

for public comment, comments are invited on this rule. Interested persons are invited to comment on this rule by submitting such written data, views, or arguments as they may desire. Communications should identify the rules docket number and be submitted in triplicate to the address specified under the caption **ADDRESSES**. All communications received on or before the closing date for comments will be considered, and this rule may be amended in light of the comments received. Factual information that supports the commenter's ideas and suggestions is extremely helpful in evaluating the effectiveness of the AD action and determining whether additional rulemaking action would be needed.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the rule that might suggest a need to modify the rule. All comments submitted will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this AD will be filed in the rules docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this rule must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket No. 97-SW-02-AD." The postcard will be date stamped and returned to the commenter.

The regulations adopted herein will 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 final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and that it is not a "significant regulatory action" under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared

and placed in the rules docket. A copy of it, if filed, may be obtained from 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.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends 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 adding a new airworthiness directive to read as follows:

AD 97-15-08 McDonnell Douglas Helicopter Systems: Amendment 39-10081. Docket No. 97-SW-02-AD.

Applicability: Model 369D, E, F, FF, 500N, AH-6, and MH-6 helicopters, with main rotor transmission, part number (P/N) 369D25100, installed, certificated in any category.

Note 1: This AD applies to each helicopter 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 helicopters that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must use the authority provided in paragraph (d) to request approval from the FAA. This approval may address either no action, if the current configuration eliminates the unsafe condition, or different actions necessary to address the unsafe condition described in this AD. Such a request should include an assessment of the effect of the changed configuration on the unsafe condition addressed by this AD. In no case does the presence of any modification, alteration, or repair remove any helicopter from the applicability of this AD.

Compliance: Required as indicated, unless accomplished previously.

To prevent failure of the transmission output drive gear (gear), part number P/N 369D25127-11, which could result in loss of main rotor control and subsequent loss of control of the helicopter, accomplish the following:

(a) Within the next 10 hours time-in-service (TIS) after the effective date of this AD, determine through an inspection of records, contact with the manufacturer, or using a bright light and viewing through the open liquid level plug port, if the installed gear serial number (S/N) is S/N 005570-0646 through S/N 005570-0765, or S/N 005570-0876 through S/N 005570-0998.

(b) If the gear has an affected S/N, remove the gear and replace it with an airworthy gear, that has a S/N other than the S/N's listed in paragraph (a) of this AD, as follows:

(1) For helicopters equipped with a cargo hook assembly, with a separate, permanently-maintained log of actual hours time-in-service (TIS) of external load operation, remove and replace the gear within the next 25 hours TIS for external load operations, or within the next 400 hours TIS for non-external load operation, whichever comes first.

(2) For helicopters equipped with a cargo hook assembly, with no separate, permanently-maintained log of actual external load operation, remove and replace the gear within the next 25 hours TIS after the effective date of this AD. Owners/operators may begin maintaining a separate permanent log of external load operations and comply with the requirements of paragraph (b)(1) of this AD.

(3) For helicopters without cargo hook assemblies, remove and replace the gear within the next 400 hours TIS after the effective date of this AD.

(c) Replacement of the affected gear with an airworthy gear having a S/N other than those S/N's listed in paragraph (a) of this AD is considered a terminating action for the requirements of this AD.

(d) 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, Los Angeles Aircraft Certification Office. Operators shall submit their requests through a FAA Principal Maintenance Inspector, who may concur or comment and then send it to the Manager, Los Angeles Aircraft Certification Office.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Los Angeles Aircraft Certification Office.

(e) 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 helicopter to a location where the requirements of this AD can be accomplished.

(f) This amendment becomes effective on August 4, 1997.

Issued in Fort Worth, Texas, on July 10, 1997.

Eric Bries,

Acting Manager, Rotorcraft Directorate, Aircraft Certification Service.

[FR Doc. 97-18932 Filed 7-17-97; 8:45 am]

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SOCIAL SECURITY ADMINISTRATION

20 CFR Parts 404, 410, 416, and 422

[Regulation Nos. 4, 10, 16, and 22]

RIN 0960-AE45

Employees' Benefits

AGENCY: Social Security Administration.

ACTION: Final rules.

SUMMARY: These final rules amend our regulations to delete references to the Department of Health and Human Services (HHS) and the Department of Health, Education and Welfare (HEW) and to the Secretary to read the Social Security Administration (SSA) and the Commissioner, respectively. These final rules revise specific titles used by SSA internally. These final rules also standardize the name of the Department of Health and Human Services' Departmental Appeals Board and make technical changes in legal citations and renumber sections. The Social Security Independence and Program Improvements Act (SSIIPIA) of 1994 established SSA as an independent agency in the executive branch of the United States Government effective March 31, 1995 and vested general regulatory authority in the Commissioner of Social Security. These regulations recognize the Commissioner of Social Security as the designated head of the agency.

EFFECTIVE DATE: These rules are effective July 18, 1997.

FOR FURTHER INFORMATION CONTACT:

Suzanne DiMarino, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-1769 for information about these rules. For information on eligibility or claiming benefits, call our national toll-free number, 1-800-772-1213.

SUPPLEMENTARY INFORMATION: Prior to March 31, 1995, the general regulatory authority for SSA programs and administration was vested in the Secretary of Health and Human Services (the Secretary) and was based on sections 205(a), 1102 and 1631(d)(1) of the Social Security Act (the Act)(42 U.S.C. 405(a), 1302, 1383(d)(1) and 30 U.S.C. 921, 936(a) and 957). The SSIIPIA of 1994, Pub. L. 103-296, established SSA as an independent agency in the executive branch of the United States Government effective March 31, 1995. General regulatory authority was vested in the Commissioner of Social Security (the Commissioner) by section 702(a)(5) of the Act (42 U.S.C. 902(a)(5)). In addition, references to the regulatory authority of the Secretary in sections 205(a) and 1631(d)(1) of the Act and in 30 U.S.C. 921, 936(a) and 957 were amended to provide the Commissioner with such authority by sections 107(a) and 108(i) of the SSIIPIA. It is therefore no longer appropriate, in most instances, to refer in our regulations to HHS or HEW (the predecessor to HHS), the Secretary, and other subordinate

authorities within HHS. These final regulations replace such references with references to the Commissioner, SSA, and subordinate authorities within SSA. These final rules revise specific titles used by SSA internally. These final rules also standardize references to the Department of Health and Human Services' Departmental Appeals Board, and make changes to legal citations and renumber sections according to the Office of the Federal Register's guidelines and rules. These final rules do not address 20 CFR parts 401 and 422 subpart E because these parts have been rewritten and published in a separate regulations package. The following parts under 20 CFR chapter III are affected:

1. Part 404—*Federal Old-Age, Survivors and Disability Insurance (1950-)*;
2. Part 410—*Federal Coal Mine Health and Safety Act of 1969, Title IV—Black Lung Benefits (1969-)*;
3. Part 416—*Supplemental Security Income for the Aged, Blind, and Disabled*; and
4. Part 422—*Organization and Procedures*. (All Parts except Subpart E.)

