

contracts, to permit evaluation of possible sources of conflict of interest.

The Department is seeking a broad geographic representation and has special interest in assuring that women, minority groups, and the physically handicapped are adequately represented on advisory bodies and, therefore, extends particular encouragement to nominations for appropriately qualified female, minority, and/or physically handicapped candidates.

Dated: March 23, 1999.

**John M. Eisenberg,**

Administrator.

[FR Doc. 99-7558 Filed 3-26-99; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**Proposed Information Collection Activity; Comment Request**

**Proposed Project**

*Title:* AFC-696 Child Care Development Fund Financial Reporting Form.

*OMB No.:* 0970-0163.

*Description:* The form provides specific data regarding claims and provides a mechanism for States to request grant awards and certify the

availability of State matching funds. Failure to collect this data would seriously compromise ACF's ability to monitor expenditures. This information is also used to estimate outlays and may be used to prepare ACF budget submissions to Congress.

*Respondents:* State, Local or Tribal Govt.

ANNUAL BURDEN ESTIMATES

Instrument	Number of respondents	Number of responses per respondent	Average burden hours per response	Total burden hours
ACF-696 .....	54	4	8	1,728

*Estimated Total Annual Burden Hours:* 1,728.

In Compliance with the requirements of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Administration for Children and Families is soliciting public comment on the specific aspects of the information collection described above. Copies of the proposed collection of information can be obtained and comments may be forwarded by writing to the Administration for Children and Families, Office of Information Services, 370 L'Enfant Promenade, SW., Washington, DC 20447, Attn: ACF Reports Clearance Officer. All requests should be identified by the title of the information collection.

The Department specifically requests comments on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c)

the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Consideration will be given to comments and suggestions submitted within 60 days of this publication.

Dated: March 23, 1999.

**Bob Sargis,**

Acting Reports Clearance Officer.

[FR Doc. 99-7539 Filed 3-26-99; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**Submission for OMB Review; Comment Request**

*Title:* Title IV-B Five Year Plan, Annual Progress and Services Report and CFS-101

*OMB No.:* 0980-0047

*Description:* Under title IV-B, subparts 1 and 2, of the Social Security Act, States and Indian Tribes are to submit a five year Child and Family Services Plan, an Annual Progress and Services Report (APSR), and an annual budget request and estimated expenditure report (CFS-101). The plan is used by States and Indian Tribes to develop and implement services and describe coordination efforts with other Federal, state and local programs. The APSR is used to provide updates and changes in the goals and services under the five year plan. The CFS-101 will be submitted annually with the APSR to apply for appropriated funds for the next fiscal year.

*Respondents:* State, Local or Tribal Government

ANNUAL BURDEN ESTIMATES

Instrument	Number of respondents	Number of responses per respondent	Average burden hours per response	Total burden hours	Total annual burden hours
CFSP .....	300	1	250	75,000	15,000
APSP .....	300	1	120	36,000	36,000
CFS-101 .....	300	1	5	1,500	1,500

Estimated Total Annual Burden  
Hours: 52,500.

*Additional Information:* Copies of the proposed collection may be obtained by writing to the Administration for Children and Families, Office of Information Services, 370 L'Enfant Promenade, S.W., Washington, D.C. 20447, Attn: ACF Reports Clearance Officer.

*OMB Comment:* OMB is required to make a decision concerning the collection of Information between 30 to 60 days after publication of this document in the **Federal Register**. Therefore, a comment is best assured of having its full effect if OMB receives it within 30 days of publication. Written comments and recommendations for the proposed information collection should be sent directly to the following: Office of Management and Budget, Paperwork Reduction Project, 725 17th Street, N.W., Washington, D.C. 20503, Attn: Ms. Lori Scheck.

Dated: March 23, 1999.

**Bob Sargis,**

*Acting Reports Clearance Officer.*

[FR Doc. 99-7540 Filed 3-26-99; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Administration for Children and Families

[Clarification of Program Announcement  
No. OCS-99-04]

#### Assets for Independence Demonstration Program

**AGENCY:** Office of Community Services (OCS), ACF, DHHS.

**ACTION:** Notice of clarification of program announcement No. OCS-99-04 Assets for Independence Demonstration Program, published in the **Federal Register** of January 27, 1999; and additional guidance for program applicants.

