Box 1689, Fort Worth, Texas 76101; telephone 817–624–4911, extension 302.

SUPPLEMENTARY INFORMATION:

History

On November 15, 1979, a notice of proposed rule making was published in the **Federal Register** (44 FR 65768) stating that the Federal Aviation Administration proposed to alter the Hope, Ark., transition area. Interested persons were invited to participate in this rule making proceeding by submitting written comments on the proposal to the Federal Aviation Administration. Comments were received without objections. Except for editorial changes this amendment is that proposed in the notice.

The Rule

This amendment to subpart G of Part 71 of the Federal Aviation Regulations (14 CFR 71) alters the Hope, Ark., transition area. This action provides controlled airspace from 700 feet above the ground for the protection of aircraft executing established and proposed instrument approach procedures to the Hope Municipal Airport.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, Subpart G of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (44 FR 442) is amended, effective 0901 GMT, March 20, 1980, as follows.

In Subpart G, 71.181 (44 FR 442), the following transition area is altered by adding the following:

Hope, Ark.

* * * and within 3 miles each side of the 355° bearing from the NDB (latitude 33°43'06"N., longitude 93°39'26"N.) extending from the 6-mile radius area to 8.5 miles north of the NDB.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a); and Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c).)

Note.—The FAA has determined that this document involves a regulation which is not significant under Executive Order 12044, as implemented by DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Since this regulatory action involves an established body of technical requirements for which frequent and routine amendments are necessary to keep them operationally current and promote safe flight operations, the anticipated impact is so minimal that this action does not warrant preparation of a regulatory evaluation.

Issued in Fort Worth, Tex., on January 9, 1980.

F. E. Whitfield,

Acting Director, Southwest Region.

[FR Doc. 80–1802 Filed 1–18–80; 8:45 am]

BILLING CODE 4910–13–M

14 CFR Part 71

[Airspace Docket No. 79–ASW–67]

Alteration of Transition Area: Patterson, Louisiana

AGENCY: Federal Aviation Adminsitration (FAA), DOT.

ACTION: Final rule.

SUMMARY: The nature of the action being taken is to alter the transition area at Patterson, LA. The intended effect of the action is to provide controlled airspace for aircraft executing instrument approach procedures to the Harry P. Williams Memorial Airport. The circumstance which created the need for the action is the review of the current transition area revealed the controlled airspace is not properly described and a reduction of controlled airspace will adequately serve the airport.

EFFECTIVE DATE: March 20, 1980.

FOR FURTHER INFORMATION CONTACT: Kenneth L. Stephenson, Airspace and Procedures Branch (ASW–535), Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, Texas 76101; telephone 817–624–4911, extension 302.

SUPPLEMENTARY INFORMATION: The review of the transition area at Patterson, LA., revealed that the final approach course for the nondirectional radio beacon (NDB) instrument approach to Runway 05 was incorrect and that the transition area radius is in excess of that needed for the type of aircraft using the airport. This requires amendment to the designated airspace for the protection of aircraft executing instrument approach procedures to the airport. Since this action reduces the airspace required for aircraft executing instrument approach procedures, circulation and public notice of this action is not considered necessary.

The Rule

This amendment to Subpart G of Part 71 of the Federal Aviation Regulations (14 CFR 71) alters the Patterson, LA., transition area. This action provides controlled airspace from 700 feet above the ground for the protection of aircraft executing established and proposed instrument approach procedures to the Harry P. Williams Memorial Airport.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, Subpart G of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as republished (44 FR 442) is amended, effective 0901 GMT, March 20, 1980, as follows.

In Subpart G, 71.181 (44 FR 442), the following transition area is altered by deleting the present description and substituting the following:

Patterson, La.

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Harry P. Williams Memorial Airport (latitude 29°42'40"N., longitude 91°20'18"W.) and within 3 miles each side of the 233° bearing from the NDB (latitude 29°42'53"N., longitude 91°20'12"W.) extending from the 6.5-mile radius area to 8.5 miles southwest of the NDB; and within 2.5 miles each side 276° radial of the Tibby VORTAC (latitude 29°39'51"N., longitude 90°49'44"W.) extending from the 6.5-mile radius area to 7.5 miles east of the airport.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a); and Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).)

Note.—The FAA has determined that this document involves a regulation which is not significant under Executive Order 12044, as implemented by DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Since this regulatory action involves an established body of technical requirements for which frequent and routine amendments are necessary to keep them operationally current and promote safe flight operations, the anticipated impact is so minimal that this action does not warrant preparation of a regulatory evaluation.

Issued in Fort Worth, Tex., on January 9, 1980.

