

use of automated collection techniques or other forms of information technology.

Proposed Project: Protection and Advocacy for Individuals with Mental Illness (PAIMI) Final Rule—Information collection requirements in the Final Rule for the protection and advocacy programs serving individuals with mental illness. The development of regulations and issuance of the Final Rule meets the directive under Public Law 102-173, "Protection and

Advocacy for Mentally Ill Individuals Amendments Act of 1991" (PAIMI Act), 42 U.S.C. 10826(b), requiring the Secretary to promulgate final regulations to carry out the Act. 45 CFR Subchapter 51 of the Final Rule contains information collection requirements.

The PAIMI Act (Pub. L. 99-319) authorized funds to support activities on behalf of individuals with mental illness. Recipients of this formula grant program are required by law to annually

report their activities and accomplishments to include the number of individuals served, types of facilities involved, types of activities undertaken and accomplishments resulting from such activities. This summary must also include a separate report prepared by the PAIMI Advisory Council descriptive of its activities and assessment of the operations of the protection and advocacy system. The annual burden estimate is as follows:

Estimated Annual Reporting Burden:

	Annual number of respondents	Annual frequency	Average burden per response (hours)	Annual burden hours
Section 51.8(a)(2)				
Program Performance Report	56	1	35.0	¹ 1,960
Part I			33.0	
Part II			2.0	
Section 51.8(a)(8)				
Advisory Council Report	56	1	10.0	¹ 560
Section 51.10				
Remedial Actions:				
Corrective Action Plan	6	1	8.0	48
Implementation Status Report	6	3	2.0	36
Section 51.23(c)				
Reports, materials and fiscal data to Advisory Council	56	1	1.0	56
Section 51.25(b)(2)				
Grievance Procedure	56	1	0.5	28
Total	124			2,688

¹ Burden hours associated with the Annual Performance Report and Advisory Council Report are approved under OMB Control No. 0930-0169.

Individuals or organizations wishing to submit comments on the information collection requirements, estimated burden, or any other aspect of this collection of information should send their comments to: Beatrice A. Rouse, Reports Clearance Officer, SAMHSA, 16-105 Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857. Written comments should be received within 60 days of this notice.

Dated: August 15, 1997.

Richard Kopanda,

Executive Officer, SAMHSA.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4209-N-03]

Mortgagee Review Board; Administrative Actions

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice.

SUMMARY: In compliance with Section 202(c) of the National Housing Act, notice is hereby given of the cause and description of administrative actions taken by HUD's Mortgagee Review Board against HUD-approved mortgagees.

FOR FURTHER INFORMATION CONTACT: Morris E. Carter, Director, Office of Lender Activities and Program Compliance, 451 Seventh Street, S.W., Washington, DC 20410, telephone: (202) 708-1515. (This is not a toll-free number). A Telecommunications Device for Hearing and Speech-Impaired

Individuals (TTY) is available at 1-800-877-8339 (Federal Information Relay Service).

SUPPLEMENTARY INFORMATION: Section 202(c)(5) of the National Housing Act (added by Section 142 of the Department of Housing and Urban Development Reform Act of 1989, Pub. L. 101-235), approved December 15, 1989, requires that HUD "publish a description of and the cause for administrative action against a HUD-approved mortgagee" by the Department's Mortgagee Review Board. In compliance with the requirements of Section 202(c)(5), notice is hereby given of administrative actions that have been taken by the Mortgagee Review Board from April 12, 1997 through July 17, 1997.

1. First Choice Mortgage LLC, Burr Ridge, Illinois

Action: Withdrawal of HUD-FHA mortgagee approval and a proposed civil money penalty of \$200,000.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements that included: failure to remit to HUD-FHA One-Time Mortgage Insurance Premiums (OTMIPs) within 15 days after loan closing, and, to timely remit late charges and interest; and failure to implement a Quality Control Plan.

