EFFECTIVE DATE: June 23, 1992.

FOR FURTHER INFORMATION CONTACT: Lawrence B. Patent, Associate Chief Counsel, or George Wilder, Attorney-Advisor, Division of Trading and Markets, Commodity Futures Trading Commission, 2033 K Street NW., Washington, DC 20581; telephone: (202) 254-8955.

SUPPLEMENTARY INFORMATION:

I. Amendment of Rule 32.2

On September 3, 1991, the Commission proposed rules to amend part 32 of the Commission's regulations.[2] Among other things, the Commission proposed the deletion of rule 32.2(b), which prohibits any person from offering to enter into, entering into, confirming the execution of, or maintaining a position in, any transaction in interstate commerce involving:[3]

> Any contract of sale of any commodity for future delivery traded on or subject to the rules of any contract market or involving the prices of such contracts, except under such terms and conditions as the Commission shall prescribe; if the transaction is or is held out to be of the character of, or is commonly known to the trade as, an "option", "privilege", "indemnity", "bid", "offer", "put", "call", "advance guaranty", or "decline guaranty".

The Commission received sixteen comment letters in response to its part 32 rule proposals, nine of which addressed the proposal to delete rule 32.2(b). All nine commenters who addressed rule 32.2(b) supported the Commission's proposal to delete it. The commenters noted, among other things, that commercial parties entering into trade options should not be deprived of the benefits of the efficient price discovery afforded by contract markets and that the deletion of rule 32.2(b) would eliminate uncertainty as to the legality of the use of contract market pricing in trade option transactions.[4] Based upon the foregoing, the Commission has determined to adopt the proposed amendment of rule 32.2 deleting Rule 32.2(b). The Commission intends to address the balance of its proposals concerning rules 32.1, 32.2 and 32.4 in the near future.

II. Paperwork Reduction Act Notice

The Paperwork Reduction Act of 1980 ("PRA"), 44 U.S.C. 3501 *et seq.*, imposes certain requirements on federal agencies (including the Commission) in connection with their conducting or sponsoring any collection of information as defined by the PRA. The Commission has determined that this rule amendment imposes no recordkeeping or reporting requirement burdens.

III. Regulatory Flexibility Act

The Regulatory Flexibility Act ("RFA"), 5 U.S.C. 601 *et seq.*, requires that agencies, in proposing rules, consider the impact of those rules on small businesses. The Commission has previously determined that entities affected by the amendment of rule 32.2 are not "small entities" for purposes of the RFA [5] and therefore the Commission believes that the action taken herein, which removes a regulatory restriction, will not have a significant impact on a substantial number of small entities.

List of Subjects in 17 CFR Part 32

Commodity Futures, Commodity Options, Prohibited Transactions and Trade Options.

In consideration of the foregoing, and pursuant to the authority contained in the Commodity Exchange Act, and in particular, sections 2(a)(1)(A), 4c and 8a, 7 U.S.C. 2, 6c and 12a, as amended, the Commission hereby amends chapter I of title 17 of the Code of Federal Regulations as follows:

PART 32—REGULATION OF COMMODITY OPTION TRANSACTIONS

1. The authority citation for part 32 continues to read as follows:

Authority: 7 U.S.C. 2, 6c and 12a (1988).

2. Section 32.2 is revised to read as follows:

§ 32.2 Prohibited transactions.

No person may offer to enter into, enter into, confirm the execution of, or maintain a position in, any transaction in interstate commerce involving wheat, cotton, rice, corn, oats, barley, rye, flaxseed, grain sorghums, mill feeds, butter, eggs, onions, solanum tuberosum (Irish potatoes), wool, wool tops, fats and oils (including lard, tallow, cottonseed oil, peanut oil, soybean oil and all other fats and oils), cottonseed meal, cottonseed, peanuts, soybeans, soybean meal, livestock, livestock products and frozen concentrated orange juice if the transaction is or is held out to be of the character of, or is commonly known to the trade as, an "option", "privilege", "indemnity", "bid", "offer", "put", "call", "advance guarantee", or "decline guarantee".

Issued in Washington, DC on June 17, 1992 by the Commission.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 92-14665 Filed 6-22-92; 8:45 am]

BILLING CODE 6351-01-M

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[2] 56 FR 43560 (September 3, 1991).

[3] *Id.*, at 43560, 43565.

[4] Although deleting rule 32.2(b) will eliminate language that prohibits trade options "involving" designated futures contracts or the prices of such contracts, a trade option purporting to provide a right to acquire a futures position would continue to be proscribed by provisions of the Act. Specifically, the terms of trade options must comply with section 4(a) of the Act, 7 U.S.C. 6(a), which prohibits offering, entering into, or confirming the execution of any futures contract unless the transaction is executed on or subject to the rules of a designated contract market and by or through a member of such contract market.

[5] 56 FR 43560, 43564 (September 3, 1991).

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Parts 200, 203, 234

[Docket No. R-92-1514; FR-2855-0-04]

RIN 2502-AF04

Single Family Development Acceptance of Individual Residential Water Purification Equipment; Announcement of OMB Approval Number

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Final rule; announcement of OMB approval number.

SUMMARY: On March 19, 1992 (57 FR 9602), The Department published in the **Federal Register**, a final rule that set out the circumstances under which the Department would agree to provide FHA Mortgage insurance on single family properties for which a loan-to-value ratio (LTV) greater than 90% is proposed, and when certain of the requirements associated with water supply systems set out in 24 CFR 200.926d(f), and usually applied to such properties, cannot be met.

In the supplementary information section, under the heading Paperwork Reduction Act, it was indicated that the information collection requirements contained in the rule had been submitted to the Office of Management and Budget (OMB) for review under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501-3520), and that the OMB control number, when assigned, would be announced by separate notice in the **Federal Register.**

The purpose of this document is to publish the OMB approval number for the sections described in the final rule

that contained information collection requirements.

EFFECTIVE DATE: June 23, 1992.

FOR FURTHER INFORMATION CONTACT: Donald Fairman, Manufactured Housing and Construction Standards Division, room 6207, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410-8000, telephone, voice: (202) 708-0718; (TDD) (202) 708-4594) (These are not toll-free numbers).

SUPPLEMENTARY INFORMATION:

Paperwork Reduction Act

The information collection requirements contained in the regulatory sections listed below have been approved by the Office of Management and Budget under the provisions of the Paperwork Reduction Act of 1980 (Pub. L. 96-511) and are assigned the control number listed.

List of Subjects

24 CFR Part 200

Administrative practice and procedure, Claims, Equal employment opportunity, Fair housing, Home improvement, Housing standards, Lead poisoning, Loan programs—housing and community development, Mortgage insurance, Organization and functions (Government agencies), Reporting and recordkeeping requirements, Social security.

24 CFR Part 203

Hawaiian Natives, Home improvement, Loan programs—housing and community development, Mortgage insurance, Reporting and recordkeeping requirements, Solar energy.

24 CFR Part 234

Condominiums, Mortgage insurance, Reporting and recordkeeping requirements.

Text of the Amendment

Accordingly, parts 200, 203, and 234 of title 24 of the Code of Federal Regulations are amended as follows:

PART 200—[AMENDED]

1. The authority citation for part 200 is revised to read as follows:

Authority: 12 U.S.C. 1701-1715z-18; 42 U.S.C. 3535(d).

§ 200.926d [Amended]

2. Section 200.926d is amended by adding at the end of the section, the following statement:

(Approved by the Office of Management and Budget under control number 2502-0474)

PART 203—[AMENDED]

3. The authority citation for part 203 is revised to read as follows:

Authority: 12 U.S.C. 1709, 1710, 1715b, 1715u; 42 U.S.C. 3535(d).

§§ 203.52 and 203.550 [Amended]

4. Sections 203.52 and 203.550 are amended by adding at the end of each section, the following statement:

(Approved by the Office of Management and Budget under control number 2502-0474).

PART 234—[AMENDED]

5. The authority citation for part 234 is revised to read as follows:

Authority: 12 U.S.C. 1707(a), 1715b, 1715y; 42 U.S.C. 3535(d).

