

phrase “the Office of Human Resources, the Office of Administrative Services, the Office of Financial Management, the Office of FOIA, Records Management, and Security”;

■ b. In paragraph (c), remove the phrase “, prescribes procurement regulations, enters into contracts, designates contracting officers, and makes procurement determinations” and add a period after the word “payments”.

■ c. In paragraph (d), remove the phrase “As the Chief Operating Officer of the Commission, the Executive Director” and add, in its place, the phrase “The Chief Operating Officer”;

#### § 200.20c [Removed]

■ 5. Remove § 200.20c.

#### § 200.21 [Amended]

■ 6. In § 200.21(a), remove the words “Office of Administrative and Personnel Management” and add, in their place, the words “Office of Human Resources”.

#### § 200.24 [Amended]

■ 7. In § 200.24:

■ a. Remove the words “Office of the Comptroller” in the heading and add, in their place, the words “Office of Financial Management”;

■ b. Remove the words “Associate Executive Director of the Office of the Comptroller” and add, in their place, the words “Chief Financial Officer”; and

■ c. Remove the words “Executive Director” and add, in their place, the words “Chief Operating Officer”;

#### § 200.25 [Removed and Reserved]

■ 8. Remove and reserve § 200.25.

#### § 200.30–13 [Amended]

■ 9. In § 200.30–13 remove the words “Associate Executive Director of the Office of Financial Management” in the heading and introductory text and add, in their place, the words “Chief Financial Officer”.

#### Subpart J—Classification and Declassification of National Security Information and Material

■ 10a. The authority citation for Part 200, Subpart J, is revised to read as follows:

**Authority:** 15 U.S.C. 77s; 11 U.S.C. 901, 1109(a); E.O. 12356, 47 FR 14874, Apr. 6, 1982; Information Security Oversight Office Directive No. 1 (47 FR 27836, June 25, 1982).

#### § 200.503 [Amended]

■ 10b. In § 200.503, remove the authority citation following Section 503(b).

#### PART 201—RULES OF PRACTICE

■ 11. The authority citation for Part 201 is revised to read as follows:

**Authority:** 15 U.S.C. 77s, 77sss, 78w, 78x, 80a–37, and 80b–11; 5 U.S.C. 504(c)(1).

Sections 201.700 and 201.701 are also issued under sec. 916, Pub. L. 111–203, 124 Stat. 1376.

\* \* \* \* \*

#### § 201.59 [Amended]

■ 12. In § 201.59, remove the word “Comptroller” and add, in its place, the words “Chief Financial Officer”.

#### PART 204—RULES RELATING TO DEBT COLLECTION

##### Subpart B

■ 13. The authority citation for Part 204, Subpart B, continues to read as follows:

**Authority:** 5 U.S.C. 5514, 5 CFR 550.1104.

#### § 204.32 [Amended]

■ 14. In § 204.32, in the definition of *Program Official*, remove the word “Comptroller” and add, in its place, the words “Chief Financial Officer”.

#### § 204.34 [Amended]

■ 15. In § 204.34(d), remove the words “Comptroller’s office” and add, in their place, the words “Office of Financial Management”.

Dated: September 23, 2011.

By the Commission.

**Elizabeth M. Murphy,**  
*Secretary.*

[FR Doc. 2011–24964 Filed 9–28–11; 8:45 am]

BILLING CODE 8011–01–P

#### RAILROAD RETIREMENT BOARD

##### 20 CFR Part 217

##### RIN 3220–AB64

#### Application for Annuity or Lump Sum

**AGENCY:** Railroad Retirement Board.

**ACTION:** Final rule.

**SUMMARY:** The Railroad Retirement Board (Board) amends its regulations to allow alternative signature methods in addition to the traditional pen-and-ink or “wet” signature in order to implement an electronic application process which will eventually eliminate the need to retain paper applications and make the application process more convenient for the individuals filing applications.

**DATES:** This rule will be effective September 29, 2011.

**ADDRESSES:** Martha P. Rico, Secretary to the Board, Railroad Retirement Board,

844 N. Rush Street, Chicago, Illinois 60611–2092.

#### FOR FURTHER INFORMATION CONTACT:

Marguerite P. Dadabo, Assistant General Counsel, (312) 751–4945, TTD (312) 751–4701.

**SUPPLEMENTARY INFORMATION:** Section 5(b) of the Railroad Retirement Act (RRA) [45 U.S.C. 231d(b)] provides that an application for any payment under the Act “shall be made and filed in such manner and form as the Board may prescribe \* \* \*”. Currently, Part 217 of the Board’s regulations, which sets out the rules governing applications made under the RRA, anticipates that an application will include a signature on paper, even where the application itself may be completed electronically.

In order to provide better service to our customers, the Board amends § 217.17 of its regulations in order to allow signature alternatives to the traditional pen-and-ink (“wet”) signature. The Board changes the current title of § 217.17, “Who may sign an application” to “What is an acceptable signature” and adds a new subsection (f) to describe what may be considered to be an acceptable signature. The amendment adds two different types of acceptable signatures.

The first alternate method of signature that the amendment to § 217.17 allows is the use of a personal identification number (PIN) assigned by the agency. The second alternate method is referred to as an “alternative signature” or “signature proxy.” The purpose of this amendment is to allow signature by attestation. Attestation refers to an action taken by an employee of the Railroad Retirement Board (RRB) to confirm and annotate the RRB records of (1) An applicant’s intent to file or complete an application or related form, (2) the applicant’s affirmation under penalty of perjury that the information is correct, and (3) the applicant’s agreement to sign the application or related form. The Board expects that use of attestation to take RRA applications over the telephone will increase efficiency and be more convenient for RRB customers.

