

**OFFICE OF PERSONNEL  
MANAGEMENT****5 CFR Part 532**

RIN 3206-AH81

**Prevailing Rate Systems; Changes in  
Federal Wage System Survey Jobs****AGENCY:** Office of Personnel  
Management.**ACTION:** Final rule.

**SUMMARY:** The Office of Personnel Management is issuing a final rule that will change the Helper (Trades) WG-5 appropriated fund Federal Wage System (FWS) survey job from required to optional, add the word "Heavy" to the name of the Janitor WG-2 FWS survey job, change the title of the Warehouseman WG-5 survey job to Warehouse Worker WG-5, and remove the Boiler Plant Operator WG-9 survey job from the list of optional survey jobs. These changes are being made to make FWS survey jobs more useful survey tools for local wage surveys.

**DATES:** This regulation is effective on January 10, 2000.

**FOR FURTHER INFORMATION CONTACT:** Mark A. Allen, (202) 606-2848, FAX: (202) 606-0824, or email to maallen@opm.gov.

**SUPPLEMENTARY INFORMATION:** On April 26, 1999, the Office of Personnel Management (OPM) published a proposed rule (64 FR 20221) to make changes in four Federal Wage System (FWS) survey jobs. The FWS is the pay system for the Federal Government's blue-collar workforce. OPM is engaged in an ongoing project to review the survey job descriptions used by Federal agencies during FWS local wage surveys to determine prevailing rates of pay for FWS employees.

In the past, the Helper (Trades) WG-5 survey job has produced adequate data for use in calculating FWS pay rates in only about one-quarter of the appropriated fund FWS wage areas. Because of this, we are making its use optional rather than required. Also, we are adding the word "Heavy" to the title of the Janitor WG-2 appropriated fund FWS survey job. This will better distinguish the Janitor WG-2 survey job from the Janitor (Light) WG-1 survey job. The Warehouseman WG-5 survey job title is changing to Warehouse Worker WG-5 to modernize the Warehouseman WG-5 survey job title.

Finally, we are removing the Boiler Plant Operator WG-9 survey job from the list of optional survey jobs. The Boiler Plant Operator WG-10 survey job will remain an optional survey job. This

change is being made because only 0.5 percent of FWS employment in WG-9 positions is represented by this survey job, and matching private sector jobs only at the WG-10 journey level will be more consistent with the other survey jobs used in FWS wage surveys.

The Federal Prevailing Rate Advisory Committee, the national labor-management committee responsible for advising OPM on matters concerning the pay of FWS employees, has reviewed and concurred by consensus with these changes. The proposed rule provided a 30-day public comment period. We received no comments during this period.

**E.O. 12866, Regulatory Review**

This rule has been reviewed by the Office of Management and Budget in accordance with E.O. 12866.

**Regulatory Flexibility Act**

I certify that these regulations will not have a significant economic impact on a substantial number of small entities because they will affect only Federal agencies and employees.

**List of Subjects in 5 CFR Part 532**

Administrative practice and procedure, Freedom of information, Government employees, Reporting and recordkeeping requirements, Wages.

U.S. Office of Personnel Management.

**Janice R. Lachance,**  
*Director.*

Accordingly, the Office of Personnel Management is amending 5 CFR part 532 as follows:

**PART 532—PREVAILING RATE  
SYSTEMS**

1. The authority citation for part 532 continues to read as follows:

**Authority:** 5 U.S.C. 5343, 5346; § 532.707 also issued under 5 U.S.C. 552.

**§ 532.217 [Amended]**

2. In § 532.217, the table in paragraph (a) is amended by adding the word "(Heavy)" after the Job title "Janitor", by removing the Job title Warehouseman and replacing it with "Warehouse Worker", by removing the Job title and Job grade for "Helper (Trades)" and adding it to the table in paragraph (c) after "Light Vehicle Operator" and the table in paragraph (c) is also amended by removing the Job title "Boiler Plant Operator" and Job grade "9".

[FR Doc. 99-32067 Filed 12-9-99; 8:45 am]

**BILLING CODE 6325-01-P**

**DEPARTMENT OF THE TREASURY****Office of Thrift Supervision****12 CFR Parts 503, 505, 557, 559, 563,  
572**

[No. 99-79]

**Technical Amendments****AGENCY:** Office of Thrift Supervision,  
Treasury.**ACTION:** Final rule.

**SUMMARY:** The Office of Thrift Supervision (OTS) is amending its regulations to incorporate a number of technical and conforming amendments. OTS is updating statutory references and regulatory cross-references, amending provisions that contain minor drafting errors, and making other minor changes.

