

for filing specified in this paragraph apply unless the Commission, the administrative law judge, or another section of this part specifically provides otherwise.

\* \* \* \* \*

3. Paragraph (a) of § 210.5 is revised to read as follows:

**§ 210.5 Confidential business information.**

(a) *Definition and submission.* Confidential business information shall be defined and identified in accordance with § 201.6 (a) and (c) of this chapter. Unless the Commission, the administrative law judge, or another section of this part states otherwise, confidential business information shall be submitted in accordance with § 201.6(b) of this chapter. In the case of a complaint, any supplement to the complaint, and a motion for temporary relief filed under this part, the number of nonconfidential copies shall be prescribed by § 210.8(a) of this part.

\* \* \* \* \*

4. Paragraph (a) of § 210.8 is revised to read as follows:

**§ 210.8 Commencement of preinstitution proceedings.**

(a) *Upon receipt of complaint.* A preinstitution proceeding is commenced by filing with the Secretary a signed original complaint and the requisite number of true copies. The complainant shall file 14 confidential copies of the complaint, 14 nonconfidential copies, plus one confidential copy and one nonconfidential copy for each person named in the complaint as violating section 337 of the Tariff Act of 1930, and one nonconfidential copy for the government of each foreign country of any person or persons so named. The same requirements apply for the filing of a supplement to the complaint. If the complainant is seeking temporary relief, the complainant must file 14 confidential copies of the motion, 14 nonconfidential copies, plus one additional confidential copy and one additional nonconfidential copy of the motion for such relief for each proposed respondent, and one nonconfidential copy for the government of the foreign country of the proposed respondent. The additional copies of the complaint and motion for temporary relief for each proposed respondent and the appropriate foreign government are to be provided notwithstanding the procedures applicable to a motion for temporary relief, which require service of the complaint and motion for temporary relief by the complainant.

\* \* \* \* \*

5. Paragraph (e) of § 210.52 is revised to read as follows:

**§ 210.52 Motions for temporary relief.**

\* \* \* \* \*

(e) If the complaint, the motion for temporary relief, or the documentation supporting the motion for temporary relief contains confidential business information as defined in § 201.6(a) of this chapter, the complainant must follow the procedure outlined in §§ 210.4(a), 210.5(a), 201.6 (a) and (c), 210.8(a), and 210.55 of this part.

Issued: June 13, 1995.

By Order of the Commission.

**Donna R. Koehnke,**

*Secretary.*

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BILLING CODE 7020-02-P

**SOCIAL SECURITY ADMINISTRATION**

**20 CFR Part 422**

**RIN 0960-AE18**

**Evidence Required for Duplicate Social Security Number Card**

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

**ACTION:** Interim rule.

**SUMMARY:** We intend to conduct a pilot project in as many as 100 social security offices throughout the country and in as many as 10 teleservice centers to encourage people who need a duplicate social security number (SSN) card to contact us by phone to request the duplicate card. We are, therefore, providing an exception to our rule in 20 CFR 422.107(c) on the corroborative evidence of identity a person must submit when he or she applies for a duplicate SSN card.

**EFFECTIVE DATE:** This regulation is effective on June 22, 1995. Since this rule grants a limited exemption from certain requirements for issuing duplicate SSN cards, the 30-day delay in effectuating rules, as provided by 5 U.S.C. 553(d), does not apply. We will consider any comments we receive by August 21, 1995 and will publish a revised final regulation if public comments warrant it.

**ADDRESSES:** Comments on this rule should be submitted in writing to the 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 the Division of Regulations and Rulings, Social Security Administration, 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. Comments

received may be inspected during these same hours by making arrangements with the contact person shown below.

Organizations and individuals desiring to submit comments on the information collection requirements under the "Paperwork Reduction Act" should submit them to the Office of Management and Budget, Office of Information and Regulatory Affairs, New Executive Office Building, Room 3208, Washington, D.C. 20503, Attention: Desk Officer for SSA.

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:** Jack Schanberger, Room 3-B-1 Operations Building, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-8471.

