

**SUPPLEMENTARY INFORMATION:****Background**

These proposed regulations that are the subject of this correction are under sections 1092 and 263(g) of the Internal Revenue Code.

**Need for Correction**

As published, these proposed regulations (REG-105801-00) contain errors that may prove to be misleading and are in need of clarification.

**Correction of Publication**

Accordingly, the publication of the proposed regulations (REG-105801-00), which were the subject of FR Doc. 01-1240, is corrected as follows:

**§ 1.263(g)-4 [Corrected]**

1. On page 4750, column 3, § 1.263(g)-4, paragraph (c), paragraph (ii) of *Example 2*, line 3, the language “of z ounces of silver. Consequently, A’s” is corrected to read “of y ounces of silver. Consequently, A’s”.

2. On page 4751, column 1, § 1.263(g)-4, paragraph (c), paragraph (i) of *Example 5*, line 9, the language “the holder would receive an annual payment” is corrected to read “the holders would receive an annual payment”.

**Cynthia E. Grigsby,**

*Chief, Regulations Unit, Office of Special Counsel (Modernization and Strategic Planning).*

[FR Doc. 01-8047 Filed 3-30-01; 8:45 am]

**BILLING CODE 4830-01-P**

**DEPARTMENT OF THE TREASURY****Internal Revenue Service****26 CFR Parts 1, 301, and 602**

[REG-106542-98]

RIN 1545-AW24

**Election To Treat Trust as Part of an Estate; Hearing Cancellation**

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Cancellation of notice of public hearing on proposed rulemaking.

**SUMMARY:** This document cancels the public hearing on proposed regulations that relate to an election to have certain revocable trusts treated and taxed as part of an estate.

**DATES:** The public hearing scheduled for Wednesday, April 11, 2001, at 10 a.m., is cancelled.

**FOR FURTHER INFORMATION CONTACT:** LaNita Van Dyke of the Regulations

Unit, Office of Special Counsel (Modernization & Strategic Planning), (202) 622-7190 (not a toll-free number).

**SUPPLEMENTARY INFORMATION:** A notice of proposed rulemaking and notice of public hearing that appeared in the **Federal Register** on Monday, December 18, 2000 (65 FR 79015), announced that a public hearing was scheduled for Wednesday, February 21, 2001, at 10 a.m., in the Auditorium, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, DC. On Thursday, February 8, 2001, a document was published at 66 FR 9535 changing the date of the hearing to April 11, 2001, and extending the date the outlines of oral comments were due to March 21, 2001. The subject of the public hearing is proposed regulations under section 645 of the Internal Revenue Code. The public comment period and the date the outlines of oral comments were due for these proposed regulations expired on Wednesday, March 21, 2001.

The notice of proposed rulemaking and notice of public hearing, instructed those interested in testifying at the public hearing to submit a request to speak and an outline of the topics to be addressed. As of Wednesday, March 28, 2001, no one has requested to speak. Therefore, the public hearing scheduled for Wednesday, April 11, 2001, is cancelled.

**Cynthia Grigsby,**

*Chief, Regulations Unit, Office of Special Counsel (Modernization & Strategic Planning).*

[FR Doc. 01-8046 Filed 3-30-01; 8:45 am]

**BILLING CODE 4830-01-P**

**PENSION BENEFIT GUARANTY CORPORATION****29 CFR Part 4902****Disclosure and Amendment of Records Pertaining to Individuals Under the Privacy Act**

**AGENCY:** Pension Benefit Guaranty Corporation.

**ACTION:** Proposed rule.

**SUMMARY:** The Pension Benefit Guaranty Corporation is proposing to amend its regulations implementing the Privacy Act of 1974, *as amended*, to exempt certain records that will be maintained in a system of records entitled “PBGC-12, Personnel Security Investigation Records—PBGC,” from the access, contest, and certain other provisions of the Privacy Act. The amendment would protect the identity of a source who furnishes information in confidence to the PBGC for a background investigation

on an individual who works, or who is being considered for work, for the PBGC as a contractor or as an employee of a contractor.

