

termination, or in a distress termination that closes out in accordance with § 4041.50, must maintain all records necessary to demonstrate compliance with section 4041 of ERISA and this part. If a contributing sponsor or the plan administrator maintains information in accordance with this section, the other(s) need not maintain that information.

(2) *Retention period.* The records described in paragraph (a)(1) of this section must be preserved for six years after the date when the post-distribution certification under this part is filed with the PBGC.

(3) *Electronic recordkeeping.* The contributing sponsor or plan administrator may use electronic media for maintenance and retention of records required by this part in accordance with the requirements of subpart E of part 4000 of this chapter.

(b) *Availability of records.* The contributing sponsor or plan administrator must make all records needed to determine compliance with section 4041 of ERISA and this part available to the PBGC upon request for inspection and photocopying (or, for electronic records, inspection, electronic copying, and printout) at the location where they are kept (or another, mutually agreeable, location) and must submit such records to the PBGC within 30 days after the date of a written request by the PBGC or by a later date specified therein.

#### **PART 4041A—TERMINATION OF MULTIPLE EMPLOYER PLANS**

■ 22. The authority citation for part 4041A continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1341a, 1441.

■ 23. Revise § 4041A.3 to read as follows:

##### **§ 4041A.3 Method and date of filing; where to file; computation of time; issuances to third parties.**

(a) *Method and date of filing.* The PBGC applies the rules in subpart A of part 4000 of this chapter to determine permissible methods of filing with the PBGC under this part. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this part was filed with the PBGC.

(b) *Where to file.* See § 4000.4 of this chapter for information on where to file.

(c) *Computation of time.* The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period for filing or issuance under this part.

(d) *Method and date of issuance.* The PBGC applies the rules in subpart B of

part 4000 of this chapter to determine permissible methods of issuance under this part. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that an issuance under this part was provided.

#### **PART 4043—REPORTABLE EVENTS AND CERTAIN OTHER NOTIFICATION REQUIREMENTS**

■ 24. The authority citation for part 4043 continues to read as follows:

**Authority:** 29 U.S.C. 1082(f), 1302(b)(3), 1443.

■ 25. Revise § 4043.5 to read as follows:

##### **§ 4043.5 How and where to file.**

The PBGC applies the rules in subpart A of part 4000 of this chapter and the instructions to the applicable PBGC reporting form to determine permissible methods of filing with the PBGC under this part. See § 4000.4 of this chapter for information on where to file.

■ 26. Amend § 4043.6 by removing paragraph (d) and revising paragraphs (a) and (b) and the paragraph heading of paragraph (c) to read as follows:

##### **§ 4043.6 Date of filing.**

(a) *Post-Event notice filings.* The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under subpart B of this part was filed with the PBGC.

(b) *Advance notice and Form 200 Filings.* Information filed under subpart C or D of this part is treated as filed on the date it is received by the PBGC. Subpart C of part 4000 of this chapter provides rules for determining when the PBGC receives a submission.

(c) *Partial electronic filing; deemed filing date.* \* \* \*

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■ 27. Revise § 4043.7 to read as follows:

##### **§ 4043.7 Computation of time.**

The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period under this part.

#### **PART 4050—MISSING PARTICIPANTS**

■ 28. The authority citation for part 4050 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1350.

■ 29. Amend § 4050.6 by revising paragraph (d) to read as follows:

##### **§ 4050.6 Payment and required documentation.**

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(d) *Filing with the PBGC—(1) Method and date of filing.* The PBGC applies the

rules in subpart A of part 4000 of this chapter to determine permissible methods of filing with the PBGC under this part. The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this part was filed with the PBGC.

(2) *Where to file.* See § 4000.4 of this chapter for information on where to file.

(3) *Computation of time.* The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period for filing under this part. However, for purposes of determining the amount of an interest charge under § 4050.6(b) or § 4050.12(c)(2)(iii), the rule in § 4000.43(a) of this chapter governing periods ending on weekends or Federal holidays does not apply.

#### **PART 4062—LIABILITY FOR TERMINATION OF SINGLE-EMPLOYER PLANS**

■ 30. The authority citation for part 4062 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3), 1362–1364, 1367, 1368.

■ 31. Revise § 4062.9 to read as follows:

##### **§ 4062.9 Method and date of filing; where to file.**

(a) *Method of filing.* The PBGC applies the rules in subpart A of part 4000 of this chapter to determine permissible methods of filing with the PBGC under this part. Payment of liability must be clearly designated as such and include the name of the plan.

(b) *Filing date.* The PBGC applies the rules in subpart C of part 4000 of this chapter to determine the date that a submission under this part was filed with the PBGC.

(c) *Where to file.* See § 4000.4 of this chapter for information on where to file.

■ 32. Revise § 4062.10 to read as follows:

##### **§ 4062.10 Computation of time.**

The PBGC applies the rules in subpart D of part 4000 of this chapter to compute any time period under this part. However, for purposes of determining the amount of an interest charge under § 4062.7, the rule in § 4000.43(a) of this chapter governing periods ending on weekends or Federal holidays does not apply.

#### **PART 4203—EXTENSION OF SPECIAL WITHDRAWAL LIABILITY RULES**

■ 33. The authority citation for part 4203 continues to read as follows:

**Authority:** 29 U.S.C. 1302(b)(3).

■ 34. Amend § 4203.4 by revising paragraphs (a) and (c) to read as follows: