

Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-534, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new food or feed additive levels, or conditions for safe use of additives, or raising such food or feed additive levels do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the Federal Register of May 4, 1981 (46 FR 24945).

(Sec. 409(c)(1), 72 Stat. 1786 (21 U.S.C. 346(c)(1)))

List of Subjects in 21 CFR Part 193 and 561

Food additives, Animal feeds, Pesticides and pests.

Dated: April 15, 1983.

Edwin L. Johnson,

Director, Office of Pesticide Programs.

PART 193—[AMENDED]

Therefore, 21 CFR, Chapter I, is amended as follows:

1. In Part 193 by adding a new § 193.466 to read as follows:

§ 193.466 Fluazifop-butyl.

Tolerances are established for residues of (±)-2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoic acid (fluazifop), both free and conjugated, and of (±)-butyl 2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoate (fluazifop-butyl), all expressed as fluazifop, in or on the following foods:

Foods	Parts per million
Cottonseed, oil	0.2
Soybean, oil	2.0

PART 561—[AMENDED]

2. In part 561 by adding a new § 561.428 to read as follows:

§ 561.428 Fluazifop-butyl.

Tolerances are established for residues of (±)-2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoic acid (fluazifop), both free and conjugated, and of (±)-butyl 2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoate (fluazifop-butyl), all expressed as fluazifop, in or on the following feeds:

Feeds	Parts per million
Cottonseed, soapstock	0.2
Soybean, meal	2.0

Feeds	Parts per million
Soybean, soapstock	2.0

[FR Doc. 83-10882 Filed 4-26-83; 8:45 am]

BILLING CODE 6560-50-M

DEPARTMENT OF JUSTICE

Office of the Attorney General

28 CFR Part 0

[Order No. 1010-83]

Delegation of Authority to the Deputy Assistant Attorneys General of the Criminal Division

AGENCY: Department of Justice.

ACTION: Final rule.

SUMMARY: This order delegates authority to the Deputy Assistant Attorneys General of the Criminal Division to perform certain functions or duties pertaining to the Act to compensate law enforcement officers not employed by the United States who are killed or injured while in the process of apprehending persons suspected of committing federal crimes. It also delegates to the Assistant Attorney General of the Criminal Division authority to redelegate those functions and duties to the Chief of the Section in his Division which supervises the implementation of that Act.

EFFECTIVE DATE: April 18, 1983.

FOR FURTHER INFORMATION CONTACT: Roger B. Cabbage (202-724-6893), Deputy Chief for Legal Advice, General Litigation and Legal Advice Section, Criminal Division, Department of Justice, Washington, D.C. 20530.

SUPPLEMENTARY INFORMATION: Sections 8191-8193 of Title 5 provide, *inter alia*, for compensation of a non-federal law enforcement officer or his survivors if the officer sustains a disabling personal injury or is killed while engaged in the "apprehension or attempted apprehension of any person * * * for the commission of a crime against the United States" or in the "lawful prevention of, or lawful attempt to prevent, the commission of a crime against the United States." 5 U.S.C. 8191(1)(A) and (3).

Claims under these provisions are made to the Department of Labor. Under 5 U.S.C. 8193(d) the Department of labor may seek the advice and assistance of the Attorney General of the United States in resolving any questions arising out of a particular claim.

The provisions of 28 CFR 0.58 currently authorize the Assistant Attorney General for the Criminal Division to exercise or perform any of the functions conferred upon the Attorney General by 5 U.S.C. 8191-8193.

In practice the claims are forwarded to the Criminal Division by the Department of Labor. An initial review and recommendation is made by the General Litigation and Legal Advice Section and forwarded to the Assistant Attorney General for the Criminal Division wherein it is reviewed by one of his deputies prior to his taking final action in the case. The procedure can be made more efficient by granting the power to give advice and assistance in the resolution of any questions raised by a particular claim under these provisions to Deputy Assistant Attorneys General in the Criminal Division or to the Chief of the Section within that division which is responsible for the initial review and recommendations.

