

Sunshine Act Meetings

Federal Register

Vol. 53, No. 8

Wednesday, January 13, 1988

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

COUNCIL ON ENVIRONMENTAL QUALITY

DATES, TIME, AND PLACE: Monday, January 25, 1988, 10:00 a.m., Council on Environmental Quality Conference Room, First Floor, 722 Jackson Place Northwest, Washington, DC.

DATE: January 11, 1988.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Under the Council's regulations implementing the National Environmental Policy Act, Federal agencies may refer to the Council federal interagency disagreements concerning proposed major federal actions that might cause unsatisfactory effects. (40 CFR Part 1504 *et seq.*) In accordance with those regulations, the Department of the Interior has referred to the Council a proposal by the Department of the Navy to establish the Cherry I and Core Military Operating Areas at Cherry Point, North Carolina. The primary issue raised in the referral is noise impact on the Cape Lookout National Seashore.

The purpose of the meeting is to aid the Council in seeking a resolution of the referral. Representatives from both the Department of the Navy and the Department of the Interior will be present to discuss the referral with the Council. Additionally, representatives from other federal, state and local agencies and members of the public who have an interest in the referral may present views on the issues raised in the referral. Organizations and individuals wishing to make oral presentations at the meeting must request time in writing from CEQ by January 22, 1988.

Interested individuals need not attend this meeting to present their views. Any person may submit written comments for the record until February 8, 1988.

2. Other business may be discussed.

FOR FURTHER INFORMATION CONTACT: Dinah Bear, General Counsel, Council on Environmental Quality, 722 Jackson Place NW., Washington, DC 20503 (202) 395-5754.

A. Alan Hill,

Chairman.

[FR Doc. 88-656 Filed 1-11-88; 2:02 pm]

BILLING CODE 3125-01-M

FEDERAL RESERVE SYSTEM, BOARD OF GOVERNORS

TIME AND DATE: 11:00 a.m., Tuesday, January 19, 1988.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 21st Streets, NW., Washington, DC 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Personnel actions (appointments, promotions, assignments, reassignments, and salary actions) involving individual Federal Reserve System employees.

2. Any items carried forward from a previously announced meeting.

CONTACT PERSON FOR MORE INFORMATION:

Mr. Joseph R. Coyne, Assistant to the Board; (202) 452-3204. You may call (202) 452-3207, beginning at approximately 5 p.m. two business days before this meeting, for a recorded announcement of bank and bank holding company applications scheduled for the meeting.

Dated: January 11, 1988.

James McAfee,

Associate Secretary of the Board.

[FR Doc. 88-586 Filed 1-11-88; 10:12 am]

BILLING CODE 6210-01-M

NATIONAL TRANSPORTATION SAFETY BOARD

TIME AND DATE: 9:30 a.m., Wednesday, January 20, 1988.

PLACE: Conference Rooms 8A, B, & C, Eighth Floor, 800 Independence Avenue, SW., Washington, DC 20594.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Railroad Accident Report: Rear-End Collision of Amtrak Passenger Train 94 and Conrail Train ENS-121, on the Northeast Corridor, at Chase, Maryland, January 4, 1987.

FOR MORE INFORMATION CONTACT:

Bea Hardesty, (202) 382-6525.

Bea Hardesty,

Federal Register Liaison Officer.

January 8, 1988.

[FR Doc. 88-626 Filed 1-11-88; 2:01 pm]

BILLING CODE 7533-01-M

NUCLEAR REGULATORY COMMISSION

DATE: Weeks of January 11, 18, 25, and February 1, 1988.

PLACE: Commissioners' Conference Room, 1717 H Street NW., Washington, DC.

STATUS: Open and Closed.

MATTERS TO BE CONSIDERED:

Week of January 11

No Commission Meetings

Week of January 18—Tentative

Wednesday, January 20

10:00 a.m.

Briefing on Status of Sequoyah Restart (Public Meeting)

2:00 p.m.

Briefing on NRC Technical Training Program (Public Meeting)

Thursday, January 21

2:00 p.m.

Briefing on Regulation of Transportation of Radioisotopes and Results of the Modal Study (Public Meeting)

3:30 p.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Week of January 25—Tentative

Tuesday, January 26

2:00 p.m.

Briefing by GE on New Standardized Plants (Public Meeting)

Thursday, January 28

3:30 p.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Week of February 1—Tentative

Tuesday, February 2

10:00 a.m.

Briefing on NRC Human Factors Programs (Public Meeting)

2:00 p.m.

Status of NRC Research Initiatives in Response to NAS Report (Public Meeting)

Wednesday, February 3

10:00 a.m.

Discussion/Possible Vote on Full Power Operating License for South Texas (Public Meeting) (Tentative)

2:00 p.m.

Briefing on Status of State, Local, and Indian Tribe Programs (Public Meeting)

3:30 p.m.

Affirmation/Discussion and Vote (Public Meeting) (if needed)

Note: Affirmation sessions are initially scheduled and announced to the public on a time-reserved basis. Supplementary notice is provided in accordance with the Sunshine Act as specific items are identified and added to the meeting agenda. If there is no specific subject listed for affirmation, this means that

no item has as yet been identified as requiring any Commission vote on this date.

TO VERIFY THE STATUS OF MEETINGS CALL (RECORDING): (202) 634-1498.

CONTACT PERSON FOR MORE INFORMATION: Andrew Bates, (202) 634-1410.

Andrew L. Bates,
Office of the Secretary.
January 7, 1988.

[FR Doc. 88-689 Filed 1-11-88; 4:00 pm]

BILLING CODE 7590-01-M

POSTAL SERVICE, BOARD OF GOVERNORS

Vote to Close Meeting

During its January 4, 1988, meeting, the Board of Governors of the United States Postal Service unanimously voted to close to public observation a portion of the meeting. The portion to be closed was to involve a discussion concerning the extension of a contract for outside auditing services.

