With respect to those comments, SBA's view is that, because nonprofit organizations receive certain other governmental benefits which no for-profit firm may receive, it is unfair to allow nonprofit organizations to compete against for-profit small business in set-aside procurements. The procurement policy regarding nonprofits is not new to the present rule. It has been a longstanding policy which predates both the present rule and the general revision of size standards which took place on February 9, 1984.

Also, the establishment of size standards for these industries is not new. Prior to February revision, these industries had been covered under a size standard of $2 million. This final rule restores them. The size standard of $3.5 million was selected because it is the lowest generally used size standard in services, and because it is a floor below which SBA believes all business, regardless of industry, should be considered small. Consequently, no changes are made in this final rule from the size standards set forth in the three interim emergency rules.

SBA certifies that this final rule is not a major rule within the meaning of Executive Order 12291. Each of these size standards was established to facilitate the processing of SBA financial assistance for specific individual loan guarantees. SBA does not anticipate frequent use of these size standards on an annual basis. Consequently, this rule is not likely to have an annual economic impact exceeding $100 million. Similary, this regulation is not likely to result in a major increase in costs or prices or have a significant adverse effect on the United States economy.

SBA also certifies that this final rule will not impose any reporting or recordkeeping requirements which are subject to the Paperwork Reduction Act, 44 U.S.C. Chapter 35. This rule may, however, have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.* Consequently, SBA offers the following final regulatory flexibility analysis:

1. This final rule is necessary because no permanent size standards presently exist for these stated industries and size standards are needed to ensure that otherwise eligible businesses are afforded financial and procurement assistance. SBA is establishing a permanent general size standard applicable to those industries which do not have specific size standards in services because of the administrative complexity of issuing rules piecemeal in the **Federal Register** and because of the lack of size standards in various service industries. A residual size standard will, therefore, reduce the need for separate **Federal Register** notices to deal with those activities which presently lack size standards and those activities in which a need arises for a size standard in the future. The legal basis of this final rule is section 5(b)(6) of the Small Business Act, 15 U.S.C. 634(b)(6).

2. A summary of the issues raised by public comments and SBA's assessment of such issues appears above in the Supplementary Information.

3. There are no significant alternatives to the final rule which are consistent with the stated objectives and which would minimize any significant economic impact of the rule on small entities.

List of Subjects in 13 CFR Part 121

Small business, Standard Industrial Classification Codes.

PART 121—[AMENDED]

Accordingly, pursuant to the authority contained in section 5(b)(6) of the Small Business Act, 15 U.S.C. 634(b)(6), SBA hereby amends Part 121 of Title 13 of the Code of Federal Regulations by adding the following entries to the table in § 121.2(c)(2):

§ 121.2 [Amended]

(c) * * *

(2) * * *

* * * * *

SIC	Description	Size standards in number of employees or millions of dollars—final rule
	MAJOR GROUP 48—COMMUNICATION	
4811	Telephone Communication (Wire or Radio).	1,500
	MAJOR GROUP 82—EDUCATIONAL SERVICES	
8244	Business and Secretarial Schools	$3.5
8249	Vocational Schools	3.5
	MAJOR GROUP 83—SOCIAL SERVICES	
8321	Individual and Family Social Services.	3.5
8331	Job Training	3.5
8351	Child Care Services	3.5
	DIVISION I—SERVICES	
	* * * * *	

For industries in this division which do not have specific size standards, the size standard is $3.5 million

Dated: January 24, 1985.

James C. Sanders,

Administrator.

[FR Doc. 85-6156 Filed 3-14-85; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

27 CFR Parts 55 and 178

[T.D. ATF-200]

License and Permit Procedures; Firearms and Explosives

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF), Treasury.

ACTION: Final rule; Treasury decision.

SUMMARY: This fnal rule amends the regulations to require persons filing applications for, or renewals of, Federal firearms licenses and/or explosives licenses or permits to mail their Federal license or permit applications (with the appropriate fee) to a post office box for processing. This procedure will decrease the time of response to the applicant and reduce the cost to the Government.

EFFECTIVE DATE: April 15, 1985.

FOR FURTHER INFORMATION CONTACT: Henry M. McMahon, Firearms and Explosives Operations Branch, (202) 566-7591.

SUPPLEMENTARY INFORMATION:

Background

The Bureau published a notice of proposed rulemaking on November 13, 1984 (49 FR 44922), requesting comments on changing regulations in 27 CFR Parts 55 and 178 to allow for the use of a post office box to which all applications for, or renewals of, Federal firearms licenses and/or explosives licenses or permits would be sent.