This order is not a rule within the meaning of either Executive Order 12291, section 1(a), or the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.*

List of Subjects in 28 CFR Part 0

Authority delegations (Government agencies), Government employees, Organization and functions (Government agencies).

PART 0—[AMENDED]

Accordingly, by the authority vested in me as Attorney General by 28 U.S.C. 509 and 510, and 5 U.S.C. 301, § 0.58 of Title 28 of the Code of Federal Regulations is hereby revised to read as follows:

§ 0.58 Delegation respecting payment of benefits for disability or death of law enforcement officers not employed by the United States.

The Assistant Attorney General in charge of the Criminal Division and his Deputy Assistant Attorneys General are each authorized to exercise or perform any of the functions or duties conferred upon the Attorney General by the Act to Compensate Law Enforcement Officers not Employed by the United States Killed or Injured While Apprehending Persons Suspected of Committing Federal Crimes (5 U.S.C. 8191, 8192, 8193). The Assistant Attorney General in charge of the Criminal Division is authorized to redelegate any function delegated to him under this section to the Chief of the Section within the Criminal Division which supervises the implementation of the aforementioned Compensation Act.

Dated: April 18, 1983.
 William French Smith,
 Attorney General.
 [FR Doc. 83-11163 Filed 4-26-83; 8:45 am]
 BILLING CODE 4410-01-M

28 CFR Part 16

[AAG/A Order No. 8-83]

Exemption of Records System Under the Privacy Act

AGENCY: Department of Justice.

ACTION: Final rule.

SUMMARY: On January 26, 1983, the Department of Justice, United States Marshals Service issued proposed regulations to amend 28 CFR 16.101, "Exemption of U.S. Marshals Service Systems—Limited access, as indicated," to provide additional specificity as to statutory authorities; to make editorial changes; and to promulgate a new exemption. The exemption will preclude serving "notice on an individual when any record on such individual is made available to any person under compulsory legal process when such process becomes a matter of public record." 5 U.S.C. 552a(e)(8). The exemption is necessary because the individual notice requirement would present a serious impediment to law enforcement in that it would give persons sufficient warning to avoid warrants, subpoenas, etc. The other changes have no effect on the public.

DATES: This rule will be effective April 27, 1983.

ADDRESS: Administrative Counsel, Justice Management Division, Department of Justice, Room 8239, 10th and Constitution Avenue NW., Washington, D.C. 20530.

FOR FURTHER INFORMATION CONTACT: William J. Snider (202-633-3452).

SUPPLEMENTARY INFORMATION: No comments were received regarding the proposed regulations published on January 26, 1983.

List of Subjects in 28 CFR Part 16

Administrative practice and procedure, Courts, Freedom of information, Privacy and Sunshine Act.

Pursuant to the authority vested in the Attorney General by 5 U.S.C. 552a and delegated to me by Attorney General Order No. 793-78, the proposed regulations published in the *Federal Register* on January 26, 1983 (48 FR 3637) are adopted without change as set forth below.

Dated: April 13, 1983.
 Kevin D. Rooney,
 Assistant Attorney General for
 Administration.

PART 16—[AMENDED]

Section 16.101 is amended by revising paragraph (a)(1), introductory text to paragraph (e), paragraphs (e)(1), (f) (1) and (2); by redesignating the existing paragraphs (f)(7) and (f)(8) as (f)(8) and (f)(9), respectively; and by adding a new paragraph (f)(7).

§ 16.101 Exemption of U.S. Marshals Service Systems—Limited access, as indicated.

(a) * * *

(1) Warrant Information System (JUSTICE/USM-007). These exemptions apply only to the extent that information in this system is subject to exemption pursuant to 5 U.S.C. 552a(j)(2).

