

# Rules and Regulations

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## OFFICE OF GOVERNMENT ETHICS

### 5 CFR Parts 2608, 2612 and 2635

RIN 3209-AA04

#### Removal of Two Previously Reserved Parts No Longer Needed and Correction of One Regulatory Citation

**AGENCY:** Office of Government Ethics (OGE).

**ACTION:** Final rule; technical amendments.

**SUMMARY:** The Office of Government Ethics is removing two previously reserved parts, which it has determined are no longer needed, from OGE's chapter of the Code of Federal Regulations. In addition, OGE is correcting one citation in its executive branch standards of ethical conduct regulation.

**EFFECTIVE DATE:** October 3, 1995.

**FOR FURTHER INFORMATION CONTACT:** William E. Gressman, Office of Government Ethics, telephone: 202-523-5757, FAX: 202-523-6325.

**SUPPLEMENTARY INFORMATION:** In accordance with Executive Order 12861, Elimination of One-Half of Executive Branch Internal Regulations, OGE has reviewed its own internal regulations and directives not mandated by law or necessary for the provision of essential services in order to achieve at least a 50% reduction of unnecessary issuances. As part of that review, OGE has determined that two previously reserved parts in its chapter XVI of 5 CFR are unnecessary and should be removed. The two parts are 5 CFR part 2608, "Rules of practice" [Reserved], and part 2612, "Use of penalty mail in the location and recovery of missing children" [Reserved]. As a small agency, the Office of Government Ethics does not have a need for internal regulations on these two subjects.

In this rulemaking document, the Office of Government Ethics is also

correcting one out-of-date citation, to General Services Administration regulations on frequent traveler benefits, in the OGE executive branchwide standards of ethical conduct regulation as codified in a note following 5 CFR 2635.203(b)(7).

#### Administrative Procedure Act

Pursuant to 5 U.S.C. 553 (b) and (d), as Director of the Office of Government Ethics, I find good cause exists for waiving the general notice of proposed rulemaking and 30-day delay in effectiveness as to these minor revisions. The notice and delayed effective date are being waived because these technical amendments and correction to certain OGE regulations concern matters of agency organization, practice and procedure and because it is in the public interest that the obsolete parts be removed and that the one citation be updated as soon as possible.

#### Executive Order 12866

In promulgating these technical amendments to its regulations, OGE has adhered to the regulatory philosophy and the applicable principles of regulation set forth in section 1 of Executive Order 12866, Regulatory Planning and Review. These amendments and corrections have not been reviewed by the Office of Management and Budget under that Executive order, as they deal with agency organization, management and personnel matters and are not, in any event, deemed "significant" thereunder.

#### Regulatory Flexibility Act

As Director of the Office of Government Ethics, I certify under the Regulatory Flexibility Act (5 U.S.C. chapter 6) that this rulemaking will not have a significant economic impact on a substantial number of small entities.

#### Paperwork Reduction Act

The Paperwork Reduction Act (44 U.S.C. chapter 35) does not apply because this technical amendments rulemaking does not contain any information collection requirements that require the approval of the Office of Management and Budget.

#### List of Subjects in 5 CFR Part 2635

Conflict of interests, Executive branch standards of ethical conduct, Government employees.

Approved: September 25, 1995.

Stephen D. Potts,

*Director, Office of Government Ethics.*

For the reasons set forth in the preamble, the Office of Government Ethics is amending chapter XVI of 5 CFR by removing parts 2608 and 2612, which were previously reserved, and by amending part 2635 as follows:

#### PART 2635—[AMENDED]

1. The authority citation for part 2635 continues to read as follows:

Authority: 5 U.S.C. 7351, 7353; 5 U.S.C. App. (Ethics in Government Act of 1978); E.O. 12674, 54 FR 15159, 3 CFR, 1989 Comp., p. 215, as modified by E.O. 12731, 55 FR 42547, 3 CFR, 1990 Comp., p. 306.

#### § 2635.203(b)(7), note [Amended]

2. In the last sentence of the note following § 2635.203(b)(7), the citation "41 CFR 301-1.6(b)" is revised to read "41 CFR 301-1.103 (b) and (f)".

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## DEPARTMENT OF AGRICULTURE

### Grain Inspection, Packers and Stockyards Administration

#### 7 CFR Part 810

##### Special Grade Designations

###### CFR Correction

In Title 7 of the Code of Federal Regulations, parts 700 to 899, revised as of January 1, 1995, on page 565, § 810.108 was inadvertently removed. The correct text of the section as published in title 7 revised as of January 1, 1988, reads as follows:

###### § 810.108 Special grade designations.

Special grade designations are shown as prescribed in § 810.106. Multiple special grade designations will be listed in alphabetical order. In the case of treated wheat, the official certificate shall show whether the wheat has been scoured, limed, washed, sulfured, or otherwise treated.

BILLING CODE 1505-01-D