

**§ 1642.6 Acceptance of reimbursement from a client.**

(a) When a case results in a recovery of damages or statutory benefits, a recipient may accept reimbursement from the client for out-of-pocket costs and expenses incurred in connection with the case, if the client has agreed in writing to reimburse the recipient for such costs and expenses out of any such recovery.

(b) A recipient may require a client to pay court costs when the client does not qualify to proceed *in forma pauperis* under the rules of the jurisdiction.

**§ 1642.7 Recipient policies, procedures and recordkeeping.**

The recipient shall adopt written policies and procedures to guide its staff in complying with this part and shall maintain records sufficient to document the recipient's compliance with this part.

Dated: May 7, 1997.

**Victor M. Fortuno,**

*General Counsel.*

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**FEDERAL COMMUNICATIONS COMMISSION****47 CFR Part 76**

[CS Docket No. 96-60; FCC 97-27]

**Cable Television Leased Commercial Access**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule; establishment of effective date.

**SUMMARY:** The Commission's amendments to 47 CFR 76.970 (c), (d), (e), (f), (g), (h), 76.971(f)(1), 76.975 (b) and (c), which contained information collection requirements, shall become effective May 12, 1997. These amendments, which were published in the **Federal Register** of March 12, 1997, relate to implementation of the leased commercial access provisions of the 1992 Cable Act.

**EFFECTIVE DATE:** The amendments to 47 CFR 76.970 (c), (d), (e), (f), (g), (h), 76.971(f)(1), 76.975 (b) and (c) published at 62 FR 11364 shall become effective May 12, 1997.

**FOR FURTHER INFORMATION CONTACT:** Julie Buchanan, Cable Services Bureau, (202) 418-7200.

**SUPPLEMENTARY INFORMATION:**

1. On January 31, 1997, the Commission adopted an order revising

its leased commercial access rules, a summary of which was published in the **Federal Register**. See 62 FR 11364, March 12, 1997. The Commission's rule changes that did not impose new or modified information collection requirements became effective April 11, 1997. However, because they imposed new or modified information collection requirements, the amendments to 47 CFR 76.970 (c), (d), (e), (f), (g), (h), 76.971(f)(1), 76.975 (b) and (c) could not become effective until approved by the Office of Management and Budget ("OMB"), and no sooner than April 11, 1997. OMB approved these rule changes on April 17, 1997.

2. The **Federal Register** summary stated that the Commission would publish a document establishing the effective date of the rule changes requiring OMB approval. This statement suggests that further action by the Commission is necessary to establish the effective date, notwithstanding the preceding statement in the summary that the rule changes imposing new or modified information collection requirements would become effective upon OMB approval. See 62 FR 11365, March 12, 1997. In order to resolve this matter in a manner that most appropriately provides interested parties with proper notice, the amendments to 47 CFR 76.970 (c), (d), (e), (f), (g), (h), 76.971(f)(1), 76.975 (b) and (c) shall become effective May 12, 1997. This publication satisfies the statement that the Commission would publish a document establishing the effective date of the rule changes requiring OMB approval.

**List of Subjects in 47 CFR Part 76**

Administrative practice and procedure, Cable television, Reporting and recordkeeping requirements.

Federal Communications Commission

**William F. Caton,**

*Acting Secretary.*

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**GENERAL SERVICES ADMINISTRATION****48 CFR Part 6103**

RIN Number 3090-AG05

**Board of Contract Appeals; Rules of Procedure for Transportation Rate Cases**

**AGENCY:** Board of Contract Appeals, General Services Administration.

**ACTION:** Final rule.

**SUMMARY:** This document specifies the rules of procedure of the GSA Board of Contract Appeals applicable to the Board's review of claims made by a carrier or freight forwarder pursuant to 31 U.S.C. 3726(g)(1). The rules are intended to implement section 201(o) of the General Accounting Office Act of 1996 (Pub. L. 104-316), which transferred the authority to resolve these claims to the Administrator of General Services, who has redelegated that function to the Board.

**EFFECTIVE DATE:** This regulation is effective May 12, 1997.

**FOR FURTHER INFORMATION CONTACT:** Margaret S. Pfunder, Deputy Chief Counsel, GSA Board of Contract Appeals, telephone (202) 501-0272, Internet address: Margaret.Pfunder@gsa.gov.

**SUPPLEMENTARY INFORMATION:****A. Regulatory Flexibility Act**

The General Services Administration certifies that this rule will not have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

**B. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply because the rule does not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501 *et seq.*

**C. Effective Dates**

These rules are applicable to all transportation rate cases filed on or after May 12, 1997.

**D. Background**

On July 26, 1996, the Board published in the **Federal Register** (61 FR 39096) an interim rule specifying the rules of procedure the Board would apply to its review of claims made by a carrier or freight forwarder pursuant to 31 U.S.C. 3726(g)(1). The Board invited written comments on the interim rules. The rules were intended to implement section 211 of the Legislative Branch Appropriations Act, 1996 (Pub. L. 104-53), which, effective June 30, 1996, transferred certain functions of the Comptroller General to the Director of the Office of Management and Budget (OMB), and authorized the Director to delegate any of those functions to another agency or agencies. Effective the same date, the Director delegated the function contained in 31 U.S.C. 3726(g)(1)—the authority to review rate