Monday, 
April 30, 2007

Part XLI

Railroad Retirement Board

Semiannual Regulatory Agenda
RAILROAD RETIREMENT BOARD (RRB)

RAILROAD RETIREMENT BOARD
20 CFR Ch. II

Semiannual Agenda of Regulations Under Development or Review

AGENCY: Railroad Retirement Board.
ACTION: Semiannual regulatory agenda.

SUMMARY: This agenda contains lists of regulations that the Board is developing or proposes to develop in the next 12 months and regulations that are scheduled to be reviewed in that period.


FOR FURTHER INFORMATION CONTACT: Marguerite P. Dadabo, Assistant General Counsel, Office of General Counsel, Railroad Retirement Board, (312) 751-4945; fax (312) 751-7102; TDD (312) 751-4701.

SUPPLEMENTARY INFORMATION: Regulations that are routine in nature or which pertain solely to internal agency management have not been included in the agenda.

By Authority of the Board.
Beatrice Ezerski, Secretary to the Board.

Railroad Retirement Board—Final Rule Stage

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>3234</td>
<td>Determining Disability</td>
<td>3220–AB50</td>
</tr>
</tbody>
</table>

Railroad Retirement Board—Long-Term Actions

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>3235</td>
<td>Listing of Impairments—Appendix 1 to Part 220</td>
<td>3220–AB51</td>
</tr>
</tbody>
</table>

Railroad Retirement Board—Completed Actions

<table>
<thead>
<tr>
<th>Sequence Number</th>
<th>Title</th>
<th>Regulation Identifier Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>3236</td>
<td>Reduction and Nonpayment of Annuities by Reason of Work</td>
<td>3220–AA61</td>
</tr>
</tbody>
</table>

Railroad Retirement Board (RRB) Final Rule Stage

3234. DETERMINING DISABILITY

Priority: Other Significant
Legal Authority: 45 USC 231a; 45 USC 231f
CFR Citation: 20 CFR 220.143; 20 CFR 220.170
Legal Deadline: None

Abstract: The Railroad Retirement Board will amend 20 CFR sections 220.143 and 220.170 to index the amount of earnings used to determine if an individual is engaged in Substantial Gainful Activity (SGA) to any increase in the Social Security national average wage index, and to increase (from $200 to $530) the minimum amount of monthly earnings to count during a trial work period, and then to index that amount to the Social Security national average wage index.

Timetable:

<table>
<thead>
<tr>
<th>Action</th>
<th>Date</th>
<th>FR Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td>NPRM</td>
<td>06/09/03</td>
<td>68 FR 34341</td>
</tr>
<tr>
<td>NPRM Comment Period End</td>
<td>08/08/03</td>
<td></td>
</tr>
<tr>
<td>Final Action</td>
<td>05/05/07</td>
<td></td>
</tr>
</tbody>
</table>

Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Marguerite P. Dadabo, Assistant General Counsel, Railroad Retirement Board, Office of General Counsel, 844 North Rush Street, Chicago, IL 60611–2092
Phone: 312 751–4945
TDD Phone: 312 751–4701
Fax: 312 751–7102
RIN: 3220–AB50
3235. LISTING OF IMPAIRMENTS—APPENDIX 1 TO PART 220
Priority: Substantive, Nonsignificant
Legal Authority: 45 USC 231a; 45 USC 231f
CFR Citation: 20 CFR 220.110; 20 CFR 220, app 1
Legal Deadline: None
Abstract: The Railroad Retirement Board amends 20 CFR 220.110 and appendix 1—Listing of Impairments, to conform the medical criteria that apply to disability determinations to the medical criteria in the Social Security Administration’s regulations (20 CFR 404, subpart P, appendix 1).
Timetable:
<table>
<thead>
<tr>
<th>Action</th>
<th>Date</th>
<th>FR Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interim Final Rule</td>
<td>To Be Determined</td>
<td></td>
</tr>
</tbody>
</table>

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No
Government Levels Affected: Federal
Agency Contact: Marguerite P. Dadabo, Assistant General Counsel, Railroad Retirement Board, Office of General Counsel, 844 North Rush Street, Chicago, IL 60611–2092 Phone: 312 751–4945 TDD Phone: 312 751–4701 Fax: 312 751–7102 RIN: 3220–AB51

3236. REDUCTION AND NONPAYMENT OF ANNUITIES BY REASON OF WORK
Priority: Substantive, Nonsignificant
CFR Citation: 20 CFR 230
Completed:

<table>
<thead>
<tr>
<th>Reason</th>
<th>Date</th>
<th>FR Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td>Withdrawn</td>
<td>02/27/07</td>
<td>72 FR 8643</td>
</tr>
</tbody>
</table>

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No
Government Levels Affected: Federal
Agency Contact: Marguerite P. Dadabo Phone: 312 751–4945 TDD Phone: 312 751–4701 Fax: 312 751–7102 RIN: 3220–AA61

[FR Doc. 07–01260 Filed 04–27–07; 8:45 am]
BILLING CODE 7905–01–S