

Federal Reserve

Friday
November 29, 1996

Part XXXIV

**Office of Personnel
Management**

Semiannual Regulatory Agenda

OFFICE OF PERSONNEL MANAGEMENT (OPM)

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Ch. I

Semiannual Regulatory Agenda

AGENCY: Office of Personnel Management.

ACTION: Semiannual regulatory agenda.

SUMMARY: The following Office of Personnel Management (OPM) regulations are scheduled for development or review from October 1,

1996, through September 30, 1997. This agenda carries out OPM's responsibilities to publish a semiannual agenda under E.O. 12866 "Regulatory Planning and Review" and the Regulatory Flexibility Act (5 U.S.C. chapter 6). This publication in the Federal Register does not impose a binding obligation on the Office of Personnel Management with regard to any specific item on the agenda. Additional regulatory action is not precluded.

FOR FURTHER INFORMATION CONTACT: Jacqueline D. Carter, (202) 606-1973.

SUPPLEMENTARY INFORMATION: For this edition of OPM's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

Office of Personnel Management.
James B. King,
Director.

Prerule Stage

Sequence Number	Title	Regulation Identifier Number
4041	Availability of Official Information	3206-AG92

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
4042	Summer Employment	3206-AG21
4043	Appointment of Noncitizens in the Excepted Service	3206-AH52
4044	Personnel Records	3206-AH24
4045	Employment in the Excepted Service	3206-AH53
4046	Temporary and Term Employment	3206-AH47
4047	Clarification of Various Staffing Provisions	3206-AH49
4048	Temporary Assignments of Employees Between Federal Agencies, State, Local, and Indian Tribal Governments, Institutions of Higher Learning, and Other Eligible Organizations	3206-AG61
4049	RIF and Performance Management	3206-AH32
4050	Performance Appraisal in the Senior Executive Service	3206-AG91
4051	Pay Administration: Miscellaneous Changes	3206-AH11
4052	Lump-Sum Payments for Annual Leave	3206-AF38
4053	Severance Pay: Miscellaneous	3206-AH12
4054	Pay Administration (General); Collection by Offset From Indebted Government Employees	3206-AH63
4055	Pay Administration Under the FLSA	3206-AG70
4056	Agency Determinations on Payment of Relocation Costs	3206-AH50
4057	Processing Garnishment Orders for Child Support and/or Alimony and Commercial Garnishment of Federal Employees' Pay	3206-AH43
4058	Cost-of-Living Allowance in Nonforeign Areas: Survey Results	3206-AH07
4059	Cost-of-Living Allowances (Nonforeign Areas)	3206-AH51
4060	Political Activity—Federal Employees Residing in Designated Localities (Reg Plan Seq. No. 140)	3206-AF78
4061	Retirement; CSRS and FERS Amendments Relating to Health Care Professionals	3206-AG57
4062	Retirement; Credit for Military Service	3206-AG58
4063	Retirement; Determinations of Marital Status for Survivor Annuities	3206-AG60
4064	Retirement; Service Credit	3206-AH37
4065	Retirement; State Income Tax Withholding Instrumentalities	3206-AH62
4066	Retirement; Court Orders Awarding Survivor Annuities; Correcting or Supplementing the First Order Dividing Marital Property	3206-AG28
4067	Retirement; FERS Elections of Coverage	3206-AG96
4068	Federal Employees Group Life Insurance Program: Miscellaneous Changes	3206-AG63
4069	Federal Employees Health Benefits Program (FEHBP); Preemption	3206-AF70
4070	Federal Employees Health Benefits Program; Termination of Unreconciled Enrollments	3206-AH61
4071	Establishing a Merit Requirement	3206-AH39

OPM

Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
4072	Federal Employees Health Benefits (FEHBP) Acquisition Regulation; Preemption of Taxes	3206-AF95

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
4073	Claims Collections Standards; Debt Collection Act of 1982; Salary Offset	3206-AG64
4074	Promotion and Internal Placement; Accelerated Qualifications	3206-AG19
4075	Job Listings; Full Consideration of Displaced Defense Employees	3206-AF36
4076	Career Transition Assistance for Surplus and Displaced Federal Employees	3206-AH26
4077	Reduction in Force; Retreat Rights	3206-AG77
4078	Restoration to Duty From Military Service or Compensable Injury	3206-AG02
4079	Presidential Management Intern Program	3206-AG17
4080	Training	3206-AF99
4081	Employee Responsibilities and Conduct; Supplemental Standards of Ethical Conduct for Employees of the Office of Personnel Management	3206-AG87
4082	Classification Appeals	3206-AH38
4083	Prevailing Rate Systems; Redefinition of the Oneida, New York, Nonappropriated Fund Wage Area	3206-AH41
4084	Prevailing Rate Systems; Redefinition of Anchorage, Ak, Nonappropriated Fund Wage Area	3206-AH54
4085	Prevailing Rate Systems; Redefinition of the Norfolk, MA, Nonappropriated Fund Wage Area	3206-AH58
4086	Prevailing Rate Systems; Abolishment of San Joaquin, CA, Nonappropriated Fund Wage	3206-AH59
4087	Prevailing Rate Systems; Redefinition of the Marion, IN, Nonappropriated Fund Wage Area	3206-AH60
4088	Voluntary Separation Incentive Repayment Waivers	3206-AG20
4089	Pay Administration; Availability Pay for Criminal Investigators	3206-AG47
4090	Severance Pay; Panama Canal Commission Employees	3206-AF89
4091	Processing Garnishment Orders for Child Support and/or Alimony	3206-AH55
4092	Cost-Of-Living Allowances (Nonforeign Areas): Pilot Partnership Project	3206-AH56
4093	Family and Medical Leave (Reg Plan Seq. No. 141)	3206-AH10
4094	Retirement; Coverage - Non-Appropriated Fund Instrumentalities	3206-AH57
4095	Retirement Coverage for DC Financial Control Board Employees	3206-AG78
4096	Retirement; Debt Collection	3206-AE72
4097	Retirement; FERS Basic Annuity	3206-AE73
4098	Federal Employees' Group Life Insurance Program; Merging of Parts of CFR Pertaining to Life Insurance (FEGLI)	3206-AF32
4099	Federal Employees Health Benefits Program; Payment of Premiums for Periods of Leave Without Pay or Insufficient Pay	3206-AG66
4100	Federal Employees Health Benefits Program: Opportunities to Enroll and Change Enrollment	3206-AH46
4101	Funding of Administrative Law Judge Examination	3206-AH31
4102	Federal Employees Health Benefits Program Acquisition Regulation: Truth in Negotiations Act and Related Changes	3206-AH45

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
4103	Time-In-Grade Restrictions	3206-AG06
4104	Amendment to Selective Service Registration Requirements	3206-AD68
4105	Career and Career-Conditional Employment	3206-AG22
4106	Career and Career-Conditional Appointment Under Special Authorities	3206-AG90
4107	Noncompetitive Appointments of Corporation for National Service Employees	3206-AH48
4108	Performance Management Reform	3206-AF57
4109	Suitability—Suitability Disqualification/Rating Actions	3206-AC19
4110	Personnel Security and Related Programs	3206-AC21
4111	Investigations	3206-AB92

OPM

Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
4112	Debarments, Civil Monetary Penalties, and Assessments Imposed Against Providers	3206-AD76

Completed Actions

Sequence Number	Title	Regulation Identifier Number
4113	Agency Relationships With Organizations Representing Federal Employees and Other Organizations	3206-AG38
4114	Use of Private Sector Temporaries	3206-AE80
4115	Executive, Management, and Supervisory Development	3206-AF96
4116	Interagency Placement Program	3206-AG11
4117	Performance Appraisal in the Senior Executive Service	3206-AH34
4118	Classification Simplification	3206-AG27
4119	Pay Under the General Schedule: Termination of Interim Geographic Adjustments	3206-AH09
4120	Pay Under the General Schedule; Locality Pay Areas for 1997	3206-AG88
4121	Prevailing Rate Systems: Clarification of Responsibilities of Participating Organizations	3206-AG99
4122	Prevailing Rate Systems; Abolishment of Philadelphia, PA, Nonappropriated Fund Wage Area	3206-AH22
4123	Prevailing Rate Systems; Changes in Survey Responsibilities for Certain Appropriated Fund Federal Wage System Federal Wage Areas	3206-AH28
4124	Prevailing Rate Systems; Abolishment of Franklin, OH, Nonappropriated Fund Wage Area	3206-AH29
4125	Pay Administration Under the FLSA; Compliance	3206-AA40
4126	Separate Maintenance Allowance for Duty at Johnston Island	3206-AH17
4127	Political Activities of Federal Employees	3206-AH33
4128	Retirement; Alternative Form of Annuity	3206-AG16
4129	Federal Employees Health Benefits Program (FEHBP); Limitation on Physician Charges and FEHBP Payments; Omnibus Budget Reconciliation Act (OBRA) of 1993 Provision	3206-AG31
4130	Federal Employees Health Benefits Program (FEHBP); Opportunities To Enroll and Change Enrollment	3206-AG32
4131	Federal Employees Health Benefits Program: Acquisition Regulation; Truth in Negotiation Act and Related Changes	3206-AH14

OFFICE OF PERSONNEL MANAGEMENT (OPM)

Prerule Stage

4041. AVAILABILITY OF OFFICIAL INFORMATION

Priority: Info./Admin./Other

Legal Authority: 5 USC 552 Freedom of Information Act

CFR Citation: 5 CFR 294

Legal Deadline: None

Abstract: The proposed rulemaking will make minor changes to subpart A of 5 CFR 294, Availability of Official Information Act. The rulemaking will provide additional information on the definition of terms used in the search and review process, update office

addressees, and clarify that any written request that meets the specified marking and content requirements will be recognized as an official FOIA request. These changes are designed to benefit the public by providing updated information on where to direct FOIA requests, and improve the wording of the regulation to fully and accurately meet the provisions of the FOIA. There will be no significant change to the existing operational procedures in place at OPM.