(e) The following system of records is exempt from 5 U.S.C. 552a (c) (3) and (4), (d), (e) (2) and (3), (e)(4) (G) and (H), (f) and (g) and may be additionally exempt from subsection (e)(8):

(1) Internal Investigations System (JUSTICE/USM-002)—Limited access. These exemptions apply only to the extent that information in this system is subject to exemption pursuant to 5 U.S.C. 552a(k)(5) or (j)(2).

(f) * * *

(1) From subsection (c)(3) where the release of the disclosure accounting for disclosures made pursuant to subsection (b) of the Act would reveal a source who furnished information to the Government in confidence.

(2) From subsection (c) (4) for the reason stated in (b)(2) of this section.

(7) From subsection (e)(8) for the reason stated in (b)(7) of this section.

[FR Doc. 83-11164 Filed 4-26-83; 8:45 am]
 BILLING CODE 4410-04-M

DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

33 CFR Part 204

Pacific Ocean Between Point Sal and Point Conception, California, Danger Zone

AGENCY: Army Corps of Engineers, DoD.

ACTION: Final rule.

SUMMARY: The Corps of Engineers is amending the regulations which

establish danger zones in the Pacific Ocean near Vandenberg Air Force Base (VAFB), California. This amendment will renumber all the danger zones, relocate some of the existing interior boundaries and add some restrictions to a sensitive danger zone. This will cause a decrease in the total number of danger zones from eleven to nine, with no changes in the perimeter of the existing danger zones.

EFFECTIVE DATE: June 13, 1983.

ADDRESS: HQDA, DAEN-CWO-N, Washington, D.C. 20314.

FOR FURTHER INFORMATION CONTACT: Mr. Richard Clark at (213) 688-5606 or Mr. Ralph T. Eppard at (202) 272-0200.

SUPPLEMENTARY INFORMATION: Proposed revisions were published in the Proposed Rules Section of the *Federal Register* on 26 November 1982, (47 FR 53424) and in a public notice, dated 1 December 1982, distributed by the Commander, Los Angeles District, Corps of Engineers. The Notice of Proposed Rulemaking published in the *Federal Register* resulted in one comment from the Santa Barbara County, Resource Management Department, concerning the placement of fixed or mobile oil drilling platforms within the danger zones. The comment did not concern these proposed amendments and accordingly did not result in any change. No comments were received in response to the local public notice. Stations 9 and 10 are no longer needed to describe the danger zone's perimeter and are deleted in the final text. They were originally used to mark the extension of the danger zones in a previous publication and were inadvertently placed in the proposed rules.

Note.—This non-major regulation is issued with respect to a military function of the Defense Department and the provisions of EO 12291 do not apply. The Department of the Army has determined that this regulation will not have a significant economic impact on a substantial number of entities and thus does not require preparation of a regulatory flexibility analysis.

List of Subjects in 33 CFR Part 204

Water, Transportation, Vessels.

Dated: April 6, 1983.

Approved:

William R. Gianelli,

Assistant Secretary of the Army (Civil Works).

Accordingly, 33 CFR 204.202 is amended by revising paragraphs (a)(2) (i), (ii), (iii), (iv), (v), (vi), (vii), (viii), (ix); removing (x) and (xi); and adding a subparagraph (2) to subsection (b). As amended, § 204.202 reads as follows:

PART 204—DANGER ZONE REGULATIONS

§ 204.202 Pacific Ocean, Western Space and Missile Center (WSMC), Vandenberg AFB, California; danger zones.

(a) *The Area.* (1) The waters of the Pacific Ocean in an area extending seaward from the shoreline a distance of about three nautical miles and basically outlined as follows:

Station	Latitude	Longitude
Point Sal	34°54'08"	120°40'15"
1	34°54'08"	120°44'00"
2	34°52'48"	120°44'00"
3	34°50'00"	120°40'30"
4	34°44'50"	120°42'15"
5	34°41'50"	120°40'12"
6	34°35'12"	120°42'45"
7	34°33'00"	120°41'05"
8	34°30'40"	120°37'29"
9	34°24'18"	120°30'00"
10	34°23'34"	120°27'05"
11	34°24'21"	120°24'40"
12	34°27'20"	120°24'40"
Point Sal	34°54'08"	120°40'15"

