SUMMARY: The Federal Energy Regulatory Commission (Commission) is issuing this technical amendment to make two corrections in part 294 of its regulations.

On October 5, 1984, the Commission issued a final rule in Order No. 401 making permanent the procedures for utilities to report shortages of electric energy and capacity under section 206 of the Public Utility Regulatory Policies Act of 1978 in part 294 of the Commission's regulations (49 FR 39,536 (Oct. 9, 1984)). The regulatory text in Order No. 401 failed to (1) reflect the correct title and (2) delete the note at the end of § 294.101 which was applicable to the interim rule only.

This technical amendment is correcting the title for part 294 to reflect that the above regulations are final and not interim. This amendment is also correcting a note which should have been deleted at the end of § 294.101 of the Commission's regulations, stating that the section's reporting requirements are not subject to OMB approval. By issuing this technical amendment, the Commission is clarifying that these reporting procedures are permanent and that OMB has reviewed and approved them.

EFFECTIVE DATE: These technical corrections are effective September 28, 1989.

FOR FURTHER INFORMATION CONTACT: Julia Lake White, Office of the General Counsel, Federal Energy Regulatory Commission, 825 North Capitol Street, NE, Washington, DC 20426, (202) 357–8530.

SUPPLEMENTARY INFORMATION: In addition to publishing the full text of this document in the **Federal Register**, the Commission also provides all interested persons an opportunity to inspect or copy the contents of this document during normal business hours in Room 1000 at the Commission's Headquarters, 825 North Capitol Street, NE, Washington, DC 20426.

The Commission Issuance Posting System (CIPS), an electronic bulletin board service, provides access to the texts of formal documents issued by the Commission. CIPS is available at no charge to the user and may be accessed using a personal computer with a modem by dialing (202) 357–8997. To access CIPS, set your communications software to use 300, 1200 or 2400 baud, full duplex, no parity, 8 data bits, and 1 stop bit. The full text of this technical amendment will be available on CIPS for 30 days from the date of issuance. The complete text on diskette in WordPerfect format may also be purchased from the Commission's copy contractor, La Dorn Systems Corporation, also located in Room 1000, 825 North Capitol Street, NE, Washington, DC 20426.

Before Commissioners: Martha O. Hesse, Chairman; Charles G. Stalon, Charles A. Trabandt, Elizabeth Anne Moler and Jerry J. Langdon.

The Federal Energy Regulatory Commission (Commission) is making two technical corrections in part 294 of the Commission's regulations. The Commission is correcting the title for Part 294 to reflect that these regulations are final and not interim. The Commission is also deleting the note at the end of § 294.101 of the regulations which states that the section's reporting requirements are not subject to OMB approval. The reporting requirements in the regulations are subject to OMB approval under the Paperwork Reduction Act, and the note therefore is incorrect.

On October 5, 1984, the Commission issued a final rule in Order No. 401 making these reporting procedures permanent (49 FR 39,536 (Oct. 9, 1984)). The order was submitted to OMB at that time for approval of the reporting requirements and assignment of an OMB control number. However, the regulatory text in Order No. 401 failed to either change the title from interim to final or delete the note at the end of § 294.101 of the Commission's regulations. The note was applicable to the interim rule only, and not to the final rule.

The technical amendment clarifies that these reporting procedures are permanent and that OMB has reviewed and approved them.

These technical corrections are effective September 28, 1989.

List of Subjects in 18 CFR Part 294

Electric utilities, Reporting and recordkeeping requirements.

In consideration of the foregoing, part 294, chapter I, title 18 of the Code of Federal Regulations is amended as set forth below.

Lois D. Cashell,

Secretary.

PART 294—PROCEDURES FOR SHORTAGES OF ELECTRIC ENERGY AND CAPACITY UNDER SECTION 206 OF THE PUBLIC UTILITY REGULATORY POLICIES ACT OF 1978

1. The authority citation for part 294 continues to read as follows:

Authority: Public Utility Regultory Policies Act of 1978, Pub. L. 95–617, 92 Stat. 3117; Federal Power Act, 16 U.S.C. 792 *et seq.*; Department of Energy Organization Act, 42 U.S.C. 7107 *et seq.*; E.O., 12,009 42 FR 40267; Administrative Procedure Act, 5 U.S.C. 553.

