

this document would be published subsequently in the Order. The FAA has determined that these proposed regulations only involve an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore — (1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### The Proposed Amendment

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

#### PART 71—[AMENDED]

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

Authority: 49 U.S.C. 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 49 U.S.C. 106(g), 14 CFR 11.69.

##### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

\* \* \* \* \*

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

\* \* \* \* \*

AAL AK E5 Aniak, AK [Revised]

Aniak Airport, AK

(Lat. 61°34'53" N, long. 159°32'35" W)

Aniak NDB

(Lat. 61°35'25" N, long. 159°35'52" W)

Aniak Localizer

(Lat. 61°34'36" N, long. 159°31'32" W)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Aniak Airport and within 4 miles north and 8 miles south of the 265° bearing of the Aniak NDB to 16 miles west of the NDB and within 2.5 miles each side

of the Aniak NDB 113° bearing extending from the 6.5-mile radius of the airport to 14.7 miles east of the airport and 4 miles each side of the Aniak Localizer front course extending from the 6.5-mile radius of the airport to 14.8 miles northwest of the airport; and that airspace extending upward from 1,200 feet above the surface within 8 miles north and 4 miles south of the Aniak Localizer front course extending from the airport to 27 miles west of the airport and within 4 miles north and 8 miles south of the Aniak NDB 113° bearing extending from 5.6 miles east of the airport to 21.6 miles east of the airport.

\* \* \* \* \*

Issued in Anchorage, AK, on July 24, 1996.  
Trent S. Cummings,

*Acting Manager, Air Traffic Division, Alaskan Region.*

[FR Doc. 96–19501 Filed 7–30–96; 8:45 am]

BILLING CODE 4910–13–P

#### 14 CFR Part 71

[Airspace Docket No. 96–AAL–18]

#### Proposed Establishment of Class E Airspace; Anvik, AK

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

**SUMMARY:** This action establishes Class E airspace at Anvik, AK. The development of a Non-Directional Beacon (NDB) instrument approach to RWY 35 has made this action necessary. This action will change the airport status from Visual Flight Rules (VFR) to Instrument Flight Rules (IFR). The area would be depicted on aeronautical charts for pilot reference. The intended effect of this proposal is to provide adequate controlled airspace for IFR operations at Anvik, AK.

**DATES:** Comments must be received on or before September 17, 1996.

**ADDRESSES:** Send comments on the proposal in triplicate to: Manager, System Management Branch, AAL–530, Docket No. 96–AAL–18, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK 99513–7587.

The official docket may be examined in the Office of the Assistant Chief Counsel for the Alaskan Region at the same address.

An informal docket may also be examined during normal business hours in the Office of the Manager, System Management Branch, Air Traffic Division, at the address shown above.

#### FOR FURTHER INFORMATION CONTACT:

Robert van Haastert, System Management Branch, AAL–538, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK 99513–

7587; telephone number (907) 271–5863.

#### SUPPLEMENTARY INFORMATION:

##### Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: “Comments to Airspace Docket No. 96–AAL–18.” The postcard will be date/time stamped and returned to the commenter. All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the System Management Branch, Air Traffic Division, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

##### Availability of NPRM's

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the System Management Branch, AAL–530, Federal Aviation Administration, 222 West 7th Avenue, Box 14, Anchorage, AK 99513–7587. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11–2A which describes the application procedure.

##### The Proposal

The FAA is considering an amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) to establish Class E airspace at Anvik, AK, due to the creation of NDB approach to

RWY 35. The status of Anvik Airport will change from VFR to IFR. The coordinates for this airspace docket are based on North American Datum 83. The Class E airspace areas designated as 700/1200 foot transition areas are published in paragraph 6005 of FAA Order 7400.9C, dated August 17, 1995, and effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1 (58 FR 36298; July 6, 1993). The Class E airspace designation listed in this document would be published subsequently in the Order. The FAA has determined that these proposed regulations only involve an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore — (1) Is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### The Proposed Amendment

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

#### PART 71—[AMENDED]

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

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#### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

\* \* \* \* \*

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

\* \* \* \* \*

AAL AK E5 Anvik, AK [New]

Anvik Airport, AK

(Lat. 62°38'55" N, long. 160°11'23" W)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Anvik Airport and 2.5 miles each side of a 200° bearing from the airport extending from the 6.5-mile radius to 8 miles southwest of the airport; and that airspace extending upward from the 1,200 feet above the surface within an 18-mile radius of the airport clockwise from the 090° bearing to the 245° bearing.