**DATES:** Comments must be received by May 2, 2001.

**ADDRESSES:** Comments may be mailed to the Office of the General Counsel, Suite 340, Pension Benefit Guaranty Corporation, 1200 K Street, NW., Washington, DC 20005-4026, or delivered to that address between 9 a.m. and 4 p.m. on business days. Comments also may be sent by Internet e-mail to [reg.comments@pbgc.gov](mailto:reg.comments@pbgc.gov). Comments will be available for public inspection at the PBGC’s Communications and Public Affairs Department, Suite 240 at the same address, between 9 a.m. and 4 p.m. on business days.

**FOR FURTHER INFORMATION CONTACT:** D. Bruce Campbell, Attorney, Office of the General Counsel, Suite 340, Pension Benefit Guaranty Corporation, 1200 K Street, NW., Washington, DC 20005-4026; 202-326-4020 (extension 3672). (For TTY/TDD users, call the federal relay service toll-free at 1-800-877-8339 and ask to be connected to 202-326-4020 (extension 3672).)

**SUPPLEMENTARY INFORMATION:** The PBGC conducts background investigations and reinvestigations to establish that applicants for employment and employees are reliable, trustworthy, of good conduct and character, and loyal to the United States. The PBGC maintains records about these investigations in a system of records subject to the Privacy Act of 1974, as amended (5 U.S.C. 552a) (“Privacy Act”), entitled “PBGC-12, Personnel Security Investigation Records—PBGC”. The PBGC’s regulations implementing the Privacy Act exempt under 5 U.S.C. 552a(k)(5) certain records maintained in PBGC-12 from the access, contest, and certain other provisions of the Privacy Act (29 CFR 4902.9).

The PBGC is expanding its use of background investigations and reinvestigations to cover individuals who work, or who are being considered for work, for the PBGC as contractors or as employees of contractors. To reflect the change, the PBGC is proposing to alter PBGC-12 by revising it to include records pertaining to individuals who work, or who are being considered for work, for the PBGC as contractors or as employees of contractors. (The PBGC’s notice of an altered system of records appears elsewhere in today’s **Federal Register**.) The PBGC is proposing to amend § 4902.9 to exempt certain records pertaining to individuals who work, or who are being considered for work, for the PBGC as contractors or as

employees of contractors from the access, contest, and certain other provisions of the Privacy Act. The amendment would protect the identity of a source who furnishes information to PBGC in confidence for a background investigation of such an individual.

#### **Compliance With Rulemaking Guidelines**

The PBGC has determined that this action is not a "significant regulatory action" under the criteria set forth in Executive Order 12866.

The PBGC certifies under section 605(b) of the Regulatory Flexibility Act that the proposed rule, if adopted, would not have a significant economic impact on a substantial number of small entities. The rule would only affect the maintenance and disclosure of information about individuals by the PBGC under the Privacy Act and therefore would ordinarily be expected to have no economic impact on entities of any size. Accordingly, sections 603 and 604 of the Regulatory Flexibility Act do not apply.

#### **List of Subjects in 29 CFR Part 4902**

Privacy.

For the reasons set forth above, the PBGC is proposing to amend 29 CFR Part 4902 as follows:

#### **PART 4902—DISCLOSURE AND AMENDMENT OF RECORDS PERTAINING TO INDIVIDUALS UNDER THE PRIVACY ACT**

1. The authority citation for Part 4902 continues to read as follows:

**Authority:** 5 U.S.C. 552a.

##### **§ 4902.9 [Amended]**

2. Paragraph (b) of § 4902.9 is amended by removing the words "for PBGC employment," and adding in their place the words "for PBGC employment or for work for the PBGC as a contractor or as an employee of a contractor,".

Issued in Washington, DC, this 28th day of March, 2001.

