

## Office of the Secretary of Transportation

## § 89.1

(3) Date, time, place, and weather conditions of the action that is the subject of the application.

(4) Identification of rail or motor carrier involved, or of operator of motor vehicles involved.

(5) Identification of any public or private authority that investigated the accident/incident involved.

(6) Name, address, and telephone number of any witness to the action that is the subject of the application.

(7) Detailed description of the action that is the subject of the application, including why the person submitting the application thinks that the action merits the extraordinary recognition embodied in the Medal of Honor.

(c) An application and any documentary or other evidence supporting it must be supported by oath or affirmation, or by the signer's acknowledgment that a knowingly false statement is punishable as perjury.

### § 79.5 Investigation.

The Department of Transportation may make any investigation of an application that it deems appropriate, including the taking of testimony under oath or affirmation.

### § 79.7 Award.

If the Secretary of Transportation decides that it is warranted, the Secretary shall award the Medal on behalf of and in the name of the President of the United States.

### § 79.9 Design.

The Department is authorized to adopt and revise the existing designs for the award, rosette, and ribbon provided for by statute.

## PART 89—IMPLEMENTATION OF THE FEDERAL CLAIMS COLLECTION ACT

### Subpart A—General

Sec.

- 89.1 Purpose.
- 89.3 Applicability.
- 89.5 Delegations of authority.
- 89.7 Exceptions to delegated authority.
- 89.9 Redelegation.
- 89.11 Standards for exercise of delegated authority.
- 89.13 Documentary evidence of compromise.

89.15 Regulations, reports, and supporting documentation.

### Subpart B—Collection of Claims Section

- 89.21 Administrative collection.
- 89.23 Interest, late payment penalties, and collection charges.
- 89.25 Collection by administrative offset.
- 89.27 Referral for litigation.
- 89.29 Disclosure to commercial credit bureaus and consumer reporting agencies.
- 89.31 Use of professional debt collection agencies.
- 89.33 [Reserved]

### Subpart C—Referral of Debts to IRS for Tax Refund Offset

- 89.37 Applicability and scope.
- 89.39 Administrative charges.
- 89.41 Notice requirement before offset.
- 89.43 Review within the Department.
- 89.45 Department determination.
- 89.47 Stay of offset.

AUTHORITY: Pub. L. 89-508; Pub. L. 89-365, secs. 3, 10, 11, 13(b), 31 U.S.C. 3701-3720A; Pub. L. 98-167; Pub. L. 98-369; Pub. L. 99-578; Pub. L. 101-552, 31 U.S.C. 3711(a)(2).

SOURCE: 53 FR 51238, Dec. 21, 1988, unless otherwise noted.

### Subpart A—General

#### § 89.1 Purpose.

This part implements the Federal Claims Collection Act of 1966, 31 U.S.C. 3701-3720 A, as amended primarily by the Debt Collection Act of 1982 (Pub. L. 97-365, 96 Stat. 1749) and the Debt Collection Amendments of 1986 (Pub. L. 99-578, 100 Stat. 3305). It supplements the Federal Claims Collection Standards (FCCS), 4 CFR parts 101-105, issued jointly by the Comptroller General of the United States and the Attorney General of the United States under 31 U.S.C. 3711(e)(2). Pursuant to the Federal Claims Collection Act, as amended, and the FCCS, this part sets forth procedures by which the Department of Transportation (DOT) and its operating elements (see 49 CFR 1.3) through designated officials:

- (a) Collect claims owed to the United States arising from activities under its jurisdiction;
- (b) Determine and collect interest and other charges on those claims;
- (c) Compromise claims; and
- (d) Refer unpaid claims for litigation.