(2) The danger area described in paragraph (a)(1) of this section will be divided into zones in order that certain firing tests and operations, whose characteristics as to range and reliability permit, may be conducted without requiring complete evacuation of the entire area. These zones are described as follows:

(i) Zone 1. An area extending seaward about three nautical miles from the shoreline beginning at Point Sal, latitude 34°54'08", longitude 120°40'15"; thence due west to latitude 34°54'08", longitude 120°44'00"; thence to latitude 34°52'48", longitude 120°44'00"; thence to latitude 34°50'00", longitude 120°40'30"; thence due east to the shoreline at latitude 34°50'00", longitude 120°36'30".

(ii) Zone 2. An area extending seaward about three nautical miles from the shoreline beginning at latitude 34°50'00", longitude 120°36'30"; thence due west to latitude 34°50'00", longitude 120°40'30"; thence to latitude 34°45'28", longitude 120°42'05"; thence due east to the shoreline at Purisima Point, latitude 34°45'28", longitude 120°38'15".

(iii) Zone 3. An area extending seaward about three nautical miles from the shoreline beginning at Purisima Point latitude 34°45'28", longitude 120°38'15"; thence due west to latitude 34°45'28", longitude 120°42'05"; thence to latitude 34°44'50", longitude 120°42'15"; thence to latitude 34°41'50", longitude 120°40'12"; thence due east to the shoreline at the mouth of the Santa Ynez River, latitude 34°41'50", longitude 120°36'20".

(iv) Zone 4. An area extending seaward about three nautical miles from the shoreline beginning at the mouth of

the Santa Ynez River latitude 34°41'50", longitude 120°36'20"; thence due west to latitude 34°41'50", longitude 120°40'12"; thence to latitude 34°35'12", longitude 120°42'45"; thence latitude 34°34'32", longitude 120°42'15"; thence due east to the shoreline at Point Arguello, latitude 34°34'32", longitude 120°39'03".

(v) Zone 5. An area extending seaward about three nautical miles from the shoreline beginning at Point Arguello, latitude 34°34'32", longitude 120°39'03"; thence due west to latitude 34°34'32", longitude 120°42'15"; thence to latitude 34°33'00", longitude 120°41'05"; thence to latitude 34°30'40", longitude 120°37'29"; thence due north to the shoreline at latitude 34°33'15", longitude 120°37'29".

(vi) Zone 6. An area extending seaward about three nautical miles from the shoreline beginning at latitude 34°33'15", longitude 120°37'29"; thence due south to latitude 34°30'40", longitude 120°37'29"; thence due east to the shoreline at latitude 34°30'40", longitude 120°30'10".

(vii) Zone 7. An area extending seaward about three nautical miles from the shoreline beginning at latitude 34°30'40", longitude 120°30'10"; thence due west to latitude 34°30'40", longitude 120°37'29"; thence to latitude 34°26'56", longitude 120°33'06"; thence due east to the shoreline at Point Conception, latitude 34°26'56", longitude 120°28'10".

(viii) Zone 8. An area extending seaward about three nautical miles from the shoreline beginning at Point Conception, latitude 34°26'56", longitude 120°28'10"; thence due west to latitude 34°26'56", longitude 120°33'06"; thence to latitude 34°24'18", longitude 120°30'00"; thence to latitude 34°23'34", longitude 120°27'05"; thence shoreward to Point Conception, latitude 34°26'56", longitude 120°28'10".

(ix) Zone 9. An area extending seaward about three nautical miles from the shoreline beginning at Point Conception, latitude 34°26'56", longitude 120°28'10"; thence seaward to latitude 34°23'34", longitude 120°27'05"; thence to latitude 34°24'21", longitude 120°24'40"; thence due north to the shoreline at latitude 34°27'20", longitude 120°24'40".

