

# Rules and Regulations

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## DEPARTMENT OF THE TREASURY

### Office of the Comptroller of the Currency

#### 12 CFR Part 41

[Docket No. 05–18]

RIN 1557–AC85

## FEDERAL RESERVE SYSTEM

#### 12 CFR Parts 222 and 232

[Regulation V and FF; Docket No. R–1188]

## FEDERAL DEPOSIT INSURANCE CORPORATION

#### 12 CFR Part 334

RIN 3064–AC81

## DEPARTMENT OF THE TREASURY

### Office of Thrift Supervision

#### 12 CFR Part 571

[No. 2005–49]

RIN 1550–AB88

## NATIONAL CREDIT UNION ADMINISTRATION

#### 12 CFR Part 717

### Fair Credit Reporting Medical Information Regulations; Correction

**AGENCIES:** Office of the Comptroller of the Currency, Treasury (OCC); Board of Governors of the Federal Reserve System (Board); Federal Deposit Insurance Corporation (FDIC); Office of Thrift Supervision, Treasury (OTS); National Credit Union Administration (NCUA).

**ACTION:** Final rule; correction.

**SUMMARY:** The OCC, Board, FDIC, OTS, and NCUA (Agencies) published a final rule to implement section 411 of the

Fair and Accurate Credit Transactions Act of 2003 (FACT Act). The intent of that final rule was to finalize, with changes, the interim regulations published on June 10, 2005 and to republish the remaining requirements. However, due to technical errors in the formatting of the November 22, 2005 document, duplicate provisions were added. To correct this error, this document revises the amendatory instructions which added duplicative text.

**DATES:** This correction is effective December 22, 2005.

#### FOR FURTHER INFORMATION CONTACT:

*OCC:* Patrick T. Tierney, Senior Attorney, Legislative and Regulatory Activities Division, (202) 874–5090, Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

*Board:* David A. Stein, Counsel; Minh-Duc T. Le, Ky Tran-Trong, or Krista P. DeLargy, Senior Attorneys, Division of Consumer and Community Affairs, (202) 452–3667 or (202) 452–2412; or Andrew Miller, Counsel, Legal Division, (202) 452–3428, Board of Governors of the Federal Reserve System, 20th and C Streets, NW., Washington, DC 20551.

*FDIC:* Richard M. Schwartz, Counsel, Legal Division, (202) 898–7424; David Lafleur, Policy Analyst, (202) 898–6569, or Patricia Cashman, Senior Policy Analyst, Division of Supervision and Consumer Protection, (202) 898–6534, Federal Deposit Insurance Corporation, 550 17th Street, NW., Washington, DC 20429.

*OTS:* Glenn Gimble, Senior Project Manager, Operation Risk, (202) 906–7158; Richard Bennett, Counsel, (202) 906–7409, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552.

*NCUA:* Regina M. Metz, Staff Attorney, Office of General Counsel, (703) 518–6540, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314–3428.

**SUPPLEMENTARY INFORMATION:** In the final rule FR Doc. 05–22830 published in the *Federal Register* on November 22, 2005 (70 FR 70664) make the following corrections:

#### PART 41—[CORRECTED]

- 1. On page 70675, in the second column, instruction number 3 is

corrected to read “Subpart D is revised to read as follows:”.

#### PART 222—[CORRECTED]

- 2. On page 70678, in the third column, instruction number 2 is corrected to read “Amend subpart A to part 222 by revising §§ 222.2 and 222.3 to read as follows:”.

- 3. On page 70679, in the first column, instruction number 3 is corrected to read “Subpart D is revised to read as follows:”.

#### PART 232—[CORRECTED]

- 4. On page 70682, in the second column, instruction number 4 is corrected to read “Part 232 is revised to read as follows:”.

#### PART 334—[CORRECTED]

- 5. On page 70685, in the second column, instruction number 2 is corrected to read “Subpart A is revised to read as follows:”.

- 6. On page 70686, in the first column, instruction number 3 is corrected to read “Subpart D is revised to read as follows:”.

#### PART 571—[CORRECTED]

- 7. On page 70689, in the second column, instruction number 3 is corrected to read “Section 571.2 is revised to read as follows:”.
- 8. On page 70689, in the third column, instruction number 5 is corrected to read “Subpart D is revised to read as follows:”.

#### PART 717—[CORRECTED]

- 9. On page 70693, in the second column, instruction number 3 is corrected to read “Subpart D is revised to read as follows:”.

Dated: December 9, 2005.

**John C. Dugan,**  
*Comptroller of the Currency.*

By order of the Board of Governors of the Federal Reserve System, December 16, 2005.

**Jennifer J. Johnson,**  
*Secretary of the Board.*

Dated at Washington, DC, this 1st day of December, 2005.

Federal Deposit Insurance Corporation.

**Carol L. Middlebrook,**  
*Special Assistant to the Executive Secretary.*

Dated: December 8, 2005.

By the Office of Thrift Supervision.

**Deborah Dakin,**

*Senior Deputy Chief Counsel.*

By the National Credit Union Administration Board on December 15, 2005.