Timetable:

Action	Date	FR Cite
ANPRM	03/00/97	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert M. Huley, Ofc of Information Technology, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415-0001
 Phone: 202 418-3210
 Fax: 202 418-3251
 Email: RMHuley@OPM.GOV

RIN: 3206-AG92

OFFICE OF PERSONNEL MANAGEMENT (OPM)

Proposed Rule Stage

4042. SUMMER EMPLOYMENT

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 3301; 5 USC 3302; EO 10577
CFR Citation: 5 CFR 338.202(b)(2); 5 CFR 213.3101(c); 5 CFR 213.3101(e); 5 CFR 213.3101(f); 5 CFR 338.202(e); 5 CFR 338.202(a); 5 CFR 338.202(b); 5 CFR 338.202(b)(1); 5 CFR 338.202(b)(3); 5 CFR 338.202(b)(4); 5 CFR 338.202(c); 5 CFR 338.202(c)(1); 5 CFR 338.202(c)(2); 5 CFR 338.202(c)(3); 5 CFR 338.202(d); ...
Legal Deadline: None

Abstract: The summer employment program is now part of broader programs for student employment. References to summer employment will be removed.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	
Final Action	12/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Karen Jacobs, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 TDD: 202 606-0023
 Fax: 202 606-2329
RIN: 3206-AG21

4043. ● APPOINTMENT OF NONCITIZENS IN THE EXCEPTED SERVICE

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 3301; 5 USC 3302
CFR Citation: 5 CFR 213.3102(bb)
Legal Deadline: None
Abstract: Revises existing government-wide excepted service appointment

authority for the appointment of noncitizens in the absence of qualified citizens. Individual agency authorities for this purpose will no longer be needed.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Sylvia Cole, Staffing Reinvention Office, Employment Service, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-1386
RIN: 3206-AH52

4044. PERSONNEL RECORDS

Priority: Info./Admin./Other
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 552; 5 USC 4315; EO 12107; 5 USC 1103; 5 USC 1104; 5 USC 1302; EO 9830; 5 USC 2951; 5 USC 3301; EO 12107

CFR Citation: 5 CFR 293
Legal Deadline: None
Abstract: The regulatory changes will: (1) simplify the requirements for maintaining employee personnel records, (2) clarify agency responsibility for personnel recordkeeping as delegated by the regulation, and (3) give greater latitude to agencies in establishing and maintaining employee medical and performance records.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Linda Brick, Human Resources Systems Service, Personnel Records and Systems, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-1126
 Fax: 202 606-1719
RIN: 3206-AH24

4045. ● EMPLOYMENT IN THE EXCEPTED SERVICE

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 5 USC 3301; 5 USC 1302; 5 USC 3302; 5 USC 8151; EO 10577

CFR Citation: 5 CFR 302
Legal Deadline: None
Abstract: The revised regulations will make it easier for agencies to understand how to run the excepted service employment system, and thus create better and more efficient employment procedures.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Christina Vey, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 Fax: 202 606-2329
RIN: 3206-AH53

4046. ● TEMPORARY AND TERM EMPLOYMENT

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 3301; 5 USC 3302; EO 10577
CFR Citation: 5 CFR 316
Legal Deadline: None
Abstract: Changes non-permanent appointment types and procedures to be consistent with newly expanded delegation of examining authority to agencies.

Timetable:

Action	Date	FR Cite
NPRM	09/09/96	61 FR 47450
NPRM Comment Period End	12/31/96	
Final Action	03/00/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Ellen Russell or Karen Jacobs, Employment Service,

OPM

Proposed Rule Stage

Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 TDD: 202 606-0023
 Fax: 202 606-2329
RIN: 3206-AH47

4047. • CLARIFICATION OF VARIOUS STAFFING PROVISIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 1202; 5 USC 3301; 5 USC 3302

CFR Citation: 5 CFR 330.403; 5 CFR 213.103(a); 5 CFR 300.501; 5 CFR 315.603(a); 5 CFR 315.608; 5 CFR 332.301; 5 CFR 338.202(3)

Legal Deadline: None

Abstract: Revises several appointing authorities to make them clearer and to delete references to the former Federal Personnel Manual and other obsolete provisions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	06/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Karen Jacobs, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 TDD: 202 606-0023
 Fax: 202 606-2329

RIN: 3206-AH49

4048. TEMPORARY ASSIGNMENTS OF EMPLOYEES BETWEEN FEDERAL AGENCIES, STATE, LOCAL, AND INDIAN TRIBAL GOVERNMENTS, INSTITUTIONS OF HIGHER LEARNING, AND OTHER ELIGIBLE ORGANIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 33

CFR Citation: 5 CFR 334

Legal Deadline: None

Abstract: Changes in the regulations to incorporate revisions to the Intergovernmental Personnel Act (IPA) contained in the Defense Authorization Act for Fiscal Year 1995; and incorporate any requirements in Federal Personnel Manual (FPM) Chapter 334 that need to be continued following abolishment of the Chapter under FPM Sunset. Other procedural guidance from FPM Chapter 334 will be issued in an information handbook or manual.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Anthony Ryan, Office of Merit Systems Oversight and Effectiveness, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-1181
 Fax: 202 606-3577

RIN: 3206-AG61

4049. RIF AND PERFORMANCE MANAGEMENT

Priority: Other Significant

Legal Authority: 5 USC 1302; 5 USC 3502; 5 USC 3503

CFR Citation: 5 CFR 351; 5 CFR 430

Legal Deadline: None

Abstract: The Office of Personnel Management is proposing regulations that provide agencies with new options to award employees retention service credit in reduction in force based on the employees' performance ratings. These regulations reflect the new flexibility agencies have to use as few as two summary rating levels for appraisals of non-SES employees provided in final performance management regulations OPM published on 8/23/95, at 60 FR 43936. These proposed regulations also make other conforming technical and editorial changes in parts 351 and 430.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ed McHugh, Employment Service, Workforce

Restructuring Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0960
 Fax: 202 606-2329

RIN: 3206-AH32

4050. PERFORMANCE APPRAISAL IN THE SENIOR EXECUTIVE SERVICE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 5 USC 4315

CFR Citation: 5 CFR 430, subpart C

Legal Deadline: None

Abstract: Proposed revision of SES regulations in 5 CFR 430, subpart C, will focus on: 1) changes which increase agency flexibility to develop SES appraisal systems tailored to their needs; 2) elimination of language which merely repeats statutory provisions; and, 3) simplification of agency submission requirements for approval of appraisal systems.

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
Final Action	10/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William C. Collins, Office of Executive Resources, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
 Phone: 202 606-2246
 Fax: 202 606-3126

RIN: 3206-AG91

4051. PAY ADMINISTRATION: MISCELLANEOUS CHANGES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5304; 5 USC 5365; 5 USC 5753; 5 USC 5527; 5 USC 5596; 5 USC 5941; 5 USC 5754

CFR Citation: 5 CFR 531; 5 CFR 536; 5 CFR 550; 5 CFR 551; 5 CFR 591; 5 CFR 575; 5 CFR 610; 5 CFR 630; 5 CFR 304

Legal Deadline: None

Abstract: This proposed regulation would amend 5 CFR 304, 531, 536, 550, 551, 575, 591, 610 and 630 to make miscellaneous technical corrections and clarifying changes.

OPM

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: D. Bryce Baker, Office of Compensation Policy, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2858
Fax: 202 606-0824

RIN: 3206-AH11

4052. LUMP-SUM PAYMENTS FOR ANNUAL LEAVE

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5553

CFR Citation: 5 CFR 550, subpart L

Legal Deadline: None

Abstract: The Technical and Miscellaneous Civil Service Amendments Act of 1992 (Pub. L. 102-378, October 2, 1992) created a new provision, 5 U.S.C. 5553, to provide OPM with regulatory authority for administering lump-sum payments for annual leave.

