

Regulatory Impact

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this proposed regulation (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) if promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action is contained in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption ADDRESSES.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by removing amendment 39-10144 (62 FR 50250, September 25, 1997), and by adding a new airworthiness directive (AD), to read as follows:

SAAB Aircraft AB: Docket 98-NM-190-AD. Supersedes AD 97-20-06, Amendment 39-10144.

Applicability: Model SAAB 2000 series airplanes, serial numbers -004 through -064 inclusive, certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or

repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (c)(1) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent short circuiting between the flight attendant's floormat heater and the floor panel, which could cause overheating of the floormat heater and lead to smoke or fire in the airplane cabin, accomplish the following:

Restatement of the Requirements of AD 97-20-06:

(a) For airplanes having serial numbers -004 through -039 inclusive, on which Saab Modification No. 5780, as specified in Saab Service Bulletin 2000-53-020, Revision 02, dated October 18, 1996, has not been accomplished: Within 14 days after October 30, 1997 (the effective date of AD 97-20-06, amendment 39-10144), deactivate the flight attendant's floormat heater by either disconnecting electrical cable HW71-20 between the floormat heater and the floor panel, or by removing fuse 17HW (1) on panel 306VU, in accordance with Saab Service Bulletin 2000-A25-022, Revision 01, dated January 23, 1996, or Saab Alert Service Bulletin 2000-A25-080, Revision 01, dated April 3, 1998.

New Requirements of This AD:

(b) For airplanes other than those identified in paragraph (a) of this AD: Within 14 days after the effective date of this AD, deactivate the flight attendant's floormat heater by either disconnecting electrical cable HW71-20 between the floormat heater and the floor panel, or by removing fuse 17HW (1) on panel 306VU, in accordance with Saab Service Bulletin 2000-A25-022, Revision 01, dated January 23, 1996, or Saab Alert Service Bulletin 2000-A25-080, Revision 01, dated April 3, 1998.

(c)(1) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Manager, International Branch, ANM-116, FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, International Branch, ANM-116.

(2) Alternative methods of compliance relating to the deactivation, approved previously in accordance with AD 97-20-06, amendment 39-10144, are approved as alternative methods of compliance with paragraph (a) of this AD.

(3) Alternative methods of compliance relating to the optional terminating action of AD 97-20-06, amendment 39-10144, approved previously in accordance with that AD, are not considered to be approved as alternative methods of compliance with this AD.

Note 2: Information concerning the existence of approved alternative methods of

compliance with this AD, if any, may be obtained from the Manager, International Branch, ANM-116.

(d) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

Note 3: The subject of this AD is addressed in Swedish airworthiness directive 1-124, dated March 30, 1998.

Issued in Renton, Washington, on August 3, 1998.

Darrell M. Pederson,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

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COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 1

Recordkeeping

AGENCY: Commodity Futures Trading Commission.

ACTION: Extension of comment period on proposed rules.

SUMMARY: The Commodity Futures Trading Commission published a notice of proposed rulemaking concerning amendments to the recordkeeping requirements of Commission Regulation 1.31 on June 5, 1998 (63 FR 30668). The notice provided that comments should be received on or before August 4, 1998. In response to a request from the Futures Industry Association, the Commission has determined to extend the comment period for an additional 14 days, until August 18, 1998. As indicated in the notice, comments should be submitted by the specified date to Jean A. Webb, Secretary, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW, Washington, DC 20581. In addition, comments may be sent by facsimile transmission to facsimile number (202) 418-5521, or by electronic mail to secretary@cftc.gov. Reference should be made to "Recordkeeping".

DATES: Comments must be received on or before August 18, 1998.

FOR FURTHER INFORMATION CONTACT: Edson G. Case, Counsel, (202) 418-5430, electronic mail: "ecase@cftc.gov;" or Robert B. Wasserman, Special Counsel, (202) 418-5092, electronic mail: "rwasserman@cftc.gov," Division of Trading and Markets, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, NW, Washington, DC 20581.

Issued in Washington, DC on August 4, 1998 by the Commodity Futures Trading Commission.

Jean A. Webb,

Secretary of the Commission.

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SOCIAL SECURITY ADMINISTRATION

20 CFR Part 416

[Regulations No. 16]

RIN 0960-AE71

Effective Date of Application for Supplemental Security Income (SSI) Benefits

AGENCY: Social Security Administration (SSA).

ACTION: Proposed rules.

SUMMARY: We propose to revise our regulations to reflect and implement section 204 of Pub. L. 104-193, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996. Section 204 changed the date an SSI application is effective so that the earliest month for which benefits can be paid is the month following the month in which the application is filed. Section 204 also made related changes concerning emergency advance payments (EAPs), interim assistance reimbursements (IARs) and in the definition of "eligible spouse".