Before deciding to propose this amendment, the Board’s Office of Programs obtained information about alternative signature methods used by the Social Security Administration (SSA), since it administers a retirement and disability program comparable to the Board’s programs under the Railroad Retirement Act. The Office of Programs also compared the current RRB application taking process with a process using attestation to identify the differences and determine how those

differences affect the process. Based on the information obtained from the comparison and from the SSA, it was determined that attestation will reduce our paper flow and handling and will work well in our current environment where the Board's Field Service already completes most applications by telephone.

Under both the current and amended systems, the RRB claims representative will identify a caller-applicant using our existing protocol and complete an application by interviewing the caller and entering the answers online into the Application Express (APPLE) system. APPLE is an online system that automates the filing of applications for retirement and survivor benefits and forwards the applications to the systems for payment. We now print out a copy of the completed application to send it to the applicant for signature and return. Under attestation, we will instead use defined scripts like SSA uses to confirm the applicant's intent to file; attest to the reply by entering the answer in APPLE; print the cover notice with penalty clause and summary, and review it with the applicant over the telephone; release the case in APPLE for processing after the telephone review of the cover notice is complete; and send the applicant a cover notice and summary to keep. We will advise the applicant to review the cover notice and summary upon receipt, and contact the RRB promptly if the applicant needs to make any corrections.

Attestation will end the return of application documents to our offices, reducing the volume of paper to be sorted, assigned, reviewed, input, scanned and indexed by the RRB.

The Board, with the concurrence of the Office of Management and Budget, has determined that this is not a significant regulatory action under Executive Order 12866, as amended. Therefore, no regulatory impact analysis is required. There are no changes to the information collections associated with Part 217.

#### List of Subjects in 20 CFR Part 217

Railroad employees, Railroad retirement.

For the reasons set out in the preamble, the Railroad Retirement Board amends title 20, chapter II, subchapter B, part 217 of the Code of Federal Regulations as follows:

#### PART 217—APPLICATION FOR ANNUITY OR LUMP SUM

■ 1. The authority citation for part 217 continues to read as follows:

**Authority:** 45 U.S.C. 231d and 45 U.S.C. 231f.

■ 2. Section 217.17 is amended by revising the section heading and paragraph (a) and adding paragraph (f) to read as follows:

#### § 217.17 What is an acceptable signature.

\* \* \* \* \*

(a) A claimant who is 18 years old or older, competent (able to handle his or her own affairs), and physically able to sign the application, must sign in his or her own handwriting, except as provided in paragraph (e) or paragraph (f) of this section. A parent or a person standing in place of a parent must sign the application for a child who is not yet 18 years old, except as shown in paragraph (d) of this section.

\* \* \* \* \*

(f) An acceptable signature may include:

(1) A handwritten signature that complies with the rules set out in paragraphs (a), (b), (c), (d), or (e) of this section; or

(2) In the case of an application being taken and processed in the Railroad Retirement Board's automated claims system, an electronic signature, which shall consist of a personal identification number (PIN) assigned by the Railroad Retirement Board as described in the application instructions; or

(3) An alternative signature or signature proxy acceptable to the Railroad Retirement Board. An example of an alternative signature is attestation, which refers to the action taken by a Railroad Retirement Board (RRB) employee of confirming and annotating RRB records of the applicant's intent to file or complete an application or related form, the applicant's affirmation under penalty of perjury that the information provided is correct, and the applicant's agreement to sign the application or related form.

Dated: September 23, 2011.

By Authority of the Board.

**Martha P. Rico,**

*Secretary to the Board.*

[FR Doc. 2011–25108 Filed 9–28–11; 8:45 am]

**BILLING CODE P**

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 301

[TD 9545]

RIN 1545–BG75

#### Interest and Penalty Suspension Provisions Under Section 6404(g) of the Internal Revenue Code

##### Correction

In rule document number 2011–21164 beginning on page 52259 through 52263 in the issue of August 22, 2011, make the following corrections:

##### 301.6404–4 [Corrected]

■ 1. On page 52262 in the second column, in § 301.6404–4(a)(7)(i) third paragraph, 15 lines from the bottom, the words “or Form 886–A” were inadvertently printed in italics. The words should not have been italicized, and are corrected as follows, “Form 886–A.”

■ 2. On page 52263 in the third column, in § 301.6404–4(c)(2)(ii) 11 lines down, article number two (ii) was printed on a separate line, above the word “Example.” It should appear directly next to the word “Example.” It is corrected to appear as follows: (ii) Example.

[FR Doc. C1–2011–21164 Filed 9–28–11; 8:45 am]

**BILLING CODE 1505–01–D**

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA–R04–OAR–2010–0719–201144; FRL–9472–2]

#### Approval and Promulgation of Air Quality Implementation Plans; Ohio, Kentucky, and Indiana; Cincinnati-Hamilton Nonattainment Area; Determinations of Attainment of the 1997 Annual Fine Particulate Standards

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** EPA is determining that the tri-state Cincinnati-Hamilton, Ohio-Kentucky-Indiana, fine particulate (PM<sub>2.5</sub>) nonattainment Area (hereafter referred to as “the Cincinnati Area” or “Area”) has attained the 1997 annual average PM<sub>2.5</sub> national ambient air quality standards (NAAQS) and additionally, that the Area has attained the 1997 annual PM<sub>2.5</sub> NAAQS by its