

Optional Endorsement to Appendix A(1)—Federal Emergency Management Agency Federal Insurance Administration Standard Flood Insurance Policy

Dwelling Form Endorsement #1—Coverage for Increased Costs of Repair or Reconstruction Due to a Community Flood Plain Management Ordinance

For an additional premium, we cover any increased costs of repair or reconstruction you incur in complying with a determination by your local community's land use authority that the insured single family, detached dwelling sustained substantial damage in a flood and that the dwelling must be repaired or reconstructed in a manner required by the flood plain management ordinances or regulations adopted by the community pursuant to 44 CFR Part 60—Criteria for Land Management and Use—of the regulations of the National Flood Insurance Program.

This endorsement is subject to the following conditions:

1. For purposes of this endorsement "substantial damage" means damage sustained by a structure and caused by a flood whereby the cost of restoring the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

2. This endorsement applies only to the single family, detached building described in the application as the insured dwelling.

3. At the time of the loss, the insured dwelling must be insured for at least 80 percent of its replacement cost or the maximum amount of insurance available under the National Flood Insurance Program.

4. The deductible applicable to the additional coverage afforded by this endorsement for each building loss is the sum of \$3,000 and is in addition to the deductible amount otherwise applicable under the policy to building coverage loss.

5. Any claim payment made under this endorsement, together with any claim payment made for direct physical damage to the building arising out of the same flood, cannot exceed the lesser of the limits of building coverage you have purchased or the statutorily permissible building coverage limits under the National Flood Insurance Program.

6. To the extent this endorsement applies, Paragraph A.5 of Article 3—Losses Not Covered is deleted.

7. All other Articles and provisions of this policy apply.

Optional Endorsement to Appendix A(1)—Federal Emergency Management Agency Federal Insurance Administration Standard Flood Insurance Policy

Dwelling Form Endorsement #2—Deletion of the Basement Coverage Limitation for Certain Buildings

For an additional premium, Paragraph F.2 is deleted with respect to the insured single family, detached dwelling, subject to the following conditions:

1. This endorsement applies only to the single family, detached dwelling, described in the application as the insured dwelling.

2. The insured dwelling was originally constructed with a finished floor, subgrade on all sides and containing, as originally constructed, a living room, dining room, and kitchen.

3. This endorsement is applicable only to buildings (a) constructed or substantially improved on or before December 31, 1974, or before the date of the initial Flood Insurance Rate Map (FIRM) of the community, whichever is later, or (b) located in flood zones A, AO, A99, B, C, D, or X, regardless of the date of construction.

4. The deductible applicable to the additional coverage afforded by this endorsement for each building and contents loss, separately, is the sum of \$500, together with the deductible amount for building and contents coverage, as appropriate, which is otherwise applicable under Article 7 of this policy.

5. At the time of the loss, the insured dwelling must be insured for at least 80 percent of its replacement cost or the maximum amount of insurance available under the National Flood Insurance Program.

6. All other Articles and provisions of this policy apply.

Optional Endorsement to Appendix A(1)—Federal Emergency Management Agency Federal Insurance Administration Standard Flood Insurance Policy

Dwelling Form Endorsement #3—Amending the Land Subsidence, Seepage of Water and Sewer Backup Exclusions

For an additional premium in the case of a single family, detached dwelling, the following language is, as indicated, deleted from or added to Article 3—Losses Not Covered:

1. At Paragraph B.1., the words "land subsidence," are deleted.

2. At Paragraph B.3., the words "Sewer backup or seepage of water unless at the same time there has been actual physical contact between surface flood water and the insured property, or from" are deleted and the word "freezing" is changed to "Freezing".

This endorsement is subject to the following conditions in order that the language changes to Article 3, Paragraph B.1. and 3. can be given effect at the time of a loss:

a. There must be a general and temporary condition of flooding in the area, and

b. The flooding is the proximate cause of the land subsidence, sewer backup or seepage of water, and

c. The land subsidence, sewer backup, or seepage of water damage occurs no later than 72 hours from the onset of the flooding, and

d. The deductible applicable to the additional coverage afforded by this endorsement for each building and contents loss is, separately, the sum of \$250, together with the deductible amount for building and contents coverage, as appropriate, which is otherwise applicable under this policy.

e. At the time of the loss, the insured dwelling must be insured for at least 80 percent of its replacement cost or the maximum amount of insurance available under the National Flood Insurance Program.

f. All other Articles and provisions of this policy apply.