2. InterAmerican Mortgage Corp., Rosedale, New York

Action: Withdrawal of HUD-FHA mortgagee approval and a proposed civil money penalty of \$100,000.

Cause: A HUD monitoring review that cited violations of HUD-FHA requirements that included: use of alleged false documentation or conflicting information to approve mortgagors; failure to report fraudulent activity to HUD-FHA; closing loans that exceeded HUD-FHA maximum mortgage amounts; closing an unauthorized loan to an investor; failure to properly verify the source and/or adequacy of mortgagors' funds for the downpayment and/or funds to close; employing a loan officer that was not an exclusive employee; failure to maintain a Quality Control Plan in compliance with HUD-FHA requirements; failure to reflect all charges to the buyers and sellers on the HUD-I Settlement Statements; charging borrowers fees that are not in compliance with HUD-FHA requirements; and loan pricing based on loan amounts.

3. AFI Mortgage Corporation, Shawnee, Kansas

Action: Withdrawal of HUD-FHA mortgagee approval.

Cause: Violations of the Department's requirements that included: failure to remit payments to Government National Mortgage Association (GNMA) securities' holders in connection with liquidated mortgages in GNMA mortgage-backed securities pools; and failure to meet HUD-FHA net worth requirements for approval as a mortgagee.

4. LIDD Enterprises, Inc., d/b/a Southern California Funding, Pasadena, California

Action: Withdrawal of HUD-FHA Title I lender approval.

Cause: Use of false and misleading advertising in the Title I Property Improvement Home Loan Program.

5. Carlton Mortgage Services, Inc., Palatine, Illinois

Action: Proposed Settlement Agreement that would include: payment to the Department of a civil money penalty in the amount of \$15,000;

indemnification for any claim losses in connection with three improperly originated HUD-FHA insured mortgages; a refund of the mortgage insurance premium to a borrower in connection with an uninsured loan; and corrective action to assure compliance with HUD-FHA requirements.

Cause: A HUD monitoring review that disclosed violations of HUD-FHA requirements that included: failure to timely remit One-Time Mortgage Insurance Premiums (OTMIPs); failure to properly calculate mortgagors' income and/or debt ratios; permitting "sweat equity" to be escrowed; and failure to implement an adequate Quality Control Plan.

6. Mortgage Capital Resource Corporation, Santa Ana, California

Action: Proposed Settlement Agreement that would include: a payment to the Department in the amount of \$35,000; indemnification for any claim loss in connection with one HUD-FHA insured mortgage; and corrective action to assure compliance with HUD-FHA requirements.

Cause: Violations of the Department's requirements that included: failure to perform quality control reviews of branch offices; failure to perform timely quality control reviews; and failure to disclose in the company's annual audited financial statement that the Department was considering administrative action against the company.

7. Consumer Home Mortgage, Inc., Melville, New York

Action: Settlement Agreement that includes: indemnification to the Department for claim losses in connection with 27 improperly originated HUD-FHA insured mortgages; corrective action to assure compliance with HUD-FHA requirements; and payment to the Department of a civil money penalty in the amount of \$75,000.

Cause: A HUD monitoring review that cited violations of HUD-FHA home mortgage insurance program violations that included: using alleged false information in originating HUD-FHA insured mortgages; failure to ensure that mortgagors met their minimum required investment; failure to verify the source of funds for mortgagors' downpayment and/or closing costs; permitting mortgagors to sign documents in blank; and, adding non-occupant co-mortgagors to loans for the purpose of qualifying the mortgagors.

8. Madison Home Equities, Inc., Lake Success, New York

Action: Settlement Agreement that includes: indemnification to the Department for claim losses in connection with 31 improperly originated HUD-FHA insured mortgages; corrective action to assure compliance with HUD-FHA requirements; and payment to the Department of a civil money penalty in the amount of \$51,000.