Electronic Version

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Regulatory Procedures

Pursuant to section 702(a)(5) of the Act (42 U.S.C. 902(a)(5)), SSA follows the Administrative Procedure Act (APA) rulemaking procedures specified in 5 U.S.C. 553 in the development of its regulations. The APA provides exceptions to its prior notice and public comment procedures when an agency finds there is good cause for dispensing with such procedures. Section 553(b)(B) of the APA exempts application of notice and comment rulemaking procedures "when the agency for good cause finds * * * that notice and public procedure thereon are impracticable, unnecessary, or contrary to the public interest." We have determined that for these final rules, notice of proposed rulemaking and public comment procedures are unnecessary. Good cause exists because these are minor technical changes which make no substantive change in the regulations and have no effect on the public. Therefore, opportunity for prior comment is unnecessary, and we are issuing these changes to our regulations as final rules.

SSA is not providing a 30-day delay in the effective date of these final rules under 5 U.S.C. 553(d). These are not substantive rules, since the rules merely make minor technical changes and reflect no change in policy. Accordingly, the requirements of 5 U.S.C. 553(d) are inapplicable.

Executive Order 12866

SSA has consulted with the Office of Management and Budget (OMB) and determined that these final rules do not meet the criteria for a significant regulatory action under Executive Order 12866. Thus, they were not subject to OMB review.

Regulatory Flexibility Act

These proposed rules will not have a significant economic impact on a substantial number of small entities because they affect only individuals. Thus, a regulatory flexibility analysis as provided in the Regulatory Flexibility Act, as amended, is not required.

Paperwork Reduction Act

These final rules impose no additional reporting or recordkeeping requirements subject to OMB clearance.

(Catalog of Federal Domestic Assistance Program Nos. 96.001 Social Security—Disability Insurance; 96.002 Social Security—Retirement Insurance; 96.003 Social Security—Special Benefits for Persons Aged 72 and Over; 96.004 Social Security—Survivors Insurance; 96.005 Special Benefits for Disabled Coal Miners; 96.006 Supplemental Security Income; 96.007 Social Security—Research and Demonstration)

List of Subjects**20 CFR Part 404**

Administrative practice and procedure, Blind, Old-age, Survivors and Disability benefits, Old-age, Survivors and Disability Insurance, Reporting and recordkeeping requirements, Social Security.

20 CFR Part 410

Administrative practice and procedure, Black Lung benefits, Claims, Investigations, and Workers' compensation.

20 CFR Part 416

Administrative practice and procedure, Aged, Blind, Disability benefits, Public assistance programs, Supplemental Security Income, (SSI), Reporting and recordkeeping requirements.

20 CFR Part 422

Administrative practice and procedure, Organization and functions (Government agencies), Social Security.

Dated: July 3, 1997.

John J. Callahan,

Acting Commissioner of Social Security.

For the reasons set out in the preamble, 20 CFR chapter III is amended as follows:

PART 404—FEDERAL OLD-AGE, SURVIVORS AND DISABILITY INSURANCE (1950—)

Subpart A—[Amended]

1. The authority citation for subpart A of part 404 continues to read as follows:

Authority: Secs. 203, 205(a), 216(j), and 702(a)(5) of the Social Security Act (42 U.S.C. 403, 405(a), 416(j), and 902(a)(5)).

§ 404.1 [Amended]

2. Section 404.1(q) is amended by removing “Secretary” and “Secretary’s” and adding “Commissioner” and “Commissioner’s” respectively.

3. Section 404.2 is amended by revising paragraph (b) to read as follows:

§ 404.2 General definitions and use of terms.

* * * * *

(b) *Commissioner; Appeals Council; Administrative Law Judge defined.* (1) *Commissioner* means the Commissioner of Social Security.

(2) *Appeals Council* means the Appeals Council of the Office of Hearings and Appeals in the Social Security Administration or such member or members thereof as may be designated by the Chairman.

(3) *Administrative Law Judge* means an Administrative Law Judge in the Office of Hearings and Appeals in the Social Security Administration.

* * * * *

§ 404.2 [Amended]

4. Section 404.2(c)(1) is amended by removing “Secretary” and adding “Commissioner”.

§ 404.3 [Amended]

5. Section 404.3(b) is amended by removing “Secretary” and adding “Commissioner”.

Subpart B—[Amended]

1. The authority citation for subpart B of part 404 continues to read as follows:

Authority: Secs. 205(a), 212, 213, 214, 216, 217, 223, and 702(a)(5) of the Social Security Act (42 U.S.C. 405(a), 412, 413, 414, 416, 417, 423, and 902(a)(5)).

§ 404.143 [Amended]

2. Section 404.143(a)(2) is amended by removing “Secretary” and adding “Commissioner”.

3. The Appendix to subpart B is amended by removing “Secretary” and adding “Commissioner”.

Subpart C—[Amended]

1. The authority citation for subpart C of part 404 continues to read as follows:

Authority: Secs. 202(a), 205(a), 215, and 702(a)(5) of the Social Security Act (42 U.S.C. 402(a), 405(a), 415, and 902(a)(5)).

2. Section 404.203 is amended by revising the definition of “We”, “us” or “our” in paragraph (a) to read as follows:

§ 404.203 Definitions.

(a) * * *

We, us, or our means the Social Security Administration.

* * * * *

Subpart E—[Amended]

1. The authority for subpart E of part 404 continues to read as follows:

Authority: Secs. 202, 203, 204 (a) and (e), 205 (a) and (c), 222(b), 223(e), 224, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 402, 403, 404 (a) and (e), 405 (a) and (c), 422(b), 423(e), 424a, 425, and 902(a)(5)).

