

6. 28 CFR Part 2 is amended by revising the heading of § 2.80 (g) and paragraph (g)(6) to read as follows:

§ 2.80 Guidelines for DC Code Offenders.

* * * * *
(g) Definitions and instructions for application of point assignment table.

* * * * *
(6) *Current offense* means any criminal behavior that is either:
(i) Reflected in the offense of conviction, or
(ii) Is not reflected in the offense of conviction but is found by the Commission to be related to the offense of conviction (*i.e.*, part of the same course of conduct as the offense of conviction). In probation violation cases, the current offense includes both the original offense and the violation offense, except that the original offense shall be scored as a prior conviction (with a prior commitment) if the prisoner served more than six months in prison for the original offense before commencement of probation.

* * * * *
7. 28 CFR Part 2 is amended by removing the word "certifying" from § 2.77(a), by revising the phrase "medical staff" to read "case management staff" in § 2.77(e) and by revising § 2.77(c) to read as follows:

§ 2.77 Medical parole.

* * * * *
(c) A prisoner may be granted a medical parole on the basis of permanent and irreversible incapacitation only if the Commission finds that:

(1) The prisoner will not be a danger to himself or others because his condition renders him incapable of continuing his criminal career; and,

(2) Release on parole will not be incompatible with the welfare of society.

* * * * *
7a. Section 2.78(d) is amended by revising the phrase "medical staff" to read "case management staff".

8. 28 CFR Part 2 is amended by adding the following reference to § 2.89 between the reference to 2.56 and the reference to 2.66:

§ 2.89 Miscellaneous provisions.

* * * * *
2.63 Rewarding assistance in the prosecution of other offenders: criteria and guidelines.

* * * * *
Dated: January 26, 1999.

Michael J. Gaines,
Chairman, U.S. Parole Commission.
[FR Doc. 99-2383 Filed 2-3-99; 8:45 am]
BILLING CODE 4410-31-P

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Part 501

Reporting and Procedures Regulations: Procedure for Requests for Removal from List of Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Foreign Terrorist Organizations, Specially Designated Narcotics Traffickers, and Blocked Vessels

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Final rule; amendment.

SUMMARY: The Treasury Department is amending the Reporting and Procedures Regulations to modify the procedures for removal of names of blocked persons or vessels from the Office of Foreign Assets Control's list of blocked persons, specially designated nationals, specially designated terrorists, foreign terrorist organizations, specially designated narcotics traffickers, and blocked vessels.

EFFECTIVE DATE: January 29, 1999.

FOR FURTHER INFORMATION CONTACT: J. Robert McBrien, Chief, International Programs Division (tel.: 202/622-2420), or William B. Hoffman, Chief Counsel (tel.: 202/622-2410), Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20220.

SUPPLEMENTARY INFORMATION:

Electronic and Facsimile Availability

This document is available as an electronic file on *The Federal Bulletin Board* the day of publication in the **Federal Register**. By modem, dial 202/512-1387 and type "/GO FAC," or call 202/512-1530 for disk or paper copies. This file is available for downloading without charge in ASCII and Adobe Acrobat® readable (*.PDF) formats. For Internet access, the address for use with the World Wide Web (Home Page), Telnet, or FTP protocol is: fedbbs.access.gpo.gov. The document is also accessible for downloading in ASCII format without charge from Treasury's Electronic Library ("TEL") in the "Research Mall" of the FedWorld bulletin board. By modem, dial 703/321-3339, and select self-expanding file "T11FR00.EXE" in TEL. For Internet access, use one of the following protocols: Telnet = fedworld.gov (192.239.93.3); World Wide Web (Home Page) = http://www.fedworld.gov; FTP = ftp.fedworld.gov (192.239.92.205). Additional information concerning the programs of the Office of Foreign Assets

Control is available for downloading from the Office's Internet Home Page: http://www.treas.gov/ofac, or in fax form through the Office's 24-hour fax-on-demand service: call 202/622-0077 using a fax machine, fax modem, or (within the United States) a touch-tone telephone.

Background

On August 25, 1997, the Office of Foreign Assets Control of the Treasury Department ("OFAC") promulgated the Reporting and Procedures Regulations, 31 CFR part 501 (the "Regulations"), to simplify, by consolidating and standardizing in a single part, common provisions on collections of information in existing OFAC regulations. Section 501.807 of the Regulations described a procedure to be followed by a person seeking administrative reconsideration of its designation or that of a vessel as blocked, or who wished to assert that the circumstances resulting in the designation are no longer applicable. Section 501.807 is amended to modify the procedure set forth in that section.

Because the Regulations involve a foreign affairs function, Executive Order 12866 and the provisions of the Administrative Procedure Act (5 U.S.C. 553)(the "APA") requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective date, are inapplicable. Because no notice of proposed rulemaking is required for this rule, the Regulatory Flexibility Act (5 U.S.C. 601-612) does not apply.

List of Subjects in 31 CFR Part 501

Administrative practice and procedure, Banks, banking, Blocking of assets, Foreign trade, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 31 CFR part 501 is amended as set forth below:

PART 501—REPORTING AND PROCEDURES REGULATIONS

1. The authority citation for part 501 continues to read as follows:

Authority: 22 U.S.C. 287c; 31 U.S.C. 321(b); 50 U.S.C. 1701-1706; 50 U.S.C. App. 1-44.

Subpart D -- Procedures

2. Section 501.807 is revised to read as follows:

§ 501.807. Procedures governing removal of names from appendices A, B, and C to this chapter.

A person may seek administrative reconsideration of his, her or its designation or that of a vessel as

blocked, or assert that the circumstances resulting in the designation no longer apply, and thus seek to have the designation rescinded pursuant to the following administrative procedures:

(a) A person blocked under the provisions of any part of this chapter, including a specially designated national, specially designated terrorist, or specially designated narcotics trafficker (collectively, "a blocked person"), or a person owning a majority interest in a blocked vessel may submit arguments or evidence that the person believes establishes that insufficient basis exists for the designation. The blocked person also may propose remedial steps on the person's part, such as corporate reorganization, resignation of persons from positions in a blocked entity, or similar steps, which the person believes would negate the basis for designation. A person owning a majority interest in a blocked vessel may propose the sale of the vessel, with the proceeds to be placed into a blocked interest-bearing account after deducting the costs incurred while the vessel was blocked and the costs of the sale. This submission must be made in writing and addressed to the Director, Office of Foreign Assets Control, U.S. Department of the Treasury, 1500 Pennsylvania Avenue, NW—Annex, Washington, DC 20220.

(b) The information submitted by the blocked person seeking unblocking or by a person seeking the unblocking of a vessel will be reviewed by the Office of Foreign Assets Control, which may request clarifying, corroborating, or other additional information.

(c) A blocked person seeking unblocking or a person seeking the unblocking of a vessel may request a meeting with the Office of Foreign Assets Control; however, such meetings are not required, and the office may, at its discretion, decline to conduct such meetings prior to completing a review pursuant to this section.

(d) After the Office of Foreign Assets Control has conducted a review of the request for reconsideration, it will provide a written decision to the blocked person or person seeking the unblocking of a vessel.

Dated: January 6, 1999.

R. Richard Newcomb,

Director, Office of Foreign Assets Control.

Approved: January 20, 1999.

Elisabeth A. Bresee,

*Assistant Secretary (Enforcement),
Department of the Treasury.*

[FR Doc. 99-2571 Filed 1-29-99; 3:55 pm]

BILLING CODE 4810-25-F

**GENERAL SERVICES
ADMINISTRATION**

41 CFR Part 101-47

[FPMR Amendment H-201]

RIN 3090-AG60

**Utilization and Disposal of Real
Property**

AGENCY: General Services
Administration.

ACTION: Final rule.

SUMMARY: The General Services Administration is amending the public benefit conveyance regulations for utilization and disposal of real property to update the Federal Property Management Regulations and to include implementation regulations for new laws. The new regulations incorporate the public benefit conveyance of surplus Federal Government real property for housing, law enforcement, and emergency management purposes. The laws that this regulation implements are Pub. L. 105-50, Pub. L. 105-119 Sec. 118, Pub. L. 98-181, 97 Stat. 1175, and Federal Property and Administrative Services Act amendments to 203(k) and 203(p).

EFFECTIVE DATE: February 4, 1999.

FOR FURTHER INFORMATION CONTACT:
Stanley C. Langfeld, Director, Real Property Policy Division, Office of Real Property, at 202-501-1737.

SUPPLEMENTARY INFORMATION:

A. Background

A proposed rule was published in the **Federal Register** on August 11, 1998 (63 FR 42792). All comments received were considered in the final rule. The Department of Defense provided a comment regarding the repeal of § 101-47.308-5 (Property for use as shrines, memorials, or for religious purposes) and its potential impact on current surplus real property actions. GSA agrees that actions that have begun on existing surplus real property may continue to conclusion; however, this authority will not be available to use in disposal actions on future surplus real property. A nonprofit self-help housing organization provided comments regarding the provisions for the notice period and the role of the Department of Housing and Urban Development (HUD) in the event that conveyed surplus property is reverted to the Federal Government. GSA adopted the comment to extend the notice period but not the expanded HUD role comment because HUD has not yet determined their program regulations as they relate to the reversionary clause provision. The

Department of Justice also provided comments regarding the time periods for conveyance. GSA adopted an extension of the time period for the notice period but not for other time periods due to GSA programmatic issues regarding consistency with other real property public benefit conveyances.

B. Regulatory Flexibility Act

This final rule is not required to be published in the **Federal Register** for notice and comment; therefore, the Regulatory Flexibility Act does not apply.

C. Executive Order 12866

GSA has determined that this interim rule is not a significant regulatory action for the purposes of Executive Order 12866 of September 30, 1993.

D. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the revisions do not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of the Office of Management and Budget (OMB) under 44 U.S.C. 501 *et seq.*

E. Small Business Reform Act

This final rule is also exempt from congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

List of Subjects in 41 CFR Part 101-47

Government property management, Surplus Government property.

For the reasons stated in the preamble, 41 CFR part 101-47 is amended as follows:

**PART 101-47—UTILIZATION AND
DISPOSAL OF REAL PROPERTY**

1. The authority citation for part 101-47 continues to read as follows:

Authority: 40 U.S.C. 486(c).

§ 101-47.103-4 [Reserved]

2. Section 101-47.103-4 is removed and reserved.

3. Section 101-47.203-5 is amended by revising paragraphs (b) and (c) to read as follows:

§ 101-47.203-5 Screening of excess real property.

* * * * *

(b) Notices of availability for information of the Secretary of Health and Human Services and the Secretary of Education in connection with the exercise of the authority vested under the provisions of section 203(k)(1) of the Act; the Secretary of the Interior in