certified that this regulation does not have a significant economic impact on a substantial number of small entities. This final rule would ease the burden of the existing regulations. The effect of the final rule is expected to be beneficial rather than adverse, and small entities are generally expected to share the benefits of the amendments as well as larger institutions.

Executive Order 12291

The Office has determined that this final rule is not a "major rule" and therefore does not require a regulatory impact analysis.

List of Subjects in 12 CFR Part 5

National banks, Conversions.

Authority and Issuance

Accordingly, the Comptroller of the Currency is amending 12 CFR Part 5 as follows:

PART 5—[AMENDED]

1. The authority citation for Part 5—Rules, Policies, and Procedures for Corporate Activities reads as follows:

Authority: 12 U.S.C. 1 *et seq.*

2. Section 5.24 is revised to read as follows:

§ 5.24 Conversion.

(a) *Authority.* 12 U.S.C. 1 *et seq.*, 12 U.S.C. 35, 214a, 214b, and 214c.

(b) *Rules of general applicability.* Sections 5.8, 5.10, and 5.11 do not apply to this section. However, if in the judgment of the Office, a proposed conversion would represent a change in policy or raise issues of general importance to the public or banking industry, the Office may require compliance with these sections.

(c) *Conversion of a state bank to a national bank*—(1) *Policy.* A state bank (as defined by 12 U.S.C. 214) may convert to a national bank provided the conversion is in conformance with existing Federal statutes, rules and regulations. Further, the conversion must not be in contravention of state law and must be authorized by vote of the shareholders owning not less than 51 percent of the capital stock of the bank. Capitalization must meet the requirements for new national banks. The Office will approve an institution's conversion and retention of its authorized branches and fiduciary powers when approval is consistent with maintaining a sound national banking system. A conversion may be prohibited if the bank's condition poses undue supervisory concern or the conversion is being effected to escape supervisory action. The qualifications of an applicant generally will be determined through an OCC examination of the bank. In reaching its decision, the Office will consider the following factors:

(i) *Condition.* The applicant's general condition should be satisfactory. Problems of safety or soundness may preclude approval. Such problems may include an undue amount of criticized assets, particularly in relation to the capital base; serious or frequent violations of law, especially involving insiders; inadequate liquidity; adverse operating trends; poor internal controls; or other significant problems. Capital, earnings, and retention of earnings must be sufficient to support the current and projected levels of operations.

(ii) *Management.* Management must have demonstrated the ability to supervise a sound banking operation. This determination will relate to the overall condition of the institution and to management's ability to recognize and correct deficiencies.

(iii) *Community.* The Office will assess the applicant's record of helping to meet the credit needs of its entire community, including low- and moderate-income neighborhoods, consistent with the safe and sound operation of the bank.

(2) *Procedure.* A state banking institution which desires to convert to a national bank shall submit a letter of intent to convert to a national bank to the appropriate district office. The letter must be signed by the president or cashier and include copies of the most recent audited statement (if available), the latest report of condition and report of income (the most recent daily statement of condition will suffice if the bank is not required to file such reports), and an opinion from the bank's counsel that the conversion is not in contravention of state law. The letter also must identify each authorized branch that the bank intends to operate after conversion. If the bank exercises fiduciary powers, it must indicate whether it wishes to continue to do so.

(3) *Decision.* If preliminary approval is granted, the Office will inform the bank of the additional steps required to effect conversion.

(4) *Commencement of business as national bank.* When all statutory requirements and other conditions have been met, the Office will issue a charter certificate. The charter will provide that the institution is authorized to commence business as a national bank as of a specified date.

(5) *Fees.* An initial filing fee of $2,500 is required at the time the letter of intent to convert to a national bank is forwarded to the district office. If an examination is performed, the applicant will be charged in accordance with Part 8 of this Chapter.

(d) *Conversion of a national bank to a state-chartered bank*—(1) *Policy.* The conversion of a national bank to a state-charted bank does not require Office approval. Additionally, the rules of general applicability (Subpart A) do not apply. Termination as a national banking association will be automatic upon completion of the requirements of 12 U.S.C. 214(a).