**SUPPLEMENTARY INFORMATION:** Section 205(c)(2)(B)(ii) of the Act provides that an applicant for an SSN must submit such evidence as may be necessary for the Commissioner of Social Security (the Commissioner) to establish the applicant's age, citizenship or alien status, and true identity. Under this provision, the applicant must also provide evidence that the Commissioner may need to determine which (if any) social security account number has previously been assigned to the applicant. This provision was added to the Act in 1972 (Pub. L. 92-603) to provide instructions for assigning SSNs. In addition, Pub. L. 92-603 amended section 208 of the Act to provide penalties for anyone who knowingly, willfully, and with intent to deceive uses an SSN that was obtained with false information. See S. Rep. No. 92-1230 and H.R. Rep. No. 92-1605, 92d Cong., 2d Sess. (1972).

The amendments were in response to the expanding use of the SSN and a concern about its misuse. To implement the amendments, we increased the security of the procedures we used for assigning an SSN. We also published regulations at 20 CFR 422.107(c) which, among other things, require that each applicant for an original, duplicate, or corrected SSN card must submit documentary evidence of identity. The primary purposes for requiring an applicant for a duplicate SSN card to furnish this evidence are to avoid assigning more than one SSN to a person and to ensure that the card is issued to the correct person.

A recent report by SSA's Inspector General (IG), entitled "SSA Field Office Visitor Workload," indicates that approximately one-third of the many people who visit Social Security offices each day are there to request a new or duplicate social security number card. The IG report suggested that individuals could request duplicate cards by telephone or by mail, thereby significantly reducing the volume of people (approximately 8 million per year) who visit social security offices to apply for original or duplicate SSN cards.

In a continuing attempt to furnish better service to the public, we will conduct a pilot project which will enable certain individuals to apply by phone for a duplicate SSN card without having to complete and sign an application and take or mail their identity documents to a social security office. We plan to conduct the pilot project in as many as 100 social security field offices throughout the country and in as many as 10 teleservice centers.

We are modifying the evidentiary requirements for identity in 20 CFR 422.107(c) for this project. This will enable us to forgo requesting the corroborative documentary evidence of identity for some applicants who request a duplicate SSN card. The pilot project will apply to U.S. citizens born in the U.S. and to U.S. citizens born outside the U.S. who have previously presented to us evidence of U.S. citizenship. The applicant must be the number holder or a parent applying on behalf of his or her minor child number holder.

Because of our enhanced ability to screen by electronic means an applicant requesting a duplicate SSN card, we believe that we may be able to eliminate or at least modify our current requirement that all persons applying for a duplicate SSN card must submit a signed application and corroborative documentary evidence of identity. If we find that this evidence and the signed application are no longer needed in some kinds of cases, we should be able to provide more efficient, more economical, and more convenient service to the public, while at the same time reducing the need for many people to apply in person at social security offices for duplicate SSN cards. We will also be helping businesses with their wage reporting obligations by ensuring that their employees have their correct social security numbers.

With our current electronic systems capability, we believe that under the interim rule we will be able to comply with the evidentiary requirements of the Act. We can compare the information

the number holder gives when requesting a duplicate card with the information already available in our electronic records. The true number holder should know the information contained in these electronic records. Therefore, we believe it is reasonable to treat the conforming information provided by the person requesting a duplicate SSN card as acceptable evidence of his or her identity within the meaning of section 205(c)(2)(B)(ii) of the Act. If our records do not confirm the information provided by the applicant, we will require that he or she submit corroborative evidence of identity and a signed application either by mail or in person to an SSA office.

If we decide to discontinue this project concerning duplicate SSN cards, we will rescind this interim rule. If we decide to expand this project, we will publish a notice in the **Federal Register**. If we decide to implement the procedures nationally, a regulation reflecting this decision will be promulgated. However, before deciding to expand the test or implement nationally, we will conduct a study to determine whether the pilot procedures provide sufficient safeguards against fraud.

