

summarizes each FAA-public contact concerned with the substance of this action 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-ASW-16." The postcard will be date stamped and returned to the commenter.

Agency Findings

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.

Further, the FAA has determined that this regulation is noncontroversial and unlikely to result in adverse or negative comments and only involves an established body of technical regulations that require frequent and routine amendments to keep them operationally current. Therefore, I certify that this regulation (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) 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. Since this rule involves routine matters that will only affect air traffic procedures and air navigation, it does not warrant preparation of a Regulatory Flexibility Analysis because the anticipated impact is so minimal.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—[AMENDED]

1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C 106(g) 40103, 40113, 40120; E.O. 10854; 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9E, *Airspace Designations and Reporting Points*, dated September 10, 1997, and effective September 16, 1997, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

ASW TX E5—Encino, TX [New]

Encino, El Coyote Ranch Airport, TX (Lat. 26°51'30" N., long. 98°13'19" W.)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of El Coyote Ranch Airport.

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Issued in Fort Worth, TX, on November 6, 1997.

Albert L. Visselli,

Acting Manager, Air Traffic Division, Southwest Region.

[FR Doc. 97-31932 Filed 12-4-97; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 97-ACE-7]

Amendment to Class E Airspace; Belleville, KS; Correction

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Direct final rule; request for comments; correction.

SUMMARY: This action corrects an error in the geographic coordinates of a direct final rule, request for comments, that was published in the **Federal Register** on October 17, 1997 (62 FR 53943), Airspace Docket No. 97-ACE-7. The direct final rule amends the Class E airspace at Belleville Municipal Airport, Belleville, KS.

EFFECTIVE DATE: 0901 UTC, February 26, 1998.

FOR FURTHER INFORMATION CONTACT: Kathy Randolph, Airspace Branch, ACE-520C, Federal Aviation Administration, 601 E. 12th Street, Kansas City, MO, 64106; telephone (816) 426-3408.

SUPPLEMENTARY INFORMATION:

History

Federal Register Document 97-27363, Airspace Docket No. 97-ACE-7, published on October 17, 1997 (62 FR 53943), revised the descriptions of the

Class E airspace area at Belleville, KS. An error was discovered in the geographic coordinates for the Republican Nondirectional Radio Beacon (NDB). This action corrects that error.

Correction to Direct Final Rule; Request for Comments

Accordingly, pursuant to the authority delegated to me, the airspace description for the Belleville, KS, Class E airspace area, incorporated by reference in § 71.1, as published in the **Federal Register** on October 17, 1997 (62 FR 53943), (**Federal Register** Document 97-27363) is corrected as follows:

§ 71.1 [Corrected]

On page 53944, column 2, the geographic coordinates for the Republican NDB are corrected by removing "(Lat. 39°548'48"N. long. 97°39'30"W.)" and adding "(Lat. 39°48'48"N. long. 97°39'30"W.)" in its place.

Issued in Kansas City, MO, on October 23, 1997.

Christopher R. Blum,

Acting Manager, Air Traffic Division, Central Region.

[FR Doc. 97-31698 Filed 12-4-97; 8:45 am]

BILLING CODE 4910-13-M

RAILROAD RETIREMENT BOARD

20 CFR Part 340

RIN 3220-AB32

Recovery of Benefits

AGENCY: Railroad Retirement Board.

ACTION: Final rule.

SUMMARY: In an interim rule published August 1, 1997, the Railroad Retirement Board (Board) amended part 340 of its regulations to reflect its authority to compromise debts provided that the amount recoverable does not exceed \$100,000 exclusive of interest. The amendment conformed the Board's regulations to present law. This document adopts the interim rule as final without change.

DATES: *Effective Date:* This regulation is effective August 1, 1997.

ADDRESSES: Secretary to the Board, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611.

FOR FURTHER INFORMATION CONTACT: Thomas W. Sadler, Senior Attorney, Railroad Retirement Board, 844 North Rush Street, Chicago, Illinois 60611, (312) 751-4513, TDD (312) 751-4701.

SUPPLEMENTARY INFORMATION: Section 8(b) of Public Law 101-552, enacted November 15, 1990, amended section 3711 of title 31 of the United States Code to increase from \$20,000 to \$100,000 (or a higher amount if so prescribed by the Attorney General) the amount of a claim that an agency is authorized to compromise. Consistent with the change in the law, the Board is amending § 340.13 of its regulations under the Railroad Unemployment Insurance Act to reflect this change in law.