F. E. Whitfield,

Acting Director, Southwest Region.

[FR Doc. 80–1803 Filed 1–18–80; 8:45 am]

BILLING CODE 4910–13–M

14 CFR Part 73

[Airspace Docket No. 79–GL–23]

Alteration of Restricted Area

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment increases the time of designation of the Jefferson Proving Ground, Ind., Restricted Area R–3403A to permit additional testing of munitions that require photographic coverage for evaluation. This action helps to provide for the safe and efficient use of the navigable airspace in this area.

EFFECTIVE DATE: March 20, 1980.

FOR FURTHER INFORMATION CONTACT: Mr. Everett L. McKisson, Airspace Regulations Branch (AAT–230), Airspace and Air Traffic Rules Division, Air Traffic Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591; telephone: (202) 426–3715.

SUPPLEMENTARY INFORMATION:

History

On November 15, 1979, the FAA proposed to amend Part 73 of the Federal Aviation Regulations (14 CFR Part 73) to slightly increase the time of designation of R-3403A (44 FR 65770). Interested persons were invited to participate in the rulemaking proceeding by submitting written comments on the proposal to the FAA. The only comment received expressed no objection. The Department of Army has stated that the requirements of the National Environmental Policy Act (NEPA) have been met. Section 73.34 of Part 73 was republished January 2, 1980, (45 FR 700). This amendment is the same as proposed in the notice.

The Rule

This amendment to Part 73 of the Federal Aviation Regulations (14 CFR Part 73) changes the time of designation of R-3403A from "Daily, 0800 to 2300 local time." to "Daily, 0630 to 2400 local time." This action permits maximum utilization of daylight hours for testing programs which require photographic coverage for evaluation.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Adminstrator, § 73.34 of Part 73 of the Federal Aviation Regulations (14 CFR Part 73) as republished (45 FR 700) is amended, effective 0901 GMT, March 20, 1980, as follows:

Under R-3403A Jefferson Proving Ground, Ind., in time of designation, "Daily, 0800 to 2300 local time." is deleted and "Daily, 0630 to 2400 local time." is substituted therefor.

(Secs. 307(a) and 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1354(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.69)

Note.—The FAA has determined that this document involves a regulation which is not significant under Executive Order 12044, as implemented by DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Since this regulatory action involves an established body of technical requirements for which frequent and routine amendments are necessary to keep them operationally current and promote safe flight operations, the anticipated impact is so minimal that this action does not warrant preparation of a regulatory evaluation.

Issued in Washington, D.C., on January 15, 1980.

William E. Broadwater,

Chief, Airspace and Air Traffic Rules Division.

[FR Doc. 80-1804 Filed 1-18-80; 8:45 am]

BILLING CODE 4910-13-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

14 CFR Part 1203

Information Security Program

AGENCY: National Aeronautics and Space Administration.

ACTION: Final rule.

SUMMARY: This amendment revises the guidelines for classifying, declassifying, and downgrading information and material under the NASA Information Security Program in 44 FR 34913-34922, June 18, 1979. This amendment makes editorial changes related to those procedures.

EFFECTIVE DATE: January 21, 1980.

ADDRESS: Chief, NASA Security Office, National Aeronautics and Space Administration, Washington, D.C. 20546.

FOR FURTHER INFORMATION CONTACT: Arnold K. Daue, Telephone (202) 755-3400.

14 CFR Part 1203 is amended by revising § 1203.202 and § 1203.604 as follows:

§ 1203.202 [Amended]

1. § 1203.202 (e) is revised to read as follows:

* * * * *

(e) Directors of Field Installations are responsible for:

(1) Developing proposed Security Classification Guides.

(2) Ensuring that classified information or material prepared in their respective installations is appropriately marked.

(3) Ensuring that material proposed for public release is reviewed to eliminate classified information.

(4) Designating Security Classification Officers at their respective installations, to whom responsibilities listed in paragraphs (e) (1), (2), and (3) of this section may be reassigned.

2. § 1203.202(f) is revised to read as follows:

(f) The NASA Security Classification Manager, NASA Security Office, NASA Headquarters, who serves as a member of the NASA Information Security Program Committee, is responsible for the NASA-wide coordination of security classification matters and for the development of proposed Security Classification Guides for Headquarters.

3. § 1203.202(g) is revised to read as follows:

(g) The Chief, NASA Security Office, is responsible for:

(1) Conducting an active oversight program to ensure effective implementation of the Order.

(2) Establishing procedures for the safeguarding of classified information or material (e.g., accountability, control, access, storage, transmission, marking, etc.) and for ensuring that such procedures are systematically reviewed and those which are duplicative or unnecessary are eliminated.

