

**SOCIAL SECURITY ADMINISTRATION**

**Agency Information Collection Activities: Proposed Request and Comment Request**

The Social Security Administration (SSA) publishes a list of information collection packages requiring clearance by the Office of Management and Budget (OMB) in compliance with Public Law (Pub. L.) 104-13, the Paperwork Reduction Act of 1995, effective October 1, 1995. This notice includes revisions and extensions of OMB-approved information collections and a new collection.

SSA is soliciting comments on the accuracy of the agency's burden estimate; the need for the information; its practical utility; ways to enhance its quality, utility, and clarity; and ways to minimize the burden on respondents, including the use of automated collection techniques or other forms of information technology. Mail, email, or fax your comments and recommendations on the information collection(s) to the OMB Desk Officer and the SSA Director for Reports Clearance to the addresses or fax numbers shown below.

(OMB), Office of Management and Budget, Attn: Desk Officer for SSA, Fax: 202-395-6974, E-mail address: [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov)

(SSA), Social Security Administration, DCBPM, Attn: Director, Center for Reports Clearance, 1333 Annex Building, 6401 Security Blvd., Baltimore, MD 21235, Fax: 410-965-0454, E-mail address: [OPLM.RCO@ssa.gov](mailto:OPLM.RCO@ssa.gov).

I. The information collection below is pending at SSA. SSA will submit it to OMB within 60 days from the date of this notice. To be sure we consider your comments, we must receive them no later than October 6, 2009. Individuals can obtain copies of the collection instrument by calling the SSA Director for Reports Clearance at 410-965-0454 or by writing to the email address we list above.

1. *Employment Relationship Questionnaire—20 CFR 404.1007—0960-0040.* SSA obtains information on Form SSA-7160-F4 to determine a worker's employment status; i.e., whether, under the definition of an employee found in Section 210(j)(2) of the Act and 20 CFR 404.1007 of the Code of Federal Regulations, a worker is an employee under the "usual common-law rules" applicable in determining the existence of an employer-employee relationship. We use the information to develop the employment relationship, and to determine whether a beneficiary is self-employed or an employee. The respondents are individuals questioning

their status as employees and their alleged employers.

*Type of Request:* Extension of an OMB-approved information collection.

*Number of Respondents:* 16,000.

*Frequency of Response:* 1.

*Average Burden per Response:* 25 minutes.

*Estimated Annual Burden:* 6,667 hours.

2. *Continuing Disability Review Report—20 CFR 404.1589, 416.989—0960-0072.* SSA may conduct a review to determine whether individuals receiving disability benefits continue to be entitled to or eligible for those benefits. SSA uses Form SSA-454 to collect the information needed to complete the review for continued disability from recipients or from their representatives. SSA conducts reviews on a periodic basis depending on the respondent's disability. We obtain information on sources of medical treatment, participation in vocational rehabilitation programs (if any), attempts to work (if any), and the opinions of individuals regarding whether their conditions have improved. The respondents are Title II and/or Title XVI disability recipients, or their representatives.

*Type of Request:* Revision of an OMB approved information collection.

Modality of completion	Number of respondents	Frequency of response	Average burden per response (minutes)	Total annual burden (hours)
SSA-454-BK .....	258,700	1	60	258,700
SSA-454-ICR .....	300	1	30	150
EDCS Interview .....	300	1	30	150
Total .....	259,300	.....	.....	259,000

3. *Authorization for the Social Security Administration To Obtain Account Records From a Financial Institution and Request for Records—20 CFR 416.200, 416.203—0960-0293.*

Individuals must authorize financial institutions to disclose records to SSA by signing an SSA-4641-U2. Financial institutions use the Form to provide financial information to SSA. We need the information if an individual's records are incomplete, unavailable, or appear altered. SSA uses the records to verify the existence, ownership, and value of accounts owned by Supplemental Security Income (SSI) applicants, recipients, and deems. The financial institution's report is used, in part, to determine whether SSI resource eligibility requirements are met. The respondents are SSI applicants',

recipients', or deems' financial institutions.

*Type of Request:* Revision of an OMB-approved information collection.

*Number of Respondents:* 500,000.

*Frequency of Response:* 1.

*Average Burden per Response:* 6 minutes.

*Estimated Annual Burden:* 50,000 hours.

1. *Internet Request for Replacement of Forms SSA-1099/SSA-1042S—20 CFR 401.45—0960-0583.* Recipients use the SSA-1099 and SSA-1042S to determine if their Social Security benefits are taxable and the amount they need to report to the Internal Revenue Service. An individual may use SSA's Internet request form to obtain a replacement SSA-1099 and SSA-1042S. SSA uses the information from the Internet

request form to verify the identity of the requestor and to provide replacement copies of the forms. The Internet option eliminates the need for phone calls to the national 800 number, or visits to a local field office. The respondents are Title II recipients who wish to request a replacement SSA-1099/SSA-1042S via the Internet.

*Type of Request:* Extension of an OMB-approved information collection.

*Number of Respondents:* 136,455.

*Frequency of Response:* 1.

*Average Burden per Response:* 10 minutes.

*Estimated Annual Burden:* 22,743 hours.

II. SSA has submitted the information collections we list below to OMB for clearance. Your comments on the information collections would be most

useful if OMB and SSA receive them within 30 days from the date of this publication. To be sure we consider your comments, we must receive them no later than September 8, 2009. You can obtain a copy of the OMB clearance packages by calling the SSA Director for Reports Clearance at 410-965-0454 or by writing to the above email address.