(b) *The regulations.* (1) Except as prescribed in this section or in other regulations, the danger zone will be open to fishing, location of fixed or movable oil drilling platforms and general navigation without restrictions.

(2) The stopping or loitering of vessels is expressly prohibited within Danger Zone 4, between the mouth of the Santa Ynez River and Point Arguello, unless prior permission is obtained from the Commander, Western Space and Missile

Center (WSMC) at Vandenberg AFB, CA.

(3) The impacting of missile debris from launch operations will take place in any one or any group of zones in the danger areas at frequent and irregular intervals throughout the year. The Commander, WSMC, will announce in advance, the closure of zones hazarded by missile debris impact. Such advance announcements will appear in the weekly "Notice to Mariners." For the benefit of fishermen, small craft operators and drilling platform operators, announcements will also be made on radio frequency 2182 kc, 2638 kc, VHF channel 6 (156.30 MHz), VHF channel 12 (156.60 MHz), and VHF channel 16 (156.80 MHz) for daily announcements. Additionally, information will be posted on notice boards located outside Port Control Offices (Harbormasters) at Morro Bay, Port San Luis, Santa Barbara, Ventura, Channel Islands, and Port Hueneme Harbors, and any established harbor of refuge between Santa Barbara and Morro Bay.

(4) All fishing boats, other small craft, drilling platforms and shipping vessels with radios are requested to monitor radio frequency 2182 kc, 2638 kc, VHF channel 6 (156.30 MHz), VHF channel 12 (156.60 MHz), or channel 16 (156.80 MHz) while in these zones for daily announcements of zone closures.

(5) When a scheduled launch operation is about to begin, radio broadcast notifications will be made periodically, starting at least 24 hours in advance. Additional contact may be made by surface patrol boats or aircraft equipped with a loudspeaker system. When so notified, all vessels shall leave the specified zone or zones immediately by the shortest route.

(6) The Commander, WSMC, will extend full cooperation relating to the public use of the danger area and will fully consider every reasonable request for its use in light of requirements for national security and safety of persons and property.

(7) Where an established harbor of refuge exists, small craft may take shelter for the duration of zone closure.

(8) Fixed or movable oil drilling platforms located in zones identified as hazardous and closed in accordance with this regulation shall cease operations for the duration of the zone closure. The zones shall be closed continuously no longer than 72 hours at any one time. Such notice to evacuate personnel shall be accomplished in accordance with procedures as established by the Commander, WSMC,

and the oil industry in the adjacent waters of the Outer Continental Shelf.

(9) No seaplanes, other than those approved by the Commander, WSMC, may enter the danger zones during launch closure periods.

(10) The regulations in this section shall be enforced by personnel attached to WSMC and by such other agencies as may be designated by the Commander, WSMC.

(11) The regulations in this section shall be in effect until further notice. They shall be reviewed again during September 1987.

(33 U.S.C. 1, 3)

[FR Doc. 83-11165 Filed 4-26-83; 8:45 am]

BILLING CODE 3710-92-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[PP 6E1736/R546; PH-FRL 2354-2]

Tolerances and Exemptions From Tolerances for Pesticide Chemicals in or on Raw Agricultural Commodities; 4-(2,4-Dichlorophenoxy) Butyric Acid

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes a tolerance for the combined residues of the herbicide 4-(2,4-dichlorophenoxy) butyric acid and its metabolite in or on the raw agricultural commodity mint hay. This regulation to establish a maximum permissible level for residues of the herbicide in or on the commodity was requested in a petition submitted by the Interregional Research Project No. 4 (IR-4).

EFFECTIVE DATE: Effective on April 27, 1983.

ADDRESS: Written objections may be submitted to the: Hearing Clerk (A-110), Environmental Protection Agency, Rm. 3708, 401 M St. SW., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Donald Stubbs, Emergency Response and Minor Use Section, Registration Division (TS-767C), Environmental Protection Agency, Rm. 716B, CM #2, 1921 Jefferson Davis Highway, Arlington, VA 22202. (703-557-1192).