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: JoAnn Perrini, Office of Compensation Policy, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2858
Fax: 202 606-0824

RIN: 3206-AF38

4053. SEVERANCE PAY: MISCELLANEOUS

Priority: Other Significant

Legal Authority: 5 USC 5595

CFR Citation: 5 CFR 550, subpart G

Legal Deadline: None

Abstract: The proposed regulation would clarify or revise the severance pay rules relating to such issues as the creditability of service, and the definition of "involuntary separation."

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: D. Bryce Baker, Office of Compensation Policy, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2858
Fax: 202 606-0824

RIN: 3206-AH12

4054. ● PAY ADMINISTRATION (GENERAL); COLLECTION BY OFFSET FROM INDEBTED GOVERNMENT EMPLOYEES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5514

CFR Citation: 5 CFR 550, subpart K

Legal Deadline: None

Abstract: OPM plans regulatory changes to salary offset regulations which are needed to comply with changes required by or resulting from Public Law 103-134

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
NPRM Comment	05/00/97	
Period End		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Ron Genua, Human Resources Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2858
Fax: 202 606-0824

RIN: 3206-AH63

4055. PAY ADMINISTRATION UNDER THE FLSA

Priority: Routine and Frequent

Legal Authority: 29 USC 204(f)

CFR Citation: 5 CFR 551

Legal Deadline: None

Abstract: Proposed revisions to regulations would delete nonexistent sections under Subpart B, update antiquated references, simplify

regulatory language, add special exemption categories stemming from court decisions, such as computer specialists under professional exemption criteria, and regulate, as necessary, to accommodate GAO's transfer of the FLSA claims function to OPM.

Timetable:

Action	Date	FR Cite
NPRM	02/00/97	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffrey D. Miller, Office of Merit Systems Oversight and Effectiveness, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2530
TDD: 202 606-2663

RIN: 3206-AG70

4056. ● AGENCY DETERMINATIONS ON PAYMENT OF RELOCATION COSTS

Priority: Other Significant

Legal Authority: 5 USC 1103(9)(7)

CFR Citation: 5 CFR 572

Legal Deadline: None

Abstract: Provides criteria under which agencies may determine that relocation expenses will not be paid. Encourages as broad a competition for hiring as possible and expands employment opportunities for displaced Federal employees.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830
TDD: 202 606-0023
Fax: 202 606-2329

RIN: 3206-AH50

OPM

Proposed Rule Stage

4057. • PROCESSING GARNISHMENT ORDERS FOR CHILD SUPPORT AND/OR ALIMONY AND COMMERCIAL GARNISHMENT OF FEDERAL EMPLOYEES' PAY**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 659; 15 USC 1673; EO 12105; 5 USC 5520a; PL 104-106, sec 643; EO 12897**CFR Citation:** 5 CFR 581; 5 CFR 582**Legal Deadline:** Final, Statutory, February 10, 1996.

Pub.L. 104-106 requires agencies to deduct for the garnishment orders.

Abstract: In accordance with Pub. L. 104-193, amends 5 CFR part 581. Amends the definition of child support. Expands the Federal payments subject to garnishment. Amends 5 CFR part 582 as required by Pub. L. 104-106 to require deduction for the cost of processing a garnishment order. Clarifies the order of precedence for tax levies and the applicability of the Consumer Credit Protection Act where the debtor receives two or more types of remuneration. Clarifies OPM's intent regarding the statutory waiver of sovereign immunity.

Timetable:

Action	Date	FR Cite
NPRM	12/00/96	
Final Action	09/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Murray M. Meeker, Office of the General Counsel, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-1700
Fax: 202 606-0082

RIN: 3206-AH43**4058. COST-OF-LIVING ALLOWANCE IN NONFOREIGN AREAS: SURVEY RESULTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 5941**CFR Citation:** 5 CFR 591**Legal Deadline:** None

Abstract: The Office of Personnel Management will issue proposed regulations implementing any increases in nonforeign area cost-of-living allowance (COLA) rates indicated by COLA survey results. Section 5941 of title 5, United States Code, provides for

the payment of nonforeign area cost-of-living allowances (COLA's) in Alaska, Hawaii, and other nonforeign overseas areas. The Office of Personnel Management conducts living-cost surveys to set COLA rates. Reductions in nonforeign area COLA rates are prohibited by the Treasury, Postal Service, and General Government Appropriations Act, 1992, as amended, through December 31, 1998, and will not be proposed during the restricted period.

Timetable:

Action	Date	FR Cite
Notice Winter 1995 Report	02/02/96	61 FR 4070
NPRM	10/00/96	
Final Action	01/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Kurt M. Springmann, Human Resources and Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2838
Fax: 202 606-4264

RIN: 3206-AH07**4059. • COST-OF-LIVING ALLOWANCES (NONFOREIGN AREAS)****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 5941; EO 10000**CFR Citation:** 5 CFR 591**Legal Deadline:** None

Abstract: Section 5941 of title 5 United States Code, provides for the payment of nonforeign area cost-of-living allowances (COLA's) in Alaska, Hawaii, and other nonforeign overseas areas. OPM is planning to issue regulations that would (1) remove obsolete references in 5 CFR 591.203(b), (2) allow for coverage of employees in administratively determined pay systems, (3) extend COLA eligibility to employees on long-term temporary assignments who are not receiving per diem, and (4) extend post differential eligibility to employees on long-term temporary assignments in the same manner as is provided by the State Department in foreign areas.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Interim Final Rule	02/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Kurt M. Springmann, Human Resources Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2838
Fax: 202 606-4264

RIN: 3206-AH51**4060. POLITICAL ACTIVITY—FEDERAL EMPLOYEES RESIDING IN DESIGNATED LOCALITIES**

Regulatory Plan: This entry is Seq. No. 140 in Part II of this issue of the Federal Register.

RIN: 3206-AF78**4061. RETIREMENT; CSRS AND FERS AMENDMENTS RELATING TO HEALTH CARE PROFESSIONALS****Priority:** Info./Admin./Other**Legal Authority:** 5 USC 8347(a); 5 USC 8461(g)**CFR Citation:** 5 CFR 831; 5 CFR 841; 5 CFR 842**Legal Deadline:** None

Abstract: These regulations implement the special retirement provisions applicable to certain health care professionals employed by the Veterans Health Service and other designated agencies.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	03/00/97	

Small Entities Affected: None**Government Levels Affected:** None

Agency Contact: Cynthia Reinhold, Retirement and Insurance Service, Office of Retirement Policy Development, Office of Personnel Management, 1900 E St. NW., Washington DC 20415
Phone: 202 606-0299

RIN: 3206-AG57**4062. RETIREMENT; CREDIT FOR MILITARY SERVICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 8347(a); 5 USC 8461(g); 38 USC 4331**CFR Citation:** 5 CFR 8347(a); 5 CFR 8461(g); 5 CFR 842.306; 5 CFR 842.307

OPM

Proposed Rule Stage

Legal Deadline: None

Abstract: These regulations implement changes in the treatment of certain military service under CSRS and FERS required under the Uniformed Services Employment and Reemployment Act of 1994 (USERA).

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Howard T. Newland, Jr., Retirement and Insurance Service, Office of Retirement Policy Development, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AG58

4063. RETIREMENT; DETERMINATIONS OF MARITAL STATUS FOR SURVIVOR ANNUITIES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8347; 5 USC 8461

CFR Citation: 5 CFR 831; 5 CFR 842; 5 CFR 843

Legal Deadline: None

Abstract: These regulations would establish the standards of evidence that OPM will require to prove entitlement to a survivor annuity as the surviving spouse of a deceased employee or retiree.

Timetable:

Action	Date	FR Cite
NPRM	03/00/97	
Final Action	07/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold L. Siegelman, Retirement and Insurance Service, Office of Retirement Policy Development, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AG60

4064. RETIREMENT; SERVICE CREDIT

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8347

CFR Citation: 5 CFR 831, subpart C

Legal Deadline: None

Abstract: These regulations would provide that no retirement credit could be granted for periods of service for which retirement deductions were refunded and not repaid even when the refund was paid based on an erroneous separation.

Timetable:

Action	Date	FR Cite
NPRM	11/00/96	
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Patricia A. Rochester, Federal Retirement Benefits Specialist, Retirement and Insurance Service, Office of Personnel Management, Retirement Policy Division, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AH37

4065. • RETIREMENT; STATE INCOME TAX WITHHOLDING INSTRUMENTALITIES

Priority: Info./Admin./Other

Legal Authority: 5 USC 8345

CFR Citation: 5 CFR 831, subpart S; 5 CFR 841, subpart J

Legal Deadline: None

Abstract: These regulations modify existing regulations to reflect changes designed to expand and streamline the process of withholding state income tax from CSRS and FERS annuities.