(Catalog of Federal Domestic Assistance No. 83.100, "Flood Insurance")

Dated: June 19, 1992.

C.M. "Bud" Schauerte,
Administrator, Federal Insurance
Administration.

[FR Doc. 92-17514 Filed 7-29-92; 8:45 am]

BILLING CODE 6718-05-M

LEGAL SERVICES CORPORATION

45 CFR Part 1607

Governing Bodies

AGENCY: Legal Services Corporation.

ACTION: Proposed Rule; Withdrawal.

SUMMARY: This document proposes to withdraw proposed amendments to 45 CFR part 1607, which prescribes requirements for governing bodies of the Legal Services Corporation's ("LSC" or "Corporation") recipients. This proposed withdrawal is intended to implement congressional intent that the Corporation not impose requirements on recipient governing bodies that are additional to, or more restrictive than, the provisions of section 1007(c) of the LSC Act or LSC's FY 1992 appropriations act.

DATES: Comments must be received by August 31, 1992.

ADDRESSES: Office of the General Counsel, Legal Services Corporation, 750 First St., NE., Washington DC 20002-4250.

FOR FURTHER INFORMATION CONTACT: Victor M. Fortuno, General Counsel, Legal Services Corporation, (202) 336-8810.

SUPPLEMENTARY INFORMATION: On October 19, 1987, LSC published proposed revisions to 45 CFR Part 1607, which sets out requirements for the governing bodies of its recipients. See 52 FR 38,900 (Oct. 19, 1987). The Operations & Regulations Committee ("Committee") of the Corporation's Board of Directors ("Board") held hearings on the proposed changes on November 20, 1987, and on January 28-29, 1988. The Board heard public comment on February 28, 1988.

While the revisions were still under consideration, Congress included a proviso in LSC's FY 1988 appropriations act, Pub. L. 100-202, 101 Stat. 1329-33 (1987), which prohibited the Corporation from imposing requirements on its

recipients' governing bodies that are additional to, or more restrictive than, the provisions of section 1007(c) of the LSC Act. Although the LSC Board voted to accept several of the proposed revisions, they were never published as final, in part due to the fact that each subsequent appropriations act has included the restrictive proviso.

The consistent use of this restriction in LSC's appropriations acts demonstrates a congressional intent that LSC not impose requirements on recipient governing bodies that are additional to, or more restrictive than, the provisions of section 1007(c) of the LSC Act. Therefore, the Corporation is requesting comment on its proposal to withdraw the proposed revisions to the rule. For the revisions as proposed, see 52 FR 38,900 (Oct. 19, 1987).

Dated: July 24, 1992.

Victor M. Fortuno,
General Counsel.

[FR Doc. 92-17998 Filed 7-29-92; 8:45 am]

BILLING CODE 7050-01-M

45 CFR Part 1609

Fee-Generating Cases

AGENCY: Legal Services Corporation.

ACTION: Proposed Rule; Withdrawal.

SUMMARY: This document proposes to withdraw proposed amendments to 45 CFR part 1609, which governs acceptance of fee-generating cases by the Legal Services Corporation's recipients, to reflect congressional intent that LSC grantees not be subject to any amendments to part 1609 that were not in operational effect on October 1, 1988.

DATES: Comments must be received by August 31, 1992.

ADDRESSES: Office of the General Counsel, Legal Services Corporation, 750 First St., NE., Washington, DC 20002-4250.

FOR FURTHER INFORMATION CONTACT: Victor M. Fortuno, General Counsel, Legal Services Corporation, (202) 336-8810.

SUPPLEMENTARY INFORMATION: The Legal Services Corporation ("LSC" or "Corporation") published at 52 FR 50982 (Dec. 19, 1988) proposed amendments to 45 CFR part 1609, LSC's regulation governing LSC recipients' acceptance of fee-generating cases. The Committee on Operations and Regulations ("Committee") of LSC's Board of Directors ("Board") heard public comment on the proposed regulation on January 20, 1989, at its meeting in Raleigh, North Carolina. At that time, the committee voted to recommend to

the Board a revised version of Part 1609. On January 27, 1989, in Washington, DC, the Board considered the committee recommendation but deferred action on it until the next Board meeting, which was held on March 3, 1989, in Atlanta, Georgia. At the March meeting, the Board voted to accept the committee recommendation with amendments.