These special pilot procedures for issuance of duplicate SSN cards will not apply to aliens who request such duplicate cards, because pursuant to 20 CFR 422.107(e), aliens must also furnish proof of alien status as well as identity. Under section 205(c)(2)(B)(i)(I) of the Act, the Commissioner must take affirmative measures to assure that SSNs are assigned to certain aliens. Aliens are assigned SSNs when they are lawfully admitted to the U.S. as permanent residents, when they are admitted to the U.S. for a temporary period of time with authorization to work, or when they receive authorization to work subsequent to entry into the United States. The Immigration and Naturalization Service issues to aliens documentation of their lawful admission and requires that an alien keep that documentation on his or her person at all times. Generally, aliens are required to submit that documentation to us as proof of alien status. Therefore, aliens will need to take their INS documents to SSA to apply for a duplicate SSN card.

These special procedures also do not apply to requests for corrected SSN cards because the corrected information cannot be verified on our records. Additionally, these procedures do not apply to (1) foreign-born U.S. citizens who have not already submitted evidence of citizenship; (2) a person applying on behalf of another if the

applicant is not a parent applying on behalf of his or her minor child; and (3) people whose address is an in-care-of address, a post office box, general delivery, or a suite.

### Regulatory Procedures

#### *Justification for Interim Rule Without Proposed Rule*

We are publishing this amendment to the regulations as an interim rule instead of a proposed rule. The Social Security Administration follows the Administrative Procedure Act (APA) notice of proposed rulemaking and public comment procedures specified in 5 U.S.C. 553 in the development of its regulations. The APA provides exceptions to its notice and public comment procedures when an agency finds that there is good cause for dispensing with such procedures on the basis that they are impracticable, unnecessary, or contrary to the public interest. We have determined that, under 5 U.S.C. 553(b)(B), good cause exists for waiver of notice of proposed rulemaking and public comment procedures in this instance because the use of such procedures to provide a very limited exception to the evidentiary requirements that must be met when a person requests a duplicate SSN card notice is unnecessary. This is a minor rule of limited applicability that should be of little interest to the general public. We do not believe that there is significant public interest in whether persons in areas where this pilot project will be conducted who request duplicate SSN cards must supply signed applications and supportive documentary evidence of their identities when they request duplicate SSN cards.

#### *Executive Order (E.O.) 12866*

We have consulted with the Office of Management and Budget (OMB) and determined that this rule does not meet the criteria for a significant regulatory action under E.O. 12866. Thus, it was not subject to OMB review.

#### *Regulatory Flexibility Act*

We certify that this regulation will not have a significant economic impact on a substantial number of small entities because it affects only the issuing of duplicate SSN cards to individuals. Therefore, a regulatory flexibility analysis as provided in Pub. L. 96-354, the Regulatory Flexibility Act, is not required.

#### *Paperwork Reduction Act*

This regulation contains a new reporting burden in section 422.107. As required by section 3507 of the Paperwork Reduction Act of 1980, we

will submit a copy to the Office of Management and Budget for its review.

Public reporting burden for this collection of information is estimated to average 2 minutes per response. This includes the time it will take to read the instructions, gather the necessary facts, and provide the information. If you have any comments or suggestions on this estimate, write to the Social Security Administration, ATTN: Reports Clearance Officer, 1-A-21 Operations Building, Baltimore, MD 21235.

(Catalog of Federal Domestic Assistance Program Nos. 96.001 Social Security—Disability Insurance; 96.002 Social Security—Retirement Insurance; 96.004 Social Security—Survivors Insurance; 96.006 Supplemental Security Income)

**List of Subjects in 20 CFR Part 422**

Administrative practice and procedure; Freedom of information; Organization and functions (Government agencies); Social Security.

Dated: June 14, 1995.

