. 2243, as amended, 90 Stat. 2709 (42 U.S.C. 295g-9).

r. Section 57.2112 is revised to read as follows:

§ 57.2112 What additional Department regulations apply to grantees?

Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart Y—Grants for Nurse Practitioner Training Programs

The authority for Subpart Y continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 822, Public Health Service Act, 89 Stat. 361 (42 U.S.C. 296m).

s. Footnote 1 to paragraph (a) of § 57.2404 is revised to read as follows:

§ 57.2404 Application.

* * *

¹ Applications and instructions may be obtained from the Grants Management Officer, Bureau of Health Professions, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Subpart CC—Scholarships for First Year Students of Exceptional Financial Need

The authority for Subpart CC continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 758, Public Health Service Act, 90 Stat. 2289 (42 U.S.C. 294z).

t. Section 57.2808 is revised to read as follows:

§ 57.2808 What additional Departmental regulations apply to grantees?

Several other regulations apply to these grants. They include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart FF—Grants for Residency Training in General Internal Medicine or General Pediatrics

The authority of Subpart FF continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 784, Public Health Service Act, 90 Stat. 2315 (42 U.S.C. 295g-4).

u. Section 57.3110 is revised to read as follows:

§ 57.3110 What additional department regulations apply to grantees?

Several other regulations apply to grants under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart JJ—Grants to Schools of Medicine, Osteopathy, Dentistry, Public Health, Veterinary Medicine, Optometry, Pharmacy, and Podiatry for the Support of Their Educational Programs

The authority for Subpart JJ continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216), secs. 770-772, Public Health Service Act, 90 Stat. 2290, as amended, 91 Stat. 391 and 1503, 92 Stat. 3456 and 3457 (42 U.S.C. 295f).

v. Section 57.3516 is revised to read as follows:

§ 57.3516 What Additional Department regulations apply to grantees?

Several other regulations apply to these grants. They include, but are not limited to:

- 45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and Procedure for hearings under Part 80 of this Title

45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart MM—Area Health Education Center Program

The authority of Subpart MM continues to read:

Authority: (Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 781, Public Health Service Act, 90 Stat. 2312 (42 U.S.C. 295g-1), as amended).

w. Section 57.3811 is revised to read as follows:

§ 57.3811 What additional Department regulations apply to awardees?

Several other regulations apply to cooperative agreements under this subpart. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 76—Debarment and suspension from eligibility for financial assistance
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

Subpart NN—Grants for Various Health Professions Projects

The authority of Subpart NN continues to read:

Authority: Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 67 Stat. 631 (42 U.S.C. 216); sec. 788(b), Public Health Service Act, 95 Stat. 924 (42 U.S.C. 295g-8).

x. Section 57.3908 is revised to read as follows:

§ 57.3908 What additional Departmental regulations apply to grantees?

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title
- 45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

PART 58—GRANTS FOR TRAINING OF PUBLIC HEALTH AND ALLIED HEALTH PERSONNEL

15. Part 58 is amended as follows:

a. Section 58.9 is revised to read as follows:

§ 58.9 What additional Department regulations apply to grantees?

Several other regulations apply to grantees. They include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving or benefiting from Federal financial assistance

b. Section 58.213 is revised to read as follows:

§ 58.213 What additional Department regulations apply to grantees?

Several other regulations apply to grantees. They include, but are not limited to:

42 CFR Part 50—Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants

45 CFR Part 80—Nondiscrimination under programs receiving Federal financial assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

c. Section 58.233 is revised to read as follows:

§ 58.233 What additional Department regulations apply to grantees?

Several other Department regulations apply to grantees. They include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 83—Regulation for the administration and enforcement of Sections 799A and 845 of the Public Health Service Act¹

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

(Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); secs. 748, 749, and 791, Public Health Service Act, 90 Stat. 2279, as amended by 91 Stat. 1505; as amended and redesignated sec. 792, Public Health Service Act by 95 Stat. 927; 2280, and 2303 (42 U.S.C. 294a, 295h, and h-1b))

PART 59—GRANTS FOR FAMILY PLANNING SERVICES

16. Part 59 is amended as follows:

a. Section 59.10 is revised to read as follows:

§ 59.10 What other HHS regulations apply to grants under this subpart?

Attention is drawn to the following HHS Department-wide regulations which apply to grants under this subpart: These include:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

42 CFR Part 122, Subpart E—Health Systems Agency review of certain proposed uses of Federal health funds

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 19—Limitations on payment or reimbursement for drugs

45 CFR Part 74—Administration of grants

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

b. Footnote 1 to paragraph (a) in § 59.204 is revised to read as follows:

§ 59.204 Application for a grant.

