

and 17 CFR 200.402(a)(4), (8), (9)(i) and (10), permit consideration of the scheduled matters at the closed meeting.

Commissioner Unger, as duty officer, voted to consider the items listed for the closed meeting in a closed session.

The subject matter of the closed meeting scheduled for Thursday, March 11, 1999, at 11:00 a.m., will be:

Institution of administration proceedings of an enforcement nature.  
Institution of injunction actions.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact the Office of the Secretary at (202) 942-7070.

Dated: March 4, 1999.

**Jonathan G. Katz,**

*Secretary.*

[FR Doc. 99-5736 Filed 3-4-99; 11:41 am]

BILLING CODE 5010-01-M

## SMALL BUSINESS ADMINISTRATION

### Data Collection Available for Public Comments and Recommendations

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, this notice announces the Small Business Administration's intentions to request approval on a new, and/or currently approved information collection.

**DATES:** Comments should be submitted on or before May 7, 1999.

**FOR FURTHER INFORMATION CONTACT:** Curtis B. Rich, Management Analyst, Small Business Administration, 409 3rd Street, S.W., Suite 5000, Washington, DC 20416. Phone Number: 202-205-6629.

#### SUPPLEMENTARY INFORMATION:

*Title:* "Application for Designation as an Associate Development Company as a Certified Development Company"  
*Form No:* 1849.

*Description of Respondents:* Certified Development Companies.

*Annual Responses:* 10.

*Annual Burden:* 200.

*Title:* "Associate Development Company Annual Report Guide."  
*Form No:* 1850.

*Description of Respondents:* Associate Certified Development Companies.

*Annual Responses:* 100.

*Annual Burden:* 100.

Comments: Send all comments regarding this information collection to, Claudia Jordan, Program Assistant, Office of Financial Assistance, Small

Business Administration, 409 3rd Street S.W., Suite 8300, Washington, DC 20416. Phone No: 202-205-6491.

Send comments regarding whether this information collection is necessary for the proper performance of the function of the agency, accuracy of burden estimate, in addition to ways to minimize this estimate, and ways to enhance the quality.

**Jacqueline K. White,**

*Chief, Administrative Information Branch.*

[FR Doc. 99-5541 Filed 3-5-99; 8:45 am]

BILLING CODE 8025-01-P

## SMALL BUSINESS ADMINISTRATION

### New Markets Lending Company Pilot Loan Program; Notice of Meeting

**AGENCY:** Small Business Administration.

**ACTION:** To accommodate scheduling conflicts in the lending community and with trade associations, the SBA is rescheduling a Public Meeting on SBA's proposed New Markets Lending Company (NMLC) program originally scheduled for March 11, 1999. (This hearing was reported in a **Federal Register** Notice published March 1, 1999.) The NMLC Public Hearing is rescheduled for 9:30 a.m. to 12:00 p.m., March 15, 1999, at SBA's Washington District Office Conference Room, 1110 Vermont Avenue, NW, Washington, DC 20005.

**SUMMARY:** The SBA recognizes that many segments of the small business community continue to have difficulty accessing capital in the commercial loan markets. To assist these New Markets small businesses, the Agency plans to develop and test several innovative new programs and initiatives designed to more efficiently and effectively deliver SBA financing to these markets. The proposed NMLC program is one of these initiatives. SBA envisions the program as a limited term, limited participation SBA pilot program under which the Agency will select approximately ten unique, non-depository lending institutions to make SBA guaranteed loans targeted to New Markets small businesses. This pilot will be part of the Agency's 7(a) loan program, which provided guaranties on loans to approximately 42,000 small businesses for about \$9 billion in FY 1998.

SBA expects to define New Markets under the program as current and prospective small businesses owned by minorities, women, veterans, and persons with disabilities, who are underrepresented in the population of business owners compared to their representation in the overall population,

as well as businesses located or locating in Low and Moderate Income urban and rural areas.

SBA is continuing to develop criteria for participation in the program, but participants are expected to be selected competitively using criteria that may include, among others, the following:

#### Management Capability

The applicant entity or its management team must demonstrate appropriate experience in managing a loan underwriting, loan making, loan collection, and loan liquidation operation;

#### Adequate Capitalization

A minimum capitalization, including leverage limitations to reflect both balance sheet and off balance sheet assets, will be required. (A variety of financing structures will be considered, but a minimum equity injection of \$3-\$5 million is being considered);

#### Commitment to Borrower's Development

Applicant must demonstrate a continuing commitment to the development of the borrower's management capabilities; and

#### Public Purpose

Participants must aggressively and continuously target a range of SBA defined New Markets communities.

The Agency's monitoring and oversight of NMLCs will include annual safety and soundness examinations, periodic reviews of lender effectiveness in reaching targeted markets, and compliance reviews required of other SBA lenders. SBA will develop program guidelines and procedures shortly and expects to implement the program by October 1, 1999.

*Hearing:* SBA will hold a public hearing to obtain comments and suggestions from the public to assist in developing the NMLC concept. Interested parties will be given a reasonable time for an oral presentation and may submit written statements of their oral presentation in advance. If you wish to make a presentation, please contact Ms. Lula M. Gardner at (202) 205-6485 at least five days before the hearing. If a large number of participants desire to make statements, a time limitation on each presentation will be imposed.

Members of the hearing panel may ask questions of the speaker, but speakers will not be allowed to question each other. Please submit written questions in advance to the Chair. If the Chair determines them to be relevant, the

Chair will direct them to the appropriate panel member.

