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U.S. Census Bureau, 1201 East 10th  
Street, Building 64C, Jeffersonville, IN  
47132, by telephone at (812) 218-3796  
or by fax at (812) 218-3081.

#### SUPPLEMENTARY INFORMATION

##### Background

The age and citizenship searching service is a self-supporting operation of the Census Bureau, conducted in accordance with Title 13, United States Code (U.S.C.), Section 8(a). Under this statute, all expenses incurred in the retrieval of personal information from decennial census records and the preparation of census transcripts are covered by fees paid by individuals who request this service. The Age Search census transcript provides proof of age to qualify individuals for social security or other retirements benefits, proof of citizenship to obtain passports, proof of family relationships for rights of inheritance, or to satisfy other situations where a birth certificate is required but not available. Individuals request the Age Search service to qualify for social security/retirement benefits, obtain passports, documentation for court litigation or insurance settlements, and genealogical research. The 1910 through 2000 censuses in custody of the Census Bureau are confidential and protected from disclosure by Title 13, U.S.C., Section 9. No transcript of any record will be furnished that would violate statutes requiring that information furnished to the Census Bureau be held confidential and not used to the

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have an established business relationship or entities exempt from the TSR are not required to pay for access.

<sup>9</sup> See, e.g., *FTC v. National Consumer Council, et al.*, No. SACV04-0474 CJC (JXJx) (C.D. Cal., filed Apr. 23, 2004); *FTC v. Debt Mgmt. Found. Servs., Inc.*, No. 8:04CV-1674-T-17NSS (N.D. Fla., filed July 20, 2004).

<sup>10</sup> See, e.g., IMC at 4; MH at 3; ARDA at 4.

<sup>11</sup> See 16 CFR 1.98.

<sup>12</sup> See Miscellaneous Receipts Act, 31 U.S.C. 3302.

<sup>13</sup> See, e.g., NAR at 4-5; ARDA at 2; MPA at 1.

<sup>14</sup> MPA at 1.

<sup>15</sup> DMA at 3.

<sup>16</sup> ATA at 3.

<sup>17</sup> NAR claims that much of the agency's current costs exceed the agency's statutory authority, since they are related to "maintenance" of the registry and not "implementation." NAR at 4. This semantic argument fails to take into account that the generally understood definition of "implementation"—to carry out or accomplish a mission—includes maintenance.

<sup>18</sup> See ATA at 3; DMA at 3.

<sup>19</sup> See "National Do Not Call Registry Celebrates One Year Anniversary,"

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<sup>21</sup> See, e.g.

metropolitan areas may need to make calls to more than five area codes.

However, increasing the number of area

codes provided approximately 100

which is not a significant increase in the number of area codes provided to the public.

<sup>34</sup> The Original Fee Rule stated that “there shall be no charge to any person engaging in or causing others to engage in outbound telephone calls to consumers and who is accessing the National Do Not Call Registry without being required to under this Rule, 47 CFR 64.1200, or any other federal law.” 16 CFR 310.8(c). Such “exempt” organizations include entities that engage in outbound telephone calls to consumers to induce charitable contributions, for political fund raising, or to conduct surveys. They also include entities engaged solely in calls to persons with whom they have an established business relationship or from whom they have obtained express written agreement to call, pursuant to 16 CFR 310.4(b)(1)(iii)(B)(i) or (ii), and who do not access the national registry for any other purpose.

<sup>35</sup> See, e.g., *Comerica* at 1; *MH* at 1–2; *ACB* at 2.

<sup>36</sup> See, e.g., *SLIC* at 1.

<sup>37</sup> *ATA* at 6–7.

<sup>38</sup> The Commission proposed reducing the maximum number of area codes for which an entity would be charged from 300 to 280 to more closely correlate the charges for access to the registry with the number of active area codes in use in the country today. As the Commission stated in the Revised Fee NPRM, there are approximately 317 available area codes in the nation, virtually all of which include registered telephone numbers. However, approximately 35 of those area codes are not currently in active service, but are reserved for use in the future. (Telephone numbers from those area codes that have been added to the national registry include numbers to be activated in the future and numbers that are currently active for billing or other purposes.) As a result, there are currently approximately 280 active area codes, with additional area codes scheduled to become active in the future. See 69 FR at 23703 n.6. The Commission received no comments on this revision, and continues to believe that this change is appropriate.

<sup>39</sup> At that time, over 52,000 entities had accessed all or part of the information in the registry. More than 45,500 of those entities had accessed five or fewer area codes of data at no charge. Approximately 900 “exempt” entities had accessed the registry, also at no charge. As a result, approximately 6,000 entities had paid for access to the registry, with slightly over 1,100 entities paying for access to the entire registry. See 69 FR at 23702.

<sup>40</sup> *Id.* at 23703 n.5.