§ 404.403 [Amended]

2. Section 404.403(d)(2) is amended by removing “Secretary” and adding “Commissioner”.

§ 404.408 [Amended]

3. Section 404.408 is amended by removing “Secretary” and “Secretary of Health and Human Services” and adding “Commissioner” and “Commissioner of Social Security” respectively in paragraphs (a)(1)(ii), (e)(2), (f), (k), and (l)(2)(ii).

§ 404.430 [Amended]

4. Section 404.430 is amended by removing “Secretary” and adding “Commissioner” in paragraphs (c)(1)(ii)(A)(1), (c)(1)(ii)(A)(2), and (c)(2).

§ 404.460 [Amended]

5. Section 404.460 is amended by removing “Secretary” and adding “Commissioner” in paragraphs (b)(4)(ii) and (b)(7) introductory text.

§ 404.464 [Amended]

6. Section 404.464 is amended by removing “Secretary” and adding “Commissioner” in paragraphs (a) and (c).

§ 404.468 [Amended]

7. Section 404.468(d) is amended by removing “Secretary” and adding “Commissioner”.

Subpart F—[Amended]

1. The authority citation for subpart F of part 404 continues to read:

Authority: Secs. 204 (a)–(d), 205(a), and 702(a)(5) of the Social Security Act (42 U.S.C. 404 (a)–(d), 405(a), and 902(a)(5)); 31 U.S.C. 3720A.

§ 404.520 [Amended]

2. Section 404.520 is amended by removing “and Department of Health and Human Services regulations at 45 CFR Part 31” in paragraph (a).

Subpart J—[Amended]

1. The authority citation for subpart J of part 404 continues to read as follows:

Authority: Secs. 201(j), 205 (a), (b), (d)–(h), and (j), 221, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 401(j), 405 (a), (b), (d)–(h), and (j), 421, 425, and 902(a)(5)); 31 U.S.C. 3720A; sec. 5, Pub. L. 97–455, 96 Stat. 2500 (42 U.S.C. 405 note); secs. 5, 6(c)–(e), and 15, Pub. L. 98–460, 98 Stat. 1802 (42 U.S.C. 421 note).

§ 404.983 [Amended]

2. Section 404.983 is amended by removing “Secretary” and adding “Commissioner”.

§ 404.984 [Amended]

3. Section 404.984 is amended by removing “Secretary” and adding “Commissioner” in paragraphs (a), (b)(2), (b)(3), (c), and (d).

§ 404.985 [Amended]

4. Section 404.985 is amended by removing “Department of Health and Human Services” and adding “Social Security Administration” in paragraph (c)(2).

Subpart M—[Amended]

1. The authority citation for subpart M of part 404 continues to read as follows:

Authority: Secs. 205, 210, 218, and 702(a)(5) of the Social Security Act (42 U.S.C. 405, 410, 418, and 902(a)(5)); sec. 12110, Pub. L. 99–272, 100 Stat. 287 (42 U.S.C. 418 note); sec. 9002, Pub. L. 99–509, 100 Stat. 1970.

§ 404.1200 [Amended]

2. Section 404.1200 is amended by removing “Secretary of Health and Human Services” and “Secretary” and adding “Commissioner of Social Security” and “Commissioner” respectively in paragraph (a).

§ 404.1202 [Amended]

3. Section 404.1202(b) is amended by removing “Secretary of Health and Human Services” wherever it appears and adding “Commissioner of Social Security” and by removing the definition of *Secretary*.

§ 404.1206 [Amended]

4. Section 404.1206 is amended by removing "Secretary" and adding "Commissioner" in paragraph (d).

§ 404.1211 [Amended]

5. Section 404.1211 is amended by removing "Secretary" and adding "Commissioner" in paragraph (a).

§ 404.1214 [Amended]

6. Section 404.1214 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a), (c)(1), (c)(2), (d)(3), (d)(4), (e), and (f).

§ 404.1215 [Amended]

7. Section 404.1215 is amended by removing "Secretary" and adding "Commissioner" in paragraphs (b) and (d).

§ 404.1216 [Amended]

8. Section 404.1216 is amended by removing "Secretary" and adding "Commissioner" in paragraph (b)(3).

§ 404.1225 [Amended]

9. Section 404.1225 is amended by removing "Secretary" and adding "Commissioner" in the undesignated paragraph following paragraph (a)(4).

§ 404.1232 [Amended]

10. Section 404.1232 is amended by removing, "Department of Health and Human Services (HHS)," in paragraph (a) and deleting "or HHS" from paragraph (b).

§ 404.1249 [Amended]

11. Section 404.1249 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (b)(2) (i), (ii), and (iv).

§ 404.1267 [Amended]

12. Section 404.1267 is amended by removing "Secretary" and adding "Commissioner." This is not applicable when text is referring to the "Secretary of the Treasury".

§ 404.1282 [Amended]

13. Section 404.1282 is amended by removing "Secretary" and adding "Commissioner" in paragraph (a).

§ 404.1283 [Amended]

14. Section 404.1283 is amended by removing "Secretary" and "Secretary's" and adding "Commissioner" and "Commissioner's" respectively in paragraphs (a)(1), (a)(2), (b) introductory text and (b)(1).

§ 404.1285 [Amended]

15. Section 404.1285 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in

paragraph (a). This is not applicable when text is referring to the "Secretary of the Treasury".

§ 404.1286 [Amended]

16. Section 404.1286 is Amended by removing "Secretary" and adding "Commissioner" in paragraphs (a) and (b).

§ 404.1287 [Amended]

17. Section 404.1287 is Amended by removing "Secretary" and "Secretary's" wherever they appear and adding "Commissioner" and "Commissioner's" respectively in paragraphs (a)(1), (a)(2) introductory text, (b), (c), (d) and (e). This is not applicable when text is referring to the "Secretary of the Treasury".

§ 404.1289 [Amended]

18. Section 404.1289 is Amended by removing "Secretary" and adding "Commissioner" in the introductory text and the undesignated paragraph following paragraph (b).

§ 404.1290 [Amended]

19. Section 404.1290 is Amended by removing paragraph (a) and the paragraph designation from paragraph (b).

§ 404.1296 [Amended]

20. The undesignated center heading following § 404.1296 is Amended by removing "Secretary's" and adding "Commissioner's".