(3) Appointing the Headquarters Security Classification Officer.

§ 1203.604 [Amended]

4. Section 1203.604(d)(2)(i) is revised to read as follows:

(i) The request is in writing and reasonably describes the information sought with sufficient particularity to enable the installation to identify it.

(42 U.S.C. 2451 et seq and E.O. 12065)

Margaret M. Herring,

Alternate Federal Liaison Officer.

[FR Doc. 80-1795 Filed 1-18-80; 8:45 am]

BILLING CODE 7510-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Parts 35 and 154

[Docket No. RM77-22]

Rate of Interest on Amounts Held Subject To Refund; Order Clarifying Orders Nos. 47 and 47-A

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Order Clarifying Order Nos. 47 and 47-A.

SUMMARY: This Order contains corrections to Order No. 47 (RM77-22, 44 FR 53538, September 14, 1979) and Order No. 47-A (RM77-22, 44 FR 65740, November 15, 1979). Calculations of the applicable average prime rate are to be based on the prime rate values published in the *Federal Reserve Bulletin,* or in the Federal Reserve's "Selected Interest Rates" (Statistical Release G. 13), for the fourth, third, and second months preceding the first month of each calendar quarter. The rates of interest prescribed by Order No. 47 (Docket No. RM77-22, 44 FR 65740, November 15, 1979) will not apply where a different rate of interest has been established by court order or by a Commission order, which was final and non-appealable on or before September 10, 1979, approving a settlement agreement.

EFFECTIVE DATE: October 1, 1979.

FOR FURTHER INFORMATION CONTACT: Clarence C. Burris, Office of the General Counsel, Federal Energy Regulatory

Commission, Room 8106–A, 825 North Capitol Street, NE., Washington, D.C. 20426, (202) 357–8161.

December 26, 1979.

On September 10, 1979, the Federal Energy Regulatory Commission issued Order No. 47 in the above-referenced docket which established (1) a new, self-adjusting compounded interest rate on refunds, (2) a new, self-adjusting compounded carrying charge rate on deferred purchased gas costs, and (3) a reduction in the number of required refund reports, all to become effective October 1, 1979. By Order No. 47–A, issued November 8, 1979, the Commission denied rehearing of Order No. 47, and clarified the Commission's position that compounding is intended to apply after October 1, 1979, to all interest, regardless of when it accumulated.

Motions for reconsideration and clarification of Order Nos. 47 and 47–A were filed by Cities Service Gas Company (Cities Service) and Tennessee Gas Pipeline Company, Midwestern Gas Transmission Company, and East Tennessee Natural Gas Company (Companies), on November 27, 1979.

Companies noted a mechanical problem concerning operation of the Commission's new refund interest regulations. The Commission's interest rates for a given calendar quarter now reflect the arithmetic mean of the prime rate values for the second, third, and fourth months preceding the quarter, which values are published in the monthly *Federal Reserve Bulletin (FRB).*[1] Companies state that it is not possible to calculate the applicable interest rate for a quarter at the very beginning of that quarter, however, because the monthly issue of the *FRB* necessary to perform the calculation is not available until sometime in the middle of the first month of the quarter. Specifically, they state that it is the prime rate value for the second month preceding a calendar quarter that will not be known until the *FRB* becomes available. Therefore, Companies suggest that we revise our regulations to provide that interest calculations reflect the prime rate values for the third, fourth, and fifth months preceding the calendar quarter.

It is true that the prime rate value for November, for instance, will not generally be available from the December *FRB* until sometime in mid-January.[2] That November value is nevertheless available from the Federal Reserve shortly after the end of November, albeit from sources less well-known than the *FRB*. For example, a monthly Federal Reserve statistical release entitled "Selected Interest Rates" (Statistical Release G.13) includes the prime rate value for the immediately preceding month, and is available within ten days after the end of the month. Thus, the prime rate value for November will be available in December's Statistical Release G.13 by December 10, in sufficient time to permit calculation of the applicable interest rate beginning January 1, the start of the next calendar quarter.

In light of the foregoing discussion, it is not necessary to revise our refund regulations so as to require refund interest rates to reflect the prime rate values for the third, fourth, and fifth months preceding the calendar quarter, as suggested by Companies. The currentness inherent in the refund regulations as presently structured may be preserved simply by reference to another source for prime rate information. However, in order to eliminate any uncertainty that the present regulations may have caused, and keep the refund interest rate as current as possible, we will amend the regulations to reflect Statistical Release G.13 as an acceptable alternate source of prime rate information.