The Board determined, pursuant to 5 U.S.C. 552b(c)(9)(B), that the portion of the meeting to be closed was exempt from the open meeting requirement of the Sunshine Act on the grounds that the public interest did not require otherwise and that the portion to be closed was likely to disclose information whose premature disclosure was likely to significantly frustrate the negotiation of the proposed contract.

Prior to the January 4 meeting, the Board of Governors gave due notice of its intention to hold the meeting, the notice and the proposed agenda for the meeting having been published in the Federal Register on December 23, 1987, (FR 48621). On January 4, the Board determined by a unanimous vote that an addition to the agenda was required and that no earlier announcement of the new item was possible.

In accordance with 5 U.S.C. 552b(f)(1), the General Counsel of the United States Postal Service certified that in his opinion the portion of the meeting to be closed might properly be closed to

public observation pursuant to 5 U.S.C. 552b(c)(9)(B).

The persons who attended this portion of the closed meeting were Board members Coughlin, Griesemer, Hall, McConnell, Nevin, Pace, Peters, Ryan, Setrakian and Tisch; Secretary for the Board Harris; and General Counsel Cox.

David F. Harris,
Secretary.

[FR Doc. 88-584 Filed 1-11-88; 10:10 am]

BILLING CODE 7710-12-M

POSTAL SERVICE BOARD OF GOVERNORS VOTE TO CLOSE MEETING

At its meeting on January 4, 1988, the Board of Governors of the United States Postal Service voted unanimously to close to public observation its meeting scheduled for February 1, 1988, at United States Postal Service headquarters, 475 L'Enfant Plaza SW., Washington, DC. The meeting will concern consideration of a proposed filing with the Postal Rate Commission regarding Express Mail service.

The meeting is expected to be attended by the following persons: Governors Griesemer, Hall, McConnell, Nevin, Pace, Peters, Ryan and Setrakian; Postmaster General Tisch; Deputy Postmaster General Coughlin; Secretary for the Board Harris; and General Counsel Cox.

The Board determined that, pursuant to section 552b(c)(4) of Title 5, United States Code, and § 7.3(d) of Title 39, Code of Federal Regulations, the discussion of this matters is exempt from the open meeting requirement of the Government in the Sunshine Act (5 U.S.C. 552b(b)), because it is likely to disclose privileged market information pertinent to postal services. The Board also determined that pursuant to section 552b(c)(10) of Title 5, United States Code, and § 7.3(j) of Title 39, Code of Federal Regulations, the discussion is exempt because it is likely to specifically concern the Postal Service in a civil action or proceeding or the litigation of a particular case involving a

determination on the record after opportunity for a hearing.

In accordance with section 552b(f)(1) of Title 5, United States Code, and § 7.6(a) of Title 39, Code of Federal Regulations, the General Counsel of the United States Postal Service has certified that in his opinion the meeting may properly be closed to public observation, pursuant to section 552b(c)(4) and (10) of Title 5, United States Code, and § 7.3 (d) and (j) of Title 39, Code of Federal Regulations.

Requests for information about the meeting should be addressed to the Secretary for the Board, David F. Harris, at (202) 268-4800.

David F. Harris,
Secretary.

[FR Doc. 88-655 Filed 1-11-88; 1:40 pm]

BILLING CODE 7710-12-M

RAILROAD RETIREMENT BOARD

Public Meeting

Notice is hereby given that the Railroad Retirement Board will hold a meeting on January 19, 1988, 9:00 a.m., at the Board's meeting room on the 8th floor of its headquarters building, 844 North Rush Street, Chicago, Illinois, 60611. The agenda for this meeting follows:

- (1) Proposed Changes in the RUIA Regulations
- (2) Transfer of Functions
- (3) Review of and Proposal for RRB Automation Efforts of August 31, 1987
- (4) FTE Allocation for FY 88
- (5) Repayment of the RUIA Loan
- (6) Work Stoppage—Springfield Terminal Railway Company—November 12, 1987.

The entire meeting will be open to the public. The person to contact for more information is Beatrice Ezerski, Secretary to the Board, COM No. 312-751-4920, FTS No. 386-4920.

Dated January 8, 1988.

Beatrice Ezerski,
Secretary to the Board.

[FR Doc. 88-651 Filed 1-11-88; 1:14 pm]

BILLING CODE 7905-01-M

Corrections

Federal Register

Vol. 53, No. 8

Wednesday, January 13, 1988

This section of the FEDERAL REGISTER contains editorial corrections of previously published Presidential, Rule, Proposed Rule, and Notice documents and volumes of the Code of Federal Regulations. These corrections are prepared by the Office of the Federal Register. Agency prepared corrections are issued as signed documents and appear in the appropriate document categories elsewhere in the issue.

DEPARTMENT OF COMMERCE

International Trade Administration

Applications for Duty-Free Entry of Scientific Instruments

Correction

In notice document 87-28394 beginning on page 46813 in the issue of Thursday, December 10, 1987, make the following correction:

On page 46813, in the third column, in the 16th line, in the entry for Docket Number 88-027, Scripps Clinic and Research Foundation, after *Customs*, insert the date "November 6, 1987."

BILLING CODE 1505-01-D

DEPARTMENT OF COMMERCE

International Trade Administration

Applications for Duty-free Entry of Scientific Instruments; Texas A & M University et al.

Correction

In notice document 87-28240 beginning on page 46639 in the issue of Wednesday, December 9, 1987, make the following correction:

On page 46640, in the first column, in the third complete paragraph, in the

entry for the University of Nebraska, "Docket Number: 88-109" should read "Docket Number: 88-019."

BILLING CODE 1505-01-D

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[AK-932-08-4220-10; F-14988]

Amended Proposed Withdrawal Application and Opportunity for Public Meeting; Alaska

Correction

In notice document 87-28307 beginning on page 46850 in the issue of Thursday, December 10, 1987, make the following correction:

On page 46851, in the first column, the land description is corrected to read as follows:

KATEEL RIVER MERIDIAN (UNSURVEYED)

T. 7 N., R. 25 E.,

Sec. 18, S $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$,S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$,SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,W $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;Sec. 19, W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$,SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$,W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$,N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$,N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$,NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$,

those portions excluding PLO Nos. 1910 and 3942.

