

(c) * * *
(3) * * *

Cuba
Democratic Kampuchea (formerly
Cambodia)
North Korea
Vietnam

* * * * *

5. The authority citation for subpart F of part 404 continues to read as follows:

Authority: Secs. 204(a)-(d), 205(a), and 1102 of the Social Security Act; 31 U.S.C. 3720A; 42 U.S.C. 404(a)-(d), 405(a), and 1302.

6. Section 404.503 is amended by revising paragraphs (b)(3) and (b)(6) to read as follows:

§ 404.503 Underpayments.

* * * * *

(b) * * *

(3) The parent or parents of the deceased individual, entitled to a monthly benefit on the basis of the same earnings record as was the deceased individual for the month in which such individual died (if more than one such parent, in equal shares to each such parent). For this purpose, the definition of "parent" in § 404.374 includes the parent(s) of any deceased individual who was entitled to benefits under title II of the Act.

* * * * *

(6) The parent or parents of the deceased individual, who do not qualify under paragraph (b)(3) of this section (if more than one such parent, in equal shares to each such parent). For this purpose, the definition of "parent" in § 404.374 includes the parent(s) of any deceased individual who was entitled to benefits under title II of the Act.

* * * * *

7. Section 404.510 is amended by revising paragraph (l) to read as follows:

§ 404.510 When an individual is "without fault" in a deduction overpayment.

* * * * *

(l) Reasonable belief, with respect to earnings activity for months after December 1982, that net earnings from self-employment after attainment of age 70 (age 72 for months after December 1972 and before January 1983) in the taxable year in which such age was attained would not cause deductions (see § 404.430(a)) with respect to benefits payable for months in that taxable year prior to the attainment of such age.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Community Planning and Development

24 CFR Part 570

[Docket No. R-95-1729; FR-3474-F-03]

RIN 2506-AB53

Community Development Block Grant Program Economic Development Guidelines; Final Rule and Guidelines; Technical Amendments

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Final rule and guidelines; technical amendments.

SUMMARY: The Department published in the **Federal Register**, a final rule and guidelines that established guidelines to assist Community Development Block Grant (CDBG) recipients in evaluating and selecting economic development activities for assistance with CDBG funds. The purpose of this document is to make certain clarifying technical amendments to that final rule.

EFFECTIVE DATE: February 6, 1995.

FOR FURTHER INFORMATION CONTACT: James R. Broughman, Director, Office of Block Grant Assistance, Room 7286, 451 Seventh Street, SW., Washington, DC 20410. Telephone: (202) 708-3587; TDD: (202) 708-2565. (These are not toll-free numbers).

SUPPLEMENTARY INFORMATION:

List of Subjects in 24 CFR Part 570

Administrative practice and procedure, American Samoa, Community development block grants, Grant programs—education, Grant programs—housing and community development, Guam, Indians, Lead poisoning, Loan programs—housing and community development, Low and moderate income housing, New communities, Northern Mariana Islands, Pacific Islands Trust Territory, Pockets of poverty, Puerto Rico, Reporting and recordkeeping requirements, Small cities, Student aid, Virgin Islands.

Accordingly, 24 CFR part 570 is amended as follows:

PART 570—COMMUNITY DEVELOPMENT BLOCK GRANTS

1. The authority citation for 24 CFR part 570 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 5300-5320.

§ 570.200 [Amended]

2. In § 570.200, paragraph (f)(2) is amended by removing the word "subrecipients", and by adding in its place the word "entities".

3. Section 570.208 is amended by revising paragraph (a)(1)(v), to read as follows:

§ 570.208 Criteria for national objectives.

(a) * * *

(1) * * *

(v) Activities meeting the requirements of paragraph (d)(5)(i) of this section may be considered to qualify under this paragraph, provided that the area covered by the strategy is either a Federally-designated Empowerment Zone or Enterprise Community or primarily residential and contains a percentage of low- and moderate-income residents that is no less than the percentage computed by HUD pursuant to paragraph (a)(1)(ii) of this section or 70 percent, whichever is less, but in no event less than 51 percent. Activities meeting the requirements of paragraph (d)(6)(i) of this section may also be considered to qualify under paragraph (a)(1) of this section.

* * * * *

§ 570.208 [Amended]

4. In § 570.208, paragraph (a)(4)(vi)(B) is amended by removing the phrase "a subrecipient", and by adding in its place the phrase "an entity".

5. In § 570.208, paragraph (a)(4)(vi)(F)(2) is amended by removing the cross-reference to "paragraph (a)(4)(v)(C)(1) of this section", and by adding in its place the cross-reference to "paragraph (a)(4)(vi)(F)(1) of this section".

§ 570.209 [Amended]

6. In § 570.209, paragraph (b) introductory text is amended by removing the cross-reference to "§ 570.208(a)(4)(vi)(D)(2)", and by adding in its place the cross-reference to "§ 570.208(a)(4)(vi)(F)(2)".

§ 570.483 [Amended]

7. In § 570.483, paragraph (b)(4)(vi)(B) is amended by removing the phrase "a subrecipient", and by adding in its place the phrase "an entity".

8. In § 570.483, paragraph (b)(4)(vi)(F)(2) is amended by removing the cross-reference to "paragraph (b)(4)(iii)(C)(1) of this section", and by adding in its place the cross-reference to "paragraph (b)(4)(vi)(F)(1) of this section".