Some companies may, however, continue to have difficulty in obtaining the data necessary to make calculations so as to enable them to make refunds during the first few weeks of a calendar quarter. Under those limited circumstances, we will authorize the Director of the Office of Electric Power and the Director of the Office of Pipeline and Producer Regulation, as appropriate, to assist the company in obtaining the necessary data upon reasonable request.

Cities Service and Companies also request the Commission to state clearly that, consistent with prior Commission practice, the rates of interest prescribed by Order No. 47 will not apply where a different stipulated rate of interest has been established by court order or by Commission order approving a settlement agreement. This policy is in line with that followed both by this Commission and its predecessor, the Federal Power Commission. *Cities Service Gas Company,* Docket No. RP74–4, Opinion No. 24–A, issued October 31, 1978; *Tennessee Gas Pipeline Company,* Docket Nos. RP71–16, RP71–57, and RP72–1, order issued April 15, 1977; *Northern Natural Gas Company,* Docket No. RP74–80, order issued November 5, 1976; *Columbia Gas Transmission Corp., et al.,* Docket No. RP74–81, *et al.,* order issued November 5, 1976. The following language from Order No. 513–A, which established the refund interest rates that preceded those now effective, is equally applicable here:

> Where there is a final, non-appealable Commission order directing the disbursement of refunds of amounts collected or held during the time periods which are the subject of this order, the Commission does not intend to reconsider or modify those individual orders. The orders will stand as issued. However, where such orders have been issued but are not final and non-appealable on the date of this order, the natural gas company or public utility should, without further motion by the parties in the individual dockets, be required to comply with this order.

Thus, the rates of interest prescribed by Order No. 47 will not apply where a different stipulated rate of interest has been established by court order, or by a Commission order approving a settlement agreement which became final and non-appealable by September 10, 1979.

Order No. 47 made the revised interest rate rule effective as of October 1, 1979. These amendments merely clarify the intent of the regulations adopted in Order No. 47. Therefore, the amendments are hereby made effective as of October 1, 1979.

(Sec. 16, Natural Gas Act, 15 U.S.C. 7170; sec. 309, Federal Power Act, 16 U.S.C. 825h; Department of Energy Organization Act, Pub. L. 95–91; E.O. 12009, 42 FR 46267)

In consideration of the foregoing, Parts 35 and 154, of Chapter 1, Title 18, of the Code of Federal Regulations are amended as set forth below, effective October 1, 1979.

By the Commission.

Kenneth F. Plumb,

Secretary.

PART 35—FILING OF RATE SCHEDULES

1. Section 35.19a is amended in paragraph (a)(2)(iii)(A) to read as follows:

§ 35.19a Refund requirements under suspension orders.

(a) *Refunds.* * * *

(2) * * *

(iii)(A) at an average prime rate for each calendar quarter on all excessive rates or charges held (including all interest applicable to such rates or

[1] These values are generally found at page A–26, Table 1–34 in the *FRB*.

[2] In view of this recognition, we would change preamble statements about data availability which appear in Order No. 47 (Page 19 and Appendix A's Footnote ** at Page 36). Both references should now simply allude to the *FRB* that is published during the first month of a quarter.

charges) on or after October 1, 1979. The applicable average prime rate for each calendar quarter shall be the arithmetic mean, to the nearest one-hundredth of one percent, of the prime rate values published in the *Federal Reserve Bulletin*, or in the Federal Reserve's "Selected Interest Rates" (Statistical Release G. 13), for the fourth, third, and second months preceding the first month of the calendar quarter. * * *

* * * * *

PART 154—RATE SCHEDULES AND TARIFFS

2. Section 154.67 is amended in paragraph (d)(2)(iii)(A) to read as follows:

§ 154.67 Suspended changes in rate schedules; motions to make effective at end of period of suspension; procedure.

* * * * *

(d) *Refunds.* * * *

(2) * * *

(iii)(A) At an average prime rate for each calendar quarter on all excessive rates or charges held (including all interest applicable to such rates and charges) on or after October 1, 1979. The applicable average prime rate for each calendar quarter shall be the arithmetic mean, to the nearest one-hundredth of one percent, of the prime rate values published in the *Federal Reserve Bulletin*, or in the Federal Reserve's "Selected Interest Rates" (Statistical Release G. 13), for the fourth, third, and second months preceding the first month of the calendar quarter. * * *

3. Section 154.102 is amended in paragraph (d)(2)(iii)(A) to read as follows:

§ 154.102 Suspended changes in rate schedules; motions to make effective at end of period of suspension; procedure.