**John Seal,**

*Acting Executive Director, Pension Benefit Guaranty Corporation.*

[FR Doc. 01-8056 Filed 3-30-01; 8:45 am]

**BILLING CODE 7708-01-U**

#### **DEPARTMENT OF COMMERCE**

##### **National Oceanic and Atmospheric Administration**

##### **50 CFR Part 622**

[I.D. 032101E]

##### **South Atlantic Fishery Management Council; Public Meetings**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration, Commerce.

**ACTION:** Notification of public scoping meetings.

**SUMMARY:** The South Atlantic Fishery Management Council (Council) will hold four scoping meetings in April and May 2001, to gather public input on measures for possible inclusion in an amendment to the Shrimp Fishery Management Plan (FMP) for the Region. The measures are being considered at the request of the commercial shrimp industry. These management measures will address the issue of larger vessels entering the fishery that are capable of fishing 24 hours a day and having far greater fishing power than the traditional fleet. Fishermen are concerned over the possible displacement of traditional shrimp vessels from the fishery, the unknown impact of adding highly efficient vessels into an already overcapitalized fishery, the biological impact of increased effort on shrimp stocks, and the unknown and possible increase in bycatch. Items under consideration include establishing a Federal permit for the shrimp fishery, night-time closures, and maximum trawl size for vessels harvesting or possessing penaeid shrimp from the South Atlantic EEZ.

**DATES:** The Council will accept written comments on the proposed amendment through May 29, 2001. The meetings will be held in April and May 2001. See **SUPPLEMENTARY INFORMATION** for specific dates and times of the meetings.

**ADDRESSES:** Written comments should be sent to Bob Mahood, Executive Director, South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, SC 29407-4699, or via email to [safmc@noaa.gov](mailto:safmc@noaa.gov). Copies of the scoping document are available from Kim Iverson, South Atlantic Fishery Management Council, One Southpark Circle, Suite 306, Charleston, SC 29407-4699; telephone: 843-571-4366.

**FOR FURTHER INFORMATION CONTACT:** Kim Iverson, South Atlantic Fishery Management Council, One Southpark

Circle, Suite 306, Charleston, SC 29407-4699; telephone: 843-571-4366; fax: 843-769-4520; email: [kim.iverson@noaa.gov](mailto:kim.iverson@noaa.gov).

##### **SUPPLEMENTARY INFORMATION:**

##### **Meeting Dates and Locations**

All meetings are scheduled to begin at 6 p.m.

1. April 17, 2001, Crystal Coastal Civic Center, 3505 Arendell Street, Morehead City, NC 28557; telephone: 252-247-3883.

2. April 19, 2001, Cooperative Extension Building, Brunswick County Center, 25 Referendum Dr., Bolivia, NC 28422; telephone: 910-253-2610.

3. May 15, 2001, Town & Country Inn, 2008 Savannah Highway, Charleston, SC 29407; telephone: 843-571-1000.

4. May 21, 2001, Sea Turtle Inn, 1 Ocean Boulevard, Atlantic Beach, FL 32233; telephone: 904-249-7402.

##### **Special Accommodations**

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Council office (see **ADDRESSES**) by April 6, 2001.

Dated: March 27, 2001.

**Bruce C. Morehead,**

*Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.*

[FR Doc. 01-8051 Filed 3-30-01; 8:45 am]

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#### **DEPARTMENT OF COMMERCE**

##### **National Oceanic and Atmospheric Administration**

##### **50 CFR Part 622**

[I.D. 032101F]

##### **South Atlantic Fishery Management Council; Public Scoping Meetings.**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Notification of public meetings.

**SUMMARY:** The Council will hold nine public scoping meetings to gather public comments regarding the use of Marine Protected Areas (MPAs) as a fishery management tool, emphasizing the conservation of essential fish habitat and the species associated with the snapper/grouper complex. These MPAs may be nearshore and/or offshore, as well as natural and/or man-made.

The Council is currently considering the following type of actions regarding