Timetable:

Action	Date	FR Cite
NPRM	05/00/97	
Final Action	08/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold Siegelman, Retirement and Insurance Service, Retirement Policy Division, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AH62

4066. RETIREMENT; COURT ORDERS AWARDING SURVIVOR ANNUITIES; CORRECTING OR SUPPLEMENTING THE FIRST ORDER DIVIDING MARITAL PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8347; 5 USC 8461

CFR Citation: 5 CFR 838

Legal Deadline: None

Abstract: These regulations would establish standards for determining which supplemental or correcting court orders are not "modifications" and the procedures applicable to such orders. They also provide for the continuation of the former spouse's survivor coverage and the reduction in the retiree's annuity until the State court decides the extent of the former spouse's rights to retirement benefits.

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold L. Siegelman, Retirement and Insurance Group, Office of Retirement Policy Development, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AG28

4067. RETIREMENT; FERS ELECTIONS OF COVERAGE

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8347(a); 5 USC 8461(g); PL 99-335, sec 301(d)(3)

CFR Citation: 5 CFR 846

Legal Deadline: None

Abstract: These regulations implement title III of the Federal Employees Retirement System Act of 1986, as amended, dealing with the election of FERS coverage by employees under the Civil Service Retirement System and certain other employees. The regulations contain regulatory and interpretative rules concerning employees' eligibility to elect FERS coverage, procedures for electing FERS coverage, and basic benefits based on the service for employees who elect FERS coverage.

OPM

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/21/87	52 FR 19235
Interim Final Rule	09/13/93	58 FR 47821
NPRM	01/00/97	
Final Action	05/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold L. Siegelman, Retirement and Insurance Service, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415-0001
Phone: 202 606-2299

RIN: 3206-AG96

4068. FEDERAL EMPLOYEES GROUP LIFE INSURANCE PROGRAM; MISCELLANEOUS CHANGES

Priority: Info./Admin./Other

Legal Authority: 5 USC 8716

CFR Citation: 5 CFR 870

Legal Deadline: None

Abstract: These regulations include a group of changes to FEGLI regulations that will clarify procedures for signing and witnessing designations of beneficiary, accepting designations of beneficiary by facsimile, accepting DNA evidence to establish paternity, etc.

Timetable:

Action	Date	FR Cite
NPRM	06/00/97	
Final Action	12/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Karen Leibach, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004
Fax: 202 606-0633

RIN: 3206-AG63

4069. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM (FEHBP); PREEMPTION

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8913

CFR Citation: 5 CFR 890

Legal Deadline: None

Abstract: Regulation to clarify the scope of the FEHBP statutory

preemption of taxes, fees, and other monetary payments imposed by States, the District of Columbia, the Commonwealth of Puerto Rico, and any political subdivisions or other governmental authorities and to dispel any confusion regarding the applicability of the preemption to both the FEHBP carriers and the enrollees.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	
Final Action	01/00/98	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert G. Iadicicco, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004
Fax: 202 606-0633

RIN: 3206-AF70

4070. • FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM; TERMINATION OF UNRECONCILED ENROLLMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8913

CFR Citation: 5 CFR 890

Legal Deadline: None

Abstract: Regulations authorizing FEHB carriers to terminate an FEHB enrollment when the enrollment reconciliation process results in an unresolved discrepancy between carrier and employing office enrollment records. Enrollees will have the right of appeal to OPM.

Timetable:

Action	Date	FR Cite
NPRM	01/00/97	
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Margaret Sears, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004

Fax: 202 606-0633

RIN: 3206-AH61

4071. ESTABLISHING A MERIT REQUIREMENT

Priority: Other Significant

Legal Authority: PL 91-648

CFR Citation: 5 CFR 900, subpart F

Legal Deadline: None

Abstract: The Intergovernmental Personnel Act, Pub. L. 91-648, vests OPM with the authority to determine compliance with the Law and with resolving allegations of non-compliance through advice and assistance to Chief executives of the jurisdictions and Heads of grantor agencies. Proposed revisions to the regulations would establish a mechanism to resolve complaints regarding merit system standards required of State and local governments that receive grants-in-aid from Federal agencies. Complaints would be initially directed to the grantor agencies. Currently, there are no means for complainants to resolve issues except to make allegations to OPM.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: Gary L. Smith, Office of Merit Systems Oversight and Effectiveness, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2762

RIN: 3206-AH39

4072. FEDERAL EMPLOYEES HEALTH BENEFITS (FEHBP) ACQUISITION REGULATION; PREEMPTION OF TAXES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8913; 40 USC 486(c)

CFR Citation: 48 CFR 1629; 48 CFR 1631; 48 CFR 1652

Legal Deadline: None

Abstract: Regulations to clarify the scope of the Federal Employees Health Benefits (FEHB) Program statutory preemption of taxes, fees, and other

OPM

Proposed Rule Stage

monetary payments imposed by States, the District of Columbia, the Commonwealth of Puerto Rico, and any political subdivisions or other governmental authorities; and to provide guidance for the FEHB Program carriers to identify them.

Timetable:

Action	Date	FR Cite
NPRM	07/00/97	
Final Action	01/00/98	

Small Entities Affected: None
Government Levels Affected: None
Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Robert G. Iadicicco, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel

Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0004
 Fax: 202 606-0633
RIN: 3206-AF95

OFFICE OF PERSONNEL MANAGEMENT (OPM)

Final Rule Stage

4073. CLAIMS COLLECTIONS STANDARDS; DEBT COLLECTION ACT OF 1982; SALARY OFFSET

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 952; PL 95-454; 5 USC 5514

CFR Citation: 5 CFR 179

Legal Deadline: None

Abstract: The Office of Personnel Management (OPM) is revising the regulations it issued on July 11, 1994, that govern the collection of debts owed to OPM by Federal employees. These regulations implement the debt collection procedures provided under section 5 of the Debt Collection Act of 1982.

Timetable:

Action	Date	FR Cite
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Bob Loring, Office of the Chief Financial Officer, Office of Financial Management, Office of Personnel Management, 1900 E St NW., Washington, DC
 Phone: 202 606-5028

RIN: 3206-AG64

Legal Authority: 5 USC 3301; 5 USC 3302; 5 USC 3329; EO 10577

CFR Citation: 5 CFR 316; 5 CFR 335; 5 CFR 338

Legal Deadline: None

Abstract: Gives agencies greater flexibility to design internal selection systems consistent with merit principles and other applicable status. NPR recommendation.

Timetable:

Action	Date	FR Cite
NPRM	02/20/96	61 FR 6324
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: Supersedes RIN 3206-AG54.

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 TDD: 202 606-0023
 Fax: 202 606-2329

RIN: 3206-AG19

4075. JOB LISTINGS; FULL CONSIDERATION OF DISPLACED DEFENSE EMPLOYEES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 3329; PL 102-484, sec 4432

CFR Citation: 5 CFR 330; 5 CFR 335

Legal Deadline: None

Abstract: Requires agencies to report to OPM announcements of vacancies for which they will accept applications from outside their own work forces.

Requires agencies to give full consideration to displaced DOD employees, Pub. L. 102-484, 5 U.S.C. 3329.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/08/93	58 FR 18139
Final Action Effective	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
 Phone: 202 606-0830
 TDD: 202 606-0023
 Fax: 202 606-2329

RIN: 3206-AF36

4076. CAREER TRANSITION ASSISTANCE FOR SURPLUS AND DISPLACED FEDERAL EMPLOYEES

Priority: Other Significant

Legal Authority: 5 USC 1202; 5 USC 3301; 5 USC 3302; 5 USC 3310; 5 USC 3315; 5 USC 3327; 5 USC 3502; 5 USC 3503; 5 USC 8151; 5 USC 8337(h); 5 USC 8457(b); EO 10577; EO 12828

CFR Citation: 5 CFR 330; 5 CFR 332; 5 CFR 351

Legal Deadline: None

Abstract: Implements a presidential directive requiring agencies to provide services and special selection priority to surplus and displaced Federal employees. Effective 2/29/96.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/27/94	60 FR 67281
Final Action	12/00/96	

4074. PROMOTION AND INTERNAL PLACEMENT; ACCELERATED QUALIFICATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

OPM

Final Rule Stage

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Susan Shelton, Employment Service, Workforce Restructuring Office, Office of Personnel Management, 1900 E St NW., Washington, DC 20415
Phone: 202 606-0960

RIN: 3206-AH26

4077. REDUCTION IN FORCE; RETREAT RIGHTS

Priority: Info./Admin./Other

Legal Authority: 5 USC 3502(a)

CFR Citation: 5 CFR 351

Legal Deadline: None

Abstract: The Office of Personnel Management is issuing interim retention regulations that clarify existing policy on employees' "Retreat" rights. These interim regulations also clarify existing policy concerning the content of specific written reduction in force notices, and issuance of a Certification of Expected Separation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/25/95	60 FR 44253
Final Action	03/00/97	

Small Entities Affected: Undetermined

Government Levels Affected: Federal

Agency Contact: Thomas A. Glennon or Ed McHugh, Employment Service, Workforce Restructuring Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415-0001
Phone: 202 606-0960
Fax: 202 606-2329