**EFFECTIVE DATE:** December 10, 1999.

**FOR FURTHER INFORMATION CONTACT:** Mary H. Gottlieb, Senior Paralegal (Regulations), (202) 906-7135, or Karen A. Osterloh, Assistant Chief Counsel, (202) 906-6639, Regulations and Legislation Division, Chief Counsel's Office, Office of Thrift Supervision, 1700 G Street, NW., Washington DC 20552.

**SUPPLEMENTARY INFORMATION:** OTS is amending its regulations to incorporate a number of technical and conforming amendments. Specifically, OTS is amending:

- Part 503—Privacy Act. OTS has updated office names and employee titles.
- Part 505—Freedom of Information Act. OTS has updated office names, employee titles, and references for requesting records by e-mail.
- Part 557—Deposits. OTS has added an inadvertently omitted statutory citation to § 557.11.
- Part 559—Subordinate Organizations. OTS has corrected an erroneous cross-reference to a FDIC regulation requiring savings associations to file a notice before acquiring or establishing a subsidiary or conducting new activities through a subsidiary.
- Part 563—Operations. OTS has clarified that its frequency of examination regulation relates solely to safety and soundness examinations, as opposed to compliance examinations. OTS has also corrected a typographical error in its transactions with affiliates regulations.
- Part 572—Loans in Areas Having Special Flood Hazards. OTS has deleted a cross-reference to Federal Emergency Management Agency (FEMA) regulations at 44 CFR Part 65, Appendix

A, which had contained the text of the Standard Flood Hazard Determination Form (Form). FEMA removed Appendix A in 1998. OTS has revised its regulation to indicate where lenders may obtain copies of the Form.

#### **Administrative Procedure Act; Riegle Community Development and Regulatory Improvement Act of 1994**

The OTS has found good cause to dispense with both prior notice and comment on this final rule and a 30-day delay of its effective date mandated by the Administrative Procedure Act.<sup>1</sup> OTS believes that it is contrary to public interest to delay the effective date of the rule, as it corrects provisions that have caused confusion. Because the amendments in the rule are not substantive, making them effective immediately will not detrimentally affect savings associations.

In addition, this document is exempt from the requirement found in section 302 of the Riegle Community Development and Regulatory Improvement Act of 1994<sup>2</sup> that regulations must not take effect before the first day of the quarter following publication, as it imposes no new requirements.

#### **Regulatory Flexibility Act**

Pursuant to section 605(b) of the Regulatory Flexibility Act,<sup>3</sup> it is certified that this technical corrections regulation will not have a significant economic impact on a substantial number of small entities.

#### **Executive Order 12866**

OTS has determined that this rule is not a "significant regulatory action" for purposes of Executive Order 12866.

#### **Unfunded Mandates Reform Act of 1995**

OTS has determined that the requirements of this final rule will not result in expenditures by State, local, and tribal governments, or by the private sector, of \$100 million or more in any one year. Accordingly, a budgetary impact statement is not required under section 202 of the Unfunded Mandates Reform Act of 1995.

#### **Paperwork Reduction Act**

This final rule does not involve a collection of information under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*) This final rule, however, amends existing § 572.6,

which contains paperwork burden. The final rule does not change the burden.

#### **List of Subjects**

##### *12 CFR Part 503*

Privacy.

##### *12 CFR Part 505*

Freedom of Information.

##### *12 CFR Part 557*

Investments, Reporting and recordkeeping requirements, Savings associations.

##### *12 CFR Part 559*

Reporting and recordkeeping requirements, Savings associations, Subsidiaries.

##### *12 CFR Part 563*

Accounting, Advertising, Crime, Currency, Investments, Reporting and recordkeeping requirements, Savings associations, Securities, Surety bonds.

##### *12 CFR Part 572*

Flood insurance, Reporting and recordkeeping requirements, Savings associations.

Accordingly, the Office of Thrift Supervision hereby amends title 12, chapter V of the Code of Federal Regulations as set forth below.

