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DEPARTMENT OF AGRICULTURE

Office of the Secretary

7 CFR Part 26

Determination of World Price for Upland Cotton

AGENCY: Office of the Secretary, USDA.

ACTION: Final Rule.

SUMMARY: The purpose of this rule is to adopt as a final rule the proposed rule published at 53 FR 47720 which would amend the regulations found at 7 CFR Part 26 with respect to the procedure for selecting the northern Europe price quotations which are used to calculate the Northern Europe price and the Northern Europe coarse count price during the period in which both current and forward shipment prices are quoted. This action is initiated under the authority of section 103A(a)(5)(E) (i)–(iii) of the Agricultural Act of 1949, as amended, in order to enhance the effectiveness of the upland cotton price support program.

EFFECTIVE DATE: February 3, 1989.

FOR FURTHER INFORMATION CONTACT: Charles V. Cunningham, Leader, Fibers Group, Commodity Analysis Division, USDA-ASCS, Room 3758 South Building, P.O. Box 2415, Washington, DC 20013 or call (202) 447-7954.

SUPPLEMENTARY INFORMATION: This final rule has been reviewed under USDA procedures established in accordance with Executive Order 12291 and Departmental Regulation No. 1512-1 and has been designated as "not major." It has been determined that these provisions will not result in: (1) An annual effect on the economy of $100 million or more; (2) a major increase in costs or prices for consumers, individual industries, Federal, State, or local governments, or geographic regions; or (3) significant adverse effects on competition, employment, investment, productivity, innovation or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

The titles and numbers of the Federal Assistance Programs to which this final rule applies are: Commodity Loans and Purchases—10.051 and Cotton Production Stabilization—10.052 as found in the Catalog of Federal Domestic Assistance.

It has been determined that the Regulatory Flexibility Analysis completed when 7 CFR Part 26 was originally added to the Code of Federal Regulations adequately covers these amendments. Therefore, a new Regulatory Flexibility Analysis has not been prepared.

It has been determined by an environmental evaluation that this action will have no significant impact on the quality of the human environment. Therefore, neither an environmental assessment nor an Environmental Impact Statement is needed.

This program/activity is not subject to the provisions of Executive Order 12372 which requires intergovernmental consultation with State and local officials. See the Notice related to 7 CFR Part 3015, Subpart V, published at 48 FR 29115 (June 24, 1983).

A proposed rule was published in the **Federal Register** on November 25, 1988 (53 FR 47720) which would amend regulations found at 7 CFR Part 26 with respect to the procedure for selecting the northern Europe price quotations used to calculate the Northern Europe price and the Northern Europe coarse count price during the period in which both current and forward shipment prices are quoted. The proposed rule provided for a 30-day public comment period which ended December 27, 1988. One comment was received from an organization representing U.S. cotton shippers.

Discussion of Comments

The respondent endorsed the procedure for selecting the northern Europe price quotations used to calculate the Northern Europe price and the Northern Europe coarse count price during the period in which both current and forward shipment prices are quoted. The respondent also supported the six-week transition period from using current shipment prices to using all forward shipment prices in calculating the adjusted world price for upland cotton.

The respondent recommended that, instead of utilizing the procedure to adjust the Northern Europe price to average U.S. spot market location set forth in the proposed rule, the actual transportation cost be utilized. However, the respondent further recommended that in the event the procedure set forth in the proposed rule was adopted, the difference between the average price quotations for the U.S. Memphis territory and the California/Arizona territory as quoted each Thursday for Middling (M) 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe and the average price of M 1$\frac{3}{32}$ inch (micronaire 3.5 through 4.9) cotton as quoted each Thursday in the designated U.S. spot markets for any week not exceed a range of 95 percent below or 105 percent above the actual transportation cost, rather than the range of 85 to 115 percent set forth in the proposed rule.

The respondent also submitted comments relating to an issue for which comments were not requested.

The respondent's recommendation to adjust the Northern Europe price to average designated spot market location by utilizing the actual cost of transportation or, in lieu thereof, substituting a value that is 5 percent above or below the actual transportation cost for any week in which the difference between the average price quotations for the U.S. Memphis territory and the California/Arizona territory as quoted each Thursday for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe and the average price of M 1$\frac{3}{32}$ inch (micronaire 3.5 through 4.9) cotton as quoted each Thursday in the designated U.S. spot markets are substantially above or below the actual transportation cost was not adopted since the cost associated with transporting U.S. cotton to northern Europe may fluctuate over time. Accordingly, it has been determined that the range for substituting a value which is either 5 percent above or 5 percent below the actual cost of transportation is too narrow to allow any developing trends in transportation costs to be manifested.

The respondent's recommendation to further adjust the adjusted world price to reflect differences between the offering prices and actual transaction prices of cotton growths quoted in northern Europe also was not adopted since the data needed to complete a historical analysis of such differences and to calculate an accurate adjustment in a timely fashion on a regular basis are not readily available.

In order to mitigate any possible adverse market impact, it has been determined that this final rule will be effective as of 12:01 a.m. Friday, February 3.

List of Subjects in 7 CFR Part 26

Upland cotton, World market price.

Final Rule

Accordingly, the proposed rule published at 53 FR 47720 is hereby adopted as follows as a final rule without change:

PART 26—[AMENDED]

1. The authority citation for Part 26, Subpart A continues to read as follows:

Authority: Sec. 103A(a)(5)(E), Pub. L. 81-439, 639 Stat. 1031, as amended (7 U.S.C. 1444-1(a)(5)(E)).

2. Section 26.2 is revised to read as follows:

§ 26.2 Determination of the prevailing world market price for upland cotton.

The prevailing world market price for upland cotton shall be determined by the Secretary of Agriculture as follows:

(a) During the period when only one daily price quotation is available for each growth quoted for Middling one and three-thirty-second inch (M 1$\frac{3}{32}$ inch) cotton C.I.F. (cost, insurance, and freight) northern Europe, the prevailing world market price for upland cotton shall be based upon the average of the quotations for the preceding Friday through Thursday for the five lowest-priced growths of the growths quoted for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe.

(b) During the period when both a price quotation for cotton for shipment no later than August/September of the current calendar year (hereinafter referred to as the "current shipment price") and a price quotation for cotton for shipment no earlier than October/November of the current calendar year (hereinafter referred to as the "forward shipment price") are available for the growths quoted for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe, the prevailing world market price for upland cotton shall be based upon the following:

Beginning with the first week covering the period Friday through Thursday which includes April 15 or, if both the average of the current shipment prices for the preceding Friday through Thursday for the five lowest-priced growths of the growths quoted for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe (hereinafter referred to as the "Northern Europe current price") and the average of the forward shipment prices for the preceding Friday through Thursday for the five lowest-priced growths of the growths quoted for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe (hereinafter referred to as the "Northern Europe forward price") are not available during that period, beginning with the first week covering the period Friday through Thursday after the week which includes April 15 in which both the Northern Europe current price and the Northern Europe forward price are available, the prevailing world market price for upland cotton shall be based upon the result calculated by the following procedure:

Weeks 1 and 2: Northern Europe price = (2 × Northern Europe current price + Northern Europe forward price) /3.

Weeks 3 and 4: Northern Europe price = (Northern Europe current price + Northern Europe forward price) /2.

Weeks 5 and 6: Northern Europe price = (Northern Europe current price + 2 × Northern Europe forward price) /3.

Weeks 7 through July 31: Northern Europe price = Northern Europe forward price.

(c) The prevailing world market price for upland cotton as determined in accordance with § 26.2 (a) or (b) shall hereinafter be referred to as the "Northern Europe price."

(d) If quotes are not available for one or more days in the five-day period, the available quotes during the period will be used. If no quotes are available during the Friday through Thursday period, the prevailing world market price shall be based upon the best available world price information, as determined by the Secretary.

3. Section 26.3(b)(1) is revised to read as follows:

§ 26.3 Adjusted world price for upland cotton.

* * * * *

(b) * * *

(1) The Northern Europe price shall be adjusted to average designated U.S. spot market location by deducting the average difference in the immediately preceding 52-week period between:

(i)(A) The average of price quotations for the U.S. Memphis territory and the California/Arizona territory as quoted each Thursday for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe during the period when only one daily price quotation for such growths is available, or

(B) The average of the current shipment prices for U.S. Memphis territory and the California/Arizona territory as quoted each Thursday for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe during the period when both current shipment prices and forward shipment prices for such growths are available; and

(ii) The average price of M 1$\frac{3}{32}$ inch (micronaire 3.5 through 4.9) cotton as quoted each Thursday in the designated U.S. spot markets.

* * * * *

4. Section 26.3(c) is revised to read as follows:

§ 26.3 Adjusted world price for upland cotton.

* * * * *

(c) In determining the average difference in the 52-week period as provided in paragraph (b)(1) of this section:

(1) If the difference between the average price quotations for the U.S. Memphis territory and the California/Arizona territory as quoted for M 1$\frac{3}{32}$ inch cotton C.I.F. northern Europe and the average price of M 1$\frac{3}{32}$ inch (micronaire 3.5 through 4.9) cotton as quoted each Thursday in the designated U.S. spot markets for any week is:

(i) More than 115 percent of the estimated actual cost associated with transporting U.S. cotton to northern Europe, then 115 percent of such actual cost shall be substituted in lieu thereof for such week.

(ii) Less than 85 percent of the estimated actual cost associated with transporting U.S. cotton to northern Europe, then 85 percent of such actual cost shall be substituted in lieu thereof for such week.

(2) If Thursday price quotations are not available for either the northern Europe or the spot market quotations for any week, that week will not be taken into consideration.

* * * * *

5. Section 26.3(e)(2) is revised to read as follows:

§ 26.3 Adjusted world price for upland cotton.

* * * * *

(e) * * *

(2) The adjustment for upland cotton provided for by paragraph (e)(1) of this section shall be determined by deducting from the adjusted world price:

(i) The difference between the Northern Europe price, and

(A) During the period when only one daily price quotation for each growth quoted for "coarse count" cotton C.I.F. northern Europe is available, the average of the quotations for the corresponding Friday through Thursday for the three lowest-priced growths of the growths quoted for "coarse count" cotton C.I.F. northern Europe.

(B) During the period when both current shipment prices and forward shipment prices are available for the growths quoted for "coarse count" cotton C.I.F. northern Europe, the result calculated by the following procedure:

Beginning with the first week covering the period Friday through Thursday which includes April 15 or, if both the average of the current shipment prices for the preceding Friday through Thursday for the three lowest-priced growths of the growths quoted for "coarse count" cotton C.I.F. northern Europe (hereinafter referred to as the "Northern Europe coarse count current price") and the average of the forward shipment prices for the preceding Friday through Thursday for the three lowest-priced growths of the growths quoted for "coarse count" cotton C.I.F. northern Europe (hereinafter referred to as the "Northern Europe coarse count forward price") are not available during that period, beginning with the first week covering the period Friday through Thursday after the week which includes April 15 in which both the Northern Europe coarse count current price and the Northern Europe coarse count forward price are available:

(*1*) Weeks 1 and 2: Northern Europe coarse count price = (2 × Northern Europe coarse count current price + Northern Europe coarse count forward price)/3.

(*2*) Weeks 3 and 4: Northern Europe coarse count price = (Northern Europe coarse count current price + Northern Europe coarse count forward price)/2.

(*3*) Weeks 5 and 6: Northern Europe coarse count price = (Northern Europe coarse count current price + 2 × Northern Europe coarse count forward price)/3.

(*4*) Week 7 through July 31: The Northern Europe coarse count forward price, minus

(ii) The difference between the applicable loan rate for a crop of upland cotton for M $1\frac{3}{32}$ inch (micronaire 3.5 through 4.9) cotton and the loan rate for a crop of upland cotton for SLM $1\frac{1}{32}$ inch (micronaire 3.5 through 4.9) cotton.

(iii) The result of the calculation as determined in accordance with § 26.3(e)(2) shall hereinafter be referred to as the "Northern Europe coarse count price."

* * * * *

Signed at Washington, DC on January 25, 1989.

Peter C. Myers,

Acting Secretary.

[FR Doc. 89-2901 Filed 2-2-89; 4:57 pm]

BILLING CODE 3410-05-M

Federal Grain Inspection Service

7 CFR Part 68

Miscellaneous Reference Changes and Corrections

AGENCY: Federal Grain Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: The Federal Grain Inspection Service (FGIS) is amending citations referenced in certain sections of the Part 68 regulations to reflect changes in the regulations of the Office of the Secretary of Agriculture; and to correct the fee schedule to remove references to hay and straw and their related inspection fees.

EFFECTIVE DATE: February 7, 1989.

FOR FURTHER INFORMATION CONTACT: Lewis Lebakken, Jr., RM, USDA, FGIS, Room 0628 South Building, P.O. Box 96454, Washington, DC 20090-6454, telephone: (202) 475-3428.

SUPPLEMENTARY INFORMATION: The regulations of the Office of the Secretary of Agriculture relating to official records were revised on December 31, 1987 at 52 FR 49386. As part of that action, some of the section numbers to which FGIS' regulations refer, were changed. As a result, the appropriate sections of Part 68, Subpart A, are being amended to show the correct citations. Further, § 68.90 *Fees for certain Federal inspection services* is being revised to remove references to hay and straw and their related inspection fees. On March 13, 1987 at 52 FR 7817, FGIS removed the U.S. Standards for Hay and the U.S. Standards for Straw as official standards from the Part 57 regulations under the Agricultural Marketing Act of 1946. In addition, the fees related to the inspection of hay and straw were removed from the Part 68 regulations. However, on February 9, 1988 at 53 FR 3721 the references to hay and straw and their related fees for inspection service were inadvertently reentered into § 68.90 of the repromulgated Part 68 regulations. This final rule makes necessary corrections to the FGIS regulations.

These changes are technical and nonsubstantive; further pursuant to section 553(b)(3)(A) of the Administrative Procedure Act (5 U.S.C. 553(b)(3)(A)) (APA), the requirements of general notice of proposed rulemaking do not apply to interpretive rules, general policy statements, or rules regarding agency organization, procedure, or practice. Since this rule relates to general agency management, including procedure and practice, and to agency organization, the requirements regarding general notice of rulemaking under the APA do not apply. For the same reasons, the relevant provisions of Departmental Regulation 1512-1, Executive Order 12291, and the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are also not applicable. Additionally, upon good cause, the provisions of section 553(d) of the APA (5 U.S.C. 553(d)) concerning postponing the effective date of a substantive rule until 30 days after publication in the **Federal Register** do not apply to this action.

List of Subjects in 7 CFR Part 68

Administrative practices and procedures—FGIS, Agricultural commodities, Export.

For reasons set forth in the preamble, 7 CFR Part 68 is amended as follows:

PART 68—[AMENDED]

1. The authority citation for Part 68 continues to read as follows:

Authority: Secs. 202-208, 60 Stat. 1087, as amended (7 U.S.C. 1621 *et seq.*).

§ 68.11 [Amended]

2. Section 68.11(a) is amended by removing the citations "§§ 1.1 through 1.16" and "(7 CFR 1.1 through 1.16)" and inserting in their place, "§§ 1.1 through 1.23" and "(7 CFR 1.1 through 1.23)" respectively.

3. Sections 68.11 (b) and (c) are amended by removing the citation "7 CFR 1.2(a)" and inserting in its place, "7 CFR 1.5".

4. Section 68.11(d) is amended by removing the citation "7 CFR 1.3(a)" and inserting in its place, "7 CFR 1.6".

5. Section 68.11(e) is amended by removing the citation "7 CFR 1.3(e)" and inserting in its place, "7 CFR 1.13".

6. Section 68.90 is amended by revising the undesignated center heading preceding the tables, and Table 2 to read as follows:

§ 68.90 Fees for certain Federal inspection services.

* * * * *

Fees for Inspection of Hops, Pulses, and Miscellaneous Processed Commodities

* * * * *

TABLE 2.—UNIT RATES

Service [1]	Beans, peas, lentils	Hops	Non-graded, non-processed commodities
Lot or sample (per lot or sample)		$22.40	
Field run (per lot or sample)	$15.00		
Other than field run (per lot or sample)	11.20		
Factor analysis (per factor)	3.75		$3.75
Extra Copies of certificates (per copy)	3.00	3.00	3.00

[1] Fees apply to determinations (original or appeal) for kind, class, grade, factor analysis, and any other quality designation as defined in the official U.S. Standards or applicable instructions when performed at other than the point of service.

* * * * *

Dated: February 1, 1989.

D.R. Galliart,

Acting Administrator.

[FR Doc. 89-2809 Filed 2-6-89; 8:45 am]

BILLING CODE 3410-EN-M

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7 CFR Part 800

Miscellaneous Reference Changes and Corrections

AGENCY: Federal Grain Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: The Federal Grain Inspection Service (FGIS) is amending citations referenced in certain sections of the Part 800 regulations to reflect changes in the regulations of the Office of the Secretary of Agriculture; and is amending certain Office of Management and Budget (OMB) control numbers to reflect current authorities. In addition, FGIS is amending the regulations to reflect its current mail address.

EFFECTIVE DATE: February 7, 1989.

FOR FURTHER INFORMATION CONTACT: Lewis Lebakken, Jr., RM, USDA, FGIS, Room 0628 South Building, P.O. Box 96454, Washington, DC 20090-6454, telephone: (202) 475-3428.

SUPPLEMENTARY INFORMATION: The regulations of the Office of the Secretary of Agriculture relating to official records were revised on December 31, 1987 at 52 FR 49388. As part of that action, some of the section numbers to which FGIS' regulations refer, were changed. As a result, the appropriate sections of Part 800 are being amended to show the correct citations. Further, under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*), the OMB clearance authorities for information collection and reporting requirements of FGIS have been combined into two authorities. As a result, the OMB clearance numbers relating to certain sections of FGIS' regulations were changed and some additional sections of the regulations were included under these two clearance numbers. This final rule is necessary to add the appropriate OMB clearance numbers to some sections of the FGIS regulations and correct references in other sections. Also, FGIS recently changed its mail address from a street address to a post office box number. As a result of this action, applicable sections of the Part 800 regulations are being amended to reflect this change.

In addition to the above, a change is needed to § 800.73(c) of the regulations to remove an unnecessary section reference. As promulgated in March of 1980, the FGIS regulations contained a paragraph (b) as part of § 800.47 regarding agency or field office expenses when a request for service has been withdrawn by an applicant. This paragraph was removed by a final rule dated August 2, 1984 (49 FR 30911) because the applicable information was duplicated elsewhere in the regulations. A reference to the section should have been removed from § 800.73(c). This final rule makes the necessary change.

These changes are technical and nonsubstantive; further pursuant to section 553(b)(3)(A) of the Administrative Procedure Act (5 U.S.C. 553(b)(3)(A)) (APA), the requirements of general notice of proposed rulemaking do not apply to interpretive rules, general policy statements, or rules regarding agency organization, procedure, or practice. Since this rule relates to general agency management, including procedure and practice, and to agency organization, the requirements regarding general notice of rulemaking under the APA do not apply. For the same reasons, the relevant provisions of Departmental Regulation 1512-1, Executive Order 12291, and the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are also not applicable.

Additionally, upon good cause, the provisions of section 553(d) of the APA (5 U.S.C. 553(d)) concerning postponing the effective date of a substantive rule until 30 days after publication in the **Federal Register** do not apply to this action.

List of Subjects in 7 CFR Part 800

Administrative practice and procedure, Export, Grain.

PART 800—GENERAL REGULATIONS

For the reasons set out in the preamble, 7 CFR Part 800 of the regulations is amended as follows:

1. The authority citation for Part 800 continues to read as follows:

Authority: Pub. L. 94-582, 90 Stat. 2867, as amended (7 U.S.C. 71 *et seq.*)

§§ 800.31, 800.32, 800.33, 800.45, 800.46, 800.172, 800.187, 800.197, and 800.198 [Amended]

2. The parenthetical phrases at the end of §§ 800.31, 800.32, 800.33, 800.45, 800.46, 800.172, 800.187, 800.197, and 800.198 are amended by removing the control number "0580-0003" and inserting in its place "0580-0012".

§ 800.37 [Amended]

3. The parenthetical phrase at the end of § 800.37 is amended by removing the control number "0580-0008" and inserting in its place "0580-0012".

§§ 800.60 and 800.185 [Amended]

4. The parenthetical phrases at the end of §§ 800.60 and 800.185 are amended by removing the control number "0580-0006" and inserting in its place "0580-0011".

§§ 800.195 and 800.196 [Amended]

5. The parenthetical phrases at the end of §§ 800.195 and 800.196 are amended by removing the control numbers "0580-0003" and "0580-0006" and inserting in their place "0580-0012" and "0580-0011" respectively.

§§ 800.125 and 800.136 [Amended]

6. The following parenthetical phrase is added at the end of §§ 800.125 and 800.136.

(Approved by the Office of Management and Budget under control number 0580-0012)

§ 800.5 [Amended]

7. Section 800.5(c) is amended by removing the citations "§ 2.68(a)(15)" and "(7 CFR 2.68(a)(15))" and inserting in their place "§ 2.68(a)(14)" and "(7 CFR 2.68(a)(14))" respectively.

§ 800.7 [Amended]

8. Section 800.7 is amended by removing the address "at 14th Street and Independence Avenue, SW., Washington, DC 20250" and inserting its place "P.O. Box 96454, Washington, DC 20090-6454".

§ 800.8 [Amended]

9. Section 800.8(a) is amended by removing the citations "1.1 through 1.16" and "(7 CFR 1.1 through 1.16)" and inserting in their place "1.1 through 1.23" and "(7 CFR 1.1 through 1.23)" respectively.

10. Sections 800.8(b) and 800.8(c) are amended by removing the citation "7 CFR 1.2(a)" and inserting in its place "7 CFR 1.5".

11. Section 800.8(d) is amended by removing the citations "7 CFR 1.3(a)" and inserting in its place "7 CFR 1.6". Section 800.8(d) is further amended by removing the address "14th Street and Independence Avenue, SW., Washington, DC 20250" and inserting in its place "P.O. Box 96454, Washington, DC 20090-6454".

12. Section 800.8(e) is amended by removing the citation "7 CFR 1.3(e)" and inserting in its place "7 CFR 1.13". Section 800.8(e) is further amended by removing the address "U.S. Department of Agriculture", Washington, DC 20250" and inserting in its place "P.O. Box 96454, Washington, DC 20090-6454".

§ 800.73 [Amended]

13. Section 800.73(c) is amended by removing the phrase at the end of the

paragraph "or under the provisions set forth in § 800.47(b)".

Dated: February 1, 1989.

D.R. Galliart,

Acting Administrator.

[FR Doc. 89-2810 Filed 2-6-89; 8:45 am]

BILLING CODE 3410-EN-M

7 CFR Part 802

Display of OMB Control Number

AGENCY: Federal Grain Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: This amendment displays the control number assigned to information collection requirements of the Federal Grain Inspection Service (FGIS) pursuant to the regulations promulgated by the Office of Management and Budget (OMB) and the Paperwork Reduction Act of 1980.

EFFECTIVE DATE: February 7, 1989.

FOR FURTHER INFORMATION CONTACT: Lewis Lebakken, Jr., Management Improvement and Information Programs, USDA, FGIS, Room 0628 South Building, P.O. Box 96454, Washington, DC 20090-6454, telephone (202) 475-3428.

SUPPLEMENTARY INFORMATION: This amendment incorporates approved OMB control numbers for information collection into Part 802 of the regulations as required by the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*), and 5 CFR Part 1320 of the regulations, Controlling Paperwork Burden on the Public.

These changes are technical and nonsubstantive; further pursuant to section 553(b)(3)(A) of the Administrative Procedure Act (5 U.S.C. 553(b)(3)(A)) (APA), the requirements of general notice of proposed rulemaking do not apply to interpretive rules, general policy statements, or rules regarding agency organization, procedure, or practice. Since this rule relates to general agency management, including procedure and practice, and to agency organization, the requirements regarding general notice of rulemaking under the APA do not apply. For the same reasons, the relevant provisions of Departmental Regulation 1512-1, Executive Order 12291, and the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are also not applicable. Additionally, upon good cause, the provisions of section 553(d) of the APA (5 U.S.C. 553(d)) concerning postponing the effective date of a substantive rule until 30 days after publication in the Federal Register do not apply to this action.

List of Subjects in 7 CFR Part 802

Administrative practices and procedures, Export, Grain, Incorporation by reference.

For reasons set out in the preamble, 7 CFR Part 802 is amended as follows:

PART 802—[AMENDED]

1. The authority citation for Part 802 continues to read as follows:

Authority: Pub. L. 94-582, 90 Stat. 2867, as amended (7 U.S.C. 71 *et seq.*).

§ 802.1 [Amended]

2. Section 802.1 is amended by adding a parenthetical phrase at the end of the section to read as follows:

(Approved by the Office of Management and Budget under control number 0580-0011).

Dated: February 1, 1989.

D. R. Galliart,

Acting Administrator.

[FR Doc. 89-2811 Filed 2-6-89; 8:45 am]

BILLING CODE 3410-EN-M

Rural Electrification Administration

7 CFR Part 1735

Standard Forms of Electric Contracts

AGENCY: Rural Electrification Administration, USDA.

ACTION: Final rule.

SUMMARY: The Rural Electrification Administration (REA) hereby amends 7 CFR Chapter XVII by adding: (1) Part 1735, REA Standard Forms of Electric Contracts; and (2) § 1735.1, List of Standard Forms of Electric Contracts. The purpose of § 1735.1 is to provide a list of the current REA standard forms of contracts available for use by REA electric borrowers as required when obtaining professional services, purchasing materials and equipment, and constructing electric facilities. The listing also provides: (1) Purpose of each form; (2) the date of the current issue; and (3) the source where copies may be obtained. This action does not change any of REA's current requirements and procedures. It is being published in final form since it is a listing of existing forms with no changes in REA procedures or requirements.

EFFECTIVE DATE: February 7, 1989.

FOR FURTHER INFORMATION CONTACT: Mr. H. Robert Lash, Transmission Branch, Electric Staff Division, Rural Electrification Administration, Room 1263, South Building, U.S. Department of Agriculture, Washington, DC 20250, telephone (202) 382-9098.

The Impact Analysis describing the options considered in developing this rule is available on request from the above office.

SUPPLEMENTARY INFORMATION: Pursuant to the Rural Electrification Act, as amended (7 U.S.C. 901 *et seq.*), the Rural Electrification Administration (REA) hereby amends 7 CFR Chapter XVII by adding: (1) Part 1735, REA Standard Forms of Electric Contracts; and (2) § 1735.1, List of Standard Forms of Electric Contracts. Copies of all the contract forms are available upon request from the addresses stated in § 1735.1. This action will not (1) have an annual effect on the economy of $100 million or more; (2) result in a major increase in costs or prices for consumers, individual industries, Federal, state, or local government agencies, or geographic regions; (3) result in significant adverse effects on competition, employment, investment or productivity, innovations, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets and; therefore, has been determined to be "not major". These actions do not fall within the scope of the Regulatory Flexibility Act. REA has concluded that promulgation of this rule would not represent a major Federal action significantly affecting the quality of the human environment under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.* (1976)) and, therefore, does not require an environmental impact statement or an environmental assessment. This program is excluded from the scope of Executive Order 12372, which requires intergovernmental consultation with state and local officials.

This regulation contains no information or recordkeeping requirements which require approval under the Paperwork Reduction Act of 1980 (44 U.S.C. 3507 *et seq.*).

Background

REA has issued a series of publications entitled "bulletins" which serve to implement the policy, procedures, and requirements for administering its loan and loan guarantee programs and the security instruments which provide for and secure REA financing. REA has issued in this series a number of bulletins that set forth REA's requirements and procedures for the purchase and installation of such items of material and equipment, and the construction of