RIN: 3206-AG77

4078. RESTORATION TO DUTY FROM MILITARY SERVICE OR COMPENSABLE INJURY

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8151; 38 USC 4301

CFR Citation: 5 CFR 353

Legal Deadline: None

Abstract: Restoration rights of Federal employees who leave employment to perform duty with the uniformed services, implementing USERRA Act of 1994, 48 U.S.C. Chapter 43.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/01/95	60 FR 45650
Final Action	12/30/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Raleigh Neville, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830

RIN: 3206-AG02

4079. PRESIDENTIAL MANAGEMENT INTERN PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: EO 12364; 5 USC 1302; 5 USC 3301

CFR Citation: 5 CFR 362; 5 CFR 315

Legal Deadline: None

Abstract: 5 CFR 362, the Presidential Management Intern program, is amended to clarify nomination, selection, and employment procedures, to modify the career development portion and to make editorial changes. 5 CFR 315 is amended to clarify that PMIS do not serve probation when converted to career-conditional or career appointments.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/01/95	60 FR 11017
Effective Date		
Interim Final Rule	10/00/96	60 FR 11017
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Christina Vay, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW 1400WB, Washington, DC 20415-0001
Phone: 202 606-0830
Fax: 202 606-2329

RIN: 3206-AG17

4080. TRAINING

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 41

CFR Citation: 5 CFR 410

Legal Deadline: None

Abstract: Changes in the regulations to: (1) incorporate revisions to the Government Employees Training Act (GETA) contained in the Federal Workforce Restructuring Act of 1994; (2) incorporate any requirements in Federal Personnel Manual (FPM) chapter 410 that need to be continued following abolishment of the chapter under FPM sunset; and (3) incorporate authority granted to agency heads in FPM Letter 410-34 (provisionally retained) to designate Presidential appointees, other than agency heads, for training. Other procedural guidance from chapter 410 will be issued in an information handbook or manual.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/31/96	61 FR 21947
Final Action	12/31/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Judith Lombard, Office of Human Resource Development, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415-0001
Phone: 202 606-2431
Fax: 202 606-2394
Email: Judith.Lombard@opm.gov

RIN: 3206-AF99

4081. EMPLOYEE RESPONSIBILITIES AND CONDUCT; SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE OFFICE OF PERSONNEL MANAGEMENT

Priority: Routine and Frequent

Legal Authority: 5 USC 552(a); 5 USC 7301

CFR Citation: 5 CFR 4501; 5 CFR 1001

Legal Deadline: None

Abstract: 5 CFR part 1001 sets forth the Privacy Act rules of conduct for OPM employees and cross-references employees to other applicable laws and regulations concerning standards of ethical conduct. 5 CFR part 4501 supplements for OPM employees the Executive branch standards of ethical conduct.

OPM

Final Rule Stage

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/16/96	61 FR 36993
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: 5 CFR 4501 is RIN: 3209-AA15, Supplemental Standards of Ethical Conduct for Employees of the Executive Branch. 5 CFR 1001 is RIN: 3206-AG87, Employee Responsibilities and Conduct.

Agency Contact: Lorraine Lewis, Office of the General Counsel, Office of Personnel Management, 1900 E St. NW. Phone: 202 606-1700 Fax: 202 606-2609

RIN: 3206-AG87

4082. CLASSIFICATION APPEALS

Priority: Info./Admin./Other

Legal Authority: 5 USC 5112

CFR Citation: 5 CFR 511

Legal Deadline: None

Abstract: The position classification appeals regulations require updating to reflect current organization nomenclature following a reorganization within OPM.

Timetable:

Action	Date	FR Cite
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffrey D. Miller, Office of Merit Systems Oversight and Effectiveness, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415 Phone: 202 606-2530 Fax: 202 606-2663

RIN: 3206-AH38

4083. PREVAILING RATE SYSTEMS; REDEFINITION OF THE ONEIDA, NEW YORK, NONAPPROPRIATED FUND WAGE AREA

Priority: Info./Admin./Other

Legal Authority: 5 USC 5343

CFR Citation: 5 CFR 532

Legal Deadline: None

Abstract: OPM plans regulatory actions to abolish the Oneida, NY, nonappropriated fund (NAF) wage area

and to establish a new Jefferson, NY, NAF wage area with a survey area consisting of Jefferson County--currently an unsurveyed county in the Oneida wage area. This change is necessary because the closing of the wage area host activity, Griffiss Air Force Base, left Oneida County without an activity having the capability to conduct a wage survey.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/04/96	61 FR 27995
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Derby, Human Resources Systems Service, Office of Personnel Management, Office of Compensation Policy, 1900 E St. NW., Washington, DC 20415 Phone: 202 606-2848 Fax: 202 606-4264

RIN: 3206-AH41

4084. • PREVAILING RATE SYSTEMS; REDEFINITION OF ANCHORAGE, AK, NONAPPROPRIATED FUND WAGE AREA

Priority: Info./Admin./Other

Legal Authority: 5 USC 5343

CFR Citation: 5 CFR 532

Legal Deadline: None

Abstract: OPM plans regulatory actions to redefine the Anchorage, AK, nonappropriated fund (NAF) Federal Wage System (FWS) wage area for pay-setting purposes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/12/96	61 FR 36609
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Derby, Human Resources Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415 Phone: 202 606-2848 Fax: 202 606-4264

RIN: 3206-AH54

4085. • PREVAILING RATE SYSTEMS; REDEFINITION OF THE NORFOLK, MA, NONAPPROPRIATED FUND WAGE AREA

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5343

CFR Citation: 5 CFR 532

Legal Deadline: None

Abstract: OPM plans regulatory actions to abolish the Norfolk, MA, nonappropriated fund (NAF) wage area and to redefine (1) Norfolk, Plymouth and Suffolk Counties in MA to the Middlesex, MA, NAF wage area and (2) Barnstable and Nantucket Counties in MA to the Newport, RI, wage area. This change is necessary because the closing of the wage area host activity, Naval Air Station, South Weymouth, MA left norfolk County without an activity having the capability to conduct a wage survey.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/23/96	61 FR 49649
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Derby, Human Resources Systems Services, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415 Phone: 202 606-2848 Fax: 202 606-4264

RIN: 3206-AH58

4086. • PREVAILING RATE SYSTEMS; ABOLISHMENT OF SAN JOAQUIN, CA, NONAPPROPRIATED FUND WAGE

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5343

CFR Citation: 5 CFR 532

Legal Deadline: None

Abstract: The Office of Personnel Management proposes to abolish the San Joaquin, CA, nonappropriated fund (NAF) Federal Wage System (FWS) wage area and to redefine its sole county as an area of application to the Sacramento, CA, NAF wage area for paysetting purposes. This change is necessary because the host installation will close on September 30, 1996, and the remaining installation in the area no longer meets the minimum FWS

OPM

Final Rule Stage

employment criterion required to be a survey area.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/17/96	61 FR 48817
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Angela Graham Humes, Human Resources Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2848
Fax: 202 606-4264

RIN: 3206-AH59

4087. ● PREVAILING RATE SYSTEMS; REDEFINITION OF THE MARION, IN, NONAPPROPRIATED FUND WAGE AREA

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5343

CFR Citation: 5 CFR 532

Legal Deadline: None

Abstract: OPM plan regulatory actions to abolish the Marion, IN, nonappropriated fund (NAF) wage area and to redefine (1) Grant, Miami, Allen and Marion Counties, IN, to the Greenville-Montgomery, OH, NAF wage area (2) Martin County, IL to the Hardin-Jefferson, KY, NAF wage area and (3) Vermilion County, IL, to the Lake County, IL, NAF wage area. This change is necessary because the closing of the wage area host activity, Ft. Benjamin Harrison, left Marion County without an activity having the capability to conduct a wage survey.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/10/96	61 FR 47661
Final Action	11/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Frank Derby, Human Resources Systems Services, Office of Personnel Management, Office of Compensation Policy, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2848
Fax: 202 606-4264

RIN: 3206-AH60

4088. VOLUNTARY SEPARATION INCENTIVE REPAYMENT WAIVERS

Priority: Substantive, Nonsignificant

Legal Authority: PL 103-226

CFR Citation: 5 CFR 550

Legal Deadline: None

Abstract: Public Law 103-226 authorizes OPM to waive repayment of a voluntary separation incentive payment if a former employee who accepted the incentive payment is reemployed by an executive agency of the U.S. within 5 years of separation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/09/94	59 FR 55807
Final Action	03/30/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Susan Shelton, Employment Service, Federal Workforce Restructuring Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0960
Fax: 202 606-2329

RIN: 3206-AG20

4089. PAY ADMINISTRATION; AVAILABILITY PAY FOR CRIMINAL INVESTIGATORS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5545a(h); 5 USC 5548

CFR Citation: 5 CFR 550

Legal Deadline: None

Abstract: Regulations on implementation of availability pay, a new form of premium pay for criminal investigators who are required to work, or be available to work substantial amounts of unscheduled overtime duty based on the needs of the employing agency.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/23/94	59 FR 66149
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Kevin Kitchelt, Office of Compensation Policy, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415

Phone: 202 606-2858

Fax: 202 606-0824

RIN: 3206-AG47

4090. SEVERANCE PAY; PANAMA CANAL COMMISSION EMPLOYEES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5595

CFR Citation: 5 CFR 550, subpart G

Legal Deadline: None

Abstract: To amend the severance pay regulations to address the rights of employees who are employed by the Panama Canal Commission when the United States transfers full responsibility for the management, operation, and maintenance of the Panama Canal to the Republic of Panama.