\* \* \* \* \*

Issued in Anchorage, AK, on July 24, 1996.

Trent S. Cummings,

*Acting Manager, Air Traffic Division, Alaskan Region.*

[FR Doc. 96–19503 Filed 7–30–96; 8:45 am]

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## SOCIAL SECURITY ADMINISTRATION

### 20 CFR Part 498

RIN 0960–AE41

### Hearings and Appeals for Civil Monetary Penalty Cases

**AGENCY:** Social Security Administration (SSA).

**ACTION:** Proposed rule.

**SUMMARY:** We propose to add new rules that would establish hearing procedures for the Social Security Administration's civil monetary penalty cases. These proposed rules would implement the provisions of section 1129 and section 1140 of the Social Security Act which require an opportunity to be heard on the record before a determination to impose penalties or assessments becomes final.

**DATES:** To be sure that your comments are considered, we must receive them no later than September 30, 1996.

**ADDRESSES:** Comments should be submitted in writing to the Social Security Administration, c/o Commissioner of Social Security, P.O. Box 1585, Baltimore, MD 21235, sent by telefax to (410) 966–2830, sent by E-mail to “regulations@ssa.gov” or delivered to 3–B–1 Operations Building, 6401 Security Boulevard, Baltimore, MD 21235, between 8:00 a.m. and 4:30 p.m. on regular business days.

The electronic file of this document is available on the Federal Bulletin Board (FBB) at 9 a.m. on the date of publication in the Federal Register. To download the file, modem dial (202) 512–1387. The FBB instructions will explain how to download the file and the fee. This file is in WordPerfect and will remain on the FBB during the comment period.

#### FOR FURTHER INFORMATION CONTACT:

Regarding this Federal Register document—Henry D. Lerner, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965–1762; regarding eligibility or filing for benefits—our national toll-free number, 1–800–772–1213.

#### SUPPLEMENTARY INFORMATION:

##### Background

The Social Security Administration (SSA) was established as an independent agency effective March 31, 1995, under Public Law 103–296, the Social Security Independence and Program Improvements Act of 1994 (SSIIPIA). The SSIIPIA also created an independent Office of the Inspector General (OIG), to which the Commissioner of Social Security (Commissioner) delegated certain authority under the civil monetary penalty (CMP) provisions on June 28, 1995. However, the Commissioner retained the authority to conduct initial hearings and review initial hearing decisions related to the imposition of CMPs and assessments.

On November 27, 1995, the OIG published a final rule at 60 FR 58225 establishing a new part 498 in title 20 of the *Code of Federal Regulations*. This new part serves as a repository for the SSA's existing CMP regulations which implemented section 1140 of the Social Security Act (the Act). These regulations were previously located at 42 CFR part 1003.

In addition, the OIG published a final rule on April 24, 1996, at 61 FR 18078 to implement SSA's new CMP authority provided under section 206(b) of the SSIIPIA, which added section 1129 to the Act, effective October 1, 1994. This authority allows for the imposition of penalties and assessments against any individual, organization, agency, or other entity that makes or causes to be made a false or misleading statement or representation of a material fact for use in determining initial or continuing rights to Old-Age, Survivors, and Disability Insurance or supplemental security income benefit payments if the person knew or should have known that such statement or representation is false, misleading, or omits a material fact.

When published in final form, these proposed hearing regulations will complete the final phase of the implementation process for the provisions of section 1129 and section 1140 of the Act which require that a person be given an opportunity to be