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Dated: May 9, 1995.

**Marybeth Peters,**  
*Register of Copyrights.*

Approved by:

**James H. Billington,**  
*The Librarian of Congress.*

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**45 CFR Part 1397**

**Removal of Standard Setting Requirements for Medical and Nonmedical Facilities Where SSI Recipients Reside**

**AGENCY:** Administration for Children and Families, Department of Health and Human Services.

**ACTION:** Final rule.

**SUMMARY:** This notice removes from the Code of Federal Regulations the provisions on standard setting requirements for medical and non-medical facilities where Supplemental Security Income recipients reside. These standard setting requirements implement the requirements of the Keys Amendment, Section 1616(e) of the Social Security Act, as amended. This action is necessary because, as of March 31, 1995, Federal responsibility for the

false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both. 18 U.S.C. 1001.

Keys Amendment will be assumed by the independent Social Security Administration as required by statute.

**DATES:** Effective date is May 16, 1995.

**FOR FURTHER INFORMATION CONTACT:**

Madeline Mocko (202) 401-9223.

**SUPPLEMENTARY INFORMATION:** The Keys Amendment, Section 1616(e) of the Social Security Act, requires States to establish and enforce standards for residential facilities where significant numbers of Supplemental Security Income (SSI) recipients reside; make a summary of these standards available for public review; make copies of the standards (and State enforcement procedures) available on request; and certify annually to the Secretary that these requirements have been met.

Under the Social Security Independence and Program Improvement Act of 1994, Public Law 103-296, effective March 31, 1995, the responsibility for administering the Keys Amendment requirements was changed. Pursuant to section 107(a) of that Act, effective March 31, 1995, the certifications required by section 1616(e) of the Social Security Act come under the jurisdiction of the Commissioner of the independent Social Security Administration (SSA). Therefore, the regulations at 45 CFR Part 1397 which implement the Keys Amendment and which are currently the responsibility of the Administration for Children and Families, must be removed in order that the independent SSA agency may promulgate guidance as it deems appropriate.

**Impact Analysis**

*Regulatory Procedures—Executive Order 12866*

This final Rule has been reviewed pursuant to Executive Order 12866. Executive Order 12866 requires that regulations be reviewed for consistency with the priorities and principles set forth in the Executive Order. ACF has determined that this rule is consistent with these priorities and principles.

*Regulatory Flexibility Act*

Consistent with the Regulatory Flexibility Act (Pub. L. 96-454), which requires the Federal government to anticipate and reduce the impact of rules and paperwork requirements on small businesses and other small entities, the Department certifies that this rule has no significant effect on a substantial number of small entities. Therefore, a regulatory flexibility analysis is not required.

*Paperwork Reduction Act*

This requirement contains no information collection requirements which are subject to review and approval by OMB under the Paperwork Reduction Act of 1980 (44 U.S.C. 3500 et seq.).

**List of Subjects in 45 CFR Part 1397**

Grants programs—social programs, Health facilities, Reporting and recordkeeping requirements, Supplemental Security Income (SSI).

Dated April 5, 1995.

**Mary Jo Bane,**

*Assistant Secretary for Children and Families.*

**Part 1397 Subchapter K—[Removed and Reserved]**

For the reasons set forth in the preamble, and under the authority of section 107(a) of Pub. L. 103-296 and section 1102(a) of the Social Security Act, 45 CFR Subchapter K is removed and reserved and 45 CFR Part 1397 is hereby removed.

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**FEDERAL COMMUNICATIONS COMMISSION**

**47 CFR Part 97**

[PR Docket No. 94-59; FCC 95-163]

**HF Digital Communications in the Amateur Service**

**AGENCY:** Federal Communications Commission.

**ACTION:** Final rule.

**SUMMARY:** This action amends the rules for the amateur service to authorize automatic control of stations transmitting digital emission types on the High Frequency (HF) amateur service bands. This amendment was necessary because, except for temporary authority the Commission issued to permit a feasibility study, automatic control has not been authorized on the HF bands. The intended effect of the final rule is to authorize automatic control of amateur stations transmitting digital emissions subject to two conditions: The automatically controlled station either must be connected to another station that is under manual control, or the automatically controlled station must transmit only within a subband designated for communications between automatically controlled stations.

**EFFECTIVE DATE:** July 1, 1995.

**FOR FURTHER INFORMATION CONTACT:**