* * * * *

¹ Applications and instructions may be obtained from the Program Director, Family Planning Services, at the Regional Office of

¹ Section 799A of the Public Health Service Act was redesignated as Section 704 by Pub. L. 94-484; Section 845 of the Public Health Service Act was redesignated as Section 855 by Pub. L. 94-63.

the Department of Health and Human Services for the region in which the project is to be conducted, or the Office of Family Planning, Office of the Assistant Secretary for Health, Washington, D.C. 20201. (Sec. 6(c), Public Health Service Act, 84 Stat. 1506 and 1507 (42 U.S.C. 300, 300a-1, and 300a-4))

PART 66—NATIONAL RESEARCH SERVICE AWARDS

17. Part 66 is amended as follows:
a. Section 66.112 is revised to read as follows:

§ 66.112 Other HHS regulations that apply.

Several other regulations and policies may apply to individuals and institutions receiving payments under this subpart. These include, but are not limited to:

45 CFR Parts 6 and 8—Inventions and patents

45 CFR Part 46—Protection of human subjects

45 CFR Part 76—Debarment and suspension from eligibility for financial assistance

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

48 FR 24556—Guidelines for Research Involving Recombinant DNA Molecules published by the National Institutes of Health

b. Section § 66.207 is revised to read as follows:

§ 66.207 Other HHS regulations and policies that apply.

Several other regulations and policies apply to grants under this subpart. These include, but are not limited to:

42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure

45 CFR Part 16—Procedures of the Departmental Grant Appeals Board

45 CFR Part 46—Protection of human subjects

45 CFR Part 74—Administration of grants

45 CFR Part 75—Informal grant appeals procedures

45 CFR Part 76—Debarment and suspension from eligibility for financial assistance

45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964

45 CFR Part 81—Practice and procedure for hearings under Part 80 of this Title

45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 86—Nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance

45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

48 FR 24556—Guidelines for Research Involving Recombinant DNA Molecules published by the National Institutes of Health

(Sec. 215, Public Health Service Act, 58 Stat. 690, as amended, (42 U.S.C. 216); sec. 472, Public Health Service Act, 88 Stat. 342 (42 U.S.C. 2891-1))

PART 74—CLINICAL LABORATORIES

18. Part 74 is amended as follows:

a. Section 74.1 is amended by revising paragraphs (f), (g), and (l) to read as follows:

§ 74.1 Definitions.

(f) "Director" means the Director of the Centers for Disease Control, Public Health Service, Department of Health and Human Services.

(g) "Health insurance program" means the program created under Title XVIII of the Social Security Act, pursuant to which individuals are entitled to have payments made on their behalf for services performed by independent laboratories as provided in 42 CFR Part 405, Subpart M.

(l) "Secretary" means the Secretary of Health and Human Services or the Secretary's designee.

b. Section 74.2 is amended by revising paragraph (b)(1) to read as follows:

§ 74.2 Applicability.

(b) (1) Any laboratory with respect to any category in which it accepts no more than 100 specimens during any calendar year: *Provided*, That the laboratory holds an unrevoked and unsuspended letter of exemption for such category issued upon application submitted by such laboratory to the Director, Centers for Disease Control, 1600 Clifton Road, NE., Atlanta, GA 30333, and upon its agreement to maintain and make available such accession and other records, submit such information and reports, and comply with such provisions of this part as the Secretary may reasonably find necessary to determine its initial and continuing eligibility for exemption under this paragraph. For purposes of this

paragraph, a category shall be one of the following: (i) Microbiology and serology; (ii) clinical chemistry; (iii) immunohematology; (iv) hematology; (v) pathology; (vi) radiobioassay.

(Sec. 215, Public Health Service Act, 58 Stat. 690 (42 U.S.C. 216))

PART 86—GRANTS FOR EDUCATION PROGRAMS IN OCCUPATIONAL SAFETY AND HEALTH

19. Part 86 is amended as follows:

a. Footnote 1 to paragraph (a) in § 86.12 is revised to read as follows:

§ 86.12 Application for a grant.

¹ Applications and instructions may be obtained from the Procurement and Grants Office, Centers for Disease Control, Atlanta, GA 30333.

b. Footnote 1 to § 86.32 is revised to read as follows:

§ 86.32 Applications for direct traineeships.

¹ Applications and instructions may be obtained from the Procurement and Grants Office, Centers for Disease Control, Atlanta, GA 30333.