#### **PART 503—PRIVACY ACT**

1. The authority citation for part 503 continues to read as follows:

**Authority:** 5 U.S.C. 552a; 12 U.S.C. 1462a, 1463, 1464.

2. Section 503.1 is amended by revising the last sentence of paragraphs (b), (c), and (d) to read as follows:

##### **§ 503.1 Scope and procedures.**

\* \* \* \* \*

(b) \* \* \* Requests for information and specific guidance on where to send requests for records may be mailed or delivered personally to: Privacy Act Request, Manager, Dissemination Branch, Information Management & Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552.

(c) \* \* \* Requests for amendment should be addressed to: Privacy Act Amendment Request, Manager, Dissemination Branch, Information Management & Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552.

(d) \* \* \* Appeals made by mail should be addressed to, or delivered personally to: Privacy Act Amendment Appeal, Deputy Chief Counsel for General Law, Office of Thrift

Supervision, 1700 G Street, NW., Washington, DC 20552.

\* \* \* \* \*

#### **PART 505—FREEDOM OF INFORMATION ACT**

3. The authority citation for part 505 continues to read as follows:

**Authority:** 5 U.S.C. 552; 12 U.S.C. 1462a, 1463, 1464.

4. Section 505.2 is amended by revising the last sentence to read as follows:

##### **§ 505.2 Public reference room.**

\* \* \* \* \* Contact the Dissemination Branch, Information Management & Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552, or visit the Public Reference Room at 1700 G Street, NW., Lower Level, from 9:00 a.m. to 4:00 p.m. on business days.

5. Section 505.3 is amended by revising the last two sentences to read as follows:

##### **§ 505.3 Requests for records.**

\* \* \* \* \* Requests may be mailed to: Freedom of Information Act Request, Dissemination Branch, Information Management & Services Division, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552, or marked "FOIA" and delivered in person to the Public Reference Room, Dissemination Branch, Information Management & Services Division, 1700 G Street, NW., Lower Level. Requests may also be sent by e-mail or facsimile.

6. Section 505.4 is amended by revising the last three sentences to read as follows:

##### **§ 505.4 Administrative appeal of initial determination to deny records.**

\* \* \* \* \* Appeals by mail should be addressed to: Deputy Chief Counsel for General Law, 1700 G Street, NW., Washington, DC 20552. Appeals may be delivered personally to the Dissemination Branch, Information Management & Services Division, Office of Thrift Supervision 1700 G Street, NW., Lower Level. Appeals may also be sent by e-mail or facsimile.

#### **PART 557—DEPOSITS**

7. The authority citation for part 557 continues to read as follows:

**Authority:** 12 U.S.C. 1462a, 1463, 1464.

8. Section 557.11 is amended by revising paragraph (a) introductory text to read as follows:

<sup>1</sup> 5 U.S.C. 553.

<sup>2</sup> Pub. L. No. 103-325, 12 U.S.C. 4802.

<sup>3</sup> Pub. L. No. 96-354, 5 U.S.C. 601.

**§ 557.11 To what extent does federal law preempt deposit-related state laws?**

(a) Under sections 4(a), 5(a), and 5(b) of the HOLA, 12 U.S.C. 1463(a), 1464(a), and 1464(b), OTS is authorized to promulgate regulations that preempt state laws affecting the operations of federal savings associations when appropriate to:

\* \* \* \* \*

**PART 559—SUBORDINATE ORGANIZATIONS**

9. The authority citation for part 559 continues to read as follows:

**Authority:** 12 U.S.C. 1462, 1462a, 1463, 1464, 1828.

10. Section 559.11 is amended by revising the second sentence to read as follows:

**§ 559.11 What notices are required to establish or acquire a new subsidiary or engage in new activities through an existing subsidiary?**

\* \* \* The Notice must contain all of the information the Federal Deposit Insurance Corporation (FDIC) requires under 12 CFR 362.15. \* \* \*

**PART 563—OPERATIONS**

11. The authority citation for part 563 continues to read as follows:

**Authority:** 12 U.S.C. 375b, 1462, 1462a, 1463, 1464, 1467a, 1468, 1817, 1820, 1828, 1831i, 3806; 42 U.S.C. 4106.

12. Section 563.41 is amended by revising paragraph (b)(1)(v)(B) to read as follows:

**§ 563.41 Loans and other transactions with affiliates and subsidiaries.**

\* \* \* \* \*

(b) \* \* \*

(1) \* \* \*

(v) \* \* \*

(B) That the Office determines presents a risk to the safety or soundness of the savings association, based on the nature of the activities conducted by the company, amount of transactions with the savings associations or its subsidiaries, financial condition of the company or its parent savings association, or other supervisory factors;