2. The heading for part 294 is revised to read as set forth above.

§ 294.101 [Amended]

3. The note at the end of § 294.101 is removed.

[FR Doc. 89–23500 Filed 10–4–89; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 1 and 602

[T.D. 8259]

RIN 1545-AM99

Real Estate Mortgage Investment Conduits; Reporting Requirements and Other Administrative Matters; Correction

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correction to temporary regulations.

SUMMARY: This document contains corrections to Treasury Decision 8259, which was published in the **Federal Register** for Thursday, September 7, 1989 (54 FR 37098). The temporary regulations relate to real estate mortgage investment conduits.

FOR FURTHER INFORMATION CONTACT: Laura Ann M. Lauritzen, 202–566–6624 (not a toll-free number).

SUPPLEMENTARY INFORMATION:

Background

The temporary regulations that are the subject of these corrections prescribe the manner in which an entity elects status as a real estate mortgage investment conduits (REMIC) for Federal income tax purposes and procedures to be followed when filing a Federal income tax return as a REMIC. The regulations also require REMICs and certain other issuers to file information returns with the Internal Revenue Service and to provide notice to holders of REMIC interests or other debt instruments to which section 1272(a)(6) applies of income and certain allocable expenses attributable to their interests. These provisions were added or amended by the Tax Reform Act of 1986 and the Technical and Miscellaneous Revenue Act of 1988.

Need for Correction

As published, T.D. 8259 inadvertently omitted language and contains

typographical errors which may prove to be misleading and are in need of clarification.

Correction of Publication

Accordingly, the publication of the temporary regulations (T.D. 8259) which was the subject of FR Doc. 89–20917, is corrected as follows:

§ 1.6049–7 [Corrected]

1. On page 37105, column 2, § 1.6049–7T(e)(2)(x), first line, the first word "For" is removed and the language "Information required to compute the accrual of market discount including, for" is added in its place.

2. On page 37106, column 1, § 1.6049–7T(f)(2)(i)(G), first line, the language "For calendar years after 1989," is removed. In the second line, the first word "information" is removed and the word "Information" is added in its place. In the third line, the word "including:" is removed and a "." is added in its place followed by the language "For calendar years after 1989, this information includes:".

3. On page 37106, column 2, § 1.6049–7T(f)(2)(ii)(K), first line, the language "For calendar years after 1989," is removed. In the second line, the word "information" is removed and the word "Information" is added in its place. In the third line, the word "including:" is removed and a "." is added in its place followed by the language "For calendar years after 1989, this information includes:".

4. On page 37107, column 2, § 1.6049–7T(f)(7)(ii), fifth line, the word "within" is removed and the language "by the later of 45 days after the close of the calendar quarter for which the information was requested, or" is added in its place.

Dale D. Goode,

Chief, Regulations Unit, Assistant Chief Counsel (Corporate).

[FR Doc. 89–23463 Filed 10–4–89; 8:45 am]

BILLING CODE 4830–01–M

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

29 CFR Part 1926

RIN 1218–AA20

[Docket No. S–301A]

Concrete and Masonry Construction Safety Standards

AGENCY: Occupational Safety and Health Administration (OSHA), U.S. Department of Labor.

ACTION: Final rule, technical amendment.

SUMMARY: This rule corrects a technical error in OSHA's final rule for Concrete and Masonry Construction located in subpart Q of 29 CFR 1926.704(b). That final rule was published in the **Federal Register** on June 16, 1988 (53 FR 22612), and was subsequently incorrectly published in the 1988 edition of the Code of Federal Regulations (CFR). Both the **Federal Register** and the CFR contain the error. Both documents contain the word "should" in § 1926.704(b) instead of the word "shall." This rule corrects the error by changing the word "should" to "shall."

EFFECTIVE DATE: October 5, 1989.

FOR FURTHER INFORMATION CONTACT: Mr. James Foster, U.S. Department of Labor, Occupational Safety and Health Administration, Office of Information and Consumer Affairs, Room N3647, 200 Construction Avenue NW., Washington, DC 20210, telephone (202) 523–8148.

SUPPLEMENTARY INFORMATION: On September 16, 1985, OSHA published a notice of proposed rulemaking in the **Federal Register** (50 FR 37543) proposing to amend its requirements in subpart Q addressing the hazards associated with concrete and masonry constuction. That notice contained a requirement in § 1926.706(a)(4)(i) which required, "* * * lifting inserts for tilt-up precast concrete members shall be capable of supporting at least two times the maximum intended load applied or transmitted to them."