The Firearms regulations under the Gun Control Act of 1968 and the Explosives regulations under Title XI of the Organized Crime Control Act of 1970 currently require a person filing an application for, or a renewal of, a firearms license and/or explosives license or permit to file the application/renewal and the correct license/permit fee through the Director of the Internal Revenue Service Center for the district or region in which the applicant intends to operate. The IRS service center deposits the fees and forwards the application to ATF for processing.

Notice of Proposed Rulemaking

The Bureau published a notice of proposed rulemaking on November 13, 1984 (49 FR 44922), requesting comments on changing regulations in 27 CFR Parts 55 and 178 to allow for the use of a post office box to which all applications for firearms licenses, explosives licenses and permits, and renewals would be sent. The comment period ended December 13, 1984 with no comments being received.

Regulation Change

This final rule utilizes a post office box deposit system to deposit fees to the U.S. Treasury General Account and direct the application to the ATF Office indicated on the form, on a daily basis.

A study conducted by the Bureau of Government Financial Operations has concluded that this system using the commercially proven, special purpose post office box would reduce cost, cut response time to the applicants, and deliver funds to the U.S. Treasury's account more rapidly than is currently the case.

This Treasury decision changes the regulation to require the use of the post office box indicated on the forms used to make original or renewal applications for Federal firearms or explosives licenses or permits (with the correct fee attached and made payable to the Bureau of Alcohol, Tobacco and Firearms).

The language in the affected sections of the regulations have been revised to delete reference to licensing under the Federal Firearms Act and to state that the required 45 day time period for agency action on an application or renewal begins with the receipt of a perfected application and certification of correct remittance at the ATF Licensing Section as indicated on the form. With respect to obtaining certified copies of licenses and giving notice of a change of location of business premises, the notice proposed to amend these provisions solely to clarify current ATF practices. After internal review and comment on the notice, it was concluded that the proposed changes were unnecessary and that internal instructions could provide any needed clarification. Therefore, changes to these two provisions, §§ 178.52 and 178.95 have been withdrawn.

Drafting Information

The principal author of this final rule is Henry M. McMahon, Firearms and Explosives Operations Branch, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects

27 CFR Part 55

Administrative practice and procedure, Authority delegation, Customs duties and inspection, Explosives, Hazardous materials, Imports, Penalties, Reporting and recordkeeping requirements, Safety, Security measures, Seizures and forfeitures, Transportation, and Warehouses.

27 CFR Part 178

Administrative practice and procedure, Arms and munitions, Authority delegations, Customs delegations, Customs duties and inspections, Exports, Imports, Military personnel, Penalties, Reporting and recordkeeping requirements, Research, Seizures and forfeitures, and Transportation.

Executive Order 12291

It has been determined that this final rule is not classified as a "major rule" within the meaning of Executive Order 12291 of February 17, 1981 (46 FR 13193), because it will not have an annual effect on the economy of $100 million or more; it will not result in a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and it will not have significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Regulatory Flexibility Act

The notice of proposed rulemaking which resulted in this final rule contained a certification under the provision of section 3 of the Regulatory Flexibility Act (5 U.S.C. 605(b)), that if promulgated as a final rule, it would not have a significant impact on a substantial number of small entities. Therefore, the requirement contained in the Regulatory Flexibility Act (5 U.S.C. 603, 604) for a final regulatory flexibility analysis does not apply to this final rule.

Authority

Under the authorization contained in 18 U.S.C. 847 (84 Stat. 959), and in 18 U.S.C. 926 (82 Stat. 1226), Title 27 of the Code of Federal Regulations is amended. Section A. Part 55 is amended as follows:

PART 55—COMMERCE IN EXPLOSIVES

Paragraph 1. The table of sections is amended by revising the following heading to read as follows:

Sec.

* * * * *

55.47 Insufficient fee.

* * * * *

§ 55.11 [Amended]

Par. 2. In § 55.11, the definitions for "*District Director*", "*Internal Revenue District*", and "*Service Center Director*" are removed.

§ 55.41 [Amended]

Par. 3. Paragraph (b) of 55.41 is amended by removing the words "the Service Center Director for the internal revenue district in which his business premises are to be located," and inserting, in their place, the words "ATF in accordance with the instructions on the form (see § 55.45)." Paragraph (c) of § 55.41 is amended by removing the words "the Service Center Director for the internal revenue district in which is located his legal residence or principal place of business," and inserting, in their place, the words "ATF in accordance with the instructions on the form (see § 55.45)."

