

Dated: March 23, 1994.

Gene R. Haislip,
Deputy Assistant Administrator, Office of
Diversion Control, Drug Enforcement
Administration.

[FR Doc. 94-7568 Filed 3-30-94; 8:45 am]

BILLING CODE 4410-09-U

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Fair Housing and Equal Opportunity

24 CFR Part 104

[Docket No. R-94-1699; FR-3485-C-02]

Administrative Proceedings Under Section 812 for Fair Housing, Final Rule; Correction

AGENCY: Office of the Assistant
Secretary for Fair Housing and Equal
Opportunity, HUD.

ACTION: Final rule; correction.

SUMMARY: This notice makes corrections to a final rule that was published in the *Federal Register* on January 12, 1994 (59 FR 1642). The rule revised 24 CFR 104.500 and 104.540 to conform to Rule 35 of the Federal Rules of Civil Procedure, as interpreted in certain Federal court precedents.

EFFECTIVE DATE: February 11, 1994.

FOR FURTHER INFORMATION CONTACT: Myra L. Ransick, Assistant General Counsel for Regulations, room 10276, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410, telephone (202) 708-3055. (This is not a toll-free number.) A telecommunications device for hearing impaired persons (TDD) is available at 1-800-843-8294.

SUPPLEMENTARY INFORMATION: This correction notice states (1) the correct section heading of 24 CFR 104.540; and (2) makes editorial changes to that section to reflect the deletions made in the final rule.

The Department would also like to correct a statement in the preamble to the rule.

Accordingly, FR Doc. 94-691, a final rule published in the *Federal Register* on January 12, 1994 (59 FR 1642), is corrected, and § 104.540 (a)(3) and (b)(4) is amended to read as follows:

1. On page 1643, in the preamble, in column 1, second full paragraph, the second sentence is corrected to read: "None of these other discovery methods requires that a matter be 'in controversy' and only Rule 34, until 1970, imposed a requirement that a moving party affirmatively demonstrate 'good cause'."

2. The section heading of 24 CFR 104.540 on page 1645 is corrected to read as follows:

§ 104.540 Production of documents and other evidence; entry upon land for inspection and other purposes; and physical and mental examinations.

3. Section 104.540 is amended by adding "or" after the semicolon at the end of (a)(1); deleting the semicolon and "or" at the end of (a)(2), and replacing these deletions with a period; and by adding "and" after the semicolon at the end of (b)(2); and deleting the semicolon and "and" after the semicolon at the end of (b)(3), and replacing these deletions with a period.

Dated: March 28, 1994.

Myra L. Ransick,
Assistant General Counsel for Regulations.
[FR Doc. 94-7752 Filed 3-30-94; 8:45 am]
BILLING CODE 4210-28-M

Office of the Assistant Secretary for Housing-Federal Housing Commissioner

24 CFR Parts 203, 213, and 234

[Docket No. R-94-1557; FR-2867-C-03]

RIN 2502-AF07

Single Family Mortgage Insurance Program Mortgage Assumability and Release Requirements, Final Rule; Correction

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

ACTION: Final rule; Correction.

SUMMARY: The purpose of this document is to make editorial corrections to a final rule published on August 11, 1993 (58 FR 42645), that implemented sections 203 (g) and (r) of the National Housing Act (the Act). It will also add an introductory paragraph (c) to § 213.520, that was inadvertently omitted in the publication of the final rule.

EFFECTIVE DATE: September 10, 1993.

FOR FURTHER INFORMATION CONTACT: John J. Coonts, Director, Office of Insured Single Family Housing, room 9266, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410. Telephone (202) 708-3046; TDD (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: Accordingly, FR Doc. 93-19180, a final rule published in the *Federal Register* on August 11, 1993 (58 FR 42645), is corrected to read as follows:

1. On page 42647, in the preamble, in the first column, in the ninth line from

the bottom of the page, the word "mortgage" is corrected to read "mortgagee".

§ 203.41 [Corrected]

2. On page 42648, in § 203.41(a)(4), in the middle column, in the second sentence, the word "veteran's" is corrected to read "veterans".

3. On page 42649, the amendatory instruction for item 4 in the first column and the amendatory instruction for item 5 in the third column, that reads "would be" is corrected to read "is".