Timetable:

Action	Date	FR Cite
NPRM	07/07/95	60 FR 35342
NPRM Comment Period End	09/05/95	
Final Action	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: D. Bryce Baker, Office of Compensation Policy, Human Resources Systems Service, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2858
Fax: 202 606-0824

RIN: 3206-AF89

4091. ● PROCESSING GARNISHMENT ORDERS FOR CHILD SUPPORT AND/OR ALIMONY

Priority: Info./Admin./Other

Legal Authority: 42 USC 661 to 662

CFR Citation: 5 CFR 581

Legal Deadline: None

Abstract: Updates designated agent lists to receive service of process and to facilitate the service of legal process on Federal employees.

Timetable:

Action	Date	FR Cite
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Murray Meeker, Office of General Council, 1900 E St.

OPM

Final Rule Stage

NW., Office of Personnel Management,
Washington, DC 20415
Phone: 202 606-1700
RIN: 3206-AH55

4092. • COST-OF-LIVING ALLOWANCES (NONFOREIGN AREAS): PILOT PARTNERSHIP PROJECT

Priority: Info./Admin./Other
Legal Authority: 5 USC 5941; EO 10000
CFR Citation: 5 CFR 591
Legal Deadline: None

Abstract: Section 5941 of title 5, United States Code, provides for the payment of nonforeign area cost-of-living allowances (COLA's) in Alaska, Hawaii, and other nonforeign overseas areas. The Office of Personnel Management conducts living-cost surveys to set COLA rates. The proposed regulations will govern the establishment of COLA partnership committees to advise OPM on living-cost surveys, COLA methodology, and other issues affecting the compensation of Federal employees in the nonforeign areas. All members of the committees will be full-time Federal employees.

Timetable:

Action	Date	FR Cite
NPRM	08/12/96	61 FR 41746
Final Action	10/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Kurt M. Springmann, Human Resources Systems Service, Office of Compensation Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-2838
Fax: 202 606-4264
RIN: 3206-AH56

4093. FAMILY AND MEDICAL LEAVE

Regulatory Plan: This entry is Seq. No. 141 in Part II of this issue of the Federal Register.
RIN: 3206-AH10

4094. • RETIREMENT; COVERAGE - NON-APPROPRIATED FUND INSTRUMENTALITIES

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 8347

CFR Citation: 5 CFR 831; 5 CFR 837; 5 CFR 841; 5 CFR 842; 5 CFR 843; 5 CFR 844; 5 CFR 847

Legal Deadline: Final, Statutory, August 9, 1996.

Abstract: These regulations implement the provisions of Pub.L. 104-106 which allow certain employees who have been employed by Non-appropriated Fund Instrumentalities under the jurisdiction of the armed forces to obtain retirement credit under limited circumstances.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/09/96	61 FR 41714
Final Action	01/00/97	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Cynthia Reinhold, Retirement and Insurance Service, Retirement Policy Division, Office of Personnel Management, 1900 E St. NW., Washington, DC 204415
Phone: 202 606-0299
RIN: 3206-AH57

4095. RETIREMENT COVERAGE FOR DC FINANCIAL CONTROL BOARD EMPLOYEES

Priority: Info./Admin./Other
Legal Authority: PL 104-8
CFR Citation: 5 CFR 831; 5 CFR 842

Legal Deadline: None

Abstract: These regulations implement the District of Columbia Financial Responsibility and Management Assistance Act of 1995. They establish standards by which some former Federal employees may carry civil service retirement coverage to employment with the DC Financial Control Board.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/96	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Patrick Jennings, Retirement and Insurance Service, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415-0001
Phone: 202 606-0299
RIN: 3206-AG78

4096. RETIREMENT; DEBT COLLECTION

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 8347; 5 USC 8461

CFR Citation: 5 CFR 835(e)
Legal Deadline: None

Abstract: These regulations will amend the Civil Service Retirement System (CSRS) and Federal Employees Retirement System (FERS) regulations by consolidating existing regulations in three different subparts of the CSRS regulations and 5 CFR 845 in the FERS regulations to eliminate duplication of the provisions governing debt collection. This item is for subpart E of the new part 835, which will address collections of Government claims from payments made by OPM.

Timetable:

Action	Date	FR Cite
NPRM	10/05/92	57 FR 45753
Final Action	06/00/97	

Small Entities Affected: None
Government Levels Affected: None

Agency Contact: Patricia A. Rochester, Retirement and Insurance Service, Office of Retirement and Insurance Policy, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299
RIN: 3206-AE72

4097. RETIREMENT; FERS BASIC ANNUITY

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 8461

CFR Citation: 5 CFR 842(b) to (g)
Legal Deadline: None

Abstract: These final regulations will amend FERS Basic Annuity regulations governing Eligibility (subpart B), Credit for Service (subpart C), Computations (subpart F), and Alternative Forms of Annuity (subpart G). These regulations have been published at various times in interim final form, and have been affected by statutory changes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/16/87	52 FR 2061
Interim Final Rule	01/16/87	52 FR 2067
Interim Final Rule	02/11/87	52 FR 4473
Interim Final Rule	02/11/87	52 FR 4479

OPM

Final Rule Stage

Action	Date	FR Cite
Interim Final Rule	05/14/87	52 FR 18193
Interim Final Rule	04/08/88	53 FR 11635
Interim Final Rule	02/09/90	55 FR 4598
Final Rule	12/27/90	55 FR 53136
Interim Final Rule	02/19/91	56 FR 6549
Final Action	04/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold L. Siegelman, Retirement and Insurance Service, Office of Retirement Policy Development, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0299

RIN: 3206-AE73

4098. FEDERAL EMPLOYEES' GROUP LIFE INSURANCE PROGRAM; MERGING OF PARTS OF CFR PERTAINING TO LIFE INSURANCE (FEGLI)

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8716

CFR Citation: 5 CFR 870; 5 CFR 871; 5 CFR 872; 5 CFR 873; 5 CFR 874

Legal Deadline: None

Abstract: Regulations to merge and consolidate the four parts of the Code pertaining to FEGLI in order to simplify and facilitate understanding of the FEGLI Program. These regulations will also incorporate as final the following interim regulations: (1) implementing section 4 of Pub.L. 103-336, which amended FEGLI law to provide that all Federal employees and former employees could irrevocably assign ownership of their FEGLI coverage to someone else (60 FR 51882, October 4, 1995, and (2) implementing Pub.L. 103-409, the FEGLI Living Benefits Act of 1994, which provides for the election by a terminally ill individual covered by FEGLI basic insurance of a lump sum payment of basic insurance as a Living Benefit (60 FR 31371, June 15, 1995).

Timetable:

Action	Date	FR Cite
NPRM	05/13/95	60 FR 21759
NPRM Comment Period End	07/03/95	
Final Action	03/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Karen Leibach, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004
Fax: 202 606-0633

RIN: 3206-AF32

4099. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM; PAYMENT OF PREMIUMS FOR PERIODS OF LEAVE WITHOUT PAY OR INSUFFICIENT PAY

Priority: Info./Admin./Other

Legal Authority: 5 USC 8913

CFR Citation: 5 CFR 890

Legal Deadline: None

Abstract: Regulations that establish a requirement that Federal agencies counsel employees entering nonpay status, or whose pay is insufficient to cover their FEHB premium payments, of the options of continuing or terminating their FEHB coverage, and if continuing, of paying premiums directly on a current basis or incurring a debt to be withheld from future salary. These regulations are intended to ensure employees are fully aware of these alternatives.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/22/96	61 FR 37807
Final Action	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert G. Iadicicco, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004
Fax: 202 606-0633

RIN: 3206-AG66

4100. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM: OPPORTUNITIES TO ENROLL AND CHANGE ENROLLMENT

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 8913

CFR Citation: 5 CFR 890

Legal Deadline: None

Abstract: The primary purpose of these regulations is to clarify and simplify the rules governing the opportunities to enroll or change enrollment and thereby improve our service to our customers, the individuals enrolled and eligible to enroll in the FEHBP. The regulations: (1) organize the opportunities to enroll and change enrollment into separate categories for employees, annuitants, former spouses enrolled under Spouse Equity provisions, and individuals enrolled under Temporary Continuation of Coverage; (2) further group these opportunities together based on similar characteristics, such as opportunities based on a change of employment status, or a loss of health benefits coverage; (3) standardize as much as possible the requirements for each opportunity, for example permitting individuals to enroll or change enrollment within the period beginning 31 days before and ending 60 days after the qualifying event.