§ 404.1297 [Amended]

21. Section 404.1297 (a) is Amended by removing "for the Secretary" from the text.

Subpart O—[Amended]

1. The authority citation for subpart O of part 404 continues to read as follows:

Authority: Secs. 202(l), 205(a), (c)(5)(D), (i), and (o), 210(a)(9) and (l)(4), 211(c)(3), and 702(a)(5) of the Social Security Act (42 U.S.C. 402(l), 405(a), (c)(5)(D), (i), and (o), 410(a)(9) and (l)(4), 411(c)(3), and 902(a)(5)).

§ 404.1413 [Amended]

2. Section 404.1413 is Amended by removing "Secretary of Health, Education, and Welfare" and adding "Commissioner" in the introductory text.

Subpart P—[Amended]

1. The authority citation for subpart P of part 404 continues to read as follows:

Authority: Secs. 202, 205 (a), (b), and (d)–(h), 216(i), 221 (a) and (i), 222(c), 223, 225, and 702(a)(5) of the Social Security Act (42 U.S.C. 402, 405 (a), (b), and (d)–(h), 416(i), 421(a) and (i), 422(c), 423, 425, and

902(a)(5)); sec. 211(b), Pub.L. 104–193, 110 Stat. 2105, 2189.

2. Section 404.1502 is amended by removing the definition of *Secretary* and adding the definition of *Commissioner* to read as follows:

§ 404.1502 General definitions and terms for this subpart.

* * * * *

Commissioner means the Commissioner of Social Security or his or her authorized designee.

* * * * *

§ 404.1503 [Amended]

3. Section 404.1503 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a), (b)(1), (c) introductory text and (e). Section 404.1503(b) introductory text is amended by removing "the Secretary for" from the sentence.

§ 404.1526 [Amended]

4. Section 404.1526 is amended by removing "Secretary" and adding "Commissioner" in paragraphs (b) and (c).

§ 404.1527 [Amended]

5. Section 404.1527 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in the heading to paragraph (e) and in paragraph (e)(2).

§ 404.1529 [Amended]

6. Section 404.1529(b) is amended by removing "Secretary" and adding "Commissioner".

§ 404.1546 [Amended]

7. Section 404.1546 is amended by removing "Secretary" wherever it appears and adding "Commissioner".

§ 404.1597a [Amended]

8. Section 404.1597a (j)(1) and (j)(2) are amended by removing "Secretary" and adding "Commissioner".

§ 404.1599 [Amended]

9. Section 404.1599 (a) and (b) are amended by removing "Secretary" and adding "Commissioner".

Subpart Q—[Amended]

1. The authority citation for subpart Q of part 404 continues to read as follows:

Authority: Secs. 205(a), 221, and 702(a)(5) of the Social Security Act (42 U.S.C. 405(a), 421, and 902(a)(5)).

§ 404.1601 [Amended]

2. Section 404.1601 is amended by removing "Secretary" and "Secretary's" wherever they appear and adding "Commissioner" and "Commissioner's"

respectively in the introductory text and in paragraphs (a), (b), (c), (e), (f), and (h).

3. Section 404.1602 is amended by adding “and Policy” to the title “Deputy Commissioner for Programs” in *Other written guidelines*, by removing the definition of *Secretary*, and by adding the definition of *Commissioner* and by revising the definition of *We, us, and our* to read as follows:

§ 404.1602 Definitions.

* * * * *

Commissioner means the Commissioner of Social Security or his or her authorized designee.

* * * * *

We, us, and our refers to the Social Security Administration (SSA).

§ 404.1613 [Amended]

4. Section 404.1613(a) is amended by removing “Secretary” and adding “Commissioner”.

§ 404.1615 [Amended]

5. Section 404.1615(d) is amended by removing “Secretary” and adding “Commissioner”.

§ 404.1616 [Amended]

6. Section 404.1616(b)(2) is amended by removing “Secretary of Health and Human Services” and adding “Commissioner of Social Security”.

§ 404.1626 [Amended]

7. Section 404.1626(e) is amended by removing “Department of Health and Human Services” and adding “of the Social Security Administration” after “Inspector General”.

§ 404.1627 [Amended]

8. Section 404.1627(b) is amended by removing “Secretary” and adding “Commissioner” in the title, by removing “Department of Health and Human Services” and adding “SSA’s” before “Inspector General” in paragraph (b)(1).

§ 404.1641 [Amended]

9. Section 404.1641(a) is amended by removing “Secretary’s” and adding “Commissioner’s”.

§ 404.1682 [Amended]

10. Section 404.1682 is amended by adding the words “Department of” before the word “Health”, adding an apostrophe after the word “Services” and by removing the word “Grant”.

§ 404.1691 [Amended]

11. Section 404.1691(a) is amended by removing “Secretary” from the heading and adding “Commissioner”.

§ 404.1694 [Amended]

12. Section 404.1694 is amended by removing the word “Grant” from the last sentence and adding “Departmental”.

Subpart R—[Amended]

1. The authority citation for subpart R of part 404 continues to read as follows:

Authority: Secs. 205(a), 206, and 702(a)(5) of the Social Security Act (42 U.S.C. 405(a), 406, and 902(a)(5)).

§ 404.1735 [Amended]

2. Section 404.1735 is amended by removing “Secretary of Health and Human Services” and adding “Commissioner of Social Security”.

§ 404.1745 [Amended]

3. Section 404.1745 introductory text is amended by adding the words “and Policy” to the title of “Deputy Commissioner for Programs”.

§ 404.1750 [Amended]

4. Section 404.1750 is amended by deleting the comma after “Programs”, and adding the words “and Policy” after “Programs” in paragraphs (a) and (d).

§ 404.1765 [Amended]

5. Section 404.1765 is amended by deleting the comma after “Programs”, and adding the words “and Policy” after “Programs” in paragraphs (a) and (e).

§ 404.1799 [Amended]

6. Section 404.1799 is amended by deleting the comma after “Programs”, and adding the words “and Policy” after “Programs” in paragraphs (c) and (e).

Subpart T—[Amended]

1. The authority citation for subpart T of part 404 continues to read as follows:

Authority: Secs. 205(a), 233, and 702(a)(5) of the Social Security Act (42 U.S.C. 405(a), 433, and 902(a)(5)).