9. Section 570.500 is amended by:
a. Amending paragraph (a)(4)(ii) by removing the period from the end of the

fourth sentence that begins with "Amounts generated by activities financed with loans", and by adding in its place a comma and a phrase to the end of the fourth sentence; and

b. Amending paragraph (c) by removing the period from the end of the second sentence that begins with "The term excludes", and by adding in its place a comma and a phrase to the end of the second sentence, to read as follows:

§ 570.500 Definitions.

(a) * * *

(4) * * *

(ii) * * *, except that the use of such funds shall be limited to activities that are located in a revitalization strategy area and implement a HUD approved area revitalization strategy pursuant to § 91.215(e) of this title. * * *

* * * * *

(c) * * *, unless the grantee explicitly designates it as a subrecipient. * * *

Dated: March 30, 1995.

Andrew M. Cuomo,

Assistant Secretary for Community Planning and Development.

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BILLING CODE 4210-29-P

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

27 CFR Parts 55, 72, 178, and 179

[T.D. ATF-363; 94F-022P]

RIN 1512-AB35

Implementation of Public Law 103-322, the Violent Crime Control and Law Enforcement Act of 1994

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

ACTION: Temporary rule (Treasury decision).

SUMMARY: This temporary rule implements the provisions of Public Law 103-322, the Violent Crime Control and Law Enforcement Act of 1994. These regulations implement the law by restricting the manufacture, transfer, and possession of certain semiautomatic assault weapons and large capacity ammunition feeding devices. Regulations are also prescribed with regard to reports of theft or loss of firearms from a licensee's inventory or collection, new requirements for Federal firearms licensing, responses by firearms licensees to requests for gun

trace information, and possession of firearms by persons subject to restraining orders. The temporary rule will remain in effect until superseded by final regulations.

In the Proposed Rules section of this **Federal Register**, ATF is also issuing a notice of proposed rulemaking inviting comments on the temporary rule for a 90-day period following the publication date of this temporary rule.

EFFECTIVE DATES: The temporary regulations are effective on April 6, 1995, except for the provisions in § 178.92 (a)(2), (c)(i)(ii)(B) and (c)(i)(iii), which will be effective on July 5, 1995.

ADDRESSES: Send written comments to: Chief, Regulations Branch; Bureau of Alcohol, Tobacco and Firearms; Washington, DC 20091-0221.

FOR FURTHER INFORMATION CONTACT: James P. Ficaretta, Regulations Branch, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue NW., Washington, DC 20226 (202-927-8230).

SUPPLEMENTARY INFORMATION:

Background

On September 13, 1994, Public Law 103-322 (108 Stat. 1796) was enacted, amending the Gun Control Act of 1968 (GCA), as amended (18 U.S.C. Chapter 44), and Title XI of the Organized Crime Control Act of 1970, as amended (18 U.S.C. Chapter 40). The provisions of Public Law 103-322, the Violent Crime Control and Law Enforcement Act of 1994 (hereafter, "the Act"), became effective upon the date of enactment. Some of the new statutory provisions and the regulation changes necessitated by the law are as follows:

(1) *Restriction on Manufacture, Transfer, and Possession of Certain Semiautomatic Assault Weapons.* This amendment to the GCA prohibits the manufacture, transfer, and possession of semiautomatic assault weapons, with certain exceptions. The amendment bans 19 weapons by name, as well as any copies or duplicates of such firearms, and semiautomatic rifles, semiautomatic pistols, and semiautomatic shotguns which have 2 or more of the features specified in the law. The amendment "grandfathers" all semiautomatic assault weapons lawfully possessed on the date of enactment, i.e., September 13, 1994. Thus, semiautomatic assault weapons held in inventory by Federal firearms licensees (FFLs) on that date can continue to be possessed and transferred. Nonlicensed individuals in lawful possession of such weapons on the date of enactment may also continue to possess and transfer the weapons in accordance with applicable

Federal and State law. The law also requires that the serial number of any semiautomatic assault weapon manufactured after September 13, 1994, clearly show that the weapon was manufactured after that date.

Rather than requiring manufacturers and importers to specify the actual date that such weapons were made, the temporary regulations provide that semiautomatic assault weapons manufactured after September 13, 1994, must be marked "RESTRICTED LAW ENFORCEMENT/GOVERNMENT USE ONLY." This marking clearly provides notice that these weapons may only be lawfully possessed by government agencies and law enforcement personnel. As with other firearms, variances from the marking requirements may be requested. The Director may authorize other means of identification of the licensed manufacturer or importer upon receipt of a letter application, in duplicate, showing that such other identification is reasonable and will not hinder the effective administration of the regulations.

The temporary regulations permit manufacturers and dealers in semiautomatic assault weapons to stockpile such weapons for future sales to law enforcement agencies and law enforcement officers. Manufacturers of semiautomatic assault weapons, manufactured after September 13, 1994, will be permitted to transfer such weapons to any FFL upon obtaining evidence that the weapons will only be disposed of to law enforcement agencies and law enforcement officers. Examples of acceptable evidence are provided in the regulations. In the case of semiautomatic assault weapons imported after September 13, 1994, the existing controls on the importation of nonsporting weapons would continue to be imposed on importers of semiautomatic assault weapons. Thus, applications to import such weapons would be approved only if the importer submits a purchase order from a governmental entity.

The regulations will permit licensed dealers to possess semiautomatic assault weapons for sale to law enforcement agencies and law enforcement officers for official use. Dealers must retain evidence that their inventory of weapons is for sale to law enforcement agencies and law enforcement officers. Dealers are required to retain records of disposition indicating that the weapons were sold only to law enforcement agencies and law enforcement officers.

When any licensed manufacturer, importer, or dealer transfers a semiautomatic assault weapon to a law