

Pentagon—Room 2E-238, Washington, DC 20301-7400.

Defense Mapping Agency

Defense Mapping Agency, Office of Legal Services, 3200 South Second Street, St. Louis, MO 63118.

Defense Nuclear Agency

Associate General Counsel, Defense Nuclear Agency, 6801 Telegraph Road, Alexandria, VA 22310-3398, (703) 325-7681.

On-Site Inspection Agency

General Counsel, Defense Nuclear Agency, 6801 Telegraph Road, Alexandria, VA 22310-3398, (703) 325-7681.

U.S. Office of Personnel Management.

Lorraine A. Green,
Deputy Director.

[FR Doc. 95-26615 Filed 10-26-95; 8:45 am]

BILLING CODE 6325-01-M

5 CFR Part 838

RIN 3206-AG42

Child Abuse Accountability Act Implementation

AGENCY: Office of Personnel Management.

ACTION: Final rule.

SUMMARY: The Office of Personnel Management (OPM) is adopting its interim regulations to implement the Child Abuse Accountability Act. The Act requires OPM to comply with certain court orders for the enforcement of a judgment rendered against an employee or retiree for physical, sexual, or emotional abuse of a child. These regulations establish procedures under which OPM will receive and process court orders, determine the amounts available to satisfy a court order, and make payments under the Act.

EFFECTIVE DATE: November 27, 1995.

FOR FURTHER INFORMATION CONTACT: Harold L. Siegelman, (202) 606-0299.

SUPPLEMENTARY INFORMATION: On December 28, 1994, we published (at 59 FR 66635) interim regulations to implement the Child Abuse Accountability Act, Pub. L. 103-358. The Act requires OPM, as the administrator of the Civil Service Retirement System and basic benefits under the Federal Employees Retirement System, to comply with certain court orders for the enforcement of judgments rendered against employees or retirees for physical, sexual, or emotional abuse of a child. The Act was effective on October 14,

1994, and applies to court orders that OPM receives on or after that date. To implement the Act, we issued interim regulations effective on the effective date of the Act to establish procedures for claimants to apply for benefits and for OPM to process claims under the Act. At that time we also requested comments on the interim regulations. We received no comments.

Our experience during the time that the interim regulations have been in effect has not caused us to change the procedures established in the interim regulation. Accordingly we are now adopting the interim regulation as final without change.

E.O. 12866, Regulatory Review

This rule has been reviewed by the Office of Management and Budget in accordance with E.O. 12866.

Regulatory Flexibility Act

I certify that this regulation will not have a significant economic impact on a substantial number of small entities because the regulation will only affect Federal employees and agencies and retirement payments to retired Government employees and their survivors.

List of Subjects in 5 CFR Part 838

Administrative practice and procedure, Claims, Disability benefits, Government employees, Income taxes, Pensions, Retirement, Courts.

U.S. Office of Personnel Management.

James B. King,
Director.

Accordingly, under authority of 5 U.S.C. 8345, 8347, 8461, and 8467, OPM is adopting its interim rules amending 5 CFR Part 838 published on December 28, 1994, at 59 FR 66635, as final rules without change.

[FR Doc. 95-26435 Filed 10-26-95; 8:45 am]

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

7 CFR Part 301

[Docket No. 95-048-2]

Witchweed; Regulated Areas

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Affirmation of interim rule as final rule.

SUMMARY: We are adopting as a final rule, without change, an interim rule

that amended the list of suppressive areas under the witchweed quarantine and regulations by adding and removing areas in North Carolina and South Carolina. These changes affected 11 counties in North Carolina and 4 counties in South Carolina. These actions were necessary in order to impose certain restrictions and to relieve unnecessary restrictions on the interstate movement of regulated articles to help prevent the spread of witchweed.

EFFECTIVE DATE: November 27, 1995.

FOR FURTHER INFORMATION CONTACT: Mr. Mario Rodriguez, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236, (301) 734-8247.

SUPPLEMENTARY INFORMATION:

Background

In an interim rule effective July 31, 1995, and published in the Federal Register on August 4, 1995 (60 FR 39835-39837, Docket No. 95-048-1), we amended § 301.80-2a of the witchweed quarantine and regulations by adding areas in Greene, Pender, Pitt, Sampson, and Wayne Counties, North Carolina, and areas in Dillon County, South Carolina to the list of suppressive areas. We also amended § 301.80-2a by removing areas in Cumberland, Duplin, Greene, Harnett, Pender, and Wayne Counties, North Carolina, and Berkeley, Dillon, and Horry Counties, South Carolina from the list of suppressive areas.

Comments on the interim rule were required to be received on or before October 3, 1995. We received one comment by that date. The commenter supported the interim rule as written. The facts presented in the interim rule still provide a basis for the rule.

This action also affirms the information contained in the interim rule concerning Executive Order 12866 and the Regulatory Flexibility Act, Executive Orders 12372 and 12778, and the Paperwork Reduction Act.

Further, for this action, the Office of Management and Budget has waived the review process required by Executive Order 12866.

List of Subjects in 7 CFR Part 301

Agricultural commodities, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Transportation.

PART 301—DOMESTIC QUARANTINE NOTICES

Accordingly, we are adopting as a final rule, without change, the interim

rule that amended 7 CFR 301 and that was published at 60 FR 39835-39837 on August 4, 1995.

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff, 161, 162, and 164-167; 7 CFR 2.17, 2.51, and 371.2(c).

Done in Washington, DC, this 23rd day of October 1995.

Terry L. Medley,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 95-26728 Filed 10-26-95; 8:45 am]

BILLING CODE 3410-34-P

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 4

[T.D. 95-88]

Addition of Belize to the List of Nations Entitled to Special Tonnage Tax Exemption

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Final rule.

SUMMARY