§ 404.1902 [Amended]

2. Section 404.1902 is amended by removing “Secretary of HEW” and adding “Commissioner of Social Security” in the *Competent authority* definition.

Subpart V—[Amended]

1. The authority citation for subpart V of part 404 continues to read as follows:

Authority: Secs. 205(a), 222, and 702(a)(5) of the Social Security Act (42 U.S.C. 405(a), 422, and 902(a)(5)).

§ 404.2102 [Amended]

2. Section 404.2102 is amended by removing “Secretary” and adding “Commissioner” in the introductory paragraph.

§ 404.2103 [Amended]

3. Section 404.2103 is amended by removing the definition of *Secretary* and by removing “or the Secretary, as appropriate” from the *We, us, and our* definition.

§ 404.2117 [Amended]

4. Section 404.2117 is amended by removing “Secretary” and adding “Commissioner” in the introductory paragraph.

§ 404.2120 [Amended]

5. Section 404.2120(c) is amended by adding an apostrophe to the word “Services” and by removing “Grant”.

§ 404.2127 [Amended]

6. Section 404.2127 is amended by adding an apostrophe to the word “Services” and by deleting “Grant” from paragraph (a), by removing “Grant” and adding “Departmental” before “Appeals Board” in paragraph (b), and by removing “Secretary” and adding “Commissioner” throughout paragraph (c).

PART 410—FEDERAL COAL MINE HEALTH AND SAFETY ACT OF 1969—BLACK LUNG BENEFITS (1969—)

Subpart A—[Amended]

1. The authority citation for subpart A of part 410 is revised to read as follows:

Authority: Secs. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), Secs. 3 (g) and (h), 402, 411, 412, 413, 414, 426(a), and 508, 83 Stat. 744; 30 U.S.C. 802 (g) and (h), 902, 921–924, 936(a), and 957. Sec. 410.120 also issued under sec. 1106, 53 Stat. 1398, as amended, 42 U.S.C. 1306.

§ 410.110 [Amended]

2. Section 410.110 is amended by removing paragraph (c), redesignating paragraphs (d) through (r) as (c) through (q), by removing “in the Department of Health, Education, and Welfare” and adding “(SSA)” in newly designated paragraph (d), by removing “the Bureau of Hearings and Appeals in the” in newly designated paragraph (e) and by removing “the Bureau of Hearings and Appeals of the Social Security Administration” and adding “SSA” in newly designated paragraph (f).

§ 410.120 [Amended]

3. Section 410.120 is amended by removing “Department of Health, Education, and Welfare” and “Department” wherever they appear and adding “Social Security Administration” and “Administration” respectively and by removing “45 CFR part 5” and adding “20 CFR part 401”.

§ 410.130 [Amended]

4. Section 410.130 is amended by removing "Secretary" wherever it appears and adding "Commissioner".

Subpart B—[Amended]

1. The authority citation for subpart B of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), sec. 402, 411, 412, 413, 414, 426(a), and 508, 83 Stat. 792; 30 U.S.C. 902, 921–924, 936(a), 957.

Subpart C—[Amended]

1. The authority citation for subpart C of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), secs. 402, 412(a), 426(a), and 508, 83 Stat. 792; 30 U.S.C. 902, 922(a), 936, and 957.

Subpart D—[Amended]

1. The authority citation for subpart D of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), secs. 401–426, 83 Stat. 792, as amended, 86 Stat. 150; 30 U.S.C. 901 *et. seq.*

§ 410.401 [Amended]

2. Section 410.401(c) is amended by removing "Secretary [of Health, Education, and Welfare]" and adding "Commissioner".

§ 410.474 [Amended]

3. Section 410.474 is amended by removing "Secretary" and adding "Commissioner".

§ 410.490 [Amended]

4. Section 410.490(a) is amended by removing "Secretary" and adding "Commissioner".

Subpart E—[Amended]

1. The authority citation for subpart E of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), secs. 411(a), 412 (a) and (b), 413(b), 426(a), and 508, 83 Stat. 793; 30 U.S.C. 921(a), 922 (a) and (b), 923(b), 936(a), and 957; sec. 410.565 also issued under sec. 3, 80 Stat. 309, 31 U.S.C. 952, unless otherwise noted.

Subpart F—[Amended]

1. The authority citation for subpart F of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), secs. 413(b), 426(a), 507, and 508 of the Federal Mine Safety and Health Act of 1977; 30 U.S.C. 923(b), 936(a), 956, and 957.

§ 410.601 [Amended]

2. Section 410.601 is amended by removing "Secretary" wherever it

appears and adding "Commissioner" in paragraphs (a) and (b).

§ 410.629a [Amended]

3. Section 410.629a is amended by removing "Secretary" and adding "Commissioner" in paragraphs (a) and (d).

§ 410.629d [Amended]

4. Section 410.629d is amended by removing "Secretary" and adding "Commissioner" in paragraphs (a)(1), (b)(2) and (b)(5).

§ 410.629e [Amended]

5. Section 410.629e is amended by removing "Secretary" wherever it appears and adding "Commissioner".

§ 410.629f [Amended]

6. Section 410.629f is amended by removing "Secretary" and adding "Commissioner".

§ 410.634 [Amended]

7. Section 410.634 is amended by removing "Director of the Bureau of Hearings and Appeals of the Administration or his delegate." and adding "Deputy Commissioner for Programs and Policy, or his or her designee." and by removing "Director" wherever it appears and adding "Deputy Commissioner".

§ 410.635 [Amended]

8. Section 410.635 is amended by removing "Director of the Bureau of Hearings and Appeals of the Administration or his delegate" and adding "Deputy Commissioner for Programs and Policy, or his or her designee".

§ 410.639 [Amended]

9. Section 410.639 is amended by removing "Secretary" and adding "Commissioner".

§ 410.644 [Amended]

10. Section 410.644 is amended by removing "Secretary" and adding "Commissioner".

§ 410.650 [Amended]

11. Section 410.650(a) is amended by removing "Secretary" and adding "Commissioner".

§ 410.669 [Amended]

12. Section 410.669(b) is amended by removing "Secretary" and adding "Commissioner".

§ 410.670b [Amended]

13. Section 410.670b is amended by removing "Secretary" and adding "Commissioner" in paragraphs (a), (b)(1) and (b)(4).

§ 410.670c [Amended]

14. Section 410.670c(c)(2) is amended by removing "the Department of Health and Human Services" and adding "SSA".

§ 410.686e [Amended]

15. Section 410.686e is amended by removing "the Secretary of Health, Education, and Welfare" and adding "SSA".

§ 410.687 [Amended]

16. Section 410.687(d) is amended by removing "Secretary" and by adding "Commissioner".

17. Section 410.688 is revised to read as follows:

§ 410.688 Disqualification or suspension of an individual from acting as a representative in proceedings before SSA.