§ 203.512 [Corrected]

4. On page 42649, in § 203.512(b), in the third column, the fifth line is corrected to read, "property, or the sale or transfer of a beneficial interest in a trust".

5. On page 42649, in § 203.512(c), in the third column, in the third line, correct "sale or other" to read "sale of other", and also remove the comma in line seven.

6. On page 42650, in § 213.520, the amendatory instruction is corrected to read, "7. In § 213.520, paragraph (b) and the introductory text of paragraph (c) are revised to read as follows:", and the inadvertently omitted paragraph (c) introductory text is added to read as follows:

§ 213.520 Mortgage lien.

* * * * *

(c) With the prior approval of the Secretary, the mortgaged property may be subject to a second mortgage held by a mortgagee not described in paragraph (b) of this section. Unless the mortgage is for the purpose described in paragraph (d) of this section, it shall meet the following requirements:

* * * * *

§ 234.66 [Corrected]

7. On page 42650, in § 234.66(a)(3)(ii), in the second column, in the sixth line, correct "tights" to read "rights" and add a closing parenthesis at the end of the sentence in line 10.

8. On page 42650, in § 234.66(a)(4), in the third column, in the ninth line, correct "veteran's" to read "qualified veterans".

9. On page 42651, in § 234.66(d)(3), in the first column, the second line is corrected to read, "the HOME and HOPE programs, rights under an option to purchase, pre-".

Dated: March 28, 1994.

Myra L. Ransick,
Assistant General Counsel for Regulations.
[FR Doc. 94-7750 Filed 3-30-94; 8:45 am]
BILLING CODE 4210-27-M

24 CFR Part 3280

[Docket Nos. R-94-1497; FR-2622-C-05 and R-94-1632; FR-3380-C-04]

RIN Nos. 2502-AE66 and 2502-AF91

Manufactured Home Construction and Safety Standards: Correction; and Manufactured Home Construction and Safety Standards on Wind Standards: Correction

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

ACTION: Corrections to final rules.

SUMMARY: HUD published two final rules amending the Federal Manufactured Home Construction and Safety Standards (FMHCSS) on October 25, 1993 (58 FR 54975), and January 14, 1994 (59 FR 2456), to: (1) include preemptive standards significantly upgrading the existing energy conservation requirements; and (2) improve the resistance of manufactured homes to wind forces in areas prone to hurricanes. The October 25, 1993, rule is not to take effect until October 25, 1994, while the January 14, 1994, rule generally is to take effect on July 13, 1994. Because certain revisions included in the more recent rule would be nullified as of the later effective date of the October 1993 rule, the Department is issuing these corrections to preserve those provisions of the January 1994 rule that are intended to remain in effect after October 1994.

EFFECTIVE DATE: July 13, 1994.

FOR FURTHER INFORMATION CONTACT: David C. Nimmer, Director, Office of Manufactured Housing and Regulatory Functions, Department of Housing and Urban Development, 451 Seventh Street SW., ATTN: Mailroom B-133, Washington, DC 20410-8000. Telephones: (voice) (202) 755-7410; (TDD) (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: As explained in the Summary, this correction reconciles inconsistencies between the final rules published on October 25, 1993 (58 FR 54975), and January 14, 1994 (59 FR 2456). In addition, this correction addresses certain inconsistencies within each of the two rules.

The Department points out that there is no paragraph 48 in the October 25, 1993, rule; as a result of an editorial oversight on pages 55016 and 55017, the enumerated paragraphs go from "47" to "49". The item identified on page 54998 of the rule that would have been paragraph 48 affected storage rooms and was omitted from the final rule because

commenters were concerned that the provision would unintentionally include closets.

Similarly, there is an error on page 54998 of the preamble in referring to a new paragraph in § 3280.112; the Department has not added a new paragraph to this section.

Several corrections have been made in references to standards included in 24 CFR 3280.304(b)(1). These corrections are necessary either to cite the standard properly or to include approved standards that were mentioned in the preamble of the October 25 rule, but were inadvertently omitted from the regulatory text.

Other corrections are also necessary in the January 14 rule. These corrections clarify a table and correct the inclusion of certain local governments in a listing of jurisdictions located in Wind Zone II. These local governments are already listed properly under jurisdictions located in Wind Zone III, as based on the Basic Wind Zone Map for Manufactured Housing that is part of the January 14 rule.

