

USDA/AMS/Dairy Division, Order Formulation Branch, Room 2968, South Building, P.O. Box 96456, Washington, DC 20090-6456, (202) 690-1366.

SUPPLEMENTARY INFORMATION: Prior document in this proceeding:

Notice of proposed suspension: Issued December 19, 1991; published December 26, 1991 (56 FR 66798).

The Regulatory Flexibility Act (5 U.S.C. 601-612) requires the Agency to examine the impact of a proposed rule on small entities. Pursuant to 5 U.S.C. 605(b), the Administrator of the Agricultural Marketing Service has certified that this action will not have a significant economic impact on a substantial number of small entities. This action lessens the regulatory impact of the order on certain milk handlers and tends to ensure that dairy farmers will continue to have their milk priced under the order and thereby receive the benefits that accrue from such pricing.

This final rule has been reviewed by the Department in accordance with Departmental Regulation 1512-1 and the criteria contained in Executive Order 12291 and has been determined to be a "non-major" rule.

This order of suspension is issued pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and of the order regulating the handling of milk in the Southern Illinois-Eastern Missouri marketing area.

Notice of proposed rulemaking was published in the *Federal Register* on December 26, 1991 (56 FR 66798) concerning a proposed suspension of certain provisions of the order. Interested persons were afforded opportunity to file written data, views, and arguments thereon. One comment supporting this action was received.

After consideration of all relevant material, including the proposal in the notice, the comment received and other available information, it is hereby found and determined that for the months of December 1991 and January 1992 the following provisions of the order do not tend to effectuate the declared policy of the Act:

In § 1032.7(b), the words "and at least 75 percent of the total producer milk marketed in that 12-month period by such cooperative association was delivered", and the words "and physically received at".

Statement of Consideration

This action suspends certain provisions of the order for the months of December 1991 and January 1992. The action reduces the shipping standard for

pool supply plants operated by cooperative associations.

Currently the order provides that a supply plant must ship at least 40 percent of its receipts of milk to distributing plants during December, and 50 percent in other months, to be a pool plant under the order. A supply plant that meets the pooling standard during each of the months of September through January is a pool plant during each of the months of February through August. Also, the order provides a monthly shipping standard of 25 percent for a supply plant operated by a cooperative association if at least 75 percent of the cooperative's total milk supply during the preceding months of September through August is received at distributing plants. The suspension results in reducing the shipping standard for a cooperative association supply plant to 25 percent of receipts during December 1991 and January 1992.

The action was requested by Prairie Farms Dairy, Inc. (Prairie Farms), a cooperative association that operates supply plants under the order and represents producers who supply the market. Prairie Farms contends that the action is necessary because of a reduced need for shipments of milk from supply plants to furnish the fluid milk requirements of distributing plants. Mid America Dairymen, Inc., a cooperative association that represents producers who supply the market, supported the suspension in comments.

A reduction in the fluid milk requirement of the market is a result of the recent loss of two customers by Prairie Farms to competitors regulated under other Federal orders, and the sluggish sales in the area due to layoffs in major defense, tire, and heavy equipment manufacturing firms. As a result, there is an abatement in the amount of supplemental supply plant milk required of cooperative associations to meet the fluid milk needs of the market.

Due to this structural change in the market, the suspension is necessary to reduce the shipping standard to 25 percent of receipts during December 1991 and January 1992 for cooperative associations. Absent a suspension, costly and inefficient movements of milk would have to be made in order to pool supply plants and the milk of producers who have historically supplied the market.

It is hereby found and determined that thirty days' notice of the effective date hereof is impractical, unnecessary and contrary to the public interest in that:

(a) The suspension is necessary to reflect current marketing conditions and to assure orderly marketing conditions

in the marketing area in that such action is necessary to permit the continued pooling of supply plants and the milk of dairy farmers who have historically supplied the market without the need for making costly and inefficient movements of milk.

(b) This suspension does not require of persons affected substantial or extensive preparation prior to the effective date; and

(c) Notice of proposed rulemaking was given interested parties and they were afforded opportunity to file written data, views or arguments concerning this suspension. No comments in opposition to this action were received.

Therefore, good cause exists for making this order effective upon publication in the *Federal Register*.

List of Subjects in 7 CFR Part 1032

Milk marketing orders.

It is therefore ordered, That the following provisions in § 1032.7(b) of the Southern Illinois-Eastern Missouri order are hereby suspended for the months of December 1991 and January 1992.

PART 1032—MILK IN THE SOUTHERN ILLINOIS-EASTERN MISSOURI MARKETING AREA

1. The authority citation for 7 CFR part 1032 continues to read as follows:

Authority: Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674.

§ 1032.7 [Temporarily suspended in part]

2. In § 1032.7(b), the words "and at least 75 percent of the total producer milk marketed in that 12-month period by such cooperative association was delivered", and the words "and physically received at" are hereby suspended for the months of December 1991 and January 1992.

Signed at Washington, DC, on: January 8, 1992.

John E. Frydenlund,

Deputy Assistant Secretary, Marketing and Inspection Services.

[FR Doc. 92-1054 Filed 1-14-92; 8:45 am]

BILLING CODE 3410-02-M

Farmers Home Administration

7 CFR Part 1980

Rural Housing Loans

AGENCY: Farmers Home Administration, USDA.

ACTION: Final rule.

SUMMARY: The Farmers Home Administration (FmHA) amends its Guaranteed Rural Housing Loans

regulation. This action is taken to implement the provisions of the "Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 1992" (Agriculture Appropriations Act, 1992) which revises the Housing Act of 1949 (42 U.S.C. 1472), as amended with regard to the Guaranteed Rural Housing Program. The intended effect of this action is to remove a requirement that dwellings financed with Guaranteed Rural Housing Loans be more than 25 miles from an urban area or densely populated area.

EFFECTIVE DATE: January 15, 1992.

FOR FURTHER INFORMATION CONTACT: Michael S. Feinberg, Senior Loan Officer, Farmers Home Administration, USDA, room 5334-S, South Agriculture Building, 14th and Independence SW., Washington DC 20250, Telephone (202) 720-1474.

SUPPLEMENTARY INFORMATION: This action has been reviewed under USDA procedures established in Departmental Regulation 1512-1 which implements Executive Order 12291, and has been determined to be nonmajor because there is no substantial change from practices under existing rules that would have an annual effect on the economy of \$100 million or more. There is no major increase in cost or prices for consumers, individual industries, Federal, State, or local government agencies or geographical regions or significant adverse effects on competition, employment, productivity, innovation or in the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

It is the policy of this Department to publish most actions for public comment. This action, however, is clearly defined by a change in the law, therefore it has been determined that this change should be implemented as a final rule.

Environmental Impact Statement

This document has been reviewed in accordance with 7 CFR part 140, subpart C, "Environmental Program." It is the determination of FmHA that this action does not constitute a major Federal action significantly affecting the quality of the human environment, and in accordance with the National Environmental Policy Act of 1969, Public Law 91-190, an Environmental Impact Statement is not required.

Intergovernmental Consultation

For the reason set forth in the final rule related Notice to 7 CFR part 3015.

Subpart V, 48 FR 29115, June 24, 1983, this program/activity is excluded from the scope of Executive Order 12372 which requires intergovernmental consultation with State and local officials.

Discussion

On October 28, 1991, the President signed the Agriculture Appropriations Act, 1992 which revised the rural area definition for the guaranteed loan program. This revision removes a requirement that dwellings financed with Guaranteed Rural Housing Loans be more than 25 miles from an urban area or densely populated area.

Programs Affected

This program is listed in the catalog of Federal Domestic Assistance under 10.410, Rural Housing Loans.

List of Subjects in 7 CFR Part 1980

Home improvement, Loan programs—Housing and community development, Mortgage insurance, Mortgages, Rural areas.

Therefore, chapter XVIII, title 7, Code of Federal Regulations is amended as follows:

PART 1980—GENERAL

1. The authority citation for part 1980 continues to read as follows:

Authority: 7 U.S.C. 1989, 42 U.S.C. 1480, 5 U.S.C. 301, 7 CFR 2.23, 7 CFR 2.70.

Subpart D—Rural Housing Program Loans

2. Section 1980.311 of subpart D is revised to read as follows:

§ 1980.311 Rural area designation.

The State Director is responsible for establishing rural area boundaries in accordance with the provisions of § 1944.10 of subpart A of part 1944 of this chapter. Lenders should utilize rural area designation maps supplied by FmHA to assure loans are made within eligible rural areas. FmHA will maintain current county maps showing ineligible areas in the District and County Offices. These maps will be made available to the public on request.

Dated: November 18, 1991.

David T. Chen,

Acting Administrator, Farmers Home Administration.

[FR Doc. 92-989 Filed 1-14-92; 8:45 am]

BILLING CODE 3410-07-M

NUCLEAR REGULATORY COMMISSION

10 CFR Part 1

RIN 3150-AE10

Reorganization of the Office of Governmental and Public Affairs

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Nuclear Regulatory Commission (NRC) is amending its regulations to reflect the Commission's decision to abolish the Office of Governmental and Public Affairs and to reassign its subordinate offices and functions. This final rule is necessary to inform the public of organizational changes within the NRC.

EFFECTIVE DATE: The rule will become effective January 15, 1992.

FOR FURTHER INFORMATION CONTACT: Donnie H. Grimsley, Director, Division of Freedom of Information and Publications Services, Office of Administration, Washington, DC 20555, Telephone: 301-492-7211.

SUPPLEMENTARY INFORMATION: On October 23, 1991, the Commission announced its decision to abolish the Office of Governmental and Public Affairs and reassign its subordinate offices and functions. In the reorganization, the functions and personnel of the Office of State Programs will be assigned to the Executive Director for Operations and will be aligned as a separate office reporting to the Deputy Executive Director for Nuclear Materials Safety, Safeguards, and Operations Support.

The functions and personnel of the Office of International Programs will be aligned as a separate office reporting to the Commission. The Offices of Congressional Affairs and Public Affairs will continue to report to the Chairman of the Commission.

Because these are amendments dealing with agency practice and procedures, the notice and comment provisions of the Administrative Procedure Act do not apply pursuant to 5 U.S.C. 553(b)(A). The amendments are effective upon publication in the **Federal Register**. Good cause exists to dispense with the usual 30-day delay in the effective date because these amendments are of a minor and administrative nature, dealing with the agency's reorganization.

Environmental Impact: Categorical Exclusion

The NRC has determined that this final rule is the type of action described in categorical exclusion 10 CFR 51.22(c)(2). Therefore, neither an environmental impact statement nor an environment assessment has been prepared for this final rule.

Paperwork Reduction Act Statement

This final rule contains no information collection requirements and therefore is not subject to the requirements of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et seq.).

List of Subjects in 10 CFR Part 1

Organization and functions
(Government agencies).

For the reasons set out in the preamble and under the authority of the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and 5 U.S.C. 552 and 553, the NRC is adopting the following amendments to 10 CFR part 1.

PART 1—STATEMENT OF ORGANIZATION AND GENERAL INFORMATION

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

Authority: Sec. 161, 68 Stat. 948, as amended (42 U.S.C. 2201); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841) * * *

§ 1.3 [Amended]

2. In § 1.3, in paragraph (a), remove the words "Governmental and".

3. § 1.11, paragraphs (c) and (d) are revised to read as follows:

§ 1.11 The Commission.

(c) The following staff units and officials report directly to the Commission: Atomic Safety and Licensing Board Panel, Office of the General Counsel, Office of the Secretary, Office of Commission Appellate Adjudication, Office of Licensing Support System Administrator, Office of International Programs, and other committees and boards which are authorized or established specifically by the Act. The Advisory Committee on Reactor Safeguards and the Advisory Committee on Nuclear Waste also report directly to the Commission.

(d) The Offices of Congressional Affairs and Public Affairs report directly to the Chairman.

4. New §§ 1.27 and 1.28 are added to read as follows:

§ 1.27 Office of Congressional Affairs.

The Office of Congressional Affairs—
(a) Advises the Chairman, the Commission, and NRC staff on all NRC relations with Congress and the views of Congress toward NRC policies, plans and activities;

(b) Maintains liaison with Congressional committees and members of Congress on matters of interest to NRC;

(c) Serves as primary contact point for all NRC communications with Congress;

(d) Coordinates NRC internal activities with Congress;

(e) Plans, develops, and manages NRC's legislative programs; and

(f) Monitors legislative proposals, bills, and hearings.

§ 1.28 Office of Public Affairs

The Office of Public Affairs—

(a) Develops policies, programs, and procedures for the Chairman's approval for informing the public of NRC activities;

(b) Prepares, clears, and disseminates information to the public and the news media concerning NRC policies, programs, and activities;

(c) Keeps NRC management informed on media coverage of activities of interest to the agency;

(d) Plans, directs, and coordinates the activities of public information staffs located at Regional Offices;

(e) Conducts a cooperative program with schools; and

(f) Carries out assigned activities in the area of consumer affairs.

5. Section 1.29 is revised to read as follows:

§ 1.29 Office of International Programs.

The Office of International Programs—

(a) Advises the Chairman, the Commission, and NRC staff on international issues;

(b) Recommends policies concerning nuclear exports and imports, international safeguards, international physical security, nonproliferation matters, and international cooperation and assistance in nuclear safety and radiation protection;

(c) Plans, develops, and manages international nuclear safety information exchange programs and coordinates international research agreements;

(d) Obtains, evaluates, and uses pertinent information from other NRC and U.S. Government offices in processing nuclear export and import license applications;

(e) Establishes and maintains working relationships with individual countries and international nuclear organizations,

as well as other involved U.S. Government agencies; and

(f) Assures that all international activities carried out by the Commission and staff are well coordinated internally and Government-wide and are consistent with NRC and U.S. policies.

§ 1.31 [Amended]

6. In § 1.31, in paragraph (b), add the words "Office of State Programs," between the words, "Office of Personnel," and "and".

7. Section 1.41 is redesignated as § 1.42 and a new § 1.41 is added to read as follows:

§ 1.41 Office of State Programs.

The Office of State Programs—

(a) Plans and directs NRC's program of cooperation and liaison with States, local governments, interstate and Indian Tribe organizations; and coordinates liaison with other Federal Agencies;

(b) Participates in formulation of policies involving NRC/State cooperation and liaison;

(c) Develops and directs administrative and contractual programs for coordinating and integrating Federal and State regulatory activities;

(d) Maintains liaison between NRC and State, interstate, regional, Indian Tribe, and quasi-governmental organizations on regulatory matters;

(e) Promotes NRC visibility and performs general liaison with other Federal Agencies, and keeps NRC management informed of significant developments at other Federal Agencies which affect the NRC;

(f) Monitors nuclear-related State legislative activities;

(g) Directs regulatory activities of State Liaison and State Agreement Officers located in Regional Offices;

(h) Participate in policy matters on State Public Utility Commissions (PUCs);

(i) Administers the State Agreements program in a partnership arrangement with the States;

(j) Develops staff policy and procedures and implementation of the State Agreements program under the provisions of section 274b of the Atomic Energy Act, as amended;

(k) Provides oversight of program of periodic routine reviews of Agreement State programs to determine their adequacy and compatibility as required by section 274j of the Act and other periodic reviews that may be performed to maintain a current level of knowledge of the status of the Agreement State programs;

(l) Provides training to the States as provided by section 274i of the Act and also to NRC staff and staff of the U.S. Navy and U.S. Air Force;

(m) Provides technical assistance to Agreement States;

(n) Maintains an exchange of information with the States;

(o) Conducts negotiations with States expressing an interest in seeking a section 274b Agreement;

(p) Supports, consistent with Commission directives, State efforts to improve regulatory control for radiation safety over radioactive materials not covered by the Act; and

(q) Serves as the NRC liaison to the Conference of Radiation Control Program Directors, Inc. (CRCPD) and coordinates NRC technical support of CRCPD committees.

8. The center heading "Program Offices" is placed before new § 1.42.

Dated at Rockville, Maryland, this 3rd day of January 1992.

For the Nuclear Regulatory Commission,
James M. Taylor,

Executive Director for Operations.

[FR Doc. 92-1045 Filed 1-14-92; 8:45 am]

BILLING CODE 7590-01-M

FEDERAL ELECTION COMMISSION

11 CFR Parts 100, 110, 114

[Notice 1992-1]

Honoraria

AGENCY: Federal Election Commission.

ACTION: Final rule; technical amendments.

SUMMARY: The Commission is today publishing technical amendments to its regulations to conform them to the Legislative Branch Appropriations Act, 1992, Public Law No. 102-90, 105 Stat. 447 (1991). Section 6(d) of that Act repealed 2 U.S.C. 441i, which governed the acceptance of honoraria by Senators and officers and employees of the Senate.

EFFECTIVE DATE: January 15, 1992.

FOR FURTHER INFORMATION CONTACT: Ms. Susan E. Propper, Assistant General Counsel, 999 E Street, NW., Washington, DC 20463, (202) 219-3690 or (800) 424-9530.

SUPPLEMENTARY INFORMATION: The Federal Election Campaign Act of 1971 ("FECA"), as amended, gave the Federal Election Commission jurisdiction over the acceptance of honoraria by all

federal officers and employees. Federal Election Campaign Act Amendments of 1979, Public Law No. 96-187, section 105, 93 Stat. 1339, 1354 (redesignating provisions inserted by the Federal Election Campaign Act Amendments of 1976, Pub. L. No. 94-283, section 112, 90 Stat. 475, 486-85) (codified as amended at 2 U.S.C. 441i (1991)).

However, since 1989, the Commission's jurisdiction has been limited to the acceptance of honoraria by Senators and officers and employees of the Senate. Section 601 of the Ethics Reform Act of 1989, Public Law No. 101-194, 103 Stat. 1716, amended 2 U.S.C. 441i to remove the Commission's jurisdiction over honoraria acceptance by other Federal officers and employees, including members of the House of Representatives.

Recently, Congress passed the Legislative Branch Appropriations Act, 1992, Public Law No. 102-90, 105 Stat. 447 (1991). Sections 6(d) and 6(f)(1) of that Act further amend the FECA by repealing 2 U.S.C. 441i as of the effective date of the Act. As a result, the Commission has no jurisdiction over honoraria transactions taking place after August 14, 1991. (The Commission's jurisdiction over honoraria transactions occurring before that date remains intact. *FEC v. Wright*, No. 4-91-0542-A, slip op. at 13 (N.D. Tex. Nov. 12, 1991).)

Therefore, the Commission is publishing this Notice to make the necessary technical and conforming amendments to its regulations. The Notice repeals 11 CFR 110.12, the regulatory provision that implements section 441i. It also repeals 11 CFR 100.7(b)(19) and 11 CFR 114.1(a)(2)(iv), two provisions that make reference to 11 CFR 110.12.

Because the amendment is merely technical, it is exempt from the notice and comment requirements of the Administrative Procedure Act. See 5 U.S.C. 553(b)(B). It is also exempt from the legislative review provisions of the FECA. See 2 U.S.C. 438(d). These exemptions allow the amendments to be made effective immediately upon publication in the *Federal Register*. As a result, these amendments are made effective on January 15, 1992.

Certification of No Effect Pursuant to 5 U.S.C. 605(b) (Regulatory Flexibility Act)

I certify that the attached final rule will not have a significant economic

impact on a substantial number of small entities. The basis of this certification is that only officers and employees of the Federal Government are affected, and therefore, no small entity is affected under the final rule.

List of Subjects

11 CFR Part 100

Elections.

11 CFR Part 110

Government Employees.

11 CFR Part 114

Elections.

For the reasons set out in the preamble, subchapter A, chapter I, title 11 of the Code of Federal Regulations is amended as follows:

PART 100—SCOPE AND DEFINITIONS (2 U.S.C. 431)

1. The authority citation for part 100 continues to read as follows:

Authority: 2 U.S.C. 431, 438(a)(8).

§ 100.7(b)(19) [Removed and Reserved]

2. Section 100.7(b)(19) is removed and reserved.

PART 110—CONTRIBUTION AND EXPENDITURE LIMITATIONS AND PROHIBITIONS

3. The authority citation for part 110 is revised to read as follows:

Authority: 2 U.S.C. 431(8), 431(9), 432(c)(2), 437d(a)(8), 438(a)(8), 441a, 441b, 441d, 441e, 441f, 441g and 441h.

§ 110.12 [Removed and Reserved]

4. Section 110.12 is removed and reserved.

PART 114—CORPORATE AND LABOR ORGANIZATION ACTIVITY

5. The authority citation for part 114 continues to read as follows:

Authority: 2 U.S.C. 431(8)(B), 431(9)(B), 437d(a)(8), 438(a)(8), and 441b.

§ 114.1(a)(2)(iv) [Removed and Reserved]

6. Section 114.1(a)(2)(iv) is removed and reserved.

Dated: January 9, 1992.

Joan D. Aikens,

Chairman, Federal Election Commission.
[FR Doc. 92-1062 Filed 1-14-92; 8:45am]

BILLING CODE 6715-01-M