(2) *Procedure.* A national bank desiring to become a state bank should submit a letter to the appropriate district office advising of its intent to convert. The bank will be furnished with instructions to terminate its status as a national bank.

(e) *Forms.* Forms to be used to convert to a national bank are: CC 7022–12: Organization Certificate (Conversion).

(Approved by the Office of Management and Budget under control number 1557–0157)

Dated: February 13, 1984.

C. T. Conover,

Comptroller of the Currency.

[FR Doc. 84-10243 Filed 4-16-84; 8:45 am]

BILLING CODE 4810-33-M

COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 12

Final Rules Relating to Reparations; Correction

AGENCY: Commodity Futures Trading Commission.

ACTION: Corrections.

SUMMARY: This document corrects omissions and technical errors in a rule relating to new reparations procedures that appeared on page 6602 in the Federal Register of February 22, 1984.

FOR FURTHER INFORMATION CONTACT: Edward S. Geldermann, (202) 254–9880.

On February 22, 1984, the Commission published in the Federal Register final rules relating to its new reparations procedures. 49 FR 6602 (February 22, 1984). Those rules as published contained some inadvertent omissions and other technical errors which could, if not corrected, cause confusion to users of the reparations process. To eliminate such potential for confusion, the Commission hereby serves notification of corrections of these omissions and errors to the final reparation rules as published in 49 FR 6602 *et seq.* The references to page numbers, columns, and line numbers, where the corrections are made all apply to Volume 49, Number 36, of the **Federal Register**. For purposes of this notice, a line in the **Federal Register** upon which no letters or characters appear is not counted as a line number.

Such corrections are as follows:

§ 12.10 [Corrected]

1. On page number 6625, in the second column, at line number 14, the words "Proof of filing shall be made by attaching to the document for filing an affidavit certifying that the attached document was deposited in the mail, with first-class postage prepaid, addressed to the Proceedings Clerk, Office of Proceedings, 2033 K Street, NW., Washington, D.C. 20581, on the date specified in the affidavit." are inserted between the words "for filing." and the words "Proof of service";

§ 12.13 [Corrected]

2. On page number 6626, in the first column, after line number 37, a new line is inserted containing the words: "(1) *Content.* Each complaint shall include:". Also on page number 6626, in the second column, at line number 62, the words "before the Director may make a determination pursuant to § 12.26 (a), (b), or (c)," are inserted between the words "the United States," and the words "the complainant shall";

§ 12.25 [Corrected]

3. On page number 6629, in the third column, at line number 35, the words "summary decisional procedure or the formal" are inserted between the words "answer, has elected the" and the word "decisional";

§ 12.26 [Corrected]

4. On page number 6631, in the first column, at line number 5, the word "Motions" is deleted, and the words, "In a proceeding commenced pursuant to § 12.26(c) of these rules, motions" are inserted between the words "(30) days," and the words "for any additional";

§ 12.101 [Corrected]

5. On page number 6632, in the third column, at line number 62, the word "or" is deleted. At line number 63 of the same page number and column, the word "notice" is deleted;

§ 12.201 [Corrected]

6. On page number 6634, in the first column, at line number 10, the words "or request" are deleted;

§ 12.209 [Corrected]

7. On page number 6635, in the third column, at line number 11, the term "§ 12.313(f)" is deleted, and the term "§ 12.312(f)" is substituted for the deleted term. At line number 48 of the same page number and column, the words "at least five days" are inserted between the words "unless a party," and the words "prior to";

§ 12.302 [Corrected]

8. On page number 6637, in the second column, at line number 24, the word "or" is deleted. At line number 25 of the same page number and column, the word "request" is deleted. At line number 27 of the same page and column, the term "§ 12.201" is deleted, and the term "§ 12.301" is substituted for the deleted term;

§ 12.312 [Corrected]

9. On page 6639, in the third column, at line number 59, the symbol "(f)" is deleted, and the symbol "(e)" is substituted therefor;

§ 12.313 [Corrected]

10. On page 6640, in the second column, at line number 54, the word "are" is deleted, and the word "is" is substituted for the deleted word;

§ 12.314 [Corrected]

11. On page 6641, in the second column, at line number 29, the words "*; prejudgment interest,*" are inserted between the word "*Costs.*" and the words "Except as provided in". At line number 35 of the same page number and column, the words "and, if warranted as a matter of law under the circumstances of the particular case, prejudgment interest," are inserted between the words "attorney's fees)" and the words "to the party in whose";

§ 12.400 [Corrected]

12. On page 6641, in the third column, at line number 23, the words "Subparts D and E" are deleted, and the terms "§ 12.26 (b) and (c)" are substituted for the deleted words. At line number 28 of the same page number and column, the words "Subpart C" are deleted, and the term "§12.26(a)" is substituted for the deleted words. At line number 49, the word "An" is deleted and the words "A non-refundable" are substituted for the deleted word;

§ 12.407 [Corrected]

13. On page 6643, in the first column, at line number 51, the words "or (b)" are inserted between the words "with paragraph (a)" and the words "of this." At line number 67 of the same page number and column, the words "or (b)" are inserted between the words "in paragraph (a)" and the words "of this";

§ 12.407 [Corrected]

14. On page 6643, in the third column, at line number 51, the words "Part 12 of", appearing between the words "in accordance with," and the word "these" are deleted, and the words "Part 12" are inserted after the word "these".

Issued in Washington, D.C. on April 10, 1984.

Jane K. Stuckey,

Secretary of the Commission.

[FR Doc. 84-10107 Filed 4-16-84; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 101

[T.D. 84-84]

Change in the Customs Service Field Organization—Springfield, Missouri

AGENCY: Customs Service, Treasury.

ACTION: Final rule.

SUMMARY: This document amends the Customs Regulations to establish a permanent Customs port of entry at Springfield, Missouri, in the St. Louis, Missouri, Customs district. The Springfield port of entry has been operating on an experimental basis since March 8, 1982, to see if it could meet the criteria for establishing and staffing a port of entry. As a result of a recently completed review, it has been concluded that the workload will be sufficient to meet the established criteria. The change is part of a continuing program to obtain more efficient use of Customs personnel, facilities, and resources, and to provide better service to carriers, importers, and the public.

EFFECTIVE DATE: May 17, 1984.

FOR FURTHER INFORMATION CONTACT: Richard C. Coleman, Office of Inspection, U.S. Customs Service, 1301 Constitution Avenue NW., Washington, D.C. 20229, (202-566-8157).

SUPPLEMENTARY INFORMATION:

Background

As part of a continuing program to obtain more efficient use of its personnel, facilities, and resources, and to provide better service to carriers, importers, and the public, by a document published in the **Federal Register** on February 5, 1982, as T.D. 82-30 (47 FR 5406), Springfield, Missouri, was designated as a Customs port of entry in the St. Louis, Missouri, Customs district, on a 2-year experimental basis starting on March 5, 1982. T.D. 82-30 provided that, at the conclusion of the 2-year period Customs would make an evaluation of the continued need for Customs services in the area, and the adequacy of Customs facilities. If the extent of the business or the adequacy of the facilities failed to meet the criteria used by Customs to determine port of entry eligibility, the designation of Springfield as a port of entry would be revoked.

Customs has recently completed its review of the status of the workload through the temporary Customs port of Springfield, Missouri. As a result of this review, Customs has concluded that the workload will exceed the established criteria. Because it has met the established criteria and all of the facilities are satisfactory, Springfield is being designated as a permanent port of entry.

Geographical Description

The geographical boundaries of the Springfield, Missouri, port of entry include all the territory within Greene and Christian Counties, Missouri.

Authority

Customs ports of entry are established under the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623, as amended (19 U.S.C. 2) and delegated to the Secretary of the Treasury by Executive Order No. 10289, September 17, 1951 (3 CFR Parts 1949–1953 Comp., Ch. II), and pursuant to authority provided by Treasury Department Order No. 101–5 (47 FR 2449).

List of Subjects in 19 CFR Part 101

Customs duties and inspection, Imports, Organization.