Need for Correction

Because of the delayed effective date of the rule published on October 25, 1993 (58 FR 54975), the Department must reconcile the October 25, 1993, rule with the rule published on January 14, 1994 (59 FR 2456). In addition, both rules contain errors that may be misleading or must be clarified.

Correction of Publications

Accordingly, FR Doc. 93-26019, the Manufactured Home Construction and Safety Standards final rule (FR-2622), published October 25, 1993 (58 FR 54975), and FR Doc. 94-825, the Manufactured Home Construction and Safety Standards on Wind Standards final rule (FR-3380), published January 14, 1994 (59 FR 2456) are corrected as follows:

Manufactured Home Construction and Safety Standards (FR-2622; 58 FR 54975, October 25, 1993)

1. On page 55003, in the first column, in § 3280.4, the address following the item "SJI" is corrected to read as follows: "Steel Joist Institute, 1205 48th Avenue North, suite A, Myrtle Beach, SC 29577".

2. On page 55003, in the first and second columns, the amendatory instruction for § 3280.5 is removed and the revised text for § 3280.5 is deleted.

3. On page 55005, in the second column and continuing into the third column, § 3280.302 is corrected by deleting the definition for "hurricane resistive manufactured home".

4. On page 54996, in the first column, in the preamble, and on page 55006, in the second column, in § 3280.304, the standard listed under "Voluntary Product Standard, Construction and Industrial Plywood" is corrected to read "PS-1-83".

5. On page 55006, in the second column, in § 3280.304, paragraph (b)(1) is corrected by adding the following standard under the heading "Wood and Wood Products", after the item "Design and Fabrication of Plywood Sandwich Panels, Suppl.4—APA—U-814G-1990."

Performance Standards and Policies for Structural Use Panels—APA—PRP-E-108P, E445N-1989.

6. On page 55006, in the third column, in § 3280.304, under the heading "Unclassified", the standards referenced for the item "Performance Standard for Wood-Based Structural Use Panels" is clarified by adding "(also known as NIST Standard PS-2-92)" after "PS-2-92, APA".

7. On page 55006, in the third column, in amendatory instruction 22, for § 3280.305, the amendatory instructions concerning paragraphs (b)(4) and (d) are removed and the text of paragraphs (b)(4) and (d) are removed.

8. On page 55007, in the second column, amendatory instruction 23, for § 3280.306 is removed and the introductory text of paragraph (a) of § 3280.306 is removed.

9. On page 55011, in the first column, in § 3280.506, paragraph (a) is corrected by inserting a comma between the words "infiltration" and "ventilation".

Manufactured Home Construction and Safety Standards on Wind Standards (FR-3380; 59 FR 2456, January 14, 1994)

10. On page 2469, in the first column, the authority citation for part 3280 is revised to read as follows, and the authority citations following all of the sections in part 3280 are removed:

Authority: 42 U.S.C. 5403 and 42 U.S.C. 5535(d).

11. On page 2470, in the Table of Design Wind Pressures, references to footnotes "4, 6, 7" are added in the column headed "Element" after each of the line entries "Within 3'-0" from each gable end (overhang at endwall) of the roof or endwall if no overhang is provided", "Within 3'-0" from the ridge and eave (overhang at sidewall) or sidewall if no eave is provided", "Eaves (Overhangs at Sidewalls)", and "Gables (Overhangs at Endwalls)"; the dot leaders are removed in the second and third columns of the table and in the first column after "Wall studs in

sidewalls and endwalls, exterior windows and sliding glass doors (glazing and framing), exterior coverings, sheathing and fastenings"; the entries associated with the requirements for "Wall studs in sidewalls and endwalls, exterior windows and sliding glass doors (glazing and framing), exterior coverings, sheathing and fastenings" are corrected by moving the entry "±48 PSF" down one line in the column headed "Wind zone II design wind speed 100 MPH" and by moving the entry "±58 PSF" down one line in the column headed "Wind zone III design wind speed 110 MPH", in order to align these entries with the item designated as "Within 3'-0" from each corner of the sidewall and endwall" in the first column of the table; and, in the footnotes, the numerals "4" and "7" immediately after the superscript numerals "4" and "7", respectively, are removed.

