

2. For the purpose of these special conditions, the following definition applies:

*Critical Functions:* Functions whose failure would contribute to or cause a failure condition that would prevent the continued safe flight and landing of the airplane.

Issued in Renton, Washington, on April 17, 2002.

**Lirio Liu-Nelson,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service, ANM-100.*

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**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 39

[Docket No. 98-ANE-39-AD; Amendment 39-12668; AD 2002-04-11]

RIN 2120-AA64

#### Airworthiness Directives; General Electric Company GE90 Series Turbofan Engines; Correction

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

**ACTION:** Final rule; correction.

**SUMMARY:** This document makes a correction to Airworthiness Directive (AD) 2002-04-11 applicable to General Electric Company GE90 series turbofan engines that was published in the **Federal Register** on March 4, 2002 (67 FR 9582). The Table in the regulatory text section is incorrect. This document corrects that Table. In all other respects, the original document remains the same.

**EFFECTIVE DATE:** April 8, 2002.

**FOR FURTHER INFORMATION CONTACT:** Ian Dargin, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803-5299; telephone (781) 238-7178, fax (781) 238-7199.

**SUPPLEMENTARY INFORMATION:** A final rule airworthiness directive (FR Doc. 02-5003) applicable to General Electric Company GE90 series turbofan engines, was published in the **Federal Register** on March 4, 2002 (67 FR 9582). The following corrections are needed:

#### § 39.13 [Corrected]

1. On page 9583, in the third column entitled, Inspect per engine manual chapter, in the third entry, (HPCR, Disk, Stage 7) "72-31-07-200-001-001 Fluorescent Penetrant Inspection

(subtask 72-31-07-230-051), and 72-31-07-200-001-001 Eddy Current Inspection (subtask 72-31-07-250-051 or 72-31-07-230-052 or 72-31-07-230-053" is corrected to read "72-31-07-200-001-001 Fluorescent Penetrant Inspection (subtask 72-31-07-230-051), and 72-31-07-200-001-001 Eddy Current Inspection of the Rim Boltholes (subtask 72-31-07-250-051 or 72-31-07-250-052 or 72-31-07-250-053".

2. On the same page, in the same column entitled, Inspect per engine manual chapter, in the ninth entry, (HPTR Disk, Stage 1) "72-53-02-200-001-002 Fluorescent Penetrant Inspection (subtask 72-53-02-160-051), and 72-53-02-200-001-002 Eddy Current Inspection of the Bore " is corrected to read "72-53-02-200-001-002 Fluorescent Penetrant Inspection (subtask 72-53-02-230-052), and 72-53-02-200-001-002 Eddy Current Inspection of the Bore".

Issued in Burlington, MA, on April 18, 2002.

**Francis A. Favara,**

*Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.*

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## SOCIAL SECURITY ADMINISTRATION

### 20 CFR Parts 404 and 416

[Regs. No. 4 and 16]

RIN 0960-AF20

#### Administrative Procedure for Imposing Penalties for False or Misleading Statements

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

**ACTION:** Final rules.

**SUMMARY:** The interim final rules published at 65 FR 42283 on July 10, 2000, are adopted as final without change. These rules reflect and implement section 207 of the Foster Care Independence Act of 1999. This provision amended the Social Security Act (the Act) by adding a new section 1129A which provides for the imposition by SSA of a penalty on any person who knowingly (knew or should have known or acted with knowing disregard for the truth) makes a statement that is false or misleading or omits a material fact for use in determining any right to or the amount of monthly benefits under titles II or XVI of the Act. The penalty is nonpayment for a specified number of months of benefits under title II that would otherwise be payable to the

person and ineligibility for cash benefits under title XVI (including State supplementary payments made by SSA according to § 416.2005).

**EFFECTIVE DATE:** These regulations were effective July 10, 2000, the date they were published in the **Federal Register** as interim final rules (65 FR 42283).

**FOR FURTHER INFORMATION CONTACT:** Bill Hilton, Social Insurance Specialist, Office of Program Benefits, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235-6401, (410) 965-2468 or TTY (410) 966-5609. For information on eligibility, claiming benefits, or coverage of earnings, call our national toll-free number, 1-800-772-1213 or TTY 1-800-325-0778.

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 207 of the Foster Care Independence Act of 1999 (Pub. L. 106-169) amended title XI of the Act by adding section 1129A to help prevent and respond to fraud and abuse in SSA's programs and operations. Section 1129A provides for the imposition by SSA of a penalty on an individual who makes, or causes to be made, a statement or representation of a material fact that the person knows or should know is false or misleading or omits a material fact, or that the person makes with a knowing disregard for the truth. The statement must be made for use in determining eligibility for or the amount of benefits under title II or XVI. The penalty is nonpayment for 6, 12 or 24 months of benefits under title II that would otherwise be payable to the person and ineligibility for the same period of time for cash benefits under title XVI (including State supplementary payments made by SSA according to § 416.2005).

Section 207 of Pub. L. 106-169 directs the Commissioner of Social Security to develop rules prescribing the administrative process for making determinations under section 1129A, including when periods of penalty shall commence, and providing guidance on the exercise of discretion as to whether the penalty should be imposed in particular cases. Consequently, we published interim final rules on July 10, 2000, which added new rules at §§ 404.459 and 416.1340 to reflect and implement section 1129A. We provided a 60-day period for interested individuals and organizations to comment. Summaries of the comments we received and our responses thereto are set out later in this preamble. After consideration of all the comments received, we have decided not to revise