SUPPLEMENTARY INFORMATION: EPA issued a proposed rule, published in the Federal Register of March 9, 1983 (48 FR 9886) that announced that the Interregional Research Project No. 4 (IR-4), New Jersey Agricultural Experiment Station, P.O. Box 231, Rutgers

University, New Brunswick, NJ 08903, had submitted pesticide petition 6E1736 to EPA on behalf of the IR-4 Technical Committee and the Agricultural Experiment Station of Oregon.

This petition requested that the Administrator, pursuant to section 408(e) of the Federal Food, Drug, and Cosmetic Act, propose the establishment of a tolerance for the combined residues of the 4-(2,4-dichlorophenoxy)butyric acid (2,4-DB) and its metabolite 2,4-dichlorophenoxyacetic acid (2,4-D) in or on the raw agricultural commodity peppermint hay at 1.5 ppm. The petition was later amended to propose a tolerance for the combined residues of the herbicide and its metabolite in or on the raw agricultural commodity mint hay at 0.2 part per million (ppm).

There were no comments or requests for referral to an advisory committee received in response to the proposed rule.

The data submitted in the petition and other relevant material have been evaluated and discussed in the notice of proposed rulemaking. The pesticide is considered useful for the purpose for which the tolerance is sought. It is concluded that the tolerance would protect the public health and is established as set forth below.

Any person adversely affected by this regulation may, within 30 days after publication of this notice in the Federal Register, file written objections with the Hearing Clerk, at the address given above. Such objections should specify the provisions of the regulation deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing and the grounds for the objections. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought.

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

(Sec. 408(e), 68 Stat. 514 (21 U.S.C. 346(a)(e)))

List of Subjects in 40 CFR Part 180

Administrative practice and procedure, Agricultural commodities, Pesticides and pests.

Dated: April 18, 1983.

Edwin L. Johnson,
Director, Office of Pesticide Programs.

PART 180—[AMENDED]

Therefore, 40 CFR 180.331 is revised to read as follows:

§ 180.331 4-(2,4-Dichlorophenoxy) butyric acid; tolerances for residues.

Tolerances are established for the combined residues of the herbicide 4-(2,4-dichlorophenoxy) butyric acid and its metabolite 2,4-dichlorophenoxyacetic acid in or on the following raw agricultural commodities:

Commodities	Parts per million
Alfalfa	0.2N
Clover	0.2N
Mint, hay	0.2
Peanuts	0.2N
Soybeans	0.2N
Soybeans, hay	0.2N
Trefoil, birdsfoot	0.2N

[FR Doc. 83-11014 Filed 4-26-83; 8:45 am]

BILLING CODE 6580-50-M

40 CFR Part 180

[PP 2F2630/R552; PH-FRL 2352-71]

Tolerances and Exemptions From Tolerance for Pesticide Chemicals in or on Raw Agricultural Commodities; Fluazifop-Butyl

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This rule establishes tolerances for residues of (±)-2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoic acid (fluazifop), both free and conjugated, and of (±)-butyl 2-[4-[[5-(trifluoromethyl)-2-pyridinyl]oxy]phenoxy]propanoate (fluazifop-butyl), all expressed as fluazifop, in or on certain raw agricultural commodities. This regulation to establish maximum permissible levels for residues of fluazifop and fluazifop-butyl, all expressed as fluazifop, in or on the raw agricultural commodities was requested, pursuant to a petition by ICI Americas, Inc.

EFFECTIVE DATE: Effective on April 27, 1983.

ADDRESS: Written objections may be submitted to the: Hearing Clerk (A-110), Environmental Protection Agency, Rm. 3708, 401 M St. SW., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Richard Mountfort, Product Manager (PM) 23, Registration Division (TS-767C), Office of Pesticide Programs, Environmental Protection Agency, Rm. 237, CM#2, 1921 Jefferson Davis Highway, Arlington, VA 22202, (703-557-1830).