**Mary F. Rupp,**

*Secretary of the Board.*

[FR Doc. 05-24370 Filed 12-21-05; 8:45 am]

**BILLING CODE** 4810-33-P; 6210-01-P; 6714-10-P; 6720-01-P; 7535-01-P

## SMALL BUSINESS ADMINISTRATION

### 13 CFR Part 106

RIN 3245-AF37

#### Cosponsorships, Fee and Non-Fee Based SBA-Sponsored Activities, and Gifts

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Final Rule; correction.

**SUMMARY:** The U.S. Small Business Administration (SBA) is correcting a final rule regarding cosponsorships, fee and non-fee based SBA-sponsored activities, and gifts that was published in the **Federal Register** on November 23, 2005. The final rule implemented SBA's statutory authority to provide assistance for the benefit of small businesses through activities sponsored with outside entities (for-profit and non-profit entities and Federal, State, and local government officials or entities) as well as activities sponsored solely by SBA. The final rule also established minimum requirements for those activities as well as the Agency's solicitation and acceptance of gifts. The rule was effective on November 23, 2005, the date of publication, but did not contain a justification for the immediate effective date as required by the Administrative Procedures Act. SBA is correcting the final rule by adding a paragraph which sets forth an appropriate justification for immediate effective date of final rule.

**DATES:** Effective December 22, 2005.

**FOR FURTHER INFORMATION CONTACT:** Robert L. Gangwere, Deputy General Counsel, (202) 205-6642.

**SUPPLEMENTARY INFORMATION:** On November 23, 2005, SBA published a final rule regarding cosponsorships, fee and non-fee based SBA-sponsored activities, and gifts (70 FR 70703). The rule was effective on November 23, 2005, the date of publication, but did not contain a justification for the immediate effective date as required by the Administrative Procedures Act, § 553(d)(3). SBA is correcting the final rule by adding a paragraph which sets

forth an appropriate justification for immediate effective date of final rule.

On page 70704, in the second column, add the following paragraph as subsection D of the **SUPPLEMENTARY INFORMATION** section:

D. Justification for Immediate Effective Date of Final Rule

The APA requires that "publication or service of a substantive rule shall be made not less than 30 days before its effective date, except \* \* \* as otherwise provided by the agency for good cause found and published with the rule." 5 U.S.C. 553(d)(3). SBA finds that good cause exists to make this final rule effective on the same day it is published in the **Federal Register**.

The purpose of the APA provision delaying the effective date of a rule for 30 days after publication is to provide interested and affected members of the public sufficient time to adjust their behavior before the rule takes effect. In this case, however, the 30-day delay is unnecessary because this final rule addresses administrative requirements for Agency management of SBA outreach programs and does not require small business concerns, cosponsors or SBA's other strategic partners to change their behavior when participating with SBA in cosponsorships and other outreach activities. Further, immediate implementation of the final rule is justifiable because SBA's statutory authority for cosponsorship and fee-based SBA-sponsored events will terminate on September 30, 2006. Immediate implementation will give SBA the maximum amount of time to measure the effectiveness of the statutory authorities in furthering the SBA's mission. Furthermore, SBA did not receive any comments on the proposed rule, which was published in the **Federal Register** on July 1, 2005, and does not expect any opposition to an immediate effective date of this final rule from small businesses or other entities participating in its outreach programs.

**Adela M. Soriano,**

*Associate Administrator for Strategic Alliances.*

[FR Doc. 05-24374 Filed 12-21-05; 8:45 am]

**BILLING CODE** 8025-01-P

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 39

[FAA-2005-23400; Directorate Identifier 2005-NM-217-AD; Amendment 39-14429; AD 2005-19-16 R1]

RIN 2120-AA64

#### Airworthiness Directives; Airbus Model A320-111, -211, -212, -214, -231, -232, and -233 Airplanes

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

**ACTION:** Final rule; rescission.

**SUMMARY:** This amendment rescinds Airworthiness Directive (AD) 2005-19-16, which is applicable to certain Airbus Model A320-111, -211, -212, -214, -231, -232, and -233 airplanes. That AD requires installing a bonding strip between each of the two water scavenge jet pumps of the center fuel tank and the rear spar in section 21. That AD resulted from fuel system reviews conducted by the manufacturer. The requirements of that AD were intended to prevent an ignition source for fuel vapor in the wing, which could result in fire or explosion in the center wing fuel tank. Since the issuance of that AD, the FAA has determined that the procedures specified in the service bulletin and French AD referenced in that AD would result in duplicate actions.

*Effective Date:* December 22, 2005.

**ADDRESSES:** You can examine the contents of this AD docket on the Internet at <http://dms.dot.gov>, or at the Docket Management Facility, U.S. Department of Transportation, 400 Seventh Street, SW., room PL-401, on the plaza level of the Nassif Building, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Dan Rodina, Aerospace Engineer, International Branch, ANM-116, FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington 98055-4056; telephone (425) 227-2125; fax (425) 227-1149.

**SUPPLEMENTARY INFORMATION:** On September 9, 2005, the Federal Aviation Administration (FAA) issued Airworthiness Directive (AD) 2005-19-16, amendment 39-14281 (70 FR 55233, September 21, 2005), applicable to certain Model A320-111, -211, -212, -214, -231, -232, and -233 airplanes. That AD requires installing a bonding strip between each of the two water scavenge jet pumps of the center fuel tank and the rear spar in section 21. That action resulted from fuel system reviews conducted by the manufacturer.