Timetable:

Action	Date	FR Cite
NPRM	07/09/96	61 FR 35973
NPRM Comment Period End	09/09/96	
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Myers, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Programs, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0004
Fax: 202 606-0633

RIN: 3206-AH46

4101. FUNDING OF ADMINISTRATIVE LAW JUDGE EXAMINATION

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 1104

CFR Citation: 5 CFR 930

Legal Deadline: None

OPM

Final Rule Stage

Abstract: Sets forth the requirement for agencies employing administrative law judges to reimburse OPM for the cost of conducting examinations.

Timetable:

Action	Date	FR Cite
NPRM	07/29/96	61 FR 39267
NPRM Comment Period End	08/28/96	
Interim Final Rule	12/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830
TDD: 202 606-0023
Fax: 202 606-2329

RIN: 3206-AH31

4102. • FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM ACQUISITION REGULATION: TRUTH IN NEGOTIATIONS ACT AND RELATED CHANGES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8913; 40 USC 486(c); PL 103-355

CFR Citation: 48 CFR 1602; 48 CFR 1604; 48 CFR 1615; 48 CFR 1616; 48 CFR 1622; 48 CFR 1631; 48 CFR 1644; 48 CFR 1652; 48 CFR 1653

Legal Deadline: None

Abstract: Regulation to amend the Federal Employees Health Benefits Acquisition Regulation (FEHBAR) to implement those portions of the Federal Acquisition Streamlining Act of 1994 (FASA) that make specific changes to the Truth in Negotiations Act (TINA) or that impact other areas of the FEHBAR affecting contract pricing.

Timetable:

Action	Date	FR Cite
NPRM	06/24/96	61 FR 32401
NPRM Comment Period End	07/24/96	
Final Action	01/00/97	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Mary Ann Mercer, Retirement and Insurance Service, Insurance Policy and Information Division, Office of Personnel Management, Office of Insurance Program, 1900 E St. NW., Washington, DC 20414

Phone: 202 606-0004

Fax: 202 606-0633

RIN: 3206-AH45

OFFICE OF PERSONNEL MANAGEMENT (OPM)

Long-Term Actions

4103. TIME-IN-GRADE RESTRICTIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 5 USC 3301; 5 USC 3302; EO 10577

CFR Citation: 5 CFR 300

Legal Deadline: None

Abstract: Eliminates requirement that employees serve 1 year in grade to be eligible for promotion above the GS-5 level. This is separate from the qualifications requirement for 1 year experience at the next lowest grade or equivalent for promotion.

Timetable:

Action	Date	FR Cite
NPRM	06/15/94	59 FR 30717
NPRM Comment Period End	01/10/95	60 FR 2546
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel

Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830
TDD: 202 606-0023
Fax: 292 606-2329

RIN: 3206-AG06

4104. AMENDMENT TO SELECTIVE SERVICE REGISTRATION REQUIREMENTS

Priority: Info./Admin./Other

Legal Authority: 5 USC 3328

CFR Citation: 5 CFR 300(g)

Legal Deadline: None

Abstract: Delegates to agencies determination whether a Federal job applicant's failure to register with the Selective Service was knowing and willful. This change is authorized by an amendment to 5 U.S.C. 3328.

Timetable:

Action	Date	FR Cite
NPRM	04/29/88	53 FR 15400
Next Action Undetermined		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Larry Lorenz, Employment Service, Staffing

Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830

RIN: 3206-AD68

4105. CAREER AND CAREER-CONDITIONAL EMPLOYMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 1302; 5 USC 3301; 5 USC 3302; 5 USC 3304

CFR Citation: 5 CFR 315

Legal Deadline: None

Abstract: Drops time limit on reinstatement eligibility and would link career tenure to completion of probation.

Timetable:

Action	Date	FR Cite
NPRM	10/20/94	59 FR 52925
Next Action Undetermined		

Small Entities Affected: None

OPM

Long-Term Actions

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830
TDD: 202 606-0023
Fax: 202 606-2329

RIN: 3206-AG22

4106. CAREER AND CAREER-CONDITIONAL APPOINTMENT UNDER SPECIAL AUTHORITIES

Priority: Info./Admin./Other

Legal Authority: 5 USC 1302; 5 USC 3301; 5 USC 3302; 5 USC 3304(d); 5 USC 8151; 5 USC 11219; EO 10577; EO 12034; EO 12721; 22 USC 2506; 22 USC 3651; 22 USC 3652

CFR Citation: 5 CFR 315

Legal Deadline: None

Abstract: Revises a group of special appointment authorities to clarify requirements and to eliminate obsolete provisions.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Office of Personnel Management, Staffing Reinvention Office, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0023
Fax: 202 606-2329

RIN: 3206-AG90

4107. • NONCOMPETITIVE APPOINTMENTS OF CORPORATION FOR NATIONAL SERVICE EMPLOYEES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 12651f

CFR Citation: 5 CFR 315; 5 CFR 316

Legal Deadline: None

Abstract: Permits permanent and indefinite employees of the Corporation for National Service to receive noncompetitive appointments in the competitive service. Implements National and Community Service Trust Act of 1993.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Leota Edwards, Employment Service, Staffing Reinvention Office, Office of Personnel Management, 1900 E St. NW., Washington, DC 20415
Phone: 202 606-0830
TDD: 202 606-0023
Fax: 202 606-2329

RIN: 3206-AH48

4108. PERFORMANCE MANAGEMENT REFORM

Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 5 USC 43; 5 USC 45

CFR Citation: 5 CFR 430; 5 CFR 451

Legal Deadline: None

Abstract: Regulatory changes to comply with legislative reforms in support of the National Performance Review (NPR) recommendations that decentralize performance management and incentive awards programs to the agencies.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Doris Hausser, Chief, Performance Management and Incentive Awards Division, OLRWP, Office of Personnel Management, Human Resource Systems Service, 1900 E Street NW., Washington, DC 20415
Phone: 202 606-2720

RIN: 3206-AF57

4109. SUITABILITY—SUITABILITY DISQUALIFICATION/RATING ACTIONS

Priority: Other Significant

Legal Authority: 5 USC 3301; 5 USC 3302; 5 USC 7301; EO 10577; EO 11222

CFR Citation: 5 CFR 731(b) to (c)

Legal Deadline: None

Abstract: With the abolishment in December 1993 of the Federal Personnel Manual (FPM), certain policies and procedures enunciated in the FPM must be considered for publication in another format. Since all of these policies and procedures are important to continued program operations, some of them will be published in pamphlets for users and

other more significant items will be incorporated in the Code of Federal Regulations. The Office of Management and Budget (OMB) has determined that these regulations are significant and require OMB review prior to publication. However, we foresee no significant issues arising from implementation of these changes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/23/91	56 FR 18650
Interim Final Rule	09/16/94	59 FR 47527
Next Action	Undetermined	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard A. Ferris, Acting Associate Director, Investigations Service, Office of Personnel Management, P.O. Box 886, Washington, DC 20044-0886
Phone: 202 376-3800

RIN: 3206-AC19

4110. PERSONNEL SECURITY AND RELATED PROGRAMS

Priority: Other Significant

Legal Authority: 5 USC 3301; 5 USC 3302; 5 USC 7312; 50 USC 403; EO 10450; EO 10577

CFR Citation: 5 CFR 732

Legal Deadline: None

Abstract: With the abolishment in December 1993 of the Federal Personnel Manual (FPM), certain policies and procedures enunciated in the FPM must be considered for publication in another format. Since all of these policies and procedures are important to continued program operations, some of them will be published in pamphlets for users and other more significant items will be incorporated in the Code of Federal Regulations. The Office of Management and Budget (OMB) has determined that these regulations are significant and require OMB review prior to publication. However, we see no significant issues arising from implementation of these changes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/23/91	56 FR 18650
Interim Final Rule	09/16/94	59 FR 47527
Interim Final Rule	10/17/94	
Effective Date		
Next Action	Undetermined	

OPM

Long-Term Actions

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Richard A Ferris, Acting Associate Director, Investigations Service, Office of Personnel Management, P. O. Box 886, Washington, DC 20044-0886
 Phone: 202 376-3800
RIN: 3206-AC21

these regulations are significant and require OMB review prior to publication. However, we foresee no significant issues arising from implementation of these changes.