§ 234.64 [Amended]

6. Section 234.64 is amended by adding at the end of the section, the following statement;

(Approved by the Office of Management and Budget under control number 2502-0474)

Dated: June 17, 1992.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 92-14690 Filed 6-22-92; 8:45 am]

BILLING CODE 4210-27-M

NATIONAL LABOR RELATIONS BOARD

29 CFR Part 100

Employee Responsibilities and Conduct

AGENCY: National Labor Relations Board (NLRB).

ACTION: Final rule.

SUMMARY: This rule amends the current standards of conduct for employees of the NLRB with respect to audits and investigations. The amendment requires that employees cooperate fully with any audit or investigation conducted by the Office of the Inspector General, or with any audit or investigation conducted by any Agency official or department, including, but not limited to, the Office of Equal Employment Opportunity, involving matters that relate to or have an effect on the official business of the Agency. Employee failure to cooperate in an audit or investigation may result in disciplinary action against them.

EFFECTIVE DATE: June 23, 1992.

FOR FURTHER INFORMATION CONTACT: Gloria Joseph, Director of Administration, National Labor Relations Board, room 400, 1717 Pennsylvania Avenue, NW, Washington, DC 20570-0001. (202-254-9200).

SUPPLEMENTARY INFORMATION: Government-wide guidelines for employee standards of conduct are established by Executive Order No. 11222 and 5 CFR part 735. Standards of conduct for NLRB employees are delineated at 29 CFR part 100. In accordance with the Inspector General Act Amendments of 1988 (Pub. L. 100-504, amending Pub. L. 95-452; 5 U.S.C. app. 3), the NLRB established an Office of the Inspector General in November 1989. The Office of the Inspector General conducts investigations and audits to prevent and detect waste, fraud, and abuse in the programs and operations of the NLRB. This rule amends the current standards of conduct for the employees of the NLRB by requiring that they cooperate fully with any audit or investigation conducted by the Office of the Inspector General. Additionally, pursuant to 29 CFR 1613.216, the NLRB is responsible for conducting EEO investigations and pursuant to 29 CFR 1613.204(a) for issuing rules, regulations, and instructions necessary to implement such responsibilities. This amendment alerts employees that their failure to cooperate in an audit or investigation may result in disciplinary action against them. No notice of proposed rulemaking has been published because the rule relates to NLRB employees. For the same reason, the rule is not subject to the review requirements of Executive Order No. 12991.

List of Subjects in 29 CFR Part 100

Administrative regulations, Employee responsibilities and conduct.

For the reasons stated in the preamble, part 100 of title 29, Ch. I of the Code of Federal Regulations is amended as follows:

PART 100—[AMENDED]

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

Authority: Sec. 6, National Labor Relations Act, as amended (29 U.S.C. §§ 141, 146).

2. The authority citation for subpart A of part 100 is revised as follows:

Authority: Subpart A is also issued under 5 U.S.C. 7301; 18 U.S.C. 201 et seq.; Executive Order 11222; 5 CFR 735.104; the Inspector General Act of 1978, as amended by the Inspector General Act Amendment of 1988, 5

U.S.C. app. 3; 42 U.S.C. 2000e–16(a); 29 CFR 1613.204(a) and 29 CFR 1613.216.

3. Subpart A is amended by adding a new section 100.123 consisting of paragraphs (a) and (b) to read as follows:

§ 100.123 Audits and investigations.

(a) Employees shall cooperate fully with any audit or investigation conducted by the Office of the Inspector General involving matters that fall within the jurisdiction and authority of the Inspector General, as defined in the Inspector General Act of 1978, as amended, or with any audit or investigation conducted by any Agency official or department, including, but not limited to, the Office of Equal Employment Opportunity, involving matters that relate to or have an effect on the official business of the Agency. Such cooperation shall include, among other things, responding to requests for information, providing statements under oath relating to such audits or investigations, and affording access to Agency records and/or any other Agency materials in an employee's possession.

(b) The obstruction of an audit or investigation, concealment of information, intentional furnishing of false or misleading information, refusal to provide information and/or answer questions, or refusal to provide a statement under oath, by an employee to an auditor or investigator pursuant to any audit or investigation as described in paragraph (a) of this section, may result in disciplinary action against an employee. However, nothing herein shall be construed to deny, abridge, or otherwise restrict the rights, privileges, or other entitlements or protections afforded to Agency employees.