**SUMMARY:** The Office of Community Services continues to consult and deliberate in an inclusive manner in planning for the new Assets for Independence Demonstration Program. This process has involved discussions with offices within and outside the Department of Health and Human Services, the Treasury Department, Congress, and State offices and practitioners in the field. To the extent possible we have taken these views and deliberations into account in the fashioning of the Assets for Independence Demonstration Program Announcement. In addition, since its

publication we have received questions about the Program Announcement itself, which appeared in the **Federal Register** of January 27, 1999, Part VII, 64 FR 4257.

In the following clarifications and guidance we have sought to respond to the issues raised by all of the interested parties. The Clarifications in Part I, below clarify the following issues of interest to applicants for the Assets for Independence Demonstration Program:

A. Custodial Accounts. Applicants are advised that grantees will have the option of establishing Individual Development Accounts (IDA's) either as Trusts or as Custodial Accounts.

B. "Non-Federal Share Agreements" must include a schedule of deposits that will assure that there will be at all times in a Demonstration Project's Reserve Fund sufficient non-Federal matching contribution funds to equal the maximum amount pledged as matching contributions under the "Savings Plan Agreements" for all IDA's then open (which may be less than the \$2000 for each account stated in the published Program Announcement).

C. The "Savings Plan Agreement", required under PART II Section G(3)(n) of the Program Announcement as part of the instrument creating the IDA, should, under item #2, set the matching contribution rate for the account up to a total of not more than \$2000 in Federal grant funds, during the project period, rather than a total of all match funds as stated in the published Program Announcement. It should also include a new item #9 providing for withdrawal of savings if participant leaves the program.

D. Project and Budget Periods. Applicants are advised that they may submit applications for project and budget periods of up to five years, but of at least three years' duration.

E. Additional matching contributions. Applicants are advised that once the statutory requirement of equal matching contributions to IDA's from non-Federal sources and Federal grant funds is satisfied, additional matching contributions may be made from non-Federal sources or even from Federal sources such as TANF where the legislation or policies governing such programs so permit. In the case of TANF funds, such contributions would be limited to IDA's of TANF recipients.

F. Income eligibility. The actual income limits from IRS tables for the Section 32 Earned Income Tax Credit are set forth.

G. Earned Income. The pertinent language from Section 911(d)(2) of the Internal Revenue Code, defining "earned income", is set forth.

#### Part I. Clarification of Assets for Independence (IDA) Program Announcement Published in the Federal Register of 1/27/1999

*A. Part II G. of the Program Announcement: (3) Establishment of Individual Development Accounts, and (4) Custodial Accounts*

The Program Announcement as published treats "Custodial Accounts" in the traditional sense of accounts established on behalf of minors or persons with disabilities, who do not have the capacity to manage an account on their own behalf. The Announcement therefore included as paragraph (4) of PART II Section G a discussion of how such "custodial accounts" might be established; and in the preceding paragraph (3) it required that all other Individual Development Accounts (IDA's) be established as trusts pursuant to Section 404(5)(A) of the Assets for Independence Act (AFIA).

In continuing discussions by the IDA working group in OCS it has been suggested that the intent of subparagraphs (A) and (B) of section 404(5) of the AFIA, when taken together, was not to limit "Custodial Accounts" to accounts for minors or persons with disabilities, but to offer alternative methods for the establishment of all IDA's, either as trusts under subparagraph (A) or as "Custodial Accounts" under subparagraph (B). This position has been put forward by those who have pointed out that "trusts" and "trust instruments" have very special meaning under banking laws, requiring adherence to special regulations and reporting requirements which might result in banks being less willing to participate in the IDA program. This same concern has been expressed in communications from banks.

Consequently, we have reached the conclusion that the intent of Section 404(5)(B) of the AFIA is, indeed, to offer an alternative method for establishing IDA's, rather than simply to provide accounts for minors and disabled persons, while requiring that all other IDA's be trusts under subparagraph (A). It should be noted that under subparagraph (B) of the AFIA that a "Custodial Account" there described is subject to all of the requirements described in subparagraph (A) with the exceptions (1) that it is not called a trust; (2) that the assets of the account may be held by a "person" or institution other than a "Qualified Financial Institution" satisfactory to the Secretary; and (3) consequently that the custodian acting as trustee can be the Qualified Entity, or Grantee. Note that the