(Sec. 8(g), Public Health Service Act, 84 Stat. 1600 (29 U.S.C. 657(g)); sec. 21(a), Public Health Service Act, 84 Stat. 1612 (29 U.S.C. 670(a)))

PART 87—NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH RESEARCH AND DEMONSTRATION GRANTS

20. Part 87 is amended by revising § 87.9 to read as follows:

§ 87.9 Which other HHS regulations apply?

Several other regulations apply to grants under this part. These include, but are not limited to:

- 42 CFR Part 50, Subpart D—Public Health Service grant appeals procedure
- 45 CFR Part 16—Procedures of the Departmental Grant Appeals Board
- 45 CFR Part 46—Protection of human subjects
- 45 CFR Part 74—Administration of grants
- 45 CFR Part 75—Informal grant appeals procedures
- 45 CFR Part 80—Nondiscrimination under programs receiving Federal assistance through the Department of Health and Human Services effectuation of Title VI of the Civil Rights Act of 1964
- 45 CFR Part 81—Practice and procedure for hearing under Part 80 of this Title
- 45 CFR Part 84—Nondiscrimination on the basis of handicap in programs and activities receiving or benefiting from Federal financial assistance
- 45 CFR Part 91—Nondiscrimination on the basis of age in HHS programs or activities receiving Federal financial assistance

(Sec. 8(g), Public Health Service Act, 84 Stat. 1600 (29 U.S.C. 657(g)); sec. 508, Public Health Service Act, 83 Stat. 803 (30 U.S.C. 957))

PART 110—HEALTH MAINTENANCE ORGANIZATIONS

21. Part 110 is amended by revising footnote 1 to § 110.604 as follows:

§ 110.604 Application requirements.

¹ Application forms and instructions may be obtained by writing the Office of Health Maintenance Organizations, Division of Qualifications, 5600 Fishers Lane, Rockville, MD 20857.

(Sec. 215, Public Health Service Act, 58 Stat. 690 (42 U.S.C. 216); secs. 1301-1318, Public Health Service Act, as amended, 95 Stat. 572-578 (42 U.S.C. 300e-300e-17))

[FR Doc. 84-25595 Filed 9-26-84; 8:45 am]

BILLING CODE 4160-17-M

42 CFR Part 59

Grants for Family Planning Projects; Parental Notification Requirement

AGENCY: Public Health Service, DHHS.

ACTION: Final rule.

SUMMARY: In 1983, the Department of Health and Human Services published regulations requiring, among other things, parental notification for the provision of prescription contraceptives to minors seeking services from family planning providers funded under Title X of the Public Health Service Act. The implementation of those regulations was subsequently enjoined by Federal District Courts. This rule removes those regulations from the Code of Federal Regulations.

EFFECTIVE DATE: This rule is effective on September 27, 1984.

FOR FURTHER INFORMATION CONTACT: Donald Underwood, (202) 245-0146.

SUPPLEMENTARY INFORMATION: On January 26, 1983, the Secretary of Health and Human Services published regulations amending the regulations applicable to the program for family planning services, Title X of the Public Health Service Act, 42 U.S.C. 300, *et seq.* 48 FR 3600. The regulations, codified at 42 CFR 59.5(a)(12), required parental notification for the provision of prescription contraceptives to minors. They also amended 42 CFR 59.2 by revoking the last sentence of the definition of "low income family."

The rules were scheduled to become effective on February 25, 1983. However, in mid-February, they were enjoined by two Federal District Courts, and both District Court decisions were upheld on appeal. *See State of New York v.*

Schweiker, Civil No. 83 CIV 0726 (S.D.N.Y., 1983), *aff'd*, *State of New York v. Heckler*, 719 F.2d 1191 (2nd Cir., 1983); *Planned Parenthood Federation of America, Inc. v. Schweiker*, 559 F. Supp. 658 (D.D.C., 1983), *aff'd*, *Planned Parenthood Federation of America, Inc. v. Heckler*, 712 F.2d 650 (D.C. Cir., 1983). The decisions of the Courts of Appeal were not appealed further. Consequently, the parental notification regulations never went into effect.

In order to remove the parental notification regulations from Part 59 of 42 Code of Federal Regulations, it is necessary to issue a rule removing them. Accordingly, the rule below removes 42 CFR 59.5(a)(12). Furthermore, the revocation of the last sentence of the definition of "low income family" in 42 CFR 59.2 effected by the January 26, 1983 amendment was likewise ineffective, for the reasons set out above. Thus, the rule below restores the definition of that term, as it will appear in the Code of Federal Regulations, to the one in effect prior to January 26, 1983:

"Low income family" means a family whose total annual income does not exceed 100 percent of the most recent Community Services Administration Income Poverty Guidelines (45 CFR 1060.2). "Low-income family" also includes members of families whose annual family income exceeds this amount, but who, as determined by the project director, are unable, for good reasons, to pay for family planning services. For example, unemancipated minors who wish to receive services on a confidential basis must be considered on the basis of their own resources.