BILLING CODE 1505-01-D

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CO-940-08-4220-11; C-28292]

Proposed Continuation of Withdrawal; Colorado

Correction

In notice document 87-29526 beginning on page 48770 in the issue of Thursday, December 24, 1987, make the following corrections:

1. Correct the heading to read as set forth above.

2. On page 48770, in the third column, the land description for Gunnison National Forest should read as follows:

T. 14 S., R. 85 W.,

Sec. 23, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$,S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, andN $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$.

3. In the same column, in the last complete paragraph, in the third line, insert "Creek" after "Cement"; and in the sixth line, "form" should read "from".

BILLING CODE 1505-01-D

DEPARTMENT OF THE TREASURY

Customs Service

[T.D. 88-1]

Recordation of Trade Name; "Better Working Environments, Inc."

Correction

In notice document 88-64 appearing on page 193 in the issue of Tuesday, January 5, 1988, make the following correction:

In the heading, "[T.D. 38-1]" should read "[T.D. 88-1]".

BILLING CODE 1505-01-D

Conclusions

The results of the study indicate that the proposed system is effective in reducing the number of errors and improving the overall quality of the work. The data shows a significant decrease in the number of errors made by the operators when using the system, which is a clear indication of its effectiveness. Furthermore, the operators reported a higher level of satisfaction and confidence when using the system, which is another positive outcome. The study also found that the system is easy to use and does not require a lot of training, which makes it a practical solution for many organizations. Overall, the study concludes that the proposed system is a valuable tool for improving work quality and reducing errors.

The study also identified some limitations and areas for future research. One limitation is that the study was conducted in a controlled environment, which may not fully represent real-world conditions. Future research should aim to test the system in a more realistic setting to see how it performs in practice. Another limitation is that the study only focused on a specific type of work, so it is not clear how well the system would work for other types of tasks. Future research should explore the system's effectiveness for a wider range of tasks and environments. Finally, the study did not measure the long-term effects of the system, so it is not clear how well the operators maintained their performance over time. Future research should investigate the sustainability of the system's benefits.

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federal register

**Wednesday
January 13, 1988**

Part II

Department of Housing and Urban Development

Office of the Secretary

**24 CFR Parts 200, 215, 235, 236, 247,
812, 880, 881, 882, 883, 884, 886, and
912**

**Aliens; Withdrawal of Restrictions on the
Use of Assisted Housing; Final Rule**

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

24 CFR Parts 200, 215, 235, 236, 247, 812, 880, 881, 882, 883, 884, 886 and 912

[Docket No. R-88-974; FR-1588]

Aliens; Withdrawal of Restrictions on the Use of Assisted Housing

AGENCY: Office of the Secretary, HUD.

ACTION: Final rule.

SUMMARY: This final rule clarifies the status of the final rule published on April 1, 1986, concerning restrictions on providing housing assistance to ineligible aliens by removing the portions of the rule dealing specifically with aliens, which never have been made effective. To take the place of those provisions of the April 1, 1986, rule, the Department plans to publish a proposed rule to implement section 214 of the Housing and Community Development Act of 1980, as amended by section 329(a) of the Housing and Community Development Amendments of 1981, by section 121(a)(2) of the Immigration Reform and Control Act of 1986 (IRCA), and by section 164 of the Housing and Community Development Act of 1987 (1987 Act).

EFFECTIVE DATE: March 15, 1988.

FOR FURTHER INFORMATION CONTACT: Sally Warner Watts, Office of the General Counsel, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 10276, Washington, DC 20410-0500, (202) 755-7084, or Grady J. Norris, Assistant General Counsel for Regulations, at the same address, (202) 755-7055.

SUPPLEMENTARY INFORMATION:

Background

The April 1986 rule never has been made effective because of litigation and Congressional action. Since enactment of the Immigration Reform and Control Act, the April 1986 rule is outdated with respect to verification procedures and documentation. However, it has been codified in Title 24 of the Code of Federal Regulations. This final rule removes the alien restriction provisions of the April 1986 rule; it also removes from Parts 215 and 235 (governing the Rent Supplement and section 235 home ownership assistance programs) the provisions that purport to restrict eligibility of nonimmigrant student-alien. This second removal action conforms Parts 215 and 235 to the parts governing all of the other covered programs, and it is consistent with the

instructions concerning the effectiveness of restrictions on aliens contained in a Notice published on November 21, 1986 in the *Federal Register* concerning the April 1, 1986 rule. That Notice (51 FR 42088) discussed the causes for the delay in implementing the April 1986 rule and described the status of restrictions against providing housing assistance to aliens in the following terms (at 42089):

It is the position of the Department that the statutory prohibition on housing assistance for illegal aliens, which is contained in section 214 as amended by the 1986 immigration reform legislation, is not self-implementing. Owners and PHAs may not take any action to deny or terminate assistance pursuant to section 214 before the effective date of a HUD regulation implementing this statute.

This rule confirms that status of implementation of section 214: until a subsequent final rule is issued, there are no HUD restrictions against the use of assisted housing by aliens, and managers of HUD-assisted housing are not authorized to collect information concerning the citizenship or alien status of applicants or participants.

History

Section 214 of the Housing and Community Development Act of 1980, as amended, prohibits the Secretary from making financial assistance available under the United States Housing Act of 1937 (Public and Indian Housing and Section 8 Housing Assistance), sections 235 and 236 of the National Housing Act (Homeownership and Interest Reduction programs, respectively) or section 101 of the Housing and Urban Development Act of 1965 (Rent Supplement), for the benefit of an alien who is not a lawful permanent resident of the United States or an alien whose unlawful residence since before January 1, 1982 has been adjusted to that of a lawful temporary resident (under section 245A of the Immigration and Nationality Act).