12. On page 2470, in the second column and continuing into the third column, in § 3280.305, paragraph (c)(2)(ii) is corrected by removing from the Wind Zone II listing under "Louisiana" the parishes of Jefferson, La Fourche, Orleans, Plaquemines, St. Bernard, St. Charles, St. Mary, and Terrabonne, and by removing from the Wind Zone II listing under "North Carolina" the counties of Carteret, Dare, and Hyde.

13. On page 2474, in the first column, in § 3280.403, paragraph (b) and the introductory text of paragraph (e) are corrected to read as follows:

§ 3280.403 Standard for windows and sliding glass doors used in manufactured homes.

(b) *Standard.* All primary windows and sliding glass doors shall comply with AAMA Standard 1701.2-1985, Primary Window and Sliding Glass Door Voluntary Standard for Utilization in Manufactured Housing, except that by January 17, 1995, the exterior and interior pressure tests shall be conducted at the design wind loads required for components and cladding specified in § 3280.305(c)(1).

(e) *Certification.* All primary windows and sliding glass doors to be installed in manufactured homes shall be certified as complying with AAMA Standard 1701.2-1985. As of January 17, 1995, this certification must be based on tests conducted at the design wind loads specified in § 3280.305(c)(1).

14. On page 2474, in the second column, in § 3280.404, paragraphs (b) and (e) are corrected to read as follows:

§ 3280.404 Standard for egress windows and devices for use in manufactured homes.

(b) *Performance.* Egress windows including auxiliary frame and seals, if any, shall meet all requirements of AAMA Standard 1701.2-1985, Primary Window and Sliding Glass Door Voluntary Standard for Utilization in Manufactured Housing and AAMA Standard 1704-1985, Voluntary Standard Egress Window Systems for Utilization in Manufactured—Housing, except that by January 17, 1995, the exterior and interior pressure tests for components and cladding shall be conducted at the design wind loads required by § 3280.305(c)(1).

(e) *Certification of egress windows and devices.* Egress windows and devices shall be listed in accordance with the procedures and requirements of AAMA Standard 1704-1985. As of January 17, 1995, this certification must be based on tests conducted at the design wind loads specified in § 3280.305(c)(1).

Authority: 42 U.S.C. 5403 and 42 U.S.C. 3535(d).

Dated: March 28, 1994.

Nicolas P. Retsinas,

Assistant Secretary for Housing-Federal Housing Commissioner.

[FR Doc. 94-7751 Filed 3-30-94; 8:45 am]

BILLING CODE 4210-27-M

DEPARTMENT OF LABOR

Office of Labor-Management Standards

29 CFR Parts 401-406, 408, 409, 417, 451-453, 457 and 458

RIN 1294-AA11

Technical Amendments of Rules Relating to Labor-Management Standards and Standards of Conduct for Federal Sector Labor Organizations

AGENCY: Office of Labor-Management Standards, Office of the American Workplace, Labor.

ACTION: Final rule.

SUMMARY: This document makes a number of technical amendments to chapter IV of the Department of Labor's regulations. These changes are necessary because of a reorganization within the Department which

established the Office of the American Workplace (OAW) and transferred the Office of Labor-Management Standards to OAW. This document also makes other technical corrections.

EFFECTIVE DATE: March 31, 1994.

FOR FURTHER INFORMATION CONTACT: Kay H. Oshel, Chief, Division of Interpretations and Standards, Office of Labor-Management Standards, Office of the American Workplace, U.S. Department of Labor, room N-5605, Washington, DC 20210, (202) 219-7373 (this is not a toll-free number).

SUPPLEMENTARY INFORMATION:

Secretary's Order No. 2-93, dated July 21, 1993 (published August 10, 1993, 58 FR 42578), established the Office of the American Workplace (OAW) headed by the Assistant Secretary for the American Workplace, and transferred the Office of Labor-Management Standards (OLMS) to OAW to assist the Assistant Secretary in carrying out the responsibilities assigned to him in connection with the Labor-Management Reporting and Disclosure Act of 1959, as amended (LMRDA), 29 U.S.C. 401 *et seq.*; section 1209 of the Postal Reorganization Act of 1970, 39 U.S.C. 1209; and the provisions relating to standards of conduct for labor organizations in the Civil Service Reform Act of 1978 (CSRA), 5 U.S.C. 7120, and the Foreign Service Act of 1980 (FSA), 22 U.S.C. 4117. OLMS is now an office within OAW headed by the Deputy Assistant Secretary for Labor-Management Standards.

