

interpretation of a provision of the Social Security Act (the Act) or regulations when the Government has decided not to seek further review of the case or is unsuccessful on further review.

As provided by 20 CFR 404.985(e)(4), a Social Security AR may be rescinded as obsolete if we subsequently clarify, modify or revoke the regulation or ruling that was the subject of the circuit court holding for which the AR was issued.

On May 21, 1986, we published AR 86-17(9) to reflect the holding in *Owens v. Schweiker*, 692 F.2d 80 (9th Cir. 1982) (see 52 FR 29441, 29442 (August 7, 1987)), that SSA, for purposes of determining a surviving child's entitlement to benefits under section 216(h)(2)(A) of the Act, must apply the State law of intestate succession in effect at the time of SSA's determination or decision at any level of administrative review.

Concurrent with the rescission of this Ruling, we are publishing our final regulation adding a new paragraph (b)(4) to § 404.355 of Social Security Regulations No. 4 (20 CFR 404.355), to provide that, in determining whether an applicant has inheritance rights as the natural child of a deceased insured individual, SSA applies the version of the State law in effect when SSA makes its final decision on the application for benefits. The amended regulation further provides that, if the child does not qualify as a child under the State inheritance law in effect at the time of our final adjudication, but would qualify under the version of that law in effect when the insured individual died or any version of that law in effect at any time between the first month of the child's potential entitlement and our final decision on the child's claim, we will apply the version of the State's inheritance law that is most beneficial to the child. Because the change in the regulation adopts the *Owens* court's holding on a nationwide basis when the State law in effect when we render our final decision on the claim is most beneficial to the child, we are rescinding AR 86-17(9).

(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)

Dated: October 20, 1998.

**Kenneth S. Apfel,**

*Commissioner of Social Security.*

[FR Doc. 98-28708 Filed 10-27-98; 8:45 am]

BILLING CODE 4190-29-P

## TENNESSEE VALLEY AUTHORITY

### Sunshine Act Meeting

**AGENCY HOLDING THE MEETING:** Tennessee Valley Authority.

**TIME AND DATE OF MEETING:** 2 P.M. (EDT), Friday, October 23, 1998.

**PLACE OF MEETING:** Tennessee Valley Authority (TVA), Knoxville Office Complex, 400 West Summit Hill Drive, Knoxville, Tennessee.

**STATUS:** Open.

**AGENDA ITEM:** A—Budget and Financing.

1. Authorization to retire Federal Financing Bank Bonds

**SUPPLEMENTARY INFORMATION:** The TVA Board of Directors has found, the public interest not requiring otherwise, that TVA business requires that a meeting be called at the time set out above and that no earlier announcement of this meeting was possible.

**FOR MORE INFORMATION:** Please call TVA Media Relations at (423) 632-6000, Knoxville, Tennessee. Information is also available through TVA's Washington Office at (202) 898-2999.

**Edward S. Christenbury,**  
*General Counsel and Secretary to the Corporation.*

[FR Doc. 98-28994 Filed 10-26-98; 12:44 pm]

BILLING CODE 8120-08-M

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Generalized System of Preferences (GSP); Initiation of a Review To Consider the Designation of the Republic of Gabon as a Beneficiary Developing Country Under the GSP; Solicitation of Public Comments Relating to the Designation Criteria

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice and solicitation of public comment with respect to the eligibility of the Republic of Gabon for the GSP program.

**SUMMARY:** This notice announces the initiation of a review to consider the designation of the Republic of Gabon as a beneficiary developing country under the GSP program and solicits public comment relating to the designation criteria by December 10, 1998.

**FOR FURTHER INFORMATION CONTACT:** GSP Subcommittee, Office of the United States Trade Representative, 600 17th Street, NW., Room 518, Washington, DC 20508. The telephone number is (202) 395-6971.