Regulatory Procedures

Regulatory Flexibility Act

Because this provision is issued as a final rule without being preceded by a general notice of proposed rulemaking, a final regulatory analysis under section 604 of the Regulatory Flexibility Act (94 Stat. 1167) is not required. In any event, the rule will not have a significant impact on a substantial number of small entities, as the recipients of most of the funds under Title X are state agencies. Further, the primary effect of the amendments below is to remove, rather than add, regulatory requirements. Accordingly, the Secretary certifies that a regulatory flexibility analysis is not required.

Executive Order 12291

There are no cost impacts resulting from the revocation of these regulations since the regulations have never been implemented. This is simply a technical change, intended to bring the Code of Federal Regulations into conformance

with current practice. Accordingly, the Secretary certifies that there is no impact on small entities, and a regulatory flexibility analysis is not required under the Regulatory Flexibility Act of 1980. Further, this action does not constitute a major rule and a regulatory impact analysis is not required under Executive Order 12291.

Paperwork Reductions

These amendments to the Title X regulations do not require review by the Office of Management and Budget under the Paperwork Reduction Act of 1980, as they impose no information collection requests or requirements. The sole effect of the amendments is to revoke previously approved information collection requirements.

In view of the fact that the amendments below simply make the provisions of the Code of Federal Regulations consistent with the court orders previously entered against the Department, the Secretary has determined that notice and public comment on the amendments would be impractical, unnecessary and contrary to the public interest.

List of Subjects in 42 CFR Part 59

Family planning, Grant programs—health, Youth.

PART 59—[AMENDED]

Accordingly, 42 CFR Part 59 Subpart A is hereby amended as set forth below.

1. The authority citation for Part 59 Subpart A continues to read as follows:

Authority: Sec. 6(c), 84 Stat. 1507, 42 U.S.C. 300 a-4; sec. 6(c), 84 Stat. 1506, 42 U.S.C. 300.

§ 59.5 [Amended]

2. 42 CFR 59.5(a)(12) is removed.

§ 59.2 [Amended]

3. The definition of "low income family" at 42 CFR 59.2 is amended by adding at the end thereof the following words: "For example, unemancipated minors who wish to receive services on a confidential basis must be considered on the basis of their own resources."

Dated: August 20, 1984.

Edward N. Brandt, Jr., M.D.,
Assistant Secretary for Health.

Dated: September 14, 1984.

Approved:

Margaret M. Heckler,
Secretary.

[FR Doc. 84-25596 Filed 9-24-84; 9:29 am]

RILLING CODE 4160-17-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Parts 1, 8, 59 and 151

Technical Amendments to Federal Emergency Management Regulations

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: This document makes technical amendments to sundry FEMA regulations. These technical amendments change inaccuracies in the present regulations.

EFFECTIVE DATE: September 27, 1984.

FOR FURTHER INFORMATION CONTACT: William L. Harding, Office of General Counsel, Federal Emergency Management Agency, 500 C Street, SW, Washington, DC 20472, Telephone (202) 289-0377.

SUPPLEMENTARY INFORMATION: The regulation makes technical amendments to FEMA regulations and is not substantive in nature. It is routine. Therefore, it is not subject to any of the requirements of 5 U.S.C. 553, Executive Order 12291, the Regulatory Flexibility Act, 44 CFR Part 10 relating to environmental matters, or the Paperwork Reduction Act.

List of Subjects

44 CFR Part 1

Administrative practice and procedure.

44 CFR Part 8

National security information.

44 CFR Part 59

General provisions.

44 CFR Part 151

Government property, fire prevention. Reimbursement for costs of firefighting on Federal property.

Authority: The amendments to Parts 1, 8, 59, and 151 issued under Reorganization Plan No. 3 of 1978, and E.O. 12127, 44 FR 19367, April 3, 1979, E.O. 12148, 44 FR 43239, July 24, 1979 and E.O. 12356, 44 FR 14874, April 6, 1982, and corrected at 44 FR 15557, April 12, 1982.

Accordingly, Chapter I of Title 44, Code of Federal Regulations, is amended as follows:

PART 1—RULEMAKING; POLICY AND PROCEDURES

§ 1.2 [AMENDED]

1. § 1.2(a)(2) is amended by removing the words "of allowances" and adding "or allowances" in place thereof.