Dated, Washington, DC, June 16, 1992.

By direction of the Board.

National Labor Relations Board.

John C. Truesdale,

Executive Secretary.

[FR Doc. 92–14654 Filed 6–22–92; 8:45 am]

BILLING CODE 7545-01-M

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 914

Indiana Permanent Regulatory Program

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM), Interior.

ACTION: Final rule; approval of amendment.

SUMMARY: OSM is announcing the approval, with certain exceptions, of a proposed amendment to the Indiana permanent regulatory program (hereinafter referred to as the Indiana program) under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). The amendment (Program Amendment Number 91–7C) consists of proposed changes to the Indiana Surface Mining Statute (IC 13–4.1) adopted during the 1991 session of the Indiana legislature under Senate Enrolled Act (SEA) 154. The amendment is intended to make changes to the fees assessed to provide program income, requirements for hearings, and changes to the responsibilities of the director of the Indiana Department of Natural Resources (IDNR), and the Natural Resources Commission (the NRC).

EFFECTIVE DATE: June 23, 1992.

FOR FURTHER INFORMATION CONTACT: Mr. Roger W. Calhoun, Telephone (317) 226–6166.

SUPPLEMENTARY INFORMATION:

I. Background on the Indiana Program

On July 29, 1982, the Indiana program was made effective by the conditional approval of the Secretary of the Interior. Information pertinent to the general background on the Indiana program, including the Secretary's findings, the disposition of comments, and a detailed explanation of the conditions of approval of the Indiana program can be found in the July 26, 1982, **Federal Register** (47 FR 32107). Subsequent actions concerning the conditions of approval and program amendments are identified at 30 CFR 914.15 and 914.16.

II. Submission of the Amendment

By letter dated June 4, 1991 (Administrative Record No. IND–0894), the IDNR submitted a proposed amendment to the Indiana program at Indiana Code (IC) 13–4.1–1 through 13–4.1–6, 13–4.1–6.3, and 13–4.1–6.5. The proposed amendment consisted of Indiana's 1990 SEA 52, 1991 SEA 46, and 1991 SEA 154. These were received as a single proposed amendment. By letter dated June 5, 1991 (Administrative Record No. IND–0886), Indiana requested the OSM to separately process the three statutes as three separate amendments. Consequently, this notice addresses the proposed amendments submitted under Indiana's SEA 154. SEA 154 from the 1991 Legislative Session contains changes to the fees assessed to provide program income, requirements for hearings, and changes in the responsibilities of the director of IDNR and the NRC.

OSM announced receipt of the proposed amendment in the July 9, 1991 **Federal Register** (56 FR 31093), and in the same notice, opened the public comment period and provided opportunity for a public hearing on the adequacy of the proposed amendment. The public comment period ended on August 8, 1991. The scheduled public hearing was not held as no one requested an opportunity to provide testimony.

III. Director's Findings

Set forth below, pursuant to SMCRA and the Federal regulations at 30 CFR 732.15 and 732.17, are the Director's findings concerning the proposed amendment to the Indiana program. Revisions which are not discussed below concern nonsubstantive wording changes.

A. Revisions to Indiana's Regulation That are Substantively Identical to SMCRA and the Federal Regulations

State regulation	Subject	Federal counterpart
IC 13–4.–1–1–3(6)	Definition of Permit	SMCRA 701(15).
IC 13–4.–1–3–4(a)(14)	Test Borings	SMCRA 508(a)(12).
IC 13–4.–1–3–5	Experimental Practices	SMCRA 711.
IC 13–4.–1–3–6	Regulatory Coordination	30 CFR 773.12.
IC 13–4.–1–4–2	Public Notice	SMCRA 5:3(b).
IC 13–4.–1–4–3 (a), (b), (c)	Permit approval/denial	SMCRA 510(b), (30). CFR 773.15(b)(3).
IC 13–4.–1–4–7	Permit Conditions	30 CFR 773.17(g).
IC 13–4.–1–5–1	Permit Duration	SMCRA 506(b).
IC 13–4.–1–5–2	Permit Transference	SMCRA 506(b).