As a result of this reorganization, it is necessary to make a number of technical amendments to the Department's regulations.

First, the authority citation for each part in chapter IV of title 29 of the Code of Federal Regulations is amended to replace "Secretary's Order No. 3-84 (49 FR 20578)" with "Secretary's Order No. 2-93 (58 FR 42578)." Second, the definition of "Assistant Secretary" is changed from "Assistant Secretary for Labor-Management Standards" to "Assistant Secretary for the American Workplace." Third, the definition of "Office of Labor-Management Standards" is revised to state that it is part of the Office of the American Workplace. Fourth, references to OLMS "Area Administrators" are changed to "Regional Directors" to reflect the change in the title of those positions. Finally, the definitions of "Regional Director" and "Director" are revised to add a reference to the Office of the American Workplace.

In addition, a number of technical corrections have been made regarding the authority citations. First, the authority citation for part 401 has been

corrected to refer to the amendment made to § 401.4 by § 320 of title III of the Bankruptcy Reform Act of 1978, Public Law 95-598, 92 Stat. 2678. Second, in the authority citations for parts 402-405, 408, and 409, a reference to LMRDA section 207 has been added (along with the appropriate citations to the United States Code). Third, the authority citation for part 409 has been further corrected to refer to LMRDA section 208 (along with the appropriate citation to the United States Code), to refer to the amendment made to LMRDA section 211 by section 111(a)(2)(d) of the Employee Retirement Income Security Act of 1974, Public Law 93-406, 88 Stat. 852, and to refer to the appropriate Statutes at Large citations. Finally, the authority citation for part 453 has been corrected to refer to the amendment made to LMRDA section 502 by Public Law 89-216, 79 Stat. 888.

Also, technical changes have been made to the regulations which include information collections to refer to the Office of Management and Budget (OMB) control numbers in accordance with the Paperwork Reduction Act and OMB regulations at 5 CFR 1320.7(e)(2). For parts 402-406, 408, and 409, a new section has been added to publish the OMB control number. For § 458.3, a citation to the OMB control number has been added in a parenthetical statement at the end of that provision.

Finally, a correction has been made to section 417.16 to change the reference to § 417.2(e) to § 417.2(b).

Publication in Final

The undersigned has determined that this reorganization and amendment of the regulations need not be published as a proposed rule, as generally required by the Administrative Procedure Act (APA), 5 U.S.C. 553; since this rulemaking merely reflects agency organization, procedure, and practice, it is exempt under section 553(b)(A) of the APA.

Effective Date

Furthermore, the undersigned has determined that good cause exists for waiving the customary requirement for delay in the effective date of a final rule for 30 days following its publication since this rule is technical and nonsubstantive, and merely reflects agency organization, practice, and procedure. Therefore, these amendments shall be effective upon publication. See 5 U.S.C. 553(d).

Administrative Requirements

A. Executive Order 12866

The Department of Labor has determined that this rule is not a

significant regulatory action as defined in section 3(f) of Executive Order 12866 in that it will not (1) have an annual effect on the economy of \$100 million or more, or adversely affect in a material way the economy, a sector of the economy, productivity, competition, jobs, the environment, public health or safety, or State, local, or tribal governments or communities, (2) create a serious inconsistency or otherwise interfere with an action taken or planned by another agency, (3) materially alter the budgetary impact of entitlements, grants, user fees, or loan programs or the rights and obligations of recipients thereof, or (4) raise novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in Executive Order 12866.

B. Regulatory Flexibility Act

Because a notice of proposed rulemaking is not required for this rule under 5 U.S.C. 553(b), the requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, pertaining to regulatory flexibility analysis do not apply. See 5 U.S.C. 601(2). Therefore, a regulatory flexibility analysis is not required.

C. Paperwork Reduction Act

This rule contains no additional information collection requirements. The information collection requirements in the regulations to which this rule makes technical amendments have been approved by the Office of Management and Budget (OMB control number 1214-0001).

List of Subjects

29 CFR Parts 401, 417, 451, 452, and 457

Labor unions.

