

29 CFR Part 4221

Employee benefit plans; Pension insurance

29 CFR Part 4231

Employee benefit plans; Pension insurance; Reporting and recordkeeping requirements

29 CFR Part 4245

Employee benefit plans; Pension insurance; Reporting and recordkeeping requirements

29 CFR Part 4281

Employee benefit plans; Pension insurance; Reporting and recordkeeping requirements

29 CFR Part 4901

Freedom of information

29 CFR Part 4902

Privacy

29 CFR Part 4903

Claims; Government employees; Income taxes

29 CFR Part 4907

Administrative practice and procedure; Civil rights; Equal employment opportunity; Federal buildings and facilities; Individuals with disabilities.

■ For the reasons set forth above, the PBGC amends Title 29, CFR parts 4000, 4003, 4007, 4010, 4011, 4022, 4041, 4041A, 4043, 4050, 4062, 4203, 4204, 4207, 4208, 4211, 4219, 4220, 4221, 4231, 4245, 4281, 4901, 4902, 4903 and 4907 of 29 CFR chapter XL as follows:

■ 1. Add the following note above the heading for Subchapter A of Chapter XL:

Note: PBGC's regulations were substantially reorganized and renumbered effective June 29, 1981 (at 46 FR 32574) and July 1, 1996 (at 61 FR 34002). Distribution and derivation tables showing the changes that occurred as a result of these amendments are available on the PBGC's Web site at <http://www.pbgc.gov>.

■ 2. Revise part 4000 to read as follows:

PART 4000—FILING, ISSUANCE, COMPUTATION OF TIME, AND RECORD RETENTION

Subpart A—Filing Rules

Sec.

- 4000.1 What are these filing rules about?
- 4000.2 What definitions do I need to know for these rules?
- 4000.3 What methods of filing may I use?
- 4000.4 Where do I file my submission?
- 4000.5 Does the PBGC have discretion to waive these filing requirements?

Subpart B—Issuance Rules

- 4000.11 What are these issuance rules about?
- 4000.12 What definitions do I need to know for these rules?
- 4000.13 What methods of issuance may I use?
- 4000.14 What is the safe-harbor method for providing an issuance by electronic media?
- 4000.15 Does the PBGC have discretion to waive these issuance requirements?

Subpart C—Determining Filing and Issuance Dates

- 4000.21 What are these rules for determining the filing or issuance date about?
- 4000.22 What definitions do I need to know for these rules?
- 4000.23 When is my submission or issuance treated as filed or issued?
- 4000.24 What if I mail my submission or issuance using the U.S. Postal Service?
- 4000.25 What if I use the postal service of a foreign country?
- 4000.26 What if I use a commercial delivery service?
- 4000.27 What if I hand deliver my submission or issuance?
- 4000.28 What if I send a computer disk?
- 4000.29 What if I use electronic delivery?
- 4000.30 What if I need to resend my filing or issuance for technical reasons?
- 4000.31 Is my issuance untimely if I miss a few participants or beneficiaries?
- 4000.32 Does the PBGC have discretion to waive any requirements under this part?

Subpart D—Computation of Time

- 4000.41 What are these computation-of-time rules about?
- 4000.42 What definitions do I need to know for these rules?
- 4000.43 How do I compute a time period?

Subpart E—Electronic Means of Record Retention

- 4000.51 What are these record retention rules about?
- 4000.52 What definitions do I need to know for these rules?
- 4000.53 May I use electronic media to satisfy PBGC's record retention requirements?
- 4000.54 May I dispose of original paper records if I keep electronic copies?

Authority: 29 U.S.C. 1082(f), 1302(b)(3).

Subpart A—Filing Rules

§ 4000.1 What are these filing rules about?

Where a particular regulation calls for their application, the rules in this subpart A of part 4000 tell you what filing methods you may use for any submission (including a payment) to us. They do not cover an issuance from you to anyone other than the PBGC, such as a notice to participants. Also, they do not cover filings with us that are not made under our regulations, such as procurement filings, litigation filings, and applications for employment with

us. (Subpart B tells you what methods you may use to issue a notice or otherwise provide information to any person other than us. Subpart C tells you how we determine your filing or issuance date. Subpart D tells you how to compute various periods of time. Subpart E tells you how to maintain required records in electronic form.)

§ 4000.2 What definitions do I need to know for these rules?

You need to know two definitions from § 4001.2 of this chapter: PBGC and person. You also need to know the following definitions:

Filing means any notice, information, or payment that you submit to us under our regulations.

Issuance means any notice or other information you provide to any person other than us under our regulations.

We means the PBGC.

You means the person filing with us.

§ 4000.3 What methods of filing may I use?

(a) *Paper filings.* You may file any submission with us by hand, mail, or commercial delivery service.

(b) *Electronic filings.* Current information on electronic filings, including permitted methods, fax numbers, and e-mail addresses, is—

(1) On our Web site, <http://www.pbgc.gov>;

(2) In our various printed forms and instructions packages; and

(3) Available by contacting our Customer Service Center at 1200 K Street, NW., Washington, DC 20005–4026; telephone 1–800–400–7242 (for participants), or 1–800–736–2444 (for practitioners). (TTY/TDD users may call the Federal relay service toll-free at 1–800–877–8339 and ask to be connected to the appropriate number.)

§ 4000.4 Where do I file my submission?

To find out where to send your submission, visit our Web site at <http://www.pbgc.gov>, see the instructions to our forms, or call our Customer Service Center (1–800–400–7242 for participants, or 1–800–736–2444 for practitioners; TTY/TDD users may call the Federal relay service toll-free at 1–800–877–8339 and ask to be connected to the appropriate number.) Because we have different addresses for different types of filings, you should make sure to use the appropriate address for your type of filing. For example, some filings (such as premium payments) must be sent to a specified bank, while other filings (such as the Standard Termination Notice (Form 500)) must be sent to the appropriate department at our offices in Washington, DC.