Whenever it appears that an individual has violated any of the rules in § 410.687, or has been convicted of a violation under section 206 of the Social Security Act, or has otherwise refused to comply with the Commissioner's rules or regulations on representation of claimants, SSA may institute proceedings as herein provided to suspend or disqualify that individual from acting as a representative in proceedings before SSA.

§ 410.689 [Amended]

18. Section 410.689 is amended by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance of the Administration" from the first sentence and adding "for Programs and Policy, or his or her designee," by removing "Administration" from the second sentence and adding "SSA", by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance" from the third sentence and adding "for Programs and Policy, or his or her designee" and by removing "Bureau of Hearings and Appeals, Post Office Box 2518, Washington, DC 20013, with a copy to the Bureau of Retirement and Survivors Insurance,".

§ 410.690 [Amended]

19. Section 410.690 is amended by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance of the Administration," and adding "for Programs and Policy, or his or her designee,".

§ 410.691 [Amended]

20. Section 410.691 is amended by removing "Bureau of Hearings and

Appeals of the Administration" and adding "Deputy Commissioner for Programs and Policy, or his or her designee".

§ 410.692 [Amended]

21. Section 410.692 is amended by removing "Director, Bureau of Hearings and Appeals of the Administration or his delegate" and adding "Deputy Commissioner for Programs and Policy, or his or her designee" in paragraph (a), by removing "or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance of the Administration" wherever it appears and adding "for Programs and Policy, or his or her designee," and by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance" and adding "for Programs and Policy, or his or her designee," in paragraph (b) respectively, by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance of the Administration" and adding "for Programs and Policy, or his or her designee" in paragraph (d) and by removing "Secretary of Health, Education, and Welfare" and adding "Commissioner of Social Security" in paragraph (e).

§ 410.693 [Amended]

22. Section 410.693 is amended by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance" and by adding "for Programs and Policy, or his or her designee" in the undesignated paragraph following paragraph (a)(2).

§ 410.697 [Amended]

23. Section 410.697 is amended by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance" and adding "for Programs and Policy, or his or her designee".

§ 410.699 [Amended]

24. Section 410.699 is amended by removing ", or the Director (or Deputy Director) of the Bureau of Retirement and Survivors Insurance" and adding "for Programs and Policy, or his or her designee" in paragraphs (a) and (c).

Subpart G—[Amended]

1. The authority citation for subpart G of part 410 is revised to read as follows:

Authority: Sec. 702(a)(5) of the Social Security Act (42 U.S.C. 902(a)(5)), sec. 411, 82 Stat. 793 and 30 U.S.C. 902.

§ 410.700 [Amended]

2. Section 410.700 is amended by removing "Department of Health,

Education, and Welfare," in paragraph (b).

§ 410.704 [Amended]

3. Section 410.704(a)(1) is amended by removing "DHEW,".

PART 416—SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED

Subpart A—[Amended]

1. The authority citation for subpart A of part 416 continues to read as follows:

Authority: Secs. 702(a)(5) and 1601–1635 of the Social Security Act (42 U.S.C. 902(a)(5) and 1381–1383d); sec. 212, Pub. L. 93–66, 87 Stat. 155 (42 U.S.C. 1382 note); sec. 502(a), Pub. L. 94–241, 90 Stat. 268 (48 U.S.C. 1681 note).

§ 416.101 [Amended]

2. Section 416.101(j) is amended by removing "Secretary" and "Secretary's" and adding "Commissioner" and "Commissioner's".

§ 416.105 [Amended]

3. Section 416.105 is amended by removing "under authority delegated by the Secretary of Health and Human Services".

§ 416.110 [Amended]

4. Section 416.110(f)(1) is amended by removing "Secretary" and adding "Commissioner".

§ 416.120 [Amended]

5. Section 416.120(b) is amended by removing "Secretary;" and paragraph (b)(1) is removed in its entirety. Paragraphs (b)(2) and (b)(3) are redesignated (b)(1) and (b)(2). Section 416.120(d) is amended by removing "Secretary" wherever it appears and adding "Commissioner".

Subpart B—[Amended]

1. The authority citation for subpart B of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1110(b), 1602, 1611, 1614, 1615(c), 1619(a), 1631, and 1634 of the Social Security Act (42 U.S.C. 902(a)(5), 1310(b), 1381a, 1382, 1382c, 1382d(c), 1382h(a), 1383, and 1383c); secs. 211 and 212, Pub. L. 93–66, 87 Stat. 154 and 155 (42 U.S.C. 1382 note); sec. 502(a), Pub. L. 94–241, 90 Stat. 268 (48 U.S.C. 1681 note); sec. 2, Pub. L. 99–643, 100 Stat. 3574 (42 U.S.C. 1382h note).

§ 416.250 [Amended]

2. Section 416.250 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a) and (b).

Subpart E—[Amended]

1. The authority citation for subpart E of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1601, 1602, 1611 (c) and (e), and 1631 (a)–(d) and (g) of the Social Security Act (42 U.S.C. 902(a)(5), 1381, 1381a, 1382 (c) and (e), and 1383 (a)–(d) and (g)).

§ 416.537 [Amended]

2. Section 416.537(a) is amended by removing "Secretary" and adding "Commissioner".

Subpart I—[Amended]

1. The authority citation for subpart I of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1611, 1614, 1619, 1631 (a), (c), and (d)(1), and 1633 of the Social Security Act (42 U.S.C. 902(a)(5), 1382, 1382c, 1382h, 1383 (a), (c), and (d)(1), and 1383(b); secs. 4(c) and 5, 6 (c)–(e), 14(a) and 15, Pub. L. 98–460, 98 Stat. 1794, 1801, 1802, and 1808 (42 U.S.C. 421 note, 423 note, 1382h note).