29 CFR Parts 402, 403, 404, 408, and 458

Labor unions, Reporting and recordkeeping requirements.

29 CFR 405 and 406

Labor management relations, Reporting and recordkeeping requirements.

29 CFR 409

Insurance companies, Reporting and recordkeeping requirements.

29 CFR Part 453

Labor unions, Surety bonds.

Adoption of Amendments of Regulations

In consideration of the foregoing, the Office of Labor-Management Standards,

Office of the American Workplace, Department of Labor hereby amends chapter IV of title 29 of the Code of Federal Regulations as set forth below.

PART 401—MEANING OF TERMS USED IN THIS SUBCHAPTER

1. The authority citation for part 401 is revised to read as set forth below:

Authority: Secs. 3, 208, 301, 401, 402, 73 Stat. 520, 529, 530, 532, 534 (29 U.S.C. 402, 438, 461, 481, 482); Secretary's Order No. 2-93 (58 FR 42578); § 401.4 also issued under sec. 320 of Title III of the Bankruptcy Reform Act of 1978, Pub. L. 95-598, 92 Stat. 2678.

§ 401.4 [Amended]

2a. Section 401.4 is amended by removing the authority citation.

2b. Section 401.18 is revised to read as follows:

§ 401.18 Office.

Office means the Office of Labor-Management Standards, Office of the American Workplace, United States Department of Labor.

3. Section 401.19 is revised to read as follows:

§ 401.19 Assistant Secretary.

Assistant Secretary means the Assistant Secretary of Labor for the American Workplace, head of the Office of the American Workplace.

PART 402—LABOR ORGANIZATION INFORMATION REPORTS

4. The authority citation for part 402 is revised to read as follows:

Authority: Secs. 201, 207, 208, 73 Stat. 524, 529 (29 U.S.C. 431, 437, 438); Secretary's Order No. 2-93 (58 FR 42578).

5. A new § 402.13 is added to read as follows:

§ 402.13 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 403—LABOR ORGANIZATION ANNUAL FINANCIAL REPORTS

6. The authority citation for part 403 is revised to read as follows:

Authority: Secs. 201, 207, 208, 301, 73 Stat. 524, 529, 530 (29 U.S.C. 431, 437, 438, 461); Secretary's Order No. 2-93 (58 FR 42578).

7. A new § 403.11 is added to read as follows:

§ 403.11 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management

and Budget and assigned OMB control number 1214-0001.

PART 404—LABOR ORGANIZATION OFFICER AND EMPLOYEE REPORT

8. The heading for part 404 is revised to read "Labor Organization Officer and Employee Reports."

9. The authority citation for part 404 is revised to read as follows:

Authority: Secs. 202, 207, 208, 73 Stat. 525, 529 (29 U.S.C. 432, 437, 438); Secretary's Order No. 2-93 (58 FR 42578).

10. A new § 404.9 is added to read as follows:

§ 404.9 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 405—EMPLOYER REPORTS

11. The authority citation for part 405 is revised to read as follows:

Authority: Secs. 203, 207, 208, 73 Stat. 526, 529 (29 U.S.C. 433, 437, 438); Secretary's Order No. 2-93 (58 FR 42578).

12. A new § 405.11 is added to read as follows:

§ 405.11 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 406—REPORTING BY LABOR RELATIONS CONSULTANTS AND OTHER PERSONS; CERTAIN AGREEMENTS WITH EMPLOYERS

13. The authority citation for part 406 is revised to read as follows:

Authority: Secs. 203, 207, 208, 73 Stat. 526, 529 (29 U.S.C. 433, 437, 438); Secretary's Order No. 2-93 (58 FR 42578).

14. A new § 406.10 is added to read as follows:

§ 406.10 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 408—LABOR ORGANIZATION TRUSTEESHIP REPORTS

15. The authority citation for part 408 is revised to read as follows:

Authority: Secs. 201, 207, 208, 301, 73 Stat. 524, 529, 530 (29 U.S.C. 431, 437, 438, 461); Secretary's Order No. 2-93 (58 FR 42578).

16. A new § 408.13 is added to read as follows:

§ 408.13 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 409—REPORTS BY SURETY COMPANIES

17. The authority citation for part 409 is revised to read as follows:

Authority: Secs. 207, 208, 211; 79 Stat. 888; 88 Stat. 852; (29 U.S.C. 437, 438, 441); Secretary's Order No. 2-93 (58 FR 42578).