Section 214 was originally enacted in 1980. The 1980 statute prohibited HUD from providing housing assistance to "nonimmigrant student-alien." HUD implemented the statute by issuing regulations providing that, in the covered programs, nonimmigrant student-alien were ineligible for assistance. A definition of "nonimmigrant student-alien" was added to all the appropriate program regulations. When section 214 was revised by Congress in 1981, nonimmigrant student-alien no longer were specifically mentioned. Instead of naming one category of aliens who were not to receive assistance, the revised statute provides that no aliens except

those listed in the statute (as lawful permanent residents) were to be eligible for assistance. Nonimmigrant student-alien are not included in any of the eligible categories, and therefore are ineligible under the statute for assistance. When effective regulations are issued to implement section 214, as amended, the statutory prohibition against the Secretary providing assistance for ineligible categories will be implemented.

To implement the 1981 changes, a proposed rule was published on May 3, 1982 (47 FR 18914), amending regulations for the various housing programs affected. A final rule was published on October 4, 1982, but it stated that notice of the effective date would be published in the future in the *Federal Register*. Before that rule was made effective, Congress enacted a provision (in 1983) barring HUD from implementing that rule for a one-year period (section 474(e) of the Housing and Urban-Rural Recovery Act of 1983, Pub. L. 98-181, approved November 30, 1983). After the one-year period expired, the Department decided to make changes to the rule.

On April 1, 1986, the Department published a revised final rule (51 FR 11198) to implement section 214. Corrections and technical amendments to that rule were published on April 25, 1986 (51 FR 15611), July 16, 1986 (51 FR 25687), July 28, 1986 (51 FR 26876), and September 29, 1986 (51 FR 34570).

The most recent publication with respect to the April 1, 1986 rule, as revised, was the Notice published in the *Federal Register* on November 21, 1986 (51 FR 42088), deferring the effective date of the rule "until at least October 1, 1987." That Notice referred to Congressional actions that required delay in implementing the final rule. The HUD Appropriations Act for Fiscal Year 1987 had provided that no funds appropriated by that Act or any other Act could be used in Fiscal Year 1987 to implement or enforce the regulations published on April 1, 1986, and the enactment of IRCA required changes in verification procedures for the status of all applicants and tenants. The Notice stated that the April 1986 rule would not be made effective until after promulgation of revisions (and solicitation of public comment thereon) to implement changes required by the Immigration Reform and Control Act of 1986. After publication of the Notice, a court order was entered in a national class action on December 18, 1986 by a United States District Court preliminarily enjoining HUD from implementing the April 1, 1986 rule, *Yolano-Donnelly Tenants' Association*

v. Pierce (E.D. Cal., No. CIV S-86-846-MLS).

In recognition that the nonimmigrant student-alien restriction had been replaced by a broader restriction (which the Department has been unable to implement) and that denial or termination of assistance under section 214 must be in accordance with IRCA, many provisions dealing with the subject of nonimmigrant student-alien scattered throughout existing program regulations were removed in the course of amending those rules for other purposes. (See the final rule on income definition published on June 16, 1986 (51 FR 21850), removing the reference to nonimmigrant student-alien from the section dealing with occupancy requirements (§ 236.70) and from definitions §§ 215.1 and 236.2; the final rule on Shared Housing published on June 11, 1986 (51 FR 21300), removing from § 812.2 the definition of nonimmigrant student-alien and the provision in the definition of a "family" that had disqualified households which included a nonimmigrant student-alien; and the final technical amendment to the income definition rules published on September 9, 1987 (51 FR 34108), amending the definition of "family" found in § 912.2 in the same way.) References to nonimmigrant student-alien did remain, however, in §§ 215.20(b)(2), 235.5(g), 235.10(e), 235.325(c) and 235.375 (a)(1), (a)(5) and (e).

Purpose of This Rule

The principal purpose of this rule is to remove the restrictions concerning aliens published in the April 1, 1986 rule and to restore the program regulations to their pre-April 1986 state. The primary exception to restoration is to remove the remaining vestiges of the prohibition that was directed to nonimmigrant student-alien only. The other type of exception to restoration is the preservation of non-alien changes to the affected program regulations made by the April 1986 rule. This rule removing the ineffective alien provisions and largely restoring the program rules to their pre-April 1986 condition will permit consideration anew of the entire subject, including the effect of the IRCA changes and the 1987 Act changes.

Description of Specific Changes

1. Part 200

Subpart G, consisting of §§ 200.180-200.184, was added by the April 1986 rule and has no effect other than to implement the restriction on assistance to aliens. This rule removes and reserves Subpart G in its entirety.

2. Part 215

The change made in § 215.1 by the April 1986 rule was to remove the definition of nonimmigrant student-alien. However, that change also was made independently by a subsequent rule concerning the definition of income published on June 16, 1986 (51 FR 21853). Consequently, the withdrawal of the April rule has no effect on § 215.1.

The April 1986 rule revised § 215.20(b) to change the disqualification of nonimmigrant student-alien to a reference to the restrictions on eligibility found in Subpart G of Part 200. This rule removes and reserves paragraph (b)(2) of § 215.20. A sentence added by the April 1986 rule to § 215.55(a) requiring owners to obtain information about the citizenship or eligible alien status of applicants and tenants was purportedly removed by a final rule (June 16, 1986, 51 FR 21857) as corrected (September 30, 1986, 51 FR 34590). However, the language still appears in Title 24 of the Code of Federal Regulations (CFR), so this rule removes it.

3. Part 235

Paragraph (f) was added to § 235.2 by the April 1986 rule. This rule removes and reserves that paragraph. Paragraph (g) of § 235.5, defining the term nonimmigrant student-alien, was removed by the April 1986 rule. Instead of restoring that paragraph, this rule confirms and makes effective its removal, to make it consistent with the other parts affected by the alien restrictions. Similarly, paragraph (e) of § 235.10, which prohibits endorsement of mortgage insurance where the mortgagor is a nonimmigrant student-alien, was removed by the April 1986 rule. This rule confirms and makes effective the removal of that paragraph.

Section 235.13 was added by the April 1986 rule to specify when a person seeking the benefits of mortgage insurance under this program must provide evidence of citizenship or eligible alien status. This rule removes and reserves that section.

Section 235.325, defining eligible cooperative members, was amended by the April 1986 rule by removing paragraph (c), which disqualifies nonimmigrant student-alien. This rule confirms and makes effective the removal of that paragraph.

Section 235.375 specifies when assistance terminates under the program. There are three references to nonimmigrant student-alien in that section (paragraphs (a)(1), (a)(5), and (e)), which the April 1986 rule removed. This rule confirms and makes effective their removal.

4. Part 236

The April 1986 rule made two amendments to Part 236 which were affected by intervening amendments. The amendments are the addition of a paragraph (c) to the definition of "qualified tenant" in § 236.2, and the addition of a sentence in paragraph (a) of § 236.80, referring to Subpart G of Part 200, which was added by the April 1986 rule. The final income definition rule published on June 16, 1986 (51 FR 21850) as corrected on September 30, 1986 (51 FR 34590) purported to remove both of these references. Although the reference in § 236.2 was removed from the CFR as a result of that rulemaking, the CFR still contains the reference in § 236.80, so this rule removes it.

One other reference to Subpart G of Part 200 was added to Part 236 by the April 1986 rule, and subsequently has not been removed; a sentence was added to the end of § 236.710. This rule removes that sentence.

5. Part 247

This part governs termination of occupancy of tenants in projects subsidized by HUD. In § 247.3, dealing with entitlement to occupancy, the April 1986 rule revised paragraph (c) to specify that a tenant's failure to submit information on income and composition of the household—including citizenship or eligible alien status—constituted material noncompliance with the rental agreement. This rule removes the portion of that revised language that refers to citizenship or alien status, but makes effective the remainder of the revised paragraph.

6. Part 812

The April 1986 rule revised § 812.1, Purpose and Applicability, to update it and to indicate that this part implements the restrictions on assistance to ineligible aliens. This rule removes paragraph (a)(3), which mentions aliens, but otherwise confirms and makes effective that revision. Section 812.2, Definitions, was revised by the April 1986 rule to alphabetize all definitions and to expand the definitions to include terms related to the restrictions on aliens. The rule was subsequently revised to alphabetize the list of definitions, but it did not include the alien-related terms. This rule simply removes the April 1986 version with the alien-related terms.

Sections 812.5, 812.6, and 812.7 were added in their entirety by the April 1986 rule to specify the types of evidence of citizenship or eligible alien status, the times for submission of such evidence, the type of notice to be given that a

submission is required, and the types of actions of conferring assistance that cannot be taken without receipt of proper evidence of eligible status. Those sections are being removed and reserved by this rule.

7. Parts 880 and 881

Section 880.504 and the corresponding section of Part 881 were amended by the April 1986 rule by adding a paragraph (e), requiring termination of assistance for failure to submit evidence of citizenship or eligible alien status. This rule removes that paragraph from the two sections.

Paragraph (b) of the corresponding .601 sections was revised by the April 1986 rule to list some of the management and maintenance functions of owners of section 8 New Construction and Substantial Rehabilitation housing projects. This rule amends that paragraph of the two sections by removing the reference to obtaining evidence of citizenship or eligible alien status, and makes that amended provision effective.

The April 1986 rule added a sentence referring to submission of evidence of citizenship or eligible alien status, in accordance with applicable requirements of Part 812, to paragraphs (c)(1) and (c)(3) of the corresponding .603 sections. This rule removes those references.

In § 880.607 and the corresponding section in Part 881, dealing with termination of tenancy, the April 1986 rule revised paragraph (b)(3) to specify that failure to submit information on income and composition of the household—including citizenship or eligible alien status—constituted material noncompliance with the rental agreement. This rule removes the portion of that paragraph that refers to citizenship or alien status, but makes effective the remainder of the revised language.

8. Part 882

The April 1986 rule revised § 882.116, Responsibilities of the PHA, to be more specific about the steps to take to assure adequate information about applicants' eligibility. This rule makes the new language effective but removes the language concerning citizenship or eligible alien status, leaving no authority for PHAs or owners to inquire about applicants or participants' citizenship or alien status.

Paragraph (a)(1) of § 882.118, Obligations of the Family, was revised by the April 1986 rule, by adding evidence of citizenship or eligible alien status to the list of information to be submitted by the family. This rule makes

the revised language effective but removes the reference to evidence of eligible status and the obligation of families to submit any such evidence.

The April 1986 rule revised paragraphs (a)(2), (a)(7) and (m)(1), and added a new paragraph (k)(4) to § 882.209, Selection and Participation—to add references to requirements for submission of evidence of eligible status. The reference in paragraph (a)(7) was removed by a correction document (51 FR 25689). This rule removes the remaining references, including paragraph (k)(4) in its entirety.

Section 882.210, Grounds for Denial or Termination of Assistance, was amended by the April 1986 rule by adding a paragraph (e) referring to the provisions of §§ 882.118 and 812.7 regarding submission of evidence of eligible status. This rule removes paragraph (e).

Section 882.212, Reexamination of Family Income and Composition, was amended by the April 1986 rule by adding a sentence at the end of paragraphs (a) and (c) dealing with submission of evidence of eligible status. This rule removes the sentence from each of those paragraphs.

The April 1986 rule revised § 882.514, Family Participation, by adding language to paragraph (a)(1) about the PHA's obligation to obtain evidence of an applicant's citizenship or eligible alien status. This rule removes this added language, but otherwise makes the revision effective.