1. *Questionnaire about Special Veterans Benefits—0960-NEW.* SSA must make deductions to Social Security Special Veterans benefits when an individual receives income, in excess of set limits, from an activity outside the United States. SSA collects information on Form SSA-2010 to determine continuing entitlement to Social Security Special Veterans Benefits and the proper benefit amount for beneficiaries living outside the U.S. Based on the information, SSA may increase, decrease, suspend or terminate benefits. The respondents are Special Veterans Benefits recipients.

*Type of Request:* Request for a new information collection.

*Number of Respondents:* 2,500.

*Frequency of Response:* 1.

*Average Burden per Response:* 20 minutes.

*Estimated Annual Burden:* 833 hours.

1. *Certificate of Election for Reduced Spouse's Benefits—20 CFR 404.421—0960-0398.* SSA will not pay reduced benefits to an already entitled spouse, at least age 62 but under full retirement age, who no longer has a child in care unless the spouse elects to receive reduced benefits. To elect reduced benefits, the spouse must complete Form SSA-25. SSA uses the information from Form SSA-25 to pay a qualified spouse a reduced benefit. Respondents are entitled spouses seeking reduced benefits.

*Type of Request:* Revision of an OMB-approved information collection.

*Number of Respondents:* 30,000.

*Frequency of Response:* 1.

*Average Burden per Response:* 2 minutes.

*Estimated Annual Burden:* 1,000 hours.

Dated: July 3, 2009.

**Elizabeth A. Davidson,**

*Director, Center for Reports Clearance, Social Security Administration.*

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**BILLING CODE 4191-02-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway in California

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by the California Department of Transportation (Caltrans), pursuant to 23 USC 327.

**SUMMARY:** The FHWA, on behalf of Caltrans, is issuing this notice to announce actions taken by Caltrans that are final within the meaning of 23 U.S.C. 139(j)(1). The actions relate to a proposed highway project, the State Route 99 project, Tulare to Goshen Six-Lane Project between post miles 30.6 to 41.3 in Tulare County, State of California. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA, on behalf of Caltrans, is advising the public of final agency actions subject to 23 U.S.C. 139(j)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before February 3, 2010. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** For Caltrans: Sarah Gassner, Chief, Southern Sierra Environmental Branch, Caltrans, 2015 East Shields Avenue, Suite 100, Fresno, California 93726 Monday through Friday 8 a.m. to 5 p.m. (559) 243-8243 or [sarah\\_gassner@dot.ca.gov](mailto:sarah_gassner@dot.ca.gov).

**SUPPLEMENTARY INFORMATION:** Effective July 1, 2007, the Federal Highway Administration (FHWA) assigned, and the California Department of Transportation (Caltrans) assumed, environmental responsibilities for this project pursuant to 23 U.S.C. 327.

Notice is hereby given that the Caltrans has taken final agency actions subject to 23 U.S.C. 139(j)(1) by issuing licenses, permits, and approvals for the following highway project in the State of California. The Tulare to Goshen Six-Lane Project would alleviate traffic congestion and delays, improve safety and operations, and attain an acceptable Level of Service to meet the existing and projected traffic volumes within the project limits. The 10.7-mile project is located on State Route 99 between the community of Goshen and the City of Tulare in Tulare County, California.

The actions by the Federal agencies, and the laws under which such actions were taken, are described in the

Environmental Assessment (EA)/ Finding of No Significant Impact (FONSI) for the project, approved on October 30, 2008. The EA/FONSI and other documents are available by contacting Caltrans at the addresses provided above. The Caltrans EA/FONSI can be viewed and downloaded from the project Web site at: [http://www.dot.ca.gov/dist6/environmental/envdocs/d6/sr99\\_tularegoshen6lane.pdf](http://www.dot.ca.gov/dist6/environmental/envdocs/d6/sr99_tularegoshen6lane.pdf).

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. General: National Environmental Policy Act (NEPA) [42 U.S.C. 4321-4351]; and Federal-Aid Highway Act [23 U.S.C. 109 and 23 U.S.C. 128].

2. Air: Clean Air Act [42 U.S.C. 7401-7671(q)].

3. Land: Landscape and Scenic Enhancement (Wildflowers) [23 U.S.C. 319].

4. Wetlands and Water Resources: Safe Drinking Water Act [42 U.S.C. 300(f)-300(j)(6)]; and Wetlands Mitigation [23 U.S.C. 103(b)(6)(m) and 133(b)(11)].

5. Wildlife: Endangered Species Act [16 U.S.C. 1531-1544 and Section 1536]; Fish and Wildlife Coordination Act [16 U.S.C. 661-667(d)]; and Migratory Bird Treaty Act [16 U.S.C. 703-712].

6. Historic and Cultural Resources: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*]; Archaeological and Historic Preservation Act [16 U.S.C. 469-469c]; Archaeological Resources Protection Act of 1979 [16 U.S.C. 470aa *et seq.*]; and Native American Graves Protection and Repatriation Act [25 U.S.C. 3001-3013].

7. Social and Economic: Civil Rights Act of 1964 [42 U.S.C. 2000(d)-2000(d)(1)]; Farmland Protection Policy Act [7 U.S.C. 4201-4209]; and The Uniform Relocation Assistance and Real Property Acquisition Act of 1970, as amended.

8. Hazardous Materials: Comprehensive Environmental Response, Compensation, and Liability Act [42 U.S.C. 9601-9675]; Superfund Amendments and Reauthorization Act of 1986; and Resource Conservation and Recovery Act [42 U.S.C. 6901-6992(k)].

9. Executive Orders: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898 Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11593 Protection and Enhancement of the Cultural