

federal officers and employees. Federal Election Campaign Act Amendments of 1979, Public Law No. 96-187, section 105, 93 Stat. 1339, 1354 (redesignating provisions inserted by the Federal Election Campaign Act Amendments of 1976, Pub. L. No. 94-283, section 112, 90 Stat. 475, 488-95) (codified as amended at 2 U.S.C. 441i (1991)).

However, since 1989, the Commission's jurisdiction has been limited to the acceptance of honoraria by Senators and officers and employees of the Senate. Section 601 of the Ethics Reform Act of 1989, Public Law No. 101-194, 103 Stat. 1718, amended 2 U.S.C. 441i to remove the Commission's jurisdiction over honoraria acceptance by other Federal officers and employees, including members of the House of Representatives.

Recently, Congress passed the Legislative Branch Appropriations Act, 1992, Public Law No. 102-90, 105 Stat. 447 (1991). Sections 6(d) and 6(f)(1) of that Act further amend the FECA by repealing 2 U.S.C. 441i as of the effective date of the Act. As a result, the Commission has no jurisdiction over honoraria transactions taking place after August 14, 1991. (The Commission's jurisdiction over honoraria transactions occurring before that date remains intact. *FEC v. Wright*, No. 4-91-0542-A, slip op. at 13 (N.D. Tex. Nov. 12, 1991).)

Therefore, the Commission is publishing this Notice to make the necessary technical and conforming amendments to its regulations. The Notice repeals 11 CFR 110.12, the regulatory provision that implements section 441i. It also repeals 11 CFR 100.7(b)(19) and 11 CFR 114.1(a)(2)(iv), two provisions that make reference to 11 CFR 110.12.

Because the amendment is merely technical, it is exempt from the notice and comment requirements of the Administrative Procedure Act. See 5 U.S.C. 553(b)(B). It is also exempt from the legislative review provisions of the FECA. See 2 U.S.C. 438(d). These exemptions allow the amendments to be made effective immediately upon publication in the Federal Register. As a result, these amendments are made effective on January 15, 1992.

**FEDERAL ELECTION COMMISSION**

11 CFR Parts 100, 110, 114

[Notice 1992-1]

**Honoraria**

**AGENCY:** Federal Election Commission.

**ACTION:** Final rule; technical amendments.

**SUMMARY:** The Commission is today publishing technical amendments to its regulations to conform them to the Legislative Branch Appropriations Act, 1992, Public Law No. 102-90, 105 Stat. 447 (1991). Section 6(d) of that Act repealed 2 U.S.C. 441i, which governed the acceptance of honoraria by Senators and officers and employees of the Senate.

**EFFECTIVE DATE:** January 15, 1992.

**FOR FURTHER INFORMATION CONTACT:** Ms. Susan E. Propper, Assistant General Counsel, 999 E Street, NW., Washington, DC 20463, (202) 219-3690 or (800) 424-9530.

**SUPPLEMENTARY INFORMATION:** The Federal Election Campaign Act of 1971 ("FECA"), as amended, gave the Federal Election Commission jurisdiction over the acceptance of honoraria by all