

Office of Management and Budget,  
Attn: Desk Officer for SSA, Fax Number:  
202-395-6974.

Social Security Administration, Attn:  
SSA Reports Clearance Officer, 1338  
Annex Building, 6401 Security  
Boulevard, Baltimore, MD 21235-6401,  
Fax Number: 410-965-6400.

Comments can be received for  
between 30 and 60 days after  
publication of this notice and will be  
most useful if received by SSA within  
30 days of publication.

(Catalog of Federal Domestic Assistance  
Program Nos. 96.001, Social Security—  
Disability Insurance; 96.002 Social  
Security—Retirement Insurance; 96.004,  
Social Security—Survivors Insurance)

#### List of Subjects in 20 CFR Part 422

Administrative practice and  
procedure, Organization and functions  
(Government agencies), Reporting and  
recordkeeping requirements, Social  
Security.

Dated: November 13, 2003.

**Jo Anne B. Barnhart,**

*Commissioner of Social Security.*

For the reasons set forth in the  
preamble, we propose to amend part  
422, subpart B, chapter III of title 20,  
Code of Federal Regulations as follows:

### PART 422—ORGANIZATION AND PROCEDURES

#### Subpart B—[Amended]

1. The authority citation for subpart B  
of part 422 continues to read as follows:

**Authority:** Secs. 205, 232, 702(a)(5), 1131,  
and 1143 of the Social Security Act (42  
U.S.C. 405, 432, 902(a)(5), 1320b-1, and  
1320b-13).

2. Section 422.105 is revised to read  
as follows:

#### **§ 422.105 Presumption of authority of nonimmigrant alien to engage in employment.**

(a) *General rule.* Except as provided in  
paragraph (b) of this section, if you are  
a nonimmigrant alien, we will presume  
that you have permission to engage in  
employment if you present a Form I-94  
issued by the Bureau of Citizenship and  
Immigration Services that reflects a  
classification permitting work. (See 8  
CFR 274a.12 for Form I-94  
classifications.) If you have not been  
issued a Form I-94, or if your Form I-  
94 does not reflect a classification  
permitting work, you must submit a  
current document authorized by the  
Bureau of Citizenship and Immigration  
Services that verifies authorization to  
work has been granted, e.g., an  
employment authorization document, to

enable SSA to issue an SSN card that is  
valid for work.

(b) *Exception to presumption for  
foreign academic students in Bureau of  
Citizenship and Immigration Services  
classification status F-1.* If you are an  
F-1 student and do not have a separate  
Bureau of Citizenship and Immigration  
Services employment authorization  
document as described in paragraph (a)  
of this section, we will not presume you  
have authority to engage in employment  
without additional evidence. Before we  
will assign an SSN to you that is valid  
for work, you must give us proof (as  
explained in § 422.107(e)(2)) that:

(1) You have authorization from your  
school to engage in employment, and  
(2) You are engaging in, or have  
secured, employment.

3. Section 422.107 is amended by  
redesignating paragraph (e) as paragraph  
(e)(1), adding a heading for paragraph  
(e)(1), and adding a new paragraph (e)(2)  
to read as follows:

#### **§ 422.107 Evidence requirements.**

\* \* \* \* \*

(e) *Evidence of alien status.* (1)  
*General evidence rules.* \* \* \*

(2) *Additional evidence rules for F-1  
students.* (i) *Evidence from your  
designated school official.* If you are an  
F-1 student, you must give us  
documentation from your designated  
school official that you are authorized to  
engage in employment. You must  
submit your Form I-20, the Certificate  
of Eligibility for Nonimmigrant (F-1)  
Status. You must also submit  
documentation from your designated  
school official that includes:

(A) The nature of the employment you  
are or will be engaged in, and

(B) The identification of the employer  
for whom you are or will be working.

(ii) *Evidence of your employment.*  
You must also provide us with  
documentation that you are engaging in,  
or have secured employment; e.g., a  
statement from your employer.

\* \* \* \* \*

[FR Doc. 03-30965 Filed 12-15-03; 8:45 am]

**BILLING CODE 4191-02-P**

### **JAMES MADISON MEMORIAL FELLOWSHIP FOUNDATION**

#### **45 CFR Part 2400**

#### **Fellowship Program Requirements**

**AGENCY:** James Madison Fellowship  
Foundation.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The following are proposed  
amendments to the regulations

governing the annual competition for  
James Madison Fellowships and the  
obligations of James Madison Fellows.  
These amendments would update and  
replace certain provisions of the  
Foundation's existing regulations as  
implemented by the James Madison  
Memorial Fellowship Act of 1986.  
These revised regulations would govern  
the qualifications and applications of  
candidates for fellowships; the selection  
of Fellows by the Foundation; the  
graduate programs Fellows must pursue;  
the terms and conditions attached to  
awards; the Foundation's annual  
Summer Institute on the Constitution;  
and related requirements and  
expectations regarding fellowships.

**DATES:** Comments must be submitted on  
or before February 17, 2004.

**ADDRESSES:** Address all comments about  
these proposed regulations to James  
Madison Memorial Fellowship  
Foundation, 2000 K Street, NW., Suite  
303, Washington, DC 20006-1809.

**FOR FURTHER INFORMATION CONTACT:**  
Lewis F. Larsen. Telephone: (202) 653-  
8700.

**SUPPLEMENTARY INFORMATION:** The  
reason for the proposed changes to the  
Foundation's regulations comes as a  
result of the Foundation's desire to  
clarify several of the rules and  
regulations that James Madison Fellows  
must observe when accepting their  
fellowships. Although many of the  
changes are minor insertions of words  
and punctuation, this document  
specifically expands the definition  
section to include further detailed  
definitions on Credit Hour Equivalent,  
Incomplete, Repayment, Satisfactory  
Progress, Stipend, Teaching Obligation,  
Termination and Withdrawal. The  
Foundation now encourages James  
Madison Fellows to choose a graduate  
program which does not include the  
writing of a thesis. Graduate programs  
for which Fellows may apply have been  
broadened to included political science.  
Finally, a section entitled "Teaching  
Obligation" was added to further clarify  
the obligation to teach, required by the  
Foundation once each fellow has earned  
a master's degree.

#### **Regulatory Flexibility Act Certification**

The President certifies that these  
regulations would not have a significant  
economic impact on a substantial  
number of small entities.

These regulations apply to  
individuals eligible to apply for  
fellowship assistance. Individuals are  
not included in the definition of "small  
entities" in the Regulatory Flexibility  
Act.