A sentence cross-referencing provisions in Part 812 dealing with evidence of eligible status was added by the April 1986 rule to paragraphs (a) and (c) of § 882.515, Reexamination of Family Income and Composition. This rule removes the cross-references from both paragraphs.

9. Part 883

A new paragraph (e) was added by the April 1986 rule to § 883.605, Leasing to Eligible Families, to address the issue of termination of assistance for failure to submit proper evidence of eligible status. This rule removes that paragraph.

Paragraph (b) of § 883.702, Responsibilities of Owner, was revised by the April 1986 rule to list some of the management and maintenance functions of owners of Section 8 State Housing Agency housing projects. This rule amends that paragraph by removing the reference to obtaining evidence of citizenship or eligible alien status, and makes the amended provision effective.

A sentence cross-referencing provisions in Part 812 dealing with evidence of eligible status was added by

the April 1986 rule to paragraphs (c)(1) and (c)(3) of § 883.704, Selection and Admission of Tenants. This rule removes the cross-references from both paragraphs.

In § 883.708, dealing with termination of tenancy, the April 1986 rule revised paragraph (b)(3) to specify that failure to submit information on income and composition of the household—including citizenship or eligible alien status—constituted material noncompliance with the rental agreement. This rule removes the portion of that paragraph that refers to citizenship or alien status, but makes effective the remainder of the revised language.

10. Part 884

The April 1986 rule revised paragraphs (a)(3) and (a)(7) of § 884.118, Responsibilities of the Owner, to refer to the owner's obligation to obtain proper evidence of citizenship or eligible alien status. This rule amends the revised language to remove those references.

A sentence cross-referencing provisions in Part 812 dealing with evidence of eligible status was added by the April 1986 rule to § 884.216 and to paragraphs (a) and (c) of § 884.218. This rule removes the cross-references from those locations.

A new paragraph (e) was added by the April 1986 rule to § 884.223, Leasing to Eligible Families, to address the issue of termination of assistance for failure to submit proper evidence of eligible status. This rule removes that paragraph.

11. Part 886

Paragraph (a)(3) of § 886.119, Responsibilities of the Owner, was revised by the April 1986 rule to list some of the management and maintenance functions of owners of section 8 New Construction housing projects administered by the Farmers Home Administration of the Department of Agriculture. This rule amends that paragraph by removing the reference to obtaining evidence of citizenship or eligible alien status, and makes the amended provision effective.

A new paragraph (e) was added by the April 1986 rule to § 886.129, Leasing to Eligible Families, to address the issue of termination of assistance for failure to submit proper evidence of eligible status. This rule removes that paragraph.

In § 886.328, dealing with termination of tenancy, the April 1986 rule revised paragraph (b)(3) to specify that failure to submit information on income and composition of the household—including citizenship or eligible alien status—

constituted material noncompliance with the rental agreement. This rule removes the portion of that paragraph that refers to citizenship or alien status, but makes effective the remainder of the revised language.

A new paragraph (e) was added by the April 1986 rule to § 886.329, Leasing to Eligible Families, to address the issue of termination of assistance for failure to submit proper evidence of eligible status. This rule removes that paragraph.

12. Part 912

The changes made in Part 812 by the April 1986 rule described above were also made in corresponding sections of Part 912. Consequently, the remedial changes made by this rule to those sections of Part 912 are the same as described for Part 812.

Justification for Final Rule

It is the policy of this Department to publish for comment, rules relating to public property, loans, grants, benefits, or contracts, despite the exemption contained in 5 U.S.C. 553 from the requirement to solicit public comment for these rules. However, under 24 CFR Part 10, the Department may omit solicitation of public comment before publishing a final rule, in a particular case, if such comment is not required by statute and solicitation and consideration of public comment are "impracticable, unnecessary or contrary to the public interest."

In this case, the withdrawal of the April 1986 rule and the removal from the Code of Federal Regulations of its provisions concerning aliens, which never have been made effective merely serves as public notice that the rule will not be made effective as previously published—and, indeed, could not be made effective because of the preliminary injunction entered December 18, 1986 in the *Yolano* litigation—and that a new rule on which comment will be solicited will be published in the Department's efforts to implement the requirements of section 214 of the Housing and Community Development Act of 1980, as amended. The removal of these ineffective provisions and of other ineffective provisions dealing with nonimmigrant student-alien does not, in effect, alter the status quo. Far from imposing any new regulatory requirements, this rule wipes the slate clean for new action. Therefore, prior notice and comment are unnecessary.

Findings and Certifications

This rule does not constitute a "major rule" as that term is defined in section

1(b) of the Executive Order on Federal Regulation issued by the President on February 17, 1981. Analysis of the rule indicates that it does not: (1) Have an annual effect on the economy of \$100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

This rule was listed as item number 923 in the Department's Semiannual Agenda of Regulations published on October 26, 1987 (52 FR 40358, 40369), under Executive Order 12291 and the Regulatory Flexibility Act.

Under 5 U.S.C. 605(b) (the Regulatory Flexibility Act), the Undersigned hereby certifies that this rule does not have a significant economic impact on a substantial number of small entities since its effect is merely to clarify that there are no currently effective restrictions on providing housing assistance to ineligible aliens.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations in 24 CFR Part 50 that implement section 102(2)(C) of the National Environmental Policy Act (42 U.S.C. 4321-4347), since the withdrawal of a rule that has not yet been made effective has no real impact on program applicants and participants.

List of Subjects

24 CFR Part 200

Administrative practice and procedure, Claims, Equal employment opportunity, Fair housing, Housing standards, Incorporation by reference, Loan programs: housing and community development, Minimum property standards, Mortgage insurance, Organization and functions (Government agencies), Reporting and recordkeeping requirements.

24 CFR Part 215

Grant programs: housing and community development, Rent subsidies.

24 CFR Part 235

Condominiums, Cooperatives, Grant programs: housing and community development, Homeownership, Low and moderate income housing, Mortgage insurance.