The revisions, however, were never published as final, largely due to a congressional prohibition against their implementation that first appeared in LSC's FY 1990 appropriations act, Pub. L. 101-162, 103 Stat. 1036-37 (1989). This prohibition, which has been retained in all subsequent appropriations acts covering LSC, provides that LSC grants and contracts "shall not be subject to any amendments to regulations relating to fee-generating cases (45 CFR part 1609) * * * not in operational effect on October 1, 1988." See Pub. L. 102-140, 105 Stat. 824 (1991), incorporating Pub. L. 101-515, 104 Stat. 2153 (1990).

The consistent use of this restriction in LSC's appropriations acts since FY 1990 demonstrates a congressional intent that LSC not implement the proposed revisions. Therefore, the Corporation is requesting public comment on its proposal to withdraw the proposed revisions to the rule. For the proposed revisions, see 52 FR 50982 (Dec. 19, 1988).

Dated: July 24, 1992.

Victor M. Fortuno,
General Counsel.

[FR Doc. 92-17999 Filed 7-29-92; 8:45 am]

BILLING CODE 7050-01-M

45 CFR Parts 1610 and 1611

Use of Funds From Sources Other Than the Corporation; Eligibility

AGENCY: Legal Services Corporation.

ACTION: Proposed Rules; Withdrawal.

SUMMARY: This document proposes to withdraw proposed amendments to 45 CFR Parts 1610 and 1611 which govern Legal Services Corporation recipients' use of non-LSC funds and set guidelines for eligibility for LSC-funded legal assistance. This proposal is intended to reflect congressional intent that LSC grantees not be subject to any amendments to parts 1610 and 1611 that were not in operational effect on October 1, 1988.

DATES: Comments must be received by August 31, 1992.

ADDRESSES: Office of the General Counsel, Legal Services Corporation, 750 First St. NE., Washington DC 20002-4250.

FOR FURTHER INFORMATION CONTACT: Victor M. Fortuno, General Counsel, Legal Services Corporation, (202) 336-8810.

SUPPLEMENTARY INFORMATION: On January 3, 1989, the Legal Services Corporation ("LSC" or "Corporation") published proposed revisions to 45 CFR part 1610 on use of non-LSC funds, 54 FR 46 (Jan. 3, 1989); and to 45 CFR Part 1611 on eligibility, 54 FR 48 (Jan. 3, 1989). A total of 88 comments were received and considered. The LSC Board of Directors' ("Board") Committee on Operations and Regulations ("Committee") heard public comment on the proposed regulations at its meeting in Atlanta, Georgia, on March 2, 1989. The Committee voted to defer further consideration of the proposed revisions until its next meeting, which was held in Alexandria, Virginia, on April 13, 1989. At that meeting, the Committee voted to recommend the proposed revisions with amendments to the LSC Board. On April 14, 1989, the Board voted to accept the committee recommendations with amendments.

The amendments were never published as final, largely due to a congressional prohibition against their implementation that first appeared in LSC's Fiscal Year 1990 appropriations act, Pub. L. 101-162, 103 Stat. 1036-37 (1989). This prohibition, which has been retained in all subsequent appropriations acts for LSC, provides that LSC grants and contracts "shall not be subject to any amendments to regulations relating to * * * the use of private funds (45 CFR parts 1610 and 1611) * * * not in operational effect on October 1, 1988." See Pub. L. 102-140, 105 Stat. 824 (1991), incorporating Pub. L. 101-515, 104 Stat. 2153 (1990).

The consistent use of this restriction in LSC's appropriations acts since FY 1990 demonstrates a congressional intent that LSC grants or contracts not be subject to the proposed regulations. Therefore, the Corporation is requesting comment on its proposal to withdraw the proposed revisions to the rule. Revisions to part 1610 as proposed are at 54 FR 46 (Jan. 3, 1989). Revisions to Part 1611 as proposed are at 54 FR 48 (Jan. 3, 1989).

Dated: July 24, 1992.

Victor M. Fortuno,
General Counsel.

[FR Doc. 92-18000 Filed 7-29-92; 8:45 am]

BILLING CODE 4050-01-M