Cause: A HUD monitoring review that cited violations of HUD-FHA requirements that included: failure to properly verify and document the source of mortgagors' funds used for downpayment and closing costs; using unsubstantiated credit given to mortgagors in determining the mortgagors' investment; using alleged false information to originate HUD-FHA insured mortgages; submitting an alleged false property inspection report; miscalculating a mortgagor's required investment; failure to accurately reflect disbursements on HUD-I Settlement Statements; and failure to establish, maintain, and implement a Quality Control Plan in compliance with HUD-FHA requirements.

9. Mortgagees and Title I Lenders That Failed To Comply With HUD-FHA Requirements for the Submission of an Audited Annual Financial Statement and/or Payment of the Annual Recertification Fee

Action: Withdrawal of HUD-FHA mortgagee approval and Title I lender approval.

Cause: Failure to submit to the Department the required annual audited financial statement and/or remit the required annual recertification fee.

Mortgagees withdrawn: Associated Funding Services, Inc., Hickory Hills, IL; first Mecklenburg Mortgage Corp., Charlotte, NC; Tower Mortgage Corp., Austin, TX; Home Loans of America, Downey, CA; National Guaranty Mortgage Corp., Atlanta, GA; Chase Federal Bank FSB, Miami, FL; Citizens Mortgage Corp., Atlanta, GA; American Financial Mortgage, Decatur, GA; First Federal Savings Bank, Leitchfield, KY; First Liberty Bank, Macon, GA; Weymouth Savings Bank, Weymouth, MA; Bankunited, Coral Gables, FL; Home Owners Funding Corp. of America, Dallas, TX; Mortgages Unlimited Inc., Fair Oaks, CA; Community Mortgage Investment, Blythewood, SC; Great Five Percent Real Estate Company, Covina, CA; Puget Sound Mortgage Escrow Inc., Poulsbo, WA; First Intercity Mortgage, Campbell, CA; Hartford Bancorp, Lancaster, CA;

Wogo, Inc., Palmdale, CA; Citi Lites Realty Inc., Rancho Cucamonga, CA; Peninsula Bank of San Diego, San Diego, CA; First American Savings Bank, Bedford, TX; Smith Solomon, Temple City, CA. Title I lenders withdrawn: Home Loans of America, Downey, CA; Kinsley Bank, Kinsley, KS; First Mecklenburg Mortgage Company, Charlotte, NC; Coop Ahorry Credito Maunabo, Maunabo, PR; SD Mortgage Associates, Inc., San Diego, CA; All American Funding Inc., Santa Monica, CA; Conduit Acceptance Corp., Dallas, TX; Homeland Savings Bank, Waterloo, IA; Antelope Financial Inc., Lancaster, CA; Eggie Mortgage Inc., d/b/a Rockland Financial, Sherman Oaks, CA; Great Five Percent Real Estate Company, Covina, CA; Wogo Inc d/b/a Regency Financial, Palmdale, CA; Platinum USA Home Loan Inc., Las Vegas, NV; Community Mortgage Investment, Blythewood, SC; New York Central Mortgage Inc., Tarzana, CA; Mortgage America Nationwide, Grand Terrace, CA.

Dated: August 21, 1997.

Nicolas P. Retsinas,

Assistant Secretary for Housing-Federal Housing, Commissioner.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4264-N-01]

Public Housing Lease and Grievance Procedures; Notice of HUD Due Process Determinations

AGENCY: Office of the Assistant Secretary for Public and Indian Housing, HUD.

ACTION: Notice of HUD due process determinations.

SUMMARY: Under section 6(k) of the United States Housing Act of 1937, a housing agency (HA) is generally required to provide a public housing tenant with the opportunity for an administrative hearing before commencement of eviction proceedings in court. The statute provides that the HA may bypass the administrative hearing for evictions involving any activity that threatens the health, safety or right to peaceful enjoyment of the premises of other tenants or employees of the HA or any drug-related criminal activity on or of such premises. However, HUD must first make a determination that local law requires a pre-eviction court hearing that provides the basic elements of due process (a

"due process determination"). This notice lists the judicial eviction procedures in the States of Louisiana and North Carolina for which HUD has recently issued a due process determination.