**Shirley S. Chater,**

*Commissioner of Social Security.*

For the reasons set out in the preamble, Subpart B of Part 422 of 20 CFR Chapter III is amended as follows:

**PART 422—ORGANIZATION AND PROCEDURES**

1. The authority citation for Subpart B is revised to read as follows:

**Authority:** Secs. 205, 702, and 1143 of the Social Security Act; 42 U.S.C. 405, 902, and 1320b-13.

2. Section 422.107 is amended by adding language at the end of paragraph (c), to read as follows:

**§ 422.107 Evidence requirements.**

(c) *Evidence of identity.* \* \* \* An applicant for a duplicate social security number card who is a U.S. citizen and who resides in an area where the Social Security Administration is conducting a pilot project on the issuance of duplicate cards will not be required to submit a signed application or corroborative documentary evidence of identity if the Social Security Administration is able to compare information provided by the applicant with information already in its records and, on the basis of this comparison, decides that corroborative documentary evidence is not needed to establish the applicant's identity. These special procedures do not apply to foreign-born U.S. citizens who have not already submitted evidence of citizenship to us; to a person applying on behalf of another if the applicant is not a parent applying on behalf of his or her minor

child; and to people whose address is an in-care-of address, a post office box, general delivery, or a suite.

\* \* \* \* \*

[FR Doc. 95-15301 Filed 6-21-95; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Part 510**

**New Animal Drugs; Change of Sponsor**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect a change of sponsor for 46 new animal drug applications (NADA's) from Sanofi Animal Health, Inc., to Rhone Merieux, Inc.

**EFFECTIVE DATE:** June 22, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Judith M. O'Haro, Center for Veterinary Medicine (HFV-238), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-594-1737.

**SUPPLEMENTARY INFORMATION:** Sanofi Animal Health, Inc., 7101 College Blvd., Overland Park, KS 66210, has informed FDA that it has transferred ownership of, and all rights and interests in, the following approved NADA's to Rhone Merieux, Inc., 7101 College Blvd., Overland Park, KS 66210:

NADA number	Drug name
006-623	Caparsolate
008-422	Seleen Suspension
010-092	Gallimycin-50P Premix
010-346	Combuthal Powder
012-123	Gallimycin-100, Gallimycin LA Injectable, Erythro-200 Injection
033-157	Spectam Scour Halt
035-157	Gallimycin Poultry Formula
035-455	Gallimycin-36/Dry
035-456	Gallimycin 36 Sterile
038-241	Erythro +ZOA+ARS Acid
038-242	Erythro +AMP+ETHO
038-624	Pro-Gallimycin-10
038-661	Spectam Water Soluble Concentrate
040-040	Spectam Injection
041-955	Erythromycin Premix
044-756	Butatron Tablets
045-416	Butatron Injection
048-287	Oxytetracycline-50 Injection

NADA number	Drug name
055-002	Chloramphenicol Injection
055-059	Viceton Tablets
065-275	Penicillin VK Filmtab
065-276	Veesyn Granules for Oral Solution
065-383	Procaine G Penicillin Mastitis Tubes
065-384	Procaine G Penicillin Mastitis Tubes
093-483	Spectam Injectable
093-515	Spectam Tablets
095-218	Dexamethasone Tablets
097-397	Syncro-Mate-B
098-379	Cystorelin Injectable
100-128	Medipak Tylan 10
101-690	Erythro-100 Injectable
102-656	Gallimycin Poultry Formula
107-506	Carbam Tablets & Film Coated Tablets
113-510	Equipalazone
118-032	Carbam Palatabs
118-979	Butatron Oral Gel
119-142	Injectable Iron 10%
120-615	Sustain III Calf & Cattle Bolus
123-815	Dexamethasone Sodium Phosphate Injection
124-241	Oxytocin Injection
126-504	Nitrozone Ointment
128-089	Dexamethasone Sterile Solution
134-930	Syncro-Mate-B
200-050	Neomycin 325 Soluble Powder
200-103	Penicillin G Potassium
200-147	Gentamicin Sulfate Injection

Accordingly, FDA is amending the regulations in 21 CFR 510.600(c)(1) and (c)(2) to reflect the change of sponsor. The drug labeler code assigned to Sanofi Animal Health, Inc., is being retained as the drug labeler code for Rhone Merieux, Inc.

**List of Subjects in 21 CFR Part 510**

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 510 is amended as follows:

**PART 510—NEW ANIMAL DRUGS**

1. The authority citation for 21 CFR part 510 continues to read as follows:

**Authority:** Secs. 201, 301, 501, 502, 503, 512, 701, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 331, 351, 352, 353, 360b, 371, 379e).