18. A new § 409.7 is added to read as follows:

§ 409.7 OMB control number.

The collecting of information requirements in this part have been approved by the Office of Management and Budget and assigned OMB control number 1214-0001.

PART 417—PROCEDURE FOR REMOVAL OF LOCAL LABOR ORGANIZATION OFFICERS

19. The authority citation for part 417 is revised to read as follows:

Authority: Secs. 401, 402, 73 Stat. 533, 534 (29 U.S.C. 481, 482); Secretary's Order No. 2-93 (58 FR 42578).

§ 417.16 [Corrected]

20. Section 417.16 is amended by removing the reference to "§ 417.2(e)" and adding, in its place, "§ 417.2(b)."

PART 451—LABOR ORGANIZATIONS AS DEFINED IN THE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959

21. The authority citation for part 451 is revised to read as follows:

Authority: Secs. 3, 208, 401, 73 Stat. 520, 529, 532 (29 U.S.C. 402, 438, 481); Secretary's Order No. 2-93 (58 FR 42578).

PART 452—GENERAL STATEMENT CONCERNING THE ELECTION PROVISIONS OF THE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959

22. The authority citation for part 452 is revised to read as follows:

Authority: Secs. 401, 402, 73 Stat. 532, 534 (29 U.S.C. 481, 482); Secretary's Order No. 2-93 (58 FR 42578).

PART 453—GENERAL STATEMENT CONCERNING THE BONDING REQUIREMENTS OF THE LABOR-MANAGEMENT REPORTING AND DISCLOSURE ACT OF 1959

23. The authority citation for part 453 is revised to read as follows:

Authority: Sec. 502, 73 Stat. 536; 79 Stat. 888; (29 U.S.C. 502); Secretary's Order No. 2-93 (58 FR 42578).

PART 457—GENERAL

24. The authority citation for part 457 continues to read as follows:

Authority: 5 U.S.C. 7120, 7134; 22 U.S.C. 4117.

25. Section 457.13 and its footnote are revised to read as follows:

§ 457.13 Assistant Secretary.

Assistant Secretary means the Assistant Secretary of Labor for the American Workplace.¹

26. Section 457.15 is revised to read as follows:

§ 457.15 Regional Director.

Regional Director means the Director of a regional office within the Office of Labor-Management Standards, Office of the American Workplace, with geographical boundaries as fixed by the Assistant Secretary.

27. Section 457.16 is revised to read as follows:

§ 457.16 Director.

Director means the Director of the Office of Elections, Trusteeships and International Union Audits within the Office of Labor-Management Standards, Office of the American Workplace.

PART 458—STANDARDS OF CONDUCT

28. The authority citation for part 458 continues to read as follows:

Authority: 5 U.S.C. 7105, 7111, 7120, 7134; 22 U.S.C. 4107, 4111, 4117.

29. Section 458.3 is amended by adding a parenthetical, as follows, at the end of the regulatory text:

§ 458.3 Application of LMRDA labor organization reporting requirement.

(Approved by the Office of Management and Budget under control number 1214-0001)

¹ Pursuant to Secretary of Labor's Order No. 2-93 (58 FR 42578), the Assistant Secretary for the American Workplace has the responsibility and authority for implementing the standards of conduct provisions of the CSRA and the FSA and the implementing regulations.

§§ 458.50, 458.51, 458.52, 458.56, 458.57, 458.59, 458.60, 458.61, 458.64, 458.66, 458.67, 458.79 [Amended]

30. In 29 CFR part 458, remove the words "Area Administrator" and add, in their place, the words "Regional Director" in the following places:

- (a) Section 458.50(b);
- (b) Section 458.52;
- (c) Section 458.56;
- (d) Section 458.57;
- (e) Section 458.58;
- (f) Section 458.59;
- (g) Section 458.60;
- (h) Section 458.61;
- (i) Section 458.64(a);
- (j) Section 458.66(b);
- (k) Section 458.66(c) in three places;
- (l) Section 458.67; and
- (m) Section 458.79.

Signed in Washington, DC, March 23, 1994.

Martin Manley,

Assistant Secretary for the American Workplace.

[FR Doc. 94-7532 Filed 3-30-94; 8:45 am]

BILLING CODE 4510-88-P

Pension Benefit Guaranty Corporation

29 CFR Part 2676

Valuation of Plan Benefits and Plan Assets Following Mass Withdrawal

CFR Correction

In Title 29 of the Code of Federal Regulations, parts 1927 to end, revised as of July 1, 1993, the text for § 2676.13(b)(1) was inadvertently omitted.

On page 933, in the first column, paragraph (b)(1) should read as follows:

§ 2676.13 [Corrected]

* * * * *

(b) * * *

(1) If the payment is not contingent on the survival of any person:

$$v^{0:n} = \left(\frac{1}{1+i_{k+1}} \right)^j \cdot \prod_{t=1}^k \frac{1}{1+i_t},$$

where $n = k + j$, k is an integer, $0 \leq j < 1$, $v^{0:0} = 1$, and i_k is the interest rate determined under § 2676.15 applicable to the year ending on the k th anniversary of the valuation date.

* * * * *

BILLING CODE 1505-01-D

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[VA5-1-6019; FRL-4851-1]

Approval and Promulgation of Air Quality Implementation Plans; Commonwealth of Virginia; Control of VOC Emissions RACT Fix-Ups

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is approving a State Implementation Plan (SIP) revision submitted by the Commonwealth of Virginia. This revision establishes and requires the implementation of revised SIP regulations to control volatile organic compounds (VOCs). The intended effect of this action is to approve these revisions to the VOC regulations. This action is being taken in accordance with the provisions of the Clean Air Act.

EFFECTIVE DATE: This final rule will become effective on May 2, 1994.

ADDRESSES: Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air, Radiation, and Toxics Division, U.S. Environmental Protection Agency, Region III, 841 Chestnut Building, Philadelphia, Pennsylvania 19107; Air Docket, 6102, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460; Virginia Department of Environmental Quality, 629 East Main Street, Richmond, Virginia, 23240.

FOR FURTHER INFORMATION CONTACT: Cristina M. Schulingkamp, (215) 597-0545.

SUPPLEMENTARY INFORMATION: On June 25, 1993, (58 FR 34392), EPA published a notice of proposed rulemaking (NPR) for the Commonwealth of Virginia. The NPR proposed approval of reasonably available control technology (RACT) revisions to the SIP regulations to control VOCs. The SIP revision was submitted by the Commonwealth of Virginia on May 10, 1991.

Specific requirements of the revised VOC emissions regulations and the rationale for EPA's proposed action are explained in the notice of proposed rulemaking (NPR) and will not be restated here. One public comment was received on the NPR concerning the Capture Efficiency Test Method (CE) portion of the SIP revision. The Flexible Packaging Association commented that it believes the use of temporary total enclosures (TTE) has not been proven

and is requesting an extension of the original six month moratorium on the mandatory use of TTEs, which expired on July 1, 1993. The Flexible Packaging Association agreed to run simultaneous testing using a TTE method as well as a non-enclosed method. This testing took place on August 9-20, 1993 at Clemson University.

EPA's moratorium on the implementation of TTEs was extended to January 1, 1994. Therefore, an extension was granted on the implementation of TTE. On January 1, 1994, the mandatory use of TTEs became effective. This CE test method is required until and unless EPA approves the use of an alternate CE test method.

Final Action

EPA is approving the SIP revision submitted by the Commonwealth of Virginia on May 10, 1991, which corrects the Commonwealth's VOC RACT regulations.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any state implementation plan. Each request for revision to the SIP shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

This action approving revisions to correct Virginia's SIP VOC regulations has been classified as a Table 2 action for signature by the Regional Administrator under the procedures published in the *Federal Register* on January 19, 1989 (54 FR 2214-2225). On January 6, 1989, the Office of Management and Budget waived Table 2 and Table 3 SIP revisions from the requirements of section 3 of Executive Order 12291 for a period of two years.

EPA has submitted a request for a permanent waiver for Table 2 and 3 SIP revisions. OMB has agreed to continue the temporary waiver until such time as it rules on EPA's request.

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by May 31, 1994. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action pertaining to the Commonwealth of Virginia's VOC RACT (fixups) regulations may not be challenged later