Amendment to the Regulations

PART 101—GENERAL PROVISIONS

To reflect the establishment of a permanent Customs port of entry at Springfield, Missouri, the list of Customs regions, districts, and ports of entry in section 101.3(b), Customs Regulations (19 CFR 101.3(b)), is amended by removing "T.D. 82–30" and inserting, in its place, "T.D. 84–84" following "Springfield, Missouri, including all of the territory within Greene and Christian Counties, Missouri" under the column headed "Ports of Entry" in the St. Louis, Missouri, Customs district.

Executive Order 12291

Because this amendment relates to the organization of the Customs Service, pursuant to section 1(a)(3) of E.O. 12291, it is not subject to that E.O.

Regulatory Flexibility Act

The provisions of the Regulatory Flexibility Act relating to an initial and final regulatory flexibility analysis (5 U.S.C. 603, 604) are not applicable to this amendment. Customs routinely establishes, expands, and consolidates Customs ports of entry throughout the United States to accommodate the volume of Customs-related activity in various parts of the country. Although this change may have a limited effect upon some small entities in the Springfield, Missouri area, the establishment of Customs ports of entry in other locations has not had a significant economic impact on a substantial number of small entities to the extent contemplated by the Regulatory Flexibility Act. Furthermore, Springfield has been operating as a port of entry since 1982. Accordingly, it is certified under the provisions of section 3 of the Regulatory Flexibility Act (5 U.S.C. 605(b)) that the amendment will not have a significant economic impact on a substantial number of small entities.

Drafting Information

The principal author of this document wsa Glen E. Vereb, Regulations Control Branch, U.S. Customs Service. However, personnel from other Customs offices participated in its development.

William von Raab,
Commissioner of Customs.

Approved: April 6, 1984.

John M. Walker, Jr.,
Assistant Secretary of the Treasury.

[FR Doc. 84–10211 Filed 4–16–84; 8:45 am]
BILLING CODE 4820–02–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 155 and 156

[Docket No. 77P–0090]

Tomato Concentrates, Catsup, and Tomato Juice; Definitions and Standards of Identity, Quality, and Fill of Container; Confirmation of Effective Date and Further Amendments

AGENCY: Food and Drug Administration.

ACTION: Final rule and confirmation of effective date.

SUMMARY: The Food and Drug Administration (FDA) is confirming the effective date for compliance, but for two exceptions, with all provisions of the final rule amending and establishing certain definitions and standards for canned vegetables and vegetable juices published in the **Federal Register** of January 28, 1983. One exception concerns § 155.191(a) (2) and (3) (21 CFR 155.191(a) (2) and (3)). These paragraphs are revised: (1) To provide for spices and flavoring as optional ingredients in tomato puree and to require that added spice or flavoring that characterizes tomato puree be declared as part of the name or in close proximity to the name of the food, (2) to clarify the use of the term "for manufacturing purposes only" for the labeling of "tomato concentrate," (3) to permit alternate methods to convey adequate directions for dilution of concentrated tomato juice in containers larger than No. 10 containers, and (4) to exempt from ingredient declaration water added to adjust the final composition of tomato concentrates. The other exception is for §155.194(a)(1) (21 CFR 155.194(a)(1)) which is being revised: (1) To provide for the use in catsup of tomato concentrate containing lemon juice, concentrated lemon juice, or safe and suitable organic acids in quantities no greater than necessary to adjust pH, and (2) to clarify that salt is an optional ingredient in catsup.

DATES: Compliance with the provisions being revised herein may begin June 18, 1984. The provisions revised in this document are effective July 1, 1985, for all affected products initially introduced or initially delivered for introduction into interstate commerce on or after this date. Objections to the provisions being revised herein by May 17, 1984.

Compliance with the provisions of Parts 155 and 156 amended in the **Federal Register** of January 28, 1983 (48 FR 3946) may have begun March 29, 1983, and all affected products initially introduced or initially delivered for introduction into interstate commerce on or after July 1, 1985, shall fully comply.

For exceptions to these effective dates regarding information collection requirements, see "Paperwork Reduction Act of 1980" appearing in the preamble of this document.

ADDRESS: Written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, Rm. 4–62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: F. Leo Kauffman, Center for Food Safety and Applied Nutrition (formerly Bureau of Foods) (HFF–214), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–485–0107.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of January 28, 1983 (48 FR 3946), FDA issued a final regulation