On June 16, 1988, when the final rule for Concrete and Masonry Construction was issued in the **Federal Register** (53 FR 22612), OSHA discussed the above-mentioned provision in the Summary and Explanation Section (53 FR 22637). In its explanation, OSHA noted that the provision in § 1926.706(a)(4)(i) was being relocated to § 1926.704(b) and that the provision in the final rule was unchanged from the proposed rule. In response to the one comment received on the provision, OSHA clarified the provision by adding the words "which are embedded or otherwise attached to" after the words "lifting inserts;" otherwise the provision was the same as proposed. Further, in paraphrasing the regulation, OSHA also stated in its discussion of § 1926.704(b) that "Paragraph (b) specifies that lifting inserts which * * * to tilt-up wall panels must be capable of supporting twice the maximum intended load applied or transmitted to them." This language further indicates OSHA's intent that the requirement be viewed as mandatory. OSHA does not promulgate regulations using the term "should." Use of that term would render the provision unenforceable.

OSHA notes that the error occurred during the printing process. The document submitted by OSHA for publication contained the word "shall," however the word "should" was printed in the **Federal Register** on June 16, 1988, and in the CFR issued for July 1988.

Public Participation

In accordance with 5 U.S.C. 553(b)(3)(B), OSHA is waiving the opportunity for public comment because it finds good cause that comment is not necessary. This rule merely corrects an error that occurred in the printing of the **Federal Register** issued on June 16, 1988, and subsequently repeated in the Code of Federal Regulations.

Additionally, pursuant to 5 U.S.C. 553(d)(3), OSHA finds good cause for making the effective date of this rule the same date as its date of publication.

Signed at Washington, DC, this 29 day of September 1989.

Alan C. McMillan,

Acting Assistant Secretary of Labor.

Part 1926 of title 29 of the Code of Federal Regulations is amended as follows:

PART 1926—[AMENDED]

1. By revising paragraph (b) of § 1926.704 to read as follows:

§ 1926.7804 Requirements for precast concrete.

* * * * *

(b) Lifting inserts which are embedded or otherwise attached to tilt-up precast concrete members shall be capable of supporting at least two times the maximum intended load applied or transmitted to them.

* * * * *

[FR Doc. 89–23476 Filed 10–4–89; 8:45 am]

BILLING CODE 4510–26–M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 100

[CGD 05–89–94]

Special Local Regulations for Marine Events; Seventh Annual Intra-Harbor Power Boat Regatta, Elizabeth River, Norfolk, Virginia and Portsmouth, VA

AGENCY: Coast Guard, DOT.

ACTION: Notice of implementation of 33 CFR 100.501.

SUMMARY: This notice implements 33 CFR 100.501 for the Seventh Annual Intra-Harbor Power Boat Regatta. The event will be held on the Elizabeth River between the Norfolk and Portsmouth downtown areas. The special local regulations are necessary to control vessel traffic in the immediate vicinity of this event. The effect will be to restrict general navigation in the regulated area for the safety of spectators and participants.

EFFECTIVE DATES: The regulations in 33 CFR 100.501 are effective from 11:30 a.m. to 6:00 p.m., October 14, 1989. If inclement weather causes the postponement of the event, the regulations are effective from 11:30 a.m. to 6:00 p.m., October 15, 1989.

FOR FURTHER INFORMATION CONTACT: Mr. Billy J. Stephenson, Chief, Boating Affairs Branch, Fifth Coast Guard District, 431 Crawford Street, Portsmouth, Virginia 23704–5004 (804) 398–6204.

SUPPLEMENTARY INFORMATION:

Drafting Information

The drafters of this notice are Billy J. Stephenson, project officer, Chief, Boating Affairs Branch, Boating Safety Division, Fifth Coast Guard District, and Captain Michael K. Cain, project attorney, Fifth Coast Guard District Legal Staff.