FOR FURTHER INFORMATION CONTACT: Office of General Counsel, Assisted Housing Division, Department of Housing and Urban Development, 451 7th Street, SW., Room 8166, Washington, DC 20410; telephone (202) 708-0470 (This is not a toll free number). Hearing or speech-impaired individuals may access this number via TTY by calling the toll-free Federal Information Relay Service at 1-800-877-8339.

Individuals may arrange to inspect and copy the documents detailing the legal analysis on which the due process determination is based by contacting the Assisted Housing Division.

SUPPLEMENTARY INFORMATION:

I. Background

On March 26, 1996 (61 FR 13272), HUD published a final rule in the **Federal Register** amending its regulations governing public notice and comment rulemaking requirements (24 CFR part 10) and public housing lease and grievance procedures (24 CFR part 966). The final rule added a new paragraph (a)(2)(iii) to § 966.51 which states that "[f]or guidance to the public, HUD will publish in the **Federal Register** a notice listing the judicial eviction procedures for which HUD has issued a due process determination."

Also on March 26, 1996 (61 FR 13276), HUD published a notice in the **Federal Register** implementing 24 CFR 966.51(a)(2)(iii). The notice provided a State-by-State listing of the due process determinations issued by HUD. Each listing provided a brief description of the judicial eviction procedures required by local law which HUD has determined are consistent with the basic elements of due process, as further defined in 24 CFR 966.53(c).

Subsequent to the publication of the March 26, 1996 notice, HUD issued due process determinations covering the States of Mississippi and Connecticut. Additionally, HUD expanded the coverage of its previously issued determination for the State of Massachusetts to account for a recent change in State law. On September 11, 1996 (61 FR 47953), HUD published a notice in the **Federal Register** which described the judicial eviction procedures in the States of Connecticut, Massachusetts and Mississippi for which it had issued a due process determination.

Since the publication of the March 26, 1996 and September 11, 1996 **Federal Register** notices, HUD has issued two new due process determinations, which cover the States of North Carolina and Louisiana. This notice supplements the March 26, 1996 and September 11, 1996 notices by providing a brief description of the judicial eviction procedures in these two States for which determinations have been issued.

II. Listing of Judicial Eviction Procedures in the States of Louisiana and North Carolina for Which HUD Has Issued a Due Process Determination

Louisiana

A summary action for eviction in the district courts and in the courts of limited jurisdiction under Book VII, Title XI of the Louisiana Code of Civil Procedure.

North Carolina

A summary ejectment action in district court (including a summary ejectment action before a magistrate in district court) and in superior court under Chapter 42, Article 3 of the General Statutes of North Carolina.

Catalog of Federal Domestic Assistance. The Catalog of Federal Domestic Assistance Number for Public Housing is 14.850.

Dated: August 21, 1997.

Kevin Emanuel Marchman,

Acting Assistant Secretary for Public and Indian Housing.

[FR Doc. 97-22719 Filed 8-26-97; 8:45 am]

BILLING CODE 4210-33-P

DEPARTMENT OF THE INTERIOR

Western Water Policy Review Advisory Commission Meeting

AGENCY: Department of the Interior.

ACTION: Notice of open meeting.

SUMMARY: As required by the Federal Advisory Committee Act, notice is hereby given that the Western Water Policy Review Advisory Commission (Commission), established by the Secretary of the Interior under the Reclamation Projects Authorization and Adjustment Act of 1992, will meet to hear testimony, to discuss final language of the draft Commission Report, and to address other Commission business. The purpose of this meeting is to adopt the draft final Commission report. The draft will be sent to everyone on the Commission's mailing list and other interested parties for a 60 day public review period, beginning approximately October 10, 1997.