§ 416.903 [Amended]

2. Section 416.903 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a), (b)(1), (c) introductory text, and (e). Section 416.903(b) introductory text is amended by removing "the Secretary for".

§ 416.927 [Amended]

3. Section 416.927 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in the heading to paragraph (e) and in paragraph (e)(2).

§ 416.929 [Amended]

4. Section 416.929(b) is Amended by removing "Secretary" and adding "Commissioner".

§ 416.946 [Amended]

5. Section 416.946 is Amended by removing "Secretary" wherever it appears and adding "Commissioner".

Subpart J—[Amended]

1. The authority citation for subpart J of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1614, 1631, and 1633 of the Social Security Act (42 U.S.C. 902(a)(5), 1382c, 1383, and 1383b).

§ 416.1001 [Amended]

2. Section 416.1001 is amended by removing "Secretary" and "Secretary's" wherever they appear and adding "Commissioner" and "Commissioner's" respectively in the introductory text and in paragraphs (a), (b), (c), (e), (f) and (h).

3. Section 416.1002 is Amended by adding "and Policy" to the title "Deputy Commissioner for Programs" in *Other*

written guidelines, by removing the definition of *Secretary* and by adding the definition of *Commissioner* and by revising the definition of and *We, us*, and *our* to read as follows:

§ 416.1002 Definitions.

* * * * *

Commissioner means the Commissioner of Social Security or his or her authorized designee.

* * * * *

We, us, and *our* refers to the Social Security Administration (SSA).

§ 416.1013 [Amended]

4. Section 416.1013(a) is Amended by removing "Secretary" and adding "Commissioner".

§ 416.1015 [Amended]

5. Section 416.1015(d) is Amended by removing "Secretary" and adding "Commissioner".

§ 416.1016 [Amended]

6. Section 416.1016(b)(2) is Amended by removing "Secretary of Health and Human Services" and adding "Commissioner of Social Security".

§ 416.1026 [Amended]

7. Section 416.1026(e) is Amended by removing "Department of Health and Human Services" and adding "Social Security Administration" after "Inspector General".

§ 416.1027 [Amended]

8. Section 416.1027(b) is amended by removing "*Secretary*" and adding "*Commissioner*" in the title and by removing "Department of Health and Human Services" and adding "SSA's" before "Inspector General" in paragraph (b)(1).

§ 416.1041 [Amended]

9. Section 416.1041(a) is amended by removing "Secretary's" and adding "Commissioner's".

§ 416.1082 [Amended]

10. Section 416.1082 is amended by adding the words "Department of" before the word "Health", adding an apostrophe after the word "Services" and by deleting the word "Grant".

§ 416.1091 [Amended]

11. Section 416.1091(a) is amended in the heading by removing "Secretary" and adding "Commissioner".

Subpart N—[Amended]

1. The authority citation for subpart N of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1631, and 1633 of the Social Security Act (42 U.S.C. 902(a)(5), 1383, and 1383b).

§ 416.1453 [Amended]

2. Section 416.1453(b)(2)(ii) is amended by removing "Secretary" and adding "Commissioner".

§ 416.1483 [Amended]

3. Section 416.1483 is amended by removing "Secretary" wherever it appears and adding "Commissioner".

§ 416.1484 [Amended]

4. Section 416.1484 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a), (b) (2) and (3), (c) and (d).

§ 416.1485 [Amended]

5. Section 416.1485(c)(2) is amended by removing "the Department of Health and Human Services" and adding "SSA".

Subpart O—[Amended]

1. The authority citation for subpart O of part 416 continues to read as follows:

Authority: Secs. 702(a)(5) and 1631(d) of the Social Security Act (42 U.S.C. 902(a)(5) and 1383(d)).

§ 416.1503 [Amended]

2. Section 416.1503 is amended by adding "(SSA)" after the word "Administration" in the *We, our*, or *us* definition.

§ 416.1535 [Amended]

3. Section 416.1535 is amended by removing "the Secretary of Health and Human Services" and adding "SSA".

§ 416.1550 [Amended]

4. Section 416.1550 is amended by deleting the comma after "Programs", and adding the words "and Policy" after "Programs" in paragraphs (a) and (d).

§ 416.1565 [Amended]

5. Section 416.1565 is amended by deleting the comma after "Programs", and adding the words "and Policy" after "Programs" in paragraphs (a) and (e).

§ 416.1599 [Amended]

6. Section 416.1599 is amended by adding "and Policy", to the title "Deputy Commissioner for Programs" in paragraphs (c) and (e).

Subpart S—[Amended]

1. The authority citation for subpart S of part 416 continues to read as follows:

Authority: Secs. 702(a)(5) and 1631 of the Social Security Act (42 U.S.C. 902(a)(5) and 1383).

§ 416.1902 [Amended]

2. Section 416.1902 is amended by removing "Secretary" and adding

"Commissioner" under the definition of *Interim assistance*.

Subpart T—[Amended]

1. The authority citation for subpart T of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1616, 1618, and 1631 of the Social Security Act (42 U.S.C. 902(a)(5), 1382e, 1382g, and 1383); sec. 212, Pub. L. 93–66, 87 Stat. 155 (42 U.S.C. 1382 note); sec. 8 (a), (b)(1)–(b)(3), Pub. L. 93–233, 87 Stat. 956 (7 U.S.C. 612c note, 1431 note and 42 U.S.C. 1382e note); secs. 1 (a)–(c) and 2(a), 2(b)(1), 2(b)(2), Pub. L. 93–335, 88 Stat. 291 (42 U.S.C. 1382 note, 1382e note).

§ 416.2001 [Amended]

2. Section 416.2001(c) is amended by removing "Secretary" and adding "Commissioner".

§ 416.2030 [Amended]

3. Section 416.2030(a) is amended by removing "Secretary" and adding "Commissioner".

§ 416.2035 [Amended]

4. Section 416.2035(b)(1) is amended by removing "Secretary" and adding "Commissioner".

§ 416.2065 [Amended]

5. Section 416.2065 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in the introductory text.

§ 416.2070 [Amended]

6. Section 416.2070 is amended by removing "Secretary" and adding "Commissioner" in the introductory text and in paragraph (a).

§ 416.2075 [Amended]

7. Section 416.2075 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a) and (b).

§ 416.2095 [Amended]

8. Section 416.2095(a)(5) is amended by removing "Secretary" wherever it appears and adding "Commissioner".

§ 416.2096 [Amended]

9. Section 416.2096 is amended by removing "Secretary" and adding "Commissioner" in paragraphs (a)(1) introductory text and (d).

§ 416.2099 [Amended]

10. Section 416.2099 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a) introductory text, (b), (c) and (d).

Subpart U—[Amended]

1. The authority citation for subpart U of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1106, 1631(d)(1), and 1634 of the Social Security Act (42 U.S.C. 902(a)(5)), 1306, 1383(d)(1), and 1383(c).

§ 416.2176 [Amended]

2. Section 416.2176(b) is amended by removing "Department of Health and Human Services, unless the State appeals the decision within 30 days after receiving it to the Department's Grant Appeals Board under procedures in 45 CFR part 16." and adding "Social Security Administration."

Subpart V—[Amended]

1. The authority citation for subpart V of part 416 continues to read as follows:

Authority: Secs. 702(a)(5), 1615, 1631(d)(1) and (e), and 1633(a) of the Social Security Act (42 U.S.C. 902(a)(5), 1382d, 1383(d)(1) and (e), and 1683b(a)).

§ 416.2202 [Amended]

2. Section 416.2202 is amended by removing "Secretary" and adding "Commissioner" in the introductory text.

§ 416.2203 [Amended]

3. Section 416.2203 is amended by removing the definition of "Secretary" and by removing "or the Secretary, as appropriate" from the definition of *We*, *us* and *our*.

§ 416.2217 [Amended]

4. Section 416.2217 is amended by removing "Secretary" and adding "Commissioner" in the introductory text.

§ 416.2220 [Amended]

5. Section 416.2220 is amended by adding an apostrophe to the word "Services" and by removing the word "Grant" in paragraph (c).

§ 416.2227 [Amended]

6. Section 416.2227 is amended by adding an apostrophe to the word "Services" and by removing the word "Grant" in paragraph (a), by adding "Departmental" after the word "the" and removing the word "Grant" in paragraph (b) and by removing "Secretary" and adding "Commissioner" in the heading of paragraph (c) and in paragraph (c).

PART 422—ORGANIZATION AND PROCEDURES

Subpart A—[Amended]

1. The authority citation for subpart A of part 422 continues to read as follows:

Authority: Secs. 205, 218, 221, and 701–704 of the Social Security Act (42 U.S.C. 405, 418, 421, and 901–904).

§ 422.1 [Amended]

2. Section 422.1 is amended by removing the words "Department Staff Manual on Organization, Department of Health and Human Services, part 8," from the third sentence of paragraph (a) and adding "Social Security Administration Organizational Manual".

Subpart B—[Amended]

1. The authority citation for subpart B of part 422 continues to read as follows:

Authority: Secs. 205, 232, 702(a)(5), 1131, and 1143 of the Social Security Act (42 U.S.C. 405, 432, 902(a)(5), 1320b–1, and 1320b–13).

§ 422.107 [Amended]

2. Section 422.107 is amended by removing "Secretary of Health and Human Services" and adding "Commissioner of Social Security" in paragraph (a).

Subpart C—[Amended]

1. The authority citation for subpart C of part 422 continues to read as follows:

Authority: Secs. 205, 221, and 702(a)(5) of the Social Security Act (42 U.S.C. 405, 421, and 902(a)(5)); 30 U.S.C. 923(b).

§ 422.210 [Amended]

2. Section 422.210 is amended by removing "Secretary" wherever it appears and adding "Commissioner" in paragraphs (a) and (c) and by removing "Secretary of Health and Human Services" and adding "the Commissioner" and by removing "Secretary" and adding "the Commissioner" after "the Office of" and by removing "Secretary" and adding "Commissioner" throughout paragraph (d).

Subpart G—[Amended]

1. The authority citation for subpart G of part 422 continues to read as follows:

Authority: 26 U.S.C. 9701–9708.

§ 422.602 [Amended]

2. Section 422.602 is amended by removing "or the Secretary of Health and Human Services or the Secretary's delegate, as appropriate" from the definition of *We* or *us*.

[FR Doc. 97–18523 Filed 7–17–97; 8:45 am]

BILLING CODE 4190–29–P

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 165

[COTP Mobile, AL 97–16]

RIN 2115–AA97

Safety Zone Regulations; St. Andrew Bay, Panama City Florida, Hathaway Landing Marina

AGENCY: Coast Guard, DOT.

ACTION: Temporary rule.

SUMMARY: The Coast Guard is establishing a safety zone in St. Andrew Bay, Panama City Florida in the vicinity of Hathaway Landing Marina. The zone is needed to protect personnel and property associated with the Jet Ski Waverunner Exhibition. Entry into this zone is prohibited unless authorized by the Captain of the Port.

DATES: This regulation becomes effective at 11:30 a.m. July 20, 1997. It terminates at 4:30 p.m. on July 20, 1997.

FOR FURTHER INFORMATION CONTACT: LT R.A. Smith, (334) 441–5286, 150 North Royal Street, Mobile, AL 36602–2924.

SUPPLEMENTARY INFORMATION: In accordance with 5 U.S.C. 553, a notice of proposed rulemaking was not published for this regulation and good cause exists for making it effective in less than 30 days after **Federal Register** publication. Publishing an NPRM and delaying its effective date would be contrary to the public interest since immediate action is needed to prevent damage to the vessels involved.

Background and Purpose

The event requiring this regulation will begin at 11:30 a.m. July 20, 1997. The Jet Ski Waverunner Exhibition will occur in the vicinity of Hathaway Landing Marina between W 85–44' 9", N 30–11' 5" and W 85–44' 9", N 30–11', and W 85–45' 1", N 30–11' 7" and W 85–45' 1", N 30–11' 4". It terminates at 4:30 p.m. on July 20, 1997.

Regulatory Evaluation

This temporary rule is not a significant regulatory evaluation under Executive Order 12866 and is not significant under the "Department of Transportation Regulatory Policies and Procedures" (44 FR 11040; February 26, 1979). The Coast Guard expects the economic impact of this rule to be so minimal that a full regulatory evaluation is unnecessary. This regulation will only be in effect for a short period of time, and the impacts on routine navigation are expected to be minimal.