CFR Citation: 5 CFR 890(j)

Legal Deadline: None

Abstract: These regulations will implement title I of Pub. L. 100-654, the "Federal Employees Health Benefits Amendments Act of 1988," which authorizes OPM to debar health care providers who are culpable of certain offenses from participation in the FEHBP, and to levy monetary penalties and assessments against individuals who have submitted false claims to FEHBP carriers.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/23/91	56 FR 18650
Begin Review	10/01/93	
Interim Final Rule	09/16/94	59 FR 47527
Interim Final Rule	10/17/94	
Effective Date		
Next Action	Undetermined	

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/30/89	54 FR 43939
NPRM	02/04/93	58 FR 7052
NPRM	02/04/93	58 FR 7052
Next Action	Undetermined	

4111. INVESTIGATIONS

Priority: Other Significant
Legal Authority: PL 93-579; 5 USC 552a

CFR Citation: 5 CFR 736

Legal Deadline: None

Abstract: With the abolishment in December 1993 of the Federal Personnel Manual (FPM), certain policies and procedures enunciated in the FPM must be considered for publication in another format. Since all of these policies and procedures are important to continued program operations, some of them will be published in pamphlets for users and other more significant items will be incorporated in the Code of Federal Regulations. The Office of Management and Budget (OMB) has determined that

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard A.Ferris, Acting Associate Director, Investigations Service, Office of Personnel Management, P.O. Box 886, Washington, DC 20044-0886
 Phone: 202 376-3800

RIN: 3206-AB92

4112. DEBARMENTS, CIVIL MONETARY PENALTIES, AND ASSESSMENTS IMPOSED AGAINST PROVIDERS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 8902a

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: J. David Cope, Asst. Inspector General for Policy, Office of the Inspector General, Office of Personnel Management, 1900 E Street NW., Washington, DC 20415
 Phone: 202 606-2851

RIN: 3206-AD76

OFFICE OF PERSONNEL MANAGEMENT (OPM)

Completed Actions

4113. AGENCY RELATIONSHIPS WITH ORGANIZATIONS REPRESENTING FEDERAL EMPLOYEES AND OTHER ORGANIZATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 251

Completed:

Reason	Date	FR Cite
Final Action	06/26/96	61 FR 32913
Final Action Effective	07/26/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hal Fibish
 Phone: 202 606-1170

RIN: 3206-AG38

Completed:

Reason	Date	FR Cite
Final Action	05/02/96	61 FR 19509
Final Action Effective	06/03/96	

Small Entities Affected: None

Government Levels Affected: Federal

Agency Contact: Ellen Russell
 Phone: 202 606-0830
 Fax: 202 606-2329

RIN: 3206-AE80

4115. EXECUTIVE, MANAGEMENT, AND SUPERVISORY DEVELOPMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 5 CFR 317; 5 CFR 412

Completed:

Reason	Date	FR Cite
Final Action	09/04/96	61 FR 46531
Final Action Effective	10/04/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Constance Maravell
 Phone: 202 606-1832

RIN: 3206-AF96

4116. INTERAGENCY PLACEMENT PROGRAM

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 330; 5 CFR 332; 5 CFR 351

Completed:

Reason	Date	FR Cite
Withdrawn	09/19/92	

Small Entities Affected: None

Government Levels Affected: None

4114. USE OF PRIVATE SECTOR TEMPORARIES

Priority: Info./Admin./Other

CFR Citation: 5 CFR 300(e)

OPM

Completed Actions

Agency Contact: Susan Shelton
 Phone: 202 606-0960
RIN: 3206-AG11

4117. PERFORMANCE APPRAISAL IN THE SENIOR EXECUTIVE SERVICE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

CFR Citation: 5 CFR 430, subpart C
Completed:

Reason	Date	FR Cite
Withdrawn	09/05/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: William C. Collins
 Phone: 202 606-2246
 Fax: 202 606-2126
RIN: 3206-AH34

4118. CLASSIFICATION SIMPLIFICATION

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 5 CFR 511
Completed:

Reason	Date	FR Cite
Withdrawn	09/10/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Raymond Moran
 Phone: 202 606-1321

RIN: 3206-AG27

4119. PAY UNDER THE GENERAL SCHEDULE: TERMINATION OF INTERIM GEOGRAPHIC ADJUSTMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 530; 5 CFR 531; 5 CFR 534; 5 CFR 550; 5 CFR 575; 5 CFR 581; 5 CFR 582; 5 CFR 630

Completed:

Reason	Date	FR Cite
Final Action	07/03/96	61 FR 34713
Final Action Effective	08/02/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeanne Jacobson
 Phone: 202 606-2858
 Fax: 202 606-0824

RIN: 3206-AH09

4120. PAY UNDER THE GENERAL SCHEDULE; LOCALITY PAY AREAS FOR 1997

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 531, subpart F
Completed:

Reason	Date	FR Cite
Final Action	08/07/96	61 FR 40949
Final Action Effective	01/01/97	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeanne Jacobson
 Phone: 202 606-2858
 Fax: 202 606-0824

RIN: 3206-AG88

4121. PREVAILING RATE SYSTEMS: CLARIFICATION OF RESPONSIBILITIES OF PARTICIPATING ORGANIZATIONS

Priority: Info./Admin./Other

CFR Citation: 5 CFR 532

Completed:

Reason	Date	FR Cite
Withdrawn	09/10/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Mark Allen
 Phone: 202 606-2848
 Fax: 202 606-0824

RIN: 3206-AG99

4122. PREVAILING RATE SYSTEMS; ABOLISHMENT OF PHILADELPHIA, PA, NONAPPROPRIATED FUND WAGE AREA

Priority: Info./Admin./Other

CFR Citation: 5 CFR 532

Completed:

Reason	Date	FR Cite
Final Action	06/04/96	61 FR 27995
Final Action Effective	07/05/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Paul Shields

Phone: 202 606-2848

Fax: 202 606-0824

RIN: 3206-AH22

4123. PREVAILING RATE SYSTEMS; CHANGES IN SURVEY RESPONSIBILITIES FOR CERTAIN APPROPRIATED FUND FEDERAL WAGE SYSTEM FEDERAL WAGE AREAS

Priority: Info./Admin./Other

CFR Citation: 5 CFR 532

Completed:

Reason	Date	FR Cite
Final Action	05/08/96	61 FR 20701
Final Action Effective	06/07/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Angela Graham Humes
 Phone: 202 606-2848
 Fax: 202 606-0824

RIN: 3206-AH28

4124. PREVAILING RATE SYSTEMS; ABOLISHMENT OF FRANKLIN, OH, NONAPPROPRIATED FUND WAGE AREA

Priority: Info./Admin./Other

CFR Citation: 5 CFR 532

Completed:

Reason	Date	FR Cite
Final Action	06/04/96	61 FR 27996
Final Action Effective	07/05/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Paul Shields
 Phone: 202 606-2848

RIN: 3206-AH29

4125. PAY ADMINISTRATION UNDER THE FLSA; COMPLIANCE

Priority: Info./Admin./Other

CFR Citation: 5 CFR 551, subpart F

Completed:

Reason	Date	FR Cite
Withdrawn	09/04/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jeffrey D. Miller
 Phone: 202 606-2530
 Fax: 202 606-2663

RIN: 3206-AA40

OPM

Completed Actions

4126. SEPARATE MAINTENANCE ALLOWANCE FOR DUTY AT JOHNSTON ISLAND

Priority: Routine and Frequent

CFR Citation: 5 CFR 591, subpart D

Completed:

Reason	Date	FR Cite
Final Action	05/31/96	61 FR 27243
Final Action Effective	07/01/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Roger Knadle
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Fax: 202 606-0824

RIN: 3206-AH17

4127. POLITICAL ACTIVITIES OF FEDERAL EMPLOYEES

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 734

Completed:

Reason	Date	FR Cite
Final Action	07/05/96	61 FR 35088
Final Action Effective	08/05/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Joann Chabot
Phone: 202 606-1701
Fax: 202 606-0082

RIN: 3206-AH33

4128. RETIREMENT; ALTERNATIVE FORM OF ANNUITY

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 831(v); 5 CFR 842(g)

Completed:

Reason	Date	FR Cite
Final Action	05/13/96	61 FR 21953
Final Action Effective	06/12/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harold L. Siegelman
Phone: 202 606-0299

RIN: 3206-AG16

4129. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM (FEHBP); LIMITATION ON PHYSICIAN CHARGES AND FEHBP PAYMENTS; OMNIBUS BUDGET RECONCILIATION ACT (OBRA) OF 1993 PROVISION

Priority: Substantive, Nonsignificant

CFR Citation: 5 CFR 890

Completed:

Reason	Date	FR Cite
Final Action	09/27/96	61 FR 50689
Final Action Effective	10/28/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Robert G. Iadicicco
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Fax: 202 606-0633

RIN: 3206-AG31

4130. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM (FEHBP); OPPORTUNITIES TO ENROLL AND CHANGE ENROLLMENT

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

CFR Citation: 5 CFR 890

Completed:

Reason	Date	FR Cite
Withdrawn	09/06/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Barbara Myers
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RIN: 3206-AG32

4131. FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM: ACQUISITION REGULATION; TRUTH IN NEGOTIATION ACT AND RELATED CHANGES

Priority: Info./Admin./Other

CFR Citation: 48 CFR 1602; 48 CFR 1608; 48 CFR 1615; 48 CFR 1652

Completed:

Reason	Date	FR Cite
Withdrawn	09/06/96	

Small Entities Affected: None

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is a statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Mary Ann Mercer
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RIN: 3206-AH14

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