The Board, with the concurrence of the Office of Management and Budget, has determined that this is not a major rule for the purposes of Executive Order 12866. Therefore, no regulatory analysis is required. This rule does not involve any information collection requirements.

The Board published this rule as an interim final rule on August 1, 1997 (62 FR 41270), and comments were invited by September 30, 1997. No comments were received. Accordingly, the interim final rule is adopted as a final rule without change.

Dated: November 25, 1997.

By Authority of the Board.

Beatrice Ezerski,

Secretary to the Board.

[FR Doc. 97-31905 Filed 12-4-97; 8:45 am]

BILLING CODE 7905-01-P

SOCIAL SECURITY ADMINISTRATION

20 CFR Parts 404 and 422

RIN 0960-AE09

Federal Old-Age, Survivors, and Disability Insurance; Disclosure of Information to Consumer Reporting Agencies and Overpayment Recovery Through Administrative Offset Against Federal Payments

AGENCY: Social Security Administration.

ACTION: Final rule.

SUMMARY: In this final rule, we are making several revisions to our regulations dealing with debt collection. First, we are modifying the regulations dealing with the recovery of benefit overpayments under title II of the Social Security Act (the Act) to reflect statutory authority for the Social Security Administration (SSA) to selectively

refer information to consumer reporting agencies and to recover title II overpayments through administrative offset by the Department of the Treasury against other Federal payments to which the overpaid individual may be entitled. These collection practices are limited to overpayments made to a person after he or she attained age 18 that are determined to be otherwise unrecoverable under section 204 of the Act after the individual ceases to be a beneficiary under title II of the Act. Second, as an independent agency in the executive branch of the U.S. Government, we are establishing a new subpart D in part 422 of title 20 of the Code of Federal Regulations which explains our rules on debt collection procedures for both administrative debts and for title II program overpayments determined to be otherwise unrecoverable under section 204 of the Act. These rules for the new subpart D address the reporting of delinquent debts to consumer and other credit reporting agencies and the use of administrative offset through the Department of the Treasury. Third, we are revising our rules on the recovery of title II program overpayments through the use of the Federal income tax refund offset (TRO) provisions to reflect that, beginning January 1, 1998, the Department of the Treasury, rather than the Internal Revenue Service (IRS), will administer the TRO program, and to reflect other changes in policies and procedures applied by the IRS and the Department of the Treasury in the TRO program.

EFFECTIVE DATE: This final rule is effective January 5, 1998.

FOR FURTHER INFORMATION CONTACT: Robert J. Augustine, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 966-5121. For information on eligibility or claiming benefits, call our national toll-free number, 1-800-772-1213.

SUPPLEMENTARY INFORMATION: Section 204 of the Act prescribes the methods SSA may use to recover Social Security benefits erroneously paid under title II of the Act (title II program overpayments), as distinguished from the methods SSA may use to collect other debts owed the agency

(administrative debts) that are recoverable under other statutory authority. Until recently, SSA was authorized to recover title II program overpayments only through adjustment of future benefits payable to the overpaid individual or to others on the earnings record on which the overpayment was made, by direct recovery from the overpaid person (or the overpaid person's estate, if deceased), or by offset against Federal income tax refunds due from the Department of the Treasury. Amendments to section 204 of the Act by section 5 of Pub. L. 103-387 (1994) and section 31001(z)(2) of Pub. L. 104-134 (1996) permit SSA to use several debt collection procedures that have been available to Federal agencies (including SSA) by statute since 1982, but that SSA had been precluded from using to recover title II program overpayments. Among other things, these procedures include reporting delinquent debts to consumer and other credit reporting agencies and recovering debts by administrative offset against other Federal payments to which the debtor is entitled. Under section 204(f) of the Act (42 U.S.C. 404(f)), these additional debt collection procedures may be used to recover title II program overpayments only if the overpayment was made to a person after he or she attained age 18 and the overpayment has been determined to be otherwise unrecoverable under section 204 of the Act after the overpaid person is no longer entitled to benefits under title II of the Act.

Before we can refer information to consumer or other credit reporting agencies or refer a debt to the Department of the Treasury for administrative offset (either title II program overpayments or administrative debts), we must (1) send the debtor written notice (or, in the case of an individual for whom we do not have a current address, take reasonable action to locate and send written notice) describing the amount and nature of the debt, the action that we propose to take, and the debtor's rights to an explanation of the debt, to request us to review the debt, to dispute the accuracy of the information about the debt, and to inspect or copy our records about the debt; and (2) give the debtor at least 60