
Many other provisions of the legislation, relating to current appropriations for FY 95, are effective October 1, 1994. Although the fee increase provision is contained in the FY 95 current appropriations legislation, the increase itself is not a current appropriation for FY 95, nor is it made dependent upon the FY 95 appropriation. Rather, the fee increase is permanent legislation amending a provision of law that has been in effect since 1989. The appropriations act contains no provision specifying an effective date for the fee increase provision, and it was therefore effective upon enactment. See GAO Office of the General Counsel, Principles of Federal Appropriations Law § 2B.4 (2d ed. 1991).

---

SUMMARY: On August 26, 1994, the President signed legislation into law mandating that a fee of $45,000 must be paid by persons acquiring voting securities or assets who is required to file a premerger notification by the Hart-Scott-Rodino Antitrust Improvement Act of 1976 and the regulations promulgated thereunder.

The new provision increasing the filing fee to $45,000 became effective upon the President’s signature, late Friday, August 26, 1994. The Commission is collecting the new fee for filings made on or after Monday, August 29, 1994.

SUMMARY: The Commission is collecting the new fee for filings made on or after Monday, August 29, 1994. The Commission has issued this Notice in order to advise the public about the increase in the filing fee.

EFFECTIVE DATE: The increased fee is due from acquiring persons submitting Premerger Notification and Report Forms on or after August 29, 1994.


SUPPLEMENTARY INFORMATION: The United States Congress, in an Act making appropriations for the Departments of Commerce, Justice, and State, the Judiciary and Related Agencies, has mandated that a fee of $45,000 must be paid by “persons acquiring voting securities or assets who are required to file premerger notifications by the Hart-Scott-Rodino Antitrust Improvements Act of 1976 and the regulations promulgated thereunder.” The new fee provision was signed into law by President Clinton late Friday, August 26, 1994, and took effect immediately. The increased fee must be paid for filings made on or after Monday, August 29, 1994.

By direction of the Commission, Donald S. Clark, Secretary, Dated: September 28, 1994.

---

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Office of the Secretary
Notice of Interest Rate on Overdue Debts

Section 30.13 of the Department of Health and Human Services’ claims collection regulations (45 CFR Part 30) provides that the Secretary shall charge an annual rate of interest as fixed by the Secretary of the Treasury after taking into consideration private consumer rates of interest prevailing on the date that HHS becomes entitled to recovery. The rate generally cannot be lower than the rate of interest prevailing on the date that the Secretary of the Treasury’s current value of funds rate or the applicable rate determined from the “Schedule of Certified Interest Rates with Range of Maturities.” This rate may be revised quarterly by the Secretary of the Treasury and shall be published quarterly by the Department of Health and Human Services in the Federal Register.

The Secretary of the Treasury has certified a rate of 13.5% for the quarter ended September 30, 1994. This interest rate will remain in effect until such time as the Secretary of the Treasury notifies HHS of any change.

---

1 The newly passed law (H.R. 4603, Pub. L. 103–317) amends Section 605 of Title VI of Public Law 101–162 (103 Stat. 1031), which originally mandated the collection of a filing fee beginning November 28, 1989, by striking "$25,000” and inserting in lieu thereof: "$45,000.”