Par. 4. Section 55.45 is revised to read as follows:

§ 55.45 Original license or permit.

(a) Any person who intends to engage in business as an explosive materials importer, manufacturer, or dealer, or who has not timely submitted application for renewal of a previous license issued under this part, shall file with ATF an application for License, Explosives, ATF F 5400.13 with ATF in accordance with the instructions on the form. The application must be executed under the penalties of perjury and the penalties imposed by 18 U.S.C. 844(a). The application is to be accompanied by the appropriate fee in the form of a money order or check made payable to the Bureau of Alcohol, Tobacco and Firearms. ATF F 5400.13 may be obtained from any ATF office.

(b) Any person, except as provided in § 55.41(a), who intends to acquire explosive materials from a licensee in a state other than the State in which that person resides, or from a foreign country, or who intends to transport explosive materials in interstate or foreign commerce, or who has not timely submitted application for renewal of a previous permit issued under this part, shall file an application for Permit, Explosives, ATF F 5400.16 with ATF in accordance with the instructions on the form. The application must be executed under the penalties of perjury and the penalties imposed by 18 U.S.C. 844(a). The application is to be accompanied by the appropriate fee in the form of a money order or check made payable to the Bureau of Alcohol, Tobacco and Firearms. ATF F 5400.16 may be obtained from any ATF office.

§ 55.46 [Amended]

Par. 5. Section 55.46(a) is amended by removing the words "the Service Center

Director for the internal revenue district in which the business premises are located, or in the case of a permittee, in which is located his legal residence or principal place of business," and inserting, in their place, the words "ATF in accordance with the instructions on the form."

Par. 6. Section 55.47 is revised to read as follows:

§ 55.47 Insufficient fee.

If an application is filed with an insufficient fee, the application and fee submitted will be returned to the applicant.

§ 55.49 [Amended]

Par. 7. Paragraph (c) of § 55.49 is amended by removing the words "by the Service Center Director". Section B. Part 178 is amended as follows.

PART 178—COMMERCE IN FIREARMS AND AMMUNITION

Paragraph 1. The table of sections is amended by revising the following heading to read as follows:

Sec.

* * * * *

178.46 Insufficient fee.

* * * * *

§ 178.11 [Amended]

Par. 2. In § 178.11, the definition for "*District Director*" and "Internal revenue district" are removed.

§ 178.41 [Amended]

Par. 3. Section 178.41, paragraph (b) is amended by removing "the Service Center Director or District Director for the internal revenue district in which his premises are to be located" and inserting, in their place, the words "ATF in accordance with the instructions on the form (see § 178.44)". Paragraph (c) of § 178.41 is amended by replacing "the Service Center Director or District Director for the internal revenue district in which his collection premises are to be located," with "ATF in accordance with the instructions on the form (see § 178.44)".

Par. 4. In § 178.44, paragraph (c) is removed and paragraphs (a) and (b) are revised to read as follows:

§ 178.44 Original License.

(a) Any person who intends to engage in business as a firearms or ammunition importer, manufacturer, or dealer or who has not previously been licensed under the provisions of this part to so engage in business, or who has not timely submitted an application for renewal of the previous license issued under this part, shall file an application for license, Form 7 (Firearms), in duplicate with ATF in accordance with the instructions on the form. The application must be executed under the penalties of perjury and the penalties imposed by 18 U.S.C. 924. The application shall be accompanied by the appropriate fee in the form of money order or check made payable to the Bureau of Alcohol, Tobacco and Firearms. ATF Forms 7 (Firearms) may be obtained from any ATF office.

(b) Any person who desires to obtain the privileges granted to a licensed collector under the Act and this part, or who has not timely submitted an application for renewal of the previous license issued under this part, shall file an application, Form 7 (Firearms), in duplicate with ATF in accordance with the instructions on the form. The application must be executed under the penalties of perjury and the penalties imposed by 18 U.S.C. 924. The application shall be accompanied by the appropriate fee in the form of a money order or check made payable to the Bureau of Alcohol, Tobacco and Firearms. The Forms 7 (Firearms) may be obtained from any ATF office.

§ 178.45 [Amended]

Par. 5. Section 178.45 is amended by removing the words "District Director for the internal revenue district in which the business or activity is operated," and inserting, in their place, the words "ATF in accordance with the instructions on the form."

Par. 6. Section 178.46 is revised to read as follows:

§ 178.46 Insufficient fee.

If an application is filed with an insufficient fee, the application and any fee submitted will be returned to the applicant.

§ 178.47 [Amended]

Par. 7. In § 178.47, paragraph (a) is amended by removing "internal revenue district," and inserting, in their place, the words "location (state)" and paragraph (c) is amended by removing the words "by the Service Center Director or the District Director".

Signed: February 8, 1985.

Stephen E. Higgins,

Director.

Approved: February 15, 1985.

John M. Walker, Jr.,

Assistant Secretary, (Enforcement and Operations).

[FR Doc. 85-6004 Filed 3-14-85; 8:45 am]

BILLING CODE 4810-31-M

PENSION BENEFIT GUARANTY CORPORATION

29 CFR Part 2619

Valuation of Plan Benefits in Non-Multiemployer Plans; Amendment Adopting Additional PBGC Rates

AGENCY: Pension Benefit Guaranty Corporation.

ACTION: Final rule.

SUMMARY: This amendment to the regulation on Valuation of Plan Benefits in Non-Multiemployer Plans contains the interest rates and factors for the period beginning April 1, 1985. The interest rates and factors are to be used to value benefits provided under terminating non-multiemployer pension plans covered by Title IV of the Employee Retirement Income Security Act of 1974.

The valuation of plan benefits is necessary because, under section 4041 of the Act, the Pension Benefit Guaranty Corporation ("PBGC") and the plan administrator must determine whether a terminating pension plan has sufficient assets to pay all benefits under the plan that are guaranteed by the PBGC under the Title IV plan termination insurance program.

The interest rates and factors set forth in Appendix B to Part 2619 are adjusted periodically to reflect changes in financial and annuity markets. This amendment adopts the rates and factors applicable to plans that terminate on or after April 1, 1985, and will enable the PBGC and plan administrators to value the benefits provided under those plans. These rates and factors will remain in effect until Appendix B of the regulation is again amended.

EFFECTIVE DATE: April 1, 1985.

FOR FURTHER INFORMATION CONTACT: Renae R. Hubbard, Special Counsel, Corporate Policy and Regulations Department, Code 611, Pension Benefit Guaranty Corporation, 2020 K Street NW., Washington, D.C. 20006, 202-254-6476, (202-254-8010 for TTY and TDD). These are not toll-free numbers.

SUPPLEMENTARY INFORMATION: On January 28, 1981, the PBGC published a final regulation on Valuation of Plan Benefits in Non-multiemployer Plans (46 FR 9492). That regulation, codified at 29 CFR Part 2619 (1984), sets forth the methods for valuing plan benefits of terminating non-multiemployer plans covered under Title IV of the Employee Retirement Income Security Act of 1974, 29 U.S.C. 1001 *et seq.* (1976), *as amended.* The regulation contains formulas for valuing different types of benefits. Appendix B to the regulation sets forth the interest rates and factors that are to be used in the formulas. Because these rates and factors are intended to reflect current conditions in the financial and annuity markets, it is necessary to update the rates and factors periodically.

As published in the 1984 edition of 29 CFR, Appendix B of Part 2619 contains interest rates and factors for valuing benefits in plans that terminated during various periods from September 2, 1974 through July 1, 1984. With the exception of the months of September and January, the PBGC has published in the ensuing months new rates and factors for plans terminating during the months of August, 1984 through March, 1985 (49 FR 28551, 49 FR 32573, 49 FR 40161, 49 FR 45129, 49 FR 48691, and 50 FR 6342).

At this time, changes in the financial and annuity markets require an increase in the rates used for valuing benefits. Accordingly, this amendment adds to Appendix B a new set of interest rates and factors for valuing benefits in plans that terminate on or after April 1, 1985, which set reflects an increase of ¼ percent in the interest rate to 9¾ percent.

Generally, the interest rates and factors will be in effect for at least one month. However, any published rates and factors will remain in effect until such time as PBGC publishes another amendment concerning them. Any change in the rates normally will be published in the **Federal Register** by the 15th of the month preceding the effective date of the new rates or as close to that date as circumstances permit.

The PBGC has determined that notice and public comment on this amendment are impracticable and contrary to the public interest. This determination is based on the need to determine and issue new interest rates and factors promptly so that the rates can reflect, as accurately as possible, current market conditions. The PBGC has found that the public interest is best served by issuing the rates and factors on a prospective basis so that plans may be able to calculate the value of plan benefits before submitting a notice of intent to terminate. Also, plans will be able to predict employer liability more accurately prior to plan termination.

Because of the need to provide immediate guidance for the valuation of benefits of plans that will terminate on or after April 1, 1985, and because no adjustment by ongoing plans is required by this amendment, the PBGC finds that good cause exists for making the rates set forth in this amendment to the final regulation effective less than 30 days after publication.

The PBGC has determined that this is not a "major rule" under the criteria set forth in Executive Order 12291, February 17, 1981, because it will not result in an annual effect on the economy of $100 million or more, a major increase in costs for consumers or individual industries, or significant adverse effects on competition, employment, investment, productivity, or innovation.

List of Subjects in 29 CFR Part 2619

Employee benefit plans, Pension insurance, and Pensions.

PART 2619—[AMENDED]

In consideration of the foregoing, Part 2619 of Chapter XXVI, Title 29, Code of Federal Regulations, is hereby amended as follows:

1. The authority citation for Part 2619 reads as follows:

Authority: Secs. 4002(b)(3), 4041(b), 4044, 4062(b)(1)(A), Pub. L. 93–406, 88 Stat. 1004, 1020, 1025, 1029, as amended by secs. 403(1), 403(d), 402(a)(7), Pub. L. 96–364, 94 Stat. 1302, 1301, 1299 (29 U.S.C. 1302, 1341, 1344, 1362).

2. Rate Set 54 of Appendix B is revised and Rate Set 55 of Appendix B is added to read as follows:

Appendix B—Interest Rates and Quantities Used To Value Immediate and Deferred Annuities

In the table that follows, the immediate annuity rate is used to value immediate annuities, to compute the quantity "G_y" for deferred annuities and to value both portions of a refund annuity. An interest rate of 5% shall be used to value death benefits other than the decreasing term insurance portion of a refund annuity. For deferred annuities, k_1, k_2, k_3, n_1, and n_2 are defined in § 2619.45.

Rate set	For Plans With a Valuation Date		Immediate annuity rate (percent)	Deferred annuities				
	On or after	And before		k_1	k_2	k_3	n_1	n_2
*	*	*	*	*	*	*		*
54	3-1-85	4-1-85	9.50	1.0875	1.0750	1.0400	7	8
55	4-1-85		9.75	1.0900	1.0775	1.0400	7	8

Roderick J. O'Neil,

Acting Executive Director, Pension Benefit Guaranty Corporation.

[FR Doc. 85-6093 Filed 3-14-85; 8:45 am]

BILLING CODE 7708-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 655

[Docket No. 40211-4050]

Atlantic Mackerel, Squid, and Butterfish Fisheries

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Interim rule and request for public comment.

SUMMARY: NOAA issues this interim rule to provide the initial annual specifications for the 1985–1986 fishing year for the Atlantic mackerel fishery. Regulations governing this fishery require that the Secretary of Commerce publish his determination of the initial annual specifications for the current fishing year. This action is intended to promote development of the U.S. Atlantic mackerel fishery and to maintain existing mackerel joint ventures in the new fishing year.

DATES: This notice is effective March 12, 1985. Comments are invited until April 11, 1985.

ADDRESS: Copies of the regulatory flexibility analysis are available from John C. Bryson, Executive Director, Mid-Atlantic Fishery Management Council, Room 2115, Federal Building, 300 South New Street, Dover, Delaware 19901.

FOR FURTHER INFORMATION CONTACT: Salvatore A. Testaverde, 617–281–3600, ext. 273.

SUPPLEMENTARY INFORMATION: Implementing regulations of the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish Fisheries (FMP) (January 4, 1984, 49 FR 402), stipulate at § 655.22(b) that the Secretary of Commerce (Secretary) will publish a notice specifying the preliminary initial annual amounts of the respective optimum yields (OYs), as well as the amounts for domestic annual harvest (DAH), domestic annual processing (DAP), joint venture processing (JVP), total allowable levels of foreign fishing (TALFFs), and Reserves (if any) for Atlantic mackerel, *Illex* and *Loligo* squids, and butterfish. Procedures for determining the initial annual amounts are found at § 655.21. The Secretary is required to publish this notice by February 1 of each year and to provide for a 30-day comment period on the preliminary specifications.

The Secretary issued a notice on February 19, 1985 (50 FR 6953), informing the public that the preliminary initial annual specifications were postponed until March 14, 1985. The postponement was to allow the Mid-Atlantic and New England Fishery Management Councils and NMFS adequate time to review new information on the domestic harvesting and processing capacity during the upcoming fishing year.