**DATES:** March 15, 1999, 9:30 a.m. to 12:30 p.m.

**LOCATION:** SBA's Washington District Office Conference Room, 1110 Vermont Avenue, NW, Washington, DC 20005.

**POSSIBLE ISSUES:** The SBA requests that speakers address the following issues:

- Can this concept help increase SBA lending to New Markets?
  - How should SBA select NMLC participants?
  - Should the SBA require that a minimum percentage of lending by each NMLC be directed to New Markets? If so, what should that minimum percentage be?
  - How many firms should be allowed to participate?
  - What, if any, time limit should be established for the program?
  - What level of capitalization should SBA require of NMLC pilot participants?
  - What loan volume should SBA expect from NMLCs?
  - What oversight should SBA apply to this program?
  - Should SBA give these firms PLP and/or SBA Express authority?
  - What incentives should SBA consider to encourage these firms to lend in non-traditional markets?
  - What support should SBA provide lenders to address these markets?
  - What will be the likely impact of this program on existing SBA lenders?
  - In lieu of the proposed NMLC program, should SBA open the SBLC program to additional participants?
- FOR FURTHER INFORMATION CONTACT:** Charles Thomas, Chief, Pilot Operations, Office of Financial Assistance, (202) 205-6656.

**Jane Palsgrove Butler,**

*Associate Administrator for Financial Assistance.*

[FR Doc. 99-5540 Filed 3-5-99; 8:45 am]

BILLING CODE 8025-01-P

## SOCIAL SECURITY ADMINISTRATION

### Privacy Act of 1974; As Amended; Report of New System of Records and Routine Uses

**AGENCY:** Social Security Administration.

**ACTION:** New System of Records and Routine Uses.

**SUMMARY:** In accordance with the Privacy Act (5 U.S.C. 552a(e)(4)), we are issuing public notice of our intent to establish a new system of records. The proposed system of records is entitled the Prisoner Update Processing System

(PUPS), SSA/OPB, SSA-099. The proposed system will maintain information collected for use in connection with enforcement of the nonpayment of benefits provisions of the Social Security Act (the Act) affecting certain inmates of public institutions and prisoners, as well as certain other confined individuals. We are also proposing routine uses of information which will be maintained in the system in accordance with 5 U.S.C. 552a(e)(11). We invite public comments on the proposed system and the routine uses.

**DATES:** We filed a report of the proposed system with the President of the Senate, the Speaker of the House of Representatives, and the Director, Office of Information and Regulatory Affairs, Office of Management and Budget on February 23, 1999. The proposed system, including the proposed routine uses, will become effective on April 5, 1999, unless we receive comments on or before that date which would result in a contrary determination.

**ADDRESSES:** Interested individuals may comment on this publication by writing to the SSA Privacy Officer, Social Security Administration, 3-A-6 Operations Building, 6401 Security Boulevard, Baltimore, Maryland 21235. All comments received will be available for public inspection at the above address.

**FOR FURTHER INFORMATION CONTACT:** Mr. Willie J. Polk, Office of Disclosure Policy, Social Security Administration, 3-A-6 Operations Building, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (410) 965-1753.

#### SUPPLEMENTARY INFORMATION:

#### I. Purpose of the Proposed System

Section 202(x) of the Social Security Act (the Act) (42 U.S.C. 402(x)) provides for nonpayment of Retirement, Survivors, or Disability Insurance benefits under title II of the Act to individuals confined in a jail, prison, or other penal institution or correctional facility pursuant to conviction of an offense punishable by imprisonment for more than one year (regardless of the sentence imposed), and to individuals who are confined by court order in an institution at public expense in connection with: (a) A verdict or finding that the individual is guilty but insane with respect to an offense punishable by imprisonment for more than one year, (b) a verdict or finding that the individual is not guilty of such an offense by reason of insanity, (c) a finding that such individual is incompetent to stand trial under an

allegation of such an offense, (d) a similar verdict or finding with respect to such an offense based on similar factors (such as mental defect or mental incompetence). Similarly, section 1611(e)(1)(A) of the Act (42 U.S.C. 1382(e)(1)(A)) provides for nonpayment of Supplemental Security Income (SSI) benefits under title XVI of the Act to any individual for any month throughout which the individual is an inmate of a public institution. Section 1611(e)(1)(I)(i) of the Act provides for incentive payments to be made by SSA to inmate data sources for information leading to suspension of SSI payments to an SSI recipient.

The proposed PUPS system will maintain information collected for the purpose of determining whether an individual is subject to the above-cited payment restriction provisions, and provide a control mechanism for any inmate or confinement alerts generated by relevant computer matching programs or by informal reports to SSA regarding an individual's confinement. It will facilitate the suspension of benefits where appropriate and the reinstatement of benefits to released inmates and other confined persons. Inmates considered possibly subject to the nonpayment of benefit provisions will be afforded all due process rights under applicable statutes, regulations, and procedures before any action is taken to suspend their benefits.

#### II. Collection and Maintenance of Data in the Proposed System

The proposed PUPS system will primarily contain information about persons reported to SSA as confined individuals under Privacy Act computer matching agreements for the provision of records of confined individuals to SSA. (Certain information on confined individuals is reported to SSA under agreements which are, along with any information exchanged pursuant to the agreements, wholly exempt from the Privacy Act requirements. This data will *not* be incorporated into PUPS. See section 1611(e)(1)(I) of the Act, 42 U.S.C. 1382(e)(1)(I).) The records in the system will include those of individuals reported by jails, prisons, other penal institutions or correctional facilities and certain mental health institutions. We also may receive and incorporate into the system relevant information from individuals and certain other third-party sources, such as news media, etc., under informal reporting arrangements. The system will maintain information on both title II beneficiaries entitled to RSDI benefits and title XVI SSI recipients, as well as non-beneficiaries and non-recipients who may have