24 CFR Part 236

Low and moderate income housing, Mortgage insurance, Projects, Rent subsidies, Taxes, Utilities.

24 CFR Part 247

Low and moderate income housing, Public housing, Tenant eviction.

24 CFR Part 812

Low and moderate income housing.

24 CFR Part 880

Grant programs: housing and community development, Low and moderate income housing, New construction, Rent subsidies.

24 CFR Part 881

Grant programs: housing and community development, Low and moderate income housing, Rent subsidies.

24 CFR Part 882

Grant programs: housing and community development, Housing, Low and moderate income housing, Mobile homes, Rent subsidies.

24 CFR Part 883

Grant programs: housing and community development, Low and moderate income housing, New construction and substantial rehabilitation, Rent subsidies.

24 CFR Part 884

Grant programs: housing and community development, Low and moderate income housing, Rent subsidies, Rural areas.

24 CFR Part 886

Grant programs: housing and community development, Low and moderate income housing, Rent subsidies.

24 CFR Part 912

Low and moderate income housing.

For the reasons set forth in the preamble, the Department withdraws the final rule concerning Restrictions on the Use of Assisted Housing affecting 24 CFR Parts 200, 215, 235, 236, 247, 812, 880, 881, 882, 883, 884, 886 and 912 and amends those parts as follows:

PART 200—INTRODUCTION

1. The authority citation for Part 200 continues to read as follows:

Authority: Titles I and II, National Housing Act (12 U.S.C. 1701-1715z-18); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

§§ 200.180 through 200.184 [Removed and Reserved]

2. Subpart G consisting of §§ 200.180 through 200.184, is removed and reserved.

PART 215—RENT SUPPLEMENT PAYMENTS

3. The authority citation for Part 215 continues to read as follows:

Authority: Sec. 101(g), HUD Act of 1965 (12 U.S.C. 1701s); section 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 215.20 [Amended]

4. Section 215.20 is amended by removing paragraph (b)(2) of the rule currently in effect (and as published on April 1, 1986, 51 FR 11218), and that paragraph is reserved.

§ 215.55 [Amended]

5. Section 215.55 is amended by removing the second sentence of paragraph (a) as published on June 16, 1986 (51 FR 21857).

PART 235—MORTGAGE INSURANCE AND ASSISTANCE PAYMENTS FOR HOME OWNERSHIP AND PROJECT REHABILITATION

6. The authority citation for Part 235 is revised to read as follows:

Authority: Secs. 211 and 235, National Housing Act (12 U.S.C. 1715b, 1715z); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

§ 235.2 [Amended]

7. Section 235.2 is amended by removing and reserving paragraph (f).

§ 235.5 [Amended]

8. Section 235.5 is amended by removing paragraph (g).

§ 235.10 [Amended]

9. Section 235.10 is amended by removing paragraph (e).

§ 235.13 [Removed and reserved]

10. Section 235.13 is removed and reserved.

§ 235.325 [Amended]

11. Section 235.325 is amended by removing paragraph (c).

§ 235.375 [Amended]

12. Section 235.375 is amended by removing the second sentence of paragraph (a)(1), by removing paragraph (a)(5) in its entirety, and by removing the last sentence in paragraph (e).

PART 236—MORTGAGE INSURANCE AND INTEREST REDUCTION PAYMENTS FOR RENTAL PROJECTS

13. The authority citation for Part 236 continues to read as follows:

Authority: Secs. 211 and 236, of the National Housing Act (12 U.S.C. 1715b, 1715z-1); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

§ 236.80 [Amended]

14. Section 236.80 as published on June 16, 1986 (51 FR 21861) is amended by removing the second sentence of paragraph (a).

§ 236.710 [Amended]

15. Section 236.710 is amended by removing the last sentence.

PART 247—EVICTIONS FROM CERTAIN SUBSIDIZED AND HUD-OWNED PROJECTS

16. The authority citation for Part 247 continues to read as follows:

Authority: Sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 247.3 [Amended]

17. Section 247.3(c) published April 1, 1986 (51 FR 11219) is made effective and the second sentence is amended by removing the parenthetical phrase.

PART 812—DEFINITION OF FAMILY AND OTHER RELATED TERMS; OCCUPANCY BY SINGLE PERSONS

18. The authority citation for Part 812 continues to read as follows:

Authority: Sec. 3, U.S. Housing Act of 1937 (42 U.S.C. 1437a); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 812.1 [Amended]

19. Section 812.1 published on April 1, 1986 (51 FR 11219) is made effective; paragraph (a)(1) is amended by adding the word "and" at the end; paragraph (a)(2) is amended by inserting a period before the semicolon and by removing the word "and" at the end; and paragraph (a)(3) is removed.

§ 812.2 [Removed]

20. Section 812.2 published on April 1, 1986 (51 FR 11219) is removed.

§§ 812.5, 812.6, 812.7 [Removed and reserved]

21. Sections 812.5, 812.6, and 812.7 are removed and reserved.

PART 880—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM FOR NEW CONSTRUCTION

22. The authority citation for Part 880 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 880.504 [Amended]

23. Section 880.504 is amended by removing paragraph (e).

§ 880.601 [Amended]

24. Paragraph (b) of § 880.601 published on April 1, 1986 (51 FR 11224) is made effective, and the words "obtaining evidence of citizenship or eligible alien status from the family," are removed from the second sentence.

§ 880.603 [Amended]

25. Section 880.603 is amended by removing the last sentence from paragraph (c)(1) and from paragraph (c)(3).

§ 880.607 [Amended]

26. Paragraph (b)(3) of § 880.607 published on April 1, 1986 (51 FR 11225) is made effective, and the parenthetical phrase is removed from the second sentence.

PART 881—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM FOR SUBSTANTIAL REHABILITATION

27. The authority citation for Part 881 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 881.504 [Amended]

28. Section 881.504 is amended by removing paragraph (e).

§ 881.601 [Amended]

29. Paragraph (b) of § 881.601 published on April 1, 1986 (51 FR 11225) is made effective, and the words "obtaining evidence of citizenship or eligible alien status from the family," are removed from the second sentence.

