

DEPARTMENT OF THE INTERIOR**Bureau of Indian Affairs****25 CFR Part 10**

RIN 1076-AD77

Indian Country Detention Facilities and Programs; Correction

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Correction to final regulations.

SUMMARY: This document contains corrections to the final regulations which were published Tuesday, July 2, 1996 (61 FR 34371). The final regulations establish standards for the operation, maintenance, design and construction, or renovation of detention facilities.

EFFECTIVE DATE: August 1, 1996.

FOR FURTHER INFORMATION CONTACT: Harry DeLashmutt, Office of Law Enforcement Services, Bureau of Indian Affairs (202) 208-5786.

SUPPLEMENTARY INFORMATION

Background

The final regulations that are the subject of these corrections supersede the table of contents and §§ 10.1, 10.4, 10.8, 10.9 and 10.11 and affect those Bureau of Indian Affairs officials and Tribes that operate, maintain, design and construct, or renovate detention facilities.

Need for Correction

As published, the final regulations contain errors which may prove to be misleading and are in need of clarification.

Correction of Publication

Accordingly, the publication on July 2, 1996 of the final regulations, which were the subject of FR Doc. 96-16042, is corrected as follows:

PART 10—[CORRECTED]

1. On page 34374, in the first column, table of contents, in the heading of § 10.5, line 5, the words "Inmate Handbook" are corrected to read "community residential."

2. On page 34374, in the first column, table of contents, in the heading of § 10.8, line 3, the words "Inmate Handbook" are corrected to read "community residential."

3. On page 34374, in the first column, table of contents, in the heading of § 10.9, lines 2 and 3, the words "Inmate Handbook" are corrected to read "community residential."

§ 10.1 [Corrected]

4. On page 34374, in the first column, in the text of § 10.1, line 7, the words "Inmate Handbook" are corrected to read "community residential."

§ 10.5 [Corrected]

5. On page 34374, in the third column, in the heading of § 10.5, line 4, the words "Inmate Handbook," are corrected to read "community residential."

§ 10.8 [Corrected]

6. On page 34374, in the third column, in the heading of § 10.8, line 3, the words "Inmate Handbook," are corrected to read "community residential."

§ 10.9 [Corrected]

7. On page 34374, in the third column, in the heading of § 10.9, line 3, the words "Inmate Handbook," are corrected to read "community residential."

8. On page 34374, in the third column, in the text of § 10.9, lines 2 and 3, the words "Inmate Handbook" are corrected to read "community residential."

§ 10.11 [Corrected]

9. On page 34375, in the first column, in the text of § 10.11, line 1, the words "Inmate Handbook" are corrected to read "community residential."

Dated: November 4, 1996.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 96-31586 Filed 12-12-96; 8:45 am]

BILLING CODE 4310-02-P

PENSION BENEFIT GUARANTY CORPORATION**29 CFR Parts 4011 and 4022****Disclosure to Participants; Benefits Payable in Terminated Single-Employer Plans**

AGENCY: Pension Benefit Guaranty Corporation.

ACTION: Final rule.

SUMMARY: This rule amends the appendix to the Pension Benefit Guaranty Corporation's regulation on Benefits Payable in Terminated Single-Employer Plans by adding the maximum guaranteeable pension benefit that may be paid by the PBGC with respect to a plan participant in a single-employer pension plan that terminates in 1997. This rule also amends Appendix B to the PBGC's regulation on Disclosure to Participants by adding

information on 1997 maximum guaranteed benefit amounts. The amendment is necessary because the maximum guarantee amount changes each year, based on changes in the contribution and benefit base under section 230 of the Social Security Act. The effect of the amendment is to advise plan participants and beneficiaries of the increased maximum guarantee amount for 1997.

EFFECTIVE DATE: January 1, 1997.

FOR FURTHER INFORMATION CONTACT: Harold J. Ashner, Assistant General Counsel, Office of the General Counsel, Pension Benefit Guaranty Corporation, 1200 K Street, NW., Washington, DC 20005-4026, 202-326-4024 (202-326-4179 for TTY and TDD).

SUPPLEMENTARY INFORMATION: Section 4022(b) of the Employee Retirement Income Security Act of 1974 provides for certain limitations on benefits guaranteed by the PBGC in terminating single-employer pension plans covered under Title IV of ERISA. One of the limitations, set forth in section 4022(b)(3)(B), is a dollar ceiling on the amount of the monthly benefit that may be paid to a plan participant (in the form of a life annuity beginning at age 65) by the PBGC. The ceiling is equal to "\$750 multiplied by a fraction, the numerator of which is the contribution and benefit base (determined under section 230 of the Social Security Act) in effect at the time the plan terminates and the denominator of which is such contribution and benefit base in effect in calendar year 1974 [\$13,200]". This formula is also set forth in § 4022.22(b) of the PBGC's regulation on Benefits Payable in Terminated Single-Employer Plans (29 CFR Part 4022).

Section 230(d) of the Social Security Act (42 U.S.C. 430(d)) provides special rules for determining the contribution and benefit base for purposes of ERISA section 4022(b)(3)(B). Each year the Social Security Administration determines, and notifies the PBGC of, the contribution and benefit base to be used by the PBGC under these provisions. The PBGC has been notified by the Social Security Administration that, under section 230 of the Social Security Act, \$48,600 is the contribution and benefit base that is to be used to calculate the PBGC maximum guaranteeable benefit for 1997. Accordingly, the formula under section 4022(b)(3)(B) of ERISA and 29 CFR § 4022.22(b) is: \$750 multiplied by \$48,600/\$13,200. Thus, the maximum monthly benefit guaranteeable by the PBGC in 1997 is \$2,761.36 per month in the form of a life annuity beginning at age 65. If a benefit is payable in a