Although the squid and butterfish fisheries information is still being reviewed, the Atlantic mackerel fishery review has been completed. In order not to adversely impact the U.S. and foreign mackerel fisheries by causing fishing to halt when the 1984–1985 fishing year ends on March 31, 1985, the Secretary issues this interim rule to make the initial annual specifications for Atlantic mackerel effective immediately and requests public comment for 30 days. The Secretary will consider all public comments received and will issue notice in the **Federal Register** modifying or leaving unadjusted these 1985–1986 fishing year specifications.

The following table lists the initial annual specifications in metric tons (mt) of the maximum optimum yield (Max OY), allowable catch (AC), domestic annual harvest (DAH), domestic annual processing (DAP), joint venture processing (JVP), reserve, and total allowable level foreign fishing (TALFF) for Atlantic mackerel. The FMP allows that if U.S. landings during the year, including amounts authorized for joint ventures, increase above the final initial estimates, DAH and OY may be increased by similar amounts up to the point where OY=AC. TALFF would not change from its value at the beginning of a year as a result of such adjustments to DAH and OY.

INITIAL ANNUAL SPECIFICATIONS FOR FISHING YEAR—APRIL 1, 1985 TO MARCH 31, 1986

[In metric tons (mt)]

Specifications	Atlantic mackerel
Max OY[a]	225,300
AC	225,300
DAH	[b]123,200
DAP	13,000
JVP	100,000
Reserve	51,050
TALFF	51,050

[a] This is the maximum OY as determined by the formula in the FMP.
[b] Includes 10,200 mt projected recreational catch.

Classification

This action is authorized by 50 CFR Part 655, and complies with E.O. 12291. The Council prepared a regulatory flexibility analysis for the rule which authorized this action (see **ADDRESS** for a copy).

(16 U.S.C. 1801 *et seq.*)

Dated: March 12, 1985.

Joseph W. Angelovic,

Deputy Assistant Administrator for Science and Technology, National Marine Fisheries Service.

[FR Doc. 85-6233 Filed 3-12-85; 4:52 pm]

BILLING CODE 3510-22-M

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 910

[Lemon Reg. 507]

Lemons Grown in California and Arizona; Limitation of Handling

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This regulation establishes the quantity of fresh California-Arizona lemons that may be shipped to market at 270,000 cartons during the period March 17–23, 1985. Such action is needed to provide for orderly marketing of fresh lemons for the period due to the marketing situation confronting the lemon industry.

DATES: Effective for the period March 17–23, 1985.

FOR FURTHER INFORMATION CONTACT: William J. Doyle, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202–447–5975.

SUPPLEMENTARY INFORMATION: This final rule has been reviewed under Secretary's Memorandum 1512-1 and Executive Order 12291, and has been designated a "non-major" rule. William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities.

This final rule is issued under Marketing Order No. 910, as amended (7 CFR Part 910) regulating the handling of lemons grown in California and Arizona. The order is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). The action is based upon recommendations and information submitted by the Lemon Administrative Committee and upon other available information. It is found that this action will tend to effectuate the declared policy of the act.

This action is consistent with the marketing policy currently in effect. The committee met publicly on March 5, 1985, at Los Angeles, California, to consider the current and prospective conditions of supply and demand and recommended a quantity of lemons deemed advisable to be handled during the specified week. The committee reports that the lemon demand pattern is improved on the larger sizes, steady on the mid sizes, and easy on the smaller sizes of fruit.

It is further found that it is impracticable and contrary to the public interest to give prelimianry notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the **Federal Register** (5 U.S.C. 553), because of insufficient time between the date when information became available upon which this regulation is based and the effective date necessary to effectuate the declared purposes of the act. Interested persons were given an opportunity to submit information and views on the regulation at an open meeting. It is necessary to effectuate the declared purposes of the act to make these regualtory provisions effective as specified, and handlers have been apprised of such provisions and the effective time.

List of Subjects in 7 CFR Part 910

Marketing agreements and orders, California, Arizona, Lemons.

PART 910—[AMENDED]

Section 910.807 is added as follows:

§ 910.807 Lemon Regulation 507.

The quantity of lemons grown in California and Arizona which may be handled during the period March 17, 1985, through March 23, 1985, is established at 270,000 cartons.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: March 13, 1985.

D.S. Kuryloski,

Acting Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 85-6498 Filed 4-14-85; 11:54 am]

BILLING CODE 3410-02-M