**SUPPLEMENTARY INFORMATION:** The government of the Republic of Gabon has requested that it be granted eligibility for beneficiary status under the GSP program. The Trade Policy Staff Committee (TPSC) has initiated a review to determine if the Republic of Gabon should be designated as a beneficiary developing country. A country may not be designated a GSP beneficiary developing country, absent a finding that such designation would be in the economic interests of the United States, if any one of several elements are found, including: the participation by the country in a commodity cartel that causes serious disruption to the world economy; the provision by the country of preferential treatment to products of other developed countries which has a significant adverse effect on U.S. commerce; the expropriation by the country of U.S.-owned property without compensation; a failure by the country to enforce arbitral awards in favor of U.S. persons; the support by the country of international terrorism; or a failure by the country to take steps to protect internationally recognized worker rights. Other factors taken into account in determining whether a country will be designated a beneficiary developing country include: the extent to which the country has assured the United States that it will provide market access for U.S. goods; the extent to which the country has taken action to reduce trade-distorting investment practices and policies; and the extent to which the country is providing adequate and effective protection of intellectual property rights. The criteria for designation are set forth in full in section 502 of the Trade Act of 1974, as amended (19 U.S.C. 2462).

Interested parties are invited to submit comments regarding the eligibility of Gabon for designation as a GSP beneficiary developing country. Submission of comments must be made in English in 14 copies to the Chairman of the GSP Subcommittee, Trade Policy Staff Committee, and be received in Room 518 at 600 17th Street, NW., Washington, DC 20508, no later than 5 p.m. on Thursday, December 10, 1998. Except for submissions granted "business confidential" status pursuant to 15 CFR 2003.6, information and comments submitted regarding Gabon will be subject to public inspection by appointment with the staff of the USTR Public Reading Room. For an appointment, please call Ms. Brenda Webb at 202/395-6186. If the document contains business confidential information, 14 copies of a nonconfidential version of the

submission along with 14 copies of the confidential version must be submitted. In addition, the submission should be clearly marked "confidential" at the top and bottom of each page of the document. The version which does not contain business confidential information (the public version) should also be clearly marked at the top and bottom of each page (either "public version" or "non-confidential").

**Frederick L. Montgomery,**  
Chairman, Trade Policy Staff Committee.  
[FR Doc. 98-28873 Filed 10-27-98; 8:45 am]  
BILLING CODE 3190-01-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Index of Administrator's Decisions and Orders in Civil Penalty Actions; Publication

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of publication.

**SUMMARY:** This notice constitutes the required quarterly publication of an index of the Administrator's decisions and orders in civil penalty cases. *This publication represents the quarter ending on September 30, 1998.* This publication ensures that the agency is in compliance with statutory indexing requirements.

#### FOR FURTHER INFORMATION CONTACT:

James S. Dillman, Assistant Chief Counsel for Litigation (AGC-400), Federal Aviation Administration, 400 7th Street, SW., Suite PL 200-A, Washington, DC 20590; telephone number: (202) 366-4118.

**SUPPLEMENTARY INFORMATION:** The Administrative Procedure Act requires Federal agencies to maintain and make available for public inspection and copying current indexes containing identifying information regarding materials required to be made available or published 5 U.S.C. 552(a)(2). In a notice issued on July 11, 1990, and published in the **Federal Register** (55 FR 29148; July 17, 1990), the FAA announced the public availability of several indexes and summaries that provide identifying information about

the decision and orders issued by the Administrator under the FAA's civil penalty assessment authority and the rules of practice governing hearings and appeals of civil penalty actions. 14 CFR Part 13, Subpart G.

The FAA maintains an index of the Administrator's decisions and orders in civil penalty actions organized by order number and containing identifying information about each decision or order. The FAA also maintains a cumulative subject-matter index and digests organized by order number. The indexes are published on a quarterly basis (i.e., January, April, July, and October.)

The FAA first published these indexes and digests for all decisions and orders issued by the Administrator through September 30, 1990. 55 FR 45984; October 31, 1990. The FAA announced in that notice that only the subject-matter index would be published cumulatively and that the order number index would be non-cumulative. The FAA announced in a later notice that the order number indexes published in January would reflect all of the civil penalty decisions for the previous year. 58 FR 5044; 1/19/93.