DATES: To be sure that your comments are considered, we must receive them no later than October 9, 1998.

ADDRESSES: Comments should be submitted in writing to the Commissioner of Social Security, P.O. Box 1585, Baltimore, MD 21235, sent by telefax to (410) 966-2830, sent by e-mail to "regulations@ssa.gov," or delivered to the Office of Process and Innovation Management, Social Security Administration, L2109 West Low Rise, 6401 Security Boulevard, Baltimore, MD 21235, between 8:00 a.m. and 4:30 p.m. on regular business days. Comments received may be inspected during these same hours by making arrangements with the contact person shown below.

FOR FURTHER INFORMATION CONTACT: Loretta Tabacca, Social Insurance Specialist, Office of Program Benefits Policy, Division of Eligibility and Enumeration Policy, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-9881.

SUPPLEMENTARY INFORMATION:

Background

These proposed regulations would reflect and implement section 204 of Pub. L. 104-193, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, which applies to applications for SSI benefits filed on or after August 22, 1996.

Section 204(a), which amended section 1611(c)(7)(A) and (B) of the Social Security Act (the Act), changed the effective date of an SSI application. For applications for SSI benefits filed on or after August 22, 1996, the effective date of an SSI application is the first day of the month following the later of: the date the application is filed; or, the date the individual becomes eligible for such benefits with respect to such application. The change in law affects the point at which SSI benefits can begin. Before the change in law, an individual could receive SSI benefits for the month in which an application for benefits was filed, and the amount of benefits for that month was prorated based on the number of days in that month that the individual met all factors of eligibility. Under section 204(a), the first month for which benefits can be paid is the month following the month that all eligibility requirements, including filing an application, are met. In view of this era of heightened fiscal responsibility, Congress enacted the change to the SSI application effective date, which has a minimal (less than 30 days of benefits) effect on an individual's benefit amount.

Effective August 22, 1996, section 204(b) of Pub. L. 104-193, which amended section 1631(a)(4)(A) of the Act, made some changes to the EAP process. It added the authority to make EAPs in the month of application to individuals who would be at least presumptively eligible for benefits the month following the date that the application is filed. Section 204(b) also provided that these EAPs are to be repaid through proportional deductions in SSI benefit payments over a period of not more than 6 months.

Since January 1974, when it first became effective, title XVI of the Act has authorized issuance of EAPs in situations of marked financial need among new claimants. These EAPs are expedited payments of funds based upon an applicant's status as presumptively meeting all of the requirements for eligibility. These EAPs will continue to be recovered from any retroactive SSI benefit payments.

Section 204(c)(1) of Pub. L. 104-193, which amended section 1614(b) of the Act, made a conforming change in the definition of an "eligible spouse" to

conform to the change made by section 204(a) with respect to the effective date of an application. Under this change, in order for couple computation rules to apply in determining the amount of benefits to be paid in the first month that both members of a couple are eligible for payment of SSI benefits, the couple must be living in the same household on the first day of the month following the date the application for benefits was filed. Prior to this change, the couple had to be living in the same household on the date the application was filed in order for the couple computation rules to apply to the first month both members of the couple were eligible for payment.

Section 204(c)(2) also made a conforming amendment to section 1631(g)(3) of the Act concerning reimbursement of States under IAR agreements. Consistent with the change made by section 204(a) in the effective date of an application for SSI benefits, States may continue to be reimbursed for interim assistance furnished for meeting basic needs during the period beginning with the month the individual becomes eligible for payment of SSI benefits.

Explanation of Revisions

To reflect and implement section 204(a), we propose amending §§ 416.200, 416.203, 416.211, 416.262, 416.305, 416.315, 416.330, 416.335, 416.420, 416.421, 416.501, 416.502, 416.1160, 416.1163, 416.1165, 416.1245 and 416.1335 as follows:

We propose to revise §§ 416.200 and 416.203 to reflect the statutory change made by section 204(a) under which the first month for which an individual who meets all the basic eligibility requirements listed in § 416.202 may receive SSI benefits is the month after the month he or she meets these eligibility requirements (see § 416.501). An individual cannot become eligible for payment of SSI benefits until the month after the month in which the individual first becomes eligible for SSI benefits. We also propose to amend the last sentence of § 416.200 to update a cross-reference.

We also propose conforming amendments to paragraph (a)(1) of § 416.211. As a result of the statutory change, an individual who is a resident of a public institution at the time he or she first applies for and meets all other eligibility factors for SSI benefits, will be ineligible for payment of SSI benefits until the first day of the month following the day of the individual's release from the institution.

We propose to revise § 416.262 to clarify, consistent with section 1619 of