\* \* \* \* \*

13. Section 563.171 is amended by revising the section heading to read as follows:

**§ 563.171 Frequency of safety and soundness examination.**

\* \* \* \* \*

**PART 572—LOANS IN AREAS HAVING SPECIAL FLOOD HAZARDS**

14. The authority citation for part 572 continues to read as follows:

**Authority:** 12 U.S.C. 1462, 1462a, 1463, 1464; 42 U.S.C. 4012a, 4104a, 4104b, 4106, 4128.

15. Section 572.6 is amended by revising paragraph (a) to read as follows:

**§ 572.6 Required use of standard flood hazard determination form.**

(a) *Use of form.* A savings association shall use the standard flood hazard determination form developed by the Director of FEMA when determining whether the building or mobile home offered as collateral security for a loan is or will be located in a special flood hazard area in which flood insurance is available under the Act. The standard flood hazard determination form may be used in a printed, computerized, or electronic manner. A savings association may obtain the standard flood hazard determination form from FEMA, P.O. Box 2012, Jessup, MD 20794–2012.

\* \* \* \* \*

Dated: December 6, 1999.

By the Office of Thrift Supervision.

Ellen Seidman,

Director.

[FR Doc. 99–32066 Filed 12–9–99; 8:45 am]

BILLING CODE 6720–01–P

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 39**

[Docket No. 98–SW–33–AD; Amendment 39–11460; AD 98–25–10 R1]

RIN 2020–AA64

**Airworthiness Directives; Aircraft Belts, Inc. Model CS, CT, FM, FN, GK, GL, JD, JE, JT, JU, MD, ME, MM, MN, NB, PM, PN, RG, and RH Seat Restraint Systems**

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Final rule.

**SUMMARY:** This amendment revises an existing airworthiness directive (AD), applicable to Aircraft Belts, Inc. Model CS, CT, FM, FN, GK, GL, JD, JE, JT, JU, MD, ME, MM, MN, NB, PM, PN, RG, and RH seat restraint systems installed on, but not limited to, Beech Aircraft Corp., Bell Helicopter Textron, Inc., Cessna Aircraft Co., Dassault Aviation, Eurocopter Deutschland, Eurocopter France, Gulfstream Aerospace, Learjet

Corp., Lockheed Aircraft Corp., and Piper Aircraft Corp. aircraft, that currently requires inspecting to ensure the locking mechanism is engaging properly and replacing the buckle-half of the seat restraint system, if necessary. This amendment will allow an owner/operator (pilot) to determine if the locking mechanism is engaging properly and will require replacing the buckle-half of the seat restraint system, if necessary. This amendment is prompted by a determination made by the FAA that pilots may perform the one-time check of the locking mechanism and that only affected seat restraint systems manufactured between March 1997 and November 1998 must be checked. The actions specified by this AD are intended to prevent failure of the seat restraint system due to the buckle assembly locking mechanism not engaging properly, which could result in the seat restraint system failing to properly secure the occupant during turbulence or landing.

**EFFECTIVE DATE:** January 14, 2000.

**FOR FURTHER INFORMATION CONTACT:** Rob Romero, Aerospace Engineer, Airplane Certification Office, ASW–150, FAA, 2601 Meacham Blvd., Fort Worth, Texas 76137, telephone (817) 222–5102, fax (817) 222–5960.

**SUPPLEMENTARY INFORMATION:** A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) by revising AD 98–25–10, Amendment 39–10936 (63 FR 67775, December 9, 1998), which is applicable to Aircraft Belts, Inc. Model CS, CT, FM, FN, GK, GL, JD, JE, JT, JU, MD, ME, MM, MN, NB, PM, PN, RG, and RH seat restraint systems, was published in the **Federal Register** (64 FR 47715, September 1, 1999). The action proposed to allow a pilot to determine if the seat restraint system's locking mechanism is engaging properly and required replacing the buckle-half of the seat restraint system, if necessary.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to the comments received.

One commenter states that the proposal should be withdrawn because it serves no useful purpose and will only generate confusion. In lieu of a withdrawal, the commenter requests that the effective date of the existing AD be stated in the compliance provision and that a note be included in the revision that indicates operators who previously complied with the AD are not affected by the revision. The FAA does not concur with the commenter's suggestions.