Discussion of Regulations

The Portsmouth Power Boat Association has submitted an application on August 17, 1989 to hold the Seventh Annual Intra-Harbor Power Boat Regatta on October 14, 1989. The event was previously scheduled for July 16, 1989, but was cancelled due to inclement weather. The rescheduled powerboat regatta will be held in the vicinity of the "Waterside" area of downtown Norfolk, Virginia, and the "Portside" area of downtown Portsmouth, Virginia. This area is covered by 33 CFR 100.501 and generally includes the waters of the Elizabeth River between Town Point Park, Norfolk, Virginia, the mouth of the Eastern Branch of the Elizabeth River, and Hospital Point, Portsmouth, Virginia. Since this event is of the type contemplated by this regulation and the safety of the participants and spectators viewing this event will be enhanced by the implementation of special local regulations for the Elizabeth River, 33 CFR 100.501 will be in effect. Because vessels will be permitted to transit the regulated area between heats, commercial traffic should not be severely disrupted. In addition to regulating the area for the safety of life and property, this notice of implementation also authorizes the Patrol Commander to regulate the operation of the Berkley drawbridge in accordance with 33 CFR 117.1007, and authorizes spectators to anchor in the special anchorage areas described in 33 CFR 110.72aa. The implementation of 33 CFR 100.501 also implements regulations in 33 CFR 110.72aa and 117.1007. 33 CFR 110.72aa establishes the spectator anchorages in 33 CFR 100.501 as special anchorage areas under Inland Navigation Rule 30, 33 U.S.C. 2030(g). 33 CFR 117.1007 closes the draw of the Berkley Bridge to vessels during and for one hour before and after the effective period under 33 CFR 100.501, except that the Coast Guard Patrol Commander may order that the draw be opened for commercial vessels.

These regulations are implemented by publication of this implementing notice in the **Federal Register** and a notice in the Local Notice to Mariners.

Dated: September 27, 1989.

P. A. Welling,

Rear Admiral U.S. Coast Guard, Commander, Fifth Coast Guard District.

[FR Doc. 89–23627 Filed 10–4–89; 8:45 am]

BILLING CODE 4910–14–M

DEPARTMENT OF AGRICULTURE

Forest Service

36 CFR Part 292

RIN 0596–AB08

Hells Canyon National Recreation Area; Management

AGENCY: Forest Service, USDA.

ACTION: Interim rule; request for public comment.

SUMMARY: This interim rule provides management standards and guidelines to ensure than the natural beauty, paleontological, historical, and archeological values of the Hells Canyon National Recreation Area, including the seventy-one mile segment of the Snake River between Hells Canyon Dam and the Oregon-Washington border, are protected. In addition the recreational and ecological values and public enjoyment of the area are enhanced as directed in the Hells Canyon National Recreation Area Act (Act).

The need for this interim rule results from a recent decision of the Ninth Circuit Court of Appeals which held that the Secretary of Agriculture must promulgate distinct and separate rules to govern the Recreation Area as directed by section 10 of the Act. The intended effect of these regulations is to provide a regulatory basis for managing the Federal lands within the Recreation Area consistent with the requirements of the Act and other laws and regulations applicable to National Forest System lands. In order to respond quickly to the court ruling and to continue an undisrupted program of land management, it is necessary to make this rule effective upon publication. However, public comment is invited on this interim rule and will be considered in promulgating a final rule.

DATES: This interim rule is effective October 5, 1989. Comments must be received by December 4, 1989.

ADDRESSES: Send written comments to F. Dale Robertson, Chief (2730), Forest Service, USDA, P.O. Box 96090, Washington, DC 20090–6090.

The public may inspect comments received on this interim rule in the Office of the Director, Recreation Management Staff, Room 4229, South Agriculture Building, 14th and Independence, SW., Washington, DC, between the hours of 8:30 a.m. and 4:30 p.m. To facilitate entry into the building, the public is requested to make arrangements for inspection in advance by calling (202) 447–2871.

FOR FURTHER INFORMATION CONTACT: John C. Anderson, Recreation Management Staff, (202) 447–2871, South Agriculture Building, 14th and Independence, SW., Washington, DC, or Elton Thomas, Environmental Affairs Staff, Pacific Northwest Region, 319 SW Pine St., Portland, Oregon, 97208, (503) 423–2322.

SUPPLEMENTARY INFORMATION:

Background

The Hells Canyon National Recreation Area was established by an Act of Congress (16 U.S.C. 460gg) on December 31, 1975. Section 8 of the Act required the development of a Comprehensive Management Plan (Plan) within 5 years of the enactment of the law, and section 10 directed the Secretary of Agriculture to promulgate rules as he deemed necessary to accomplish the purposes of the Act. The Forest Service interpreted the language of section 10 of the Act as granting rulemaking discretion to the Secretary, rather than compelling the Secretary to promulgate rules, and believed that the management direction to be developed through the Plan and already established in existing regulations would be adequate to manage the Recreation Area. In accordance with section 8, the Forest Service developed,