§ 881.603 [Amended]

30. Section 881.603 is amended by removing the last sentence from paragraph (c)(1) and from paragraph (c)(3).

§ 881.607 [Amended]

31. Paragraph (b)(3) of § 881.607 published on April 1, 1986 (51 FR 11225) is made effective, and the parenthetical phrase is removed from the second sentence.

PART 882—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM—EXISTING HOUSING

32. The authority citation for Part 882 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 882.116 [Amended]

33. Paragraph (c) of § 882.116 published on April 1, 1986 (51 FR 11225) is made effective, and the words "for obtaining evidence of citizenship or eligible alien status from a Family, and" are removed from the second sentence. Paragraph (m) is amended by inserting a semicolon after the first occurrence of the word "chapter" and by removing the subsequent phrase", and obtaining evidence of citizenship or eligible status from the Family in accordance with Part 812 of this chapter."

§ 882.118 [Amended]

34. Paragraph (a)(1) of § 882.118 published on April 1, 1986 (51 FR 11225) is made effective, and the words "submission of required evidence of citizenship or eligible alien status, and" are removed.

§ 882.209 [Amended]

35. Section 882.209 published on April 1, 1986 (51 FR 11226) is made effective but is amended by removing paragraph (k)(4); and by removing paragraph (ii) from paragraph (a)(2) and redesignating paragraph (iii) of paragraph (a)(2) as paragraph (ii) and by amending (a)(2)(i) by adding the word "and" at the end.

§ 882.210 [Amended]

36. Section 882.210 is amended by removing paragraph (e).

§ 882.212 [Amended]

37. Section 882.212 is amended by removing the last sentence from paragraph (a) and from paragraph (c).

§ 882.514 [Amended]

38. Paragraph (a)(1) of § 882.514 published on April 1, 1986 (51 FR 11226) is made effective, and the words "for obtaining evidence of citizenship or eligible alien status from a Family, and" are removed.

§ 882.515 [Amended]

39. Section 882.515 is amended by

removing the last sentence from paragraph (a) and from paragraph (c).

PART 883—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM—STATE HOUSING AGENCIES

40. The authority citation for Part 883 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 883.605 [Amended]

41. Section 883.605 is amended by removing paragraph (e).

§ 883.702 [Amended]

42. Paragraph (b) of § 883.702 published on April 1, 1986 (51 FR 11226) is made effective, and the words "obtaining evidence of citizenship or eligible alien status from a family," are removed.

§ 883.704 [Amended]

43. Section 883.704 is amended by removing the last sentence from both paragraph (c)(1) and paragraph (c)(3).

§ 883.708 [Amended]

44. Paragraph (b)(3) of § 883.708 published on April 1, 1986 (51 FR 11227) is made effective, and the second sentence of paragraph (b)(3) is amended by removing the parenthetical phrase.

PART 884—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM, NEW CONSTRUCTION SET-ASIDE FOR SECTION 515 RURAL RENTAL HOUSING PROJECTS

45. The authority citation for Part 884 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 884.118 [Amended]

46. Paragraphs (a)(3) and (a)(7) of § 884.118 published on April 1, 1986 (51 FR 11227) are made effective; paragraph (a)(3) is amended by removing the comma following the word "Family" and inserting the word "and" in its place, and by removing the words ", and has submitted required evidence of citizenship or eligible alien status in accordance with Part 812"; and paragraph (a)(7) is amended by removing the words ", and obtaining evidence of citizenship or eligible alien status from a Family at annual

reexamination in accordance with Part 812".

§ 884.216 [Amended]

47. Section 884.216 is amended by removing the last sentence.

§ 884.218 [Amended]

48. Section 884.218 is amended by removing the last sentence from both paragraph (a) and paragraph (c).

§ 884.223 [Amended]

49. Section 884.223 is amended by removing paragraph (e).

PART 886—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM—SPECIAL ALLOCATIONS

50. The authority citation for Part 886 continues to read as follows:

Authority: Secs. 3, 5, and 8, U.S. Housing Act of 1937 (42 U.S.C. 1437a, 1437c, and 1437f); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 886.119 [Amended]

51. Paragraphs (a)(3) and (a)(7) of § 886.119 published on April 1, 1986 (51 FR 11227) are made effective; paragraph (a)(3) is amended by removing the comma following the word "Family" and inserting the word "and" in its place, and by removing the words ", and has submitted required evidence of citizenship or eligible alien status in accordance with Part 812"; and paragraph (a)(7) is amended by removing the words ", and obtaining evidence of citizenship or eligible alien status from a Family at annual reexamination in accordance with Part 812".

§ 886.129 [Amended]

52. Section 886.129 is amended by removing paragraph (e).

§ 886.328 [Amended]

53. Paragraph (b)(3) of § 886.328 published on April 1, 1986 (51 FR 11228) is made effective, and the second sentence is amended by removing the parenthetical phrase.

§ 886.329 [Amended]

54. Section 886.329 is amended by removing paragraph (e).

PART 912—DEFINITION OF FAMILY AND OTHER RELATED TERMS; OCCUPANCY BY SINGLE PERSONS

55. The authority citation for Part 912 is revised to read as follows:

Authority: Secs. 3, U.S. Housing Act of 1937 (42 U.S.C. 1437a); sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d)).

§ 912.1 [Amended]

56. Section 912.1 is published on April 1, 1986 (51 FR 11228) is made effective and paragraph (a)(3) is removed. Paragraph (a)(2) is amended by removing the word "and" at the end and changing the semicolon to a period.

§§ 912.5, 912.6, and 912.7 [Removed and reserved]

57. Sections 912.5, 912.6, and 912.7 published on April 1, 1986 (51 FR 11229) are removed and reserved.

December 30, 1987.

Samuel R. Pierce, Jr.,

Secretary.

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