The previous quarterly publications of the indexes have appeared in the **Federal Register** as follows:

Dates of quarter	Federal Register publication
11/1/89-9/30/90 ....	55 FR 45984; 10/31/90.
10/1/90-12/31/90 ..	56 FR 44886; 2/6/91.
1/1/91-3/31/91 .....	56 FR 20250; 5/2/91.
4/1/91-6/30/91 .....	56 FR 31984; 7/12/91.
7/1/91-9/30/91 .....	56 FR 51735; 10/15/91.
10/1/91-12/31/91 ..	57 FR 2299; 1/21/92.
1/1/92-3/31/92 .....	57 FR 12359; 4/9/92.
4/1/92-6/30/92 .....	57 FR 32825; 7/23/92.
7/1/92-9/30/92 .....	57 FR 48255; 10/22/92.
10/1/92-12/31/92 ..	58 FR 5044; 1/19/93.
1/1/93-3/31/93 .....	58 FR 21199; 4/19/93.
4/1/93-6/30/93 .....	58 FR 42120; 8/6/93.
7/1/93-9/30/93 .....	58 FR 58218; 10/29/93.
10/1/93-12/31/93 ..	59 FR 5466; 2/4/94.
1/1/94-3/31/94 .....	59 FR 22196; 4/29/94.
4/1/94-6/30/94 .....	59 FR 39618; 8/3/94.
7/1/94-12/31/94 ....	60 FR 4454; 1/23/95.
1/1/95-3/31/95 .....	60 FR 19318; 4/17/95.
4/1/95-6/30/95 .....	60 FR 36854; 7/18/95.
7/1/95-9/30/95 .....	60 FR 53228; 10/12/95.
10/1/95-12/31/95 ..	61 FR 1972; 1/24/96.
1/1/96-3/31/96 .....	61 FR 16955; 4/18/96.
4/1/96-6/30/96 .....	61 FR 37526; 7/18/96.

Dates of quarter	Federal Register publication
7/1/96-9/30/96 .....	61 FR 54833; 10/22/96.
10/1/96-12/31/96 ..	62 FR 2434; 1/16/97.
1/1/97-3/31/97 .....	62 FR 24533; 5/2/97.
4/1/97-6/30/97 .....	62 FR 38339; 7/17/97.
7/1/97-9/30/97 .....	62 FR 53856; 10/16/97.
10/1/97-12/31/97 ..	63 FR 3373; 1/22/98.
1/1/98-3/31/98 .....	63 FR 19559; 4/20/98.
4/1/98-6/30/98 .....	63 FR 37914; 7/14/98.

**Availability of Decisions and Orders.** The civil penalty decisions and orders, and the indexes and digests are available in FAA offices. In addition, the Administrator's civil penalty decisions have been published by commercial publishers (Hawkins Publishing Company and Clark Boardman Callahan) and are available on computer online services (Westlaw, LEXIS, Compuserve and FedWorld). A list of the addresses of the FAA offices where the civil penalty decisions may be reviewed and information regarding these commercial publications and computer databases appear at the end of this notice.

**Accessibility through the Internet.** Information regarding the accessibility over the Internet of documents contained in the FAA Civil Penalty Docket in non-security cases in which the complaint was filed on or after December 1, 1997, is set forth at the end of this notice.

#### Civil Penalty Actions—Orders Issued by the Administrator

##### Order Number Index

[This index includes all decisions and orders issued by the Administrator from July 1, to September 30, 1998.]

98-11—TWA  
6/16/98—CP96NE0294  
98-12—David G. Stout  
6/16/98—CP96WP0304  
98-13—Air St. Thomas  
6/16/98—CP97SO0007  
98-14—Larry's Flying Service  
7/3/98—CP97AL0002  
98-15—James K. Squire  
7/13/98—CP97WP0007  
98-16—Blue Ridge Airlines  
8/13/98—CP97NM0024  
98-17—Blue Ridge Airlines  
9/11/98—CP97NM0024

#### Civil Penalty Actions—Orders Issued by the Administrator

##### Subject Matter Index

(Current as of September 30, 1998)

Administrative Law Judges—Power and Authority:

Continuance of hearing ..... 91-11 Continental Airlines: 92-29 Haggland.