* * * * *

(d) *Refunds.* * * *

(2) * * *

(iii)(A) At an average prime rate for each calendar quarter on all excessive rates or charges held (including all interest applicable to such rates or charges) on or after October 1, 1979. The applicable average prime rate for each calendar quarter shall be the arithmetic mean, to the nearest one-hundredth of one percent, of the prime rate values published in the *Federal Reserve Bulletin*, or in the Federal Reserve's "Selected Interest Rates" (Statistical Release G. 13), for the fourth, third and second months preceding the first month of the calendar quarter. * * *

[FR Doc. 80-1843 Filed 1-18-80; 8:45 am]

BILLING CODE 6450-01-M

18 CFR Part 274

[Docket No. RM80-15; Order No. 65]

Final Regulations Implementing Filing Requirements of the Natural Gas Policy Act of 1978

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule.

SUMMARY: On December 1, 1978, the Commission issued interim regulations to implement the provisions of the Natural Gas Policy Act of 1978 (NGPA) 44 FR 56448 *et seq.* Among those regulations was Subpart B of Part 274 which set forth filing requirements for applicants seeking well category determinations from jurisdictional agencies. On consideration of comments received since the issuance of December 1, 1978, and in light of subsequent amendments, the Commission is now amending Subpart B of Part 274. In addition, and except for those sections which deal with certain determinations for high cost natural gas priced under section 107 of the NGPA (§§ 274.205(b) through (d)), Subpart B is being issued as final regulations.

EFFECTIVE DATE: February 4, 1980.

FOR FURTHER INFORMATION CONTACT: Thomas P. Gross, Office of the General Counsel, Federal Energy Regulatory Commission, Room 4102-B, 825 North Capitol Street, NE., Washington, D.C. 20426, (202) 357-8026, or Clarence Burris, Office of the General Counsel, Federal Energy Regulatory Commission, Room 8106-A, 825 North Capitol Street, NE, Washington, D.C. 20426, (202) 357-8161.

January 4, 1980.

I. Background

On December 1, 1978, the Federal Energy Regulatory Commission (Commission) issued interim regulations implementing the Natural Gas Policy Act of 1978 (NGPA) (43 FR 56448). Part 274, Subpart B of the interim regulations set forth the minimum filing requirements for applications to jurisdictional agencies for determinations of eligibility for various categories of natural gas. These categories are new natural gas and certain Outer Continental Shelf (OCS) gas (as defined in section 102 of the NGPA), natural gas from new onshore production wells (section 103), high-cost natural gas (section 107), and stripper well natural gas (section 108).

Comments were invited from interested parties on or before February 1, 1979. Timely comments were received from a number of parties representing gas producers, gas and oil pipelines, distributors of gas (including municipalities and cooperatives), oil shippers, and public interest groups. The Commission has taken into consideration these questions and comments in developing this final regulation.

Since its original issuance on December 1, 1978, Part 271 has been amended by Order No. 42 (Docket No. RM79-68, 44 FR 48180, August 17, 1979), Order No. 42-A (Docket No. RM79-68, 44 FR 69642, December 4, 1979), Order No. 43 (Docket No. RM79-72, 44 FR 49651, August 24, 1979), Order No. 43-A (Docket No. RM79-72, 44 FR 67108, Nov. 23, 1979), Order No. 44 (Docket No. RM79-73, 44 FR 49656, August 24, 1979) and Order No. 44-A (Docket No. RM79-73, 44 FR 66783, November 11, 1979). The present order reflects these prior amendments.

II. Summary of Comments and Revisions to Part 274, Subpart B

Section 274.201 sets forth general requirements for filing applications for determinations of eligibility with jurisdictional agencies. Among other things, §§ 274.201(b) and 274.201(c) specify who may file an application for determination and who is required to sign the application. The Commission believes that any person designated by the jurisdictional agency as eligible to make filings under this subpart may also be the person who signs the application. Accordingly, § 274.201 is being amended by deleting paragraph (c) and amending § 274.201(b) to allow the person who is filing the application to sign the application.

Section 274.202 establishes filing requirements with jurisdictional agencies for applications for determinations for new natural gas (section 102). Among other things, this section requires the applicant to file an oath statement as to certain relevant facts, depending on whether the application for determination is for a new onshore well or a new onshore reservoir. Several comments stated that the oath requirements were confusing and too stringent.

After reviewing these comments, the Commission believes that the oath and filing requirements of this section are necessary and should not be modified. Although this section requires several different oath statements, this is necessary to verify the different facts associated with different categories of natural gas. One change has been made in § 274.202. Since several of the oath statements which accompany applications for determination of new onshore wells and new onshore reservoirs are the same, these