<sup>41</sup> *MPA* at 1.

expired, it will be prompted to renew the subscription at that time.

#### **V. Paperwork Reduction Act**

The proposed revised fee provision does not create any new recordkeeping, reporting, or third-party disclosure requirements. However, the Commission now has data based on the operation of the National Do Not Call Registry indicating that an estimated 65,000 entities will access the registry each year. The Commission's staff has increased its estimate of the total paperwork burden accordingly, and has notified the Office of Management and

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<sup>42</sup> See 13 CFR 121.201.

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<sup>43</sup> See 69 FR at 23704.

including any arrangement with any telemarketer or service provider to divide the costs to access the registry among various clients of that telemarketer or service provider.

(d) After a person, either directly or through another person, pays the fees set forth in § 310.8(c), the person will be provided a unique account number which will allow that person to access the registry data for the selected area codes at any time for twelve months following the first day of the month in which the person paid the fee ("the annual period"). To obtain access to additional area codes of data during the first six months of the annual period, the person must first pay \$40 for each additional area code of data not initially selected. To obtain access to additional area codes of data during the second six months of the annual period, the person must first pay \$20 for each additional area code of data not initially selected. The payment of the additional fee will permit the person to access the additional area codes of data for the remainder of the annual period.

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By direction of the Commission.

**Donald S. Clark,**  
Secretary.

**Note:** The following appendix will not appear in the Code of Federal Regulations.

**Appendix—List of Acronyms for Commenters to the TSR Revised Fee Rule Proposal**

Commenter	Acronym
American Insurance Association ..	AIA
American Resort Development Association.	ARDA
American Teleservices Association.	ATA
America's Community Bankers ....	ACB
Bernard, Ted .....	TB
California Association of Realtors	CAR
Cendant Corporation .....	Cendant
Comerica Inc. ....	Comerica
Direct Marketing Association, Inc.	DMA
Fried, Dorigen .....	DF
Hedke, Reasha .....	RH
Heinemann, Mike .....	MH
Hughes, Roberta .....	RH2
Infocision Management Corporation, Inc.	IMC
Magazine Publishers of America	MPA
Marrou, Marianne .....	MM
Midwest Readers Service .....	MRS
National Association of Realtors ..	NAR
National Automobile Dealers Association.	NADA
National Multi Housing Council ....	NMHC
National Newspaper Association	NNA
ORC ProTel .....	OPT
RELO .....	RELO
Stonebridge Life Insurance Company.	SLIC

Commenter	Acronym
TCIM Services .....	TCIM

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**SOCIAL SECURITY ADMINISTRATION**

**20 CFR Part 408**

[Regulations No. 8]

RIN 0960-AF72

**Special Benefits for Certain World War II Veterans; Reporting Requirements, Suspension and Termination Events, Overpayments and Underpayments, Administrative Review Process, Claimant Representation, and Federal Administration of State Recognition Payments; Corrections**

**AGENCY:** Social Security Administration.

**ACTION:** Correcting amendments.

**SUMMARY:** The Social Security Administration published a document in the **Federal Register** on May 10, 2004 (69 FR 25950), revising our rules dealing with claims for Special Veterans Benefits under title VIII of the Social Security Act. That document incorrectly designated the final four paragraphs in § 408.1003. This document corrects the final regulations by redesignating those paragraphs.

**DATES:** Effective on June 9, 2004.

**FOR FURTHER INFORMATION CONTACT:** Robert J. Augustine, Social Insurance Specialist, Office of Regulations, 100 Altmeyer Building, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235-6401, (410) 965-0020, or TTY (410) 966-5609. For information on eligibility or filing for benefits, call our national toll-free numbers, 1-800-772-1213 or TTY 1-800-325-0778, or visit our Internet Web site, Social Security Online, at <http://www.socialsecurity.gov>.

**SUPPLEMENTARY INFORMATION:** The final rules that are the subject of this correction set forth six new subparts in part 408 (Special Benefits for Certain World War II Veterans). The six new subparts dealt with the following topics: the events you must report to us after you apply for SVB, the circumstances that will affect your SVB entitlement, how we handle overpayments and underpayments under the SVB program, how the administrative review process works, your right to appoint someone to represent you in your dealings with us, and administration agreements we may enter into with a State under which we

will pay supplemental recognition payments to you on the State's behalf. On page 25963 of the document we published in the **Federal Register** of May 10, 2004, we incorrectly designated the final four paragraphs in § 408.1003 as paragraphs (e) through (h).

**List of Subjects in 20 CFR Part 408**

Administrative practice and procedure, Aged, Reporting and recordkeeping requirements, Social security, Special veterans benefits, Veterans.

■ Accordingly, 20 CFR part 408 is corrected by making the following correcting amendment:

**PART 408—SPECIAL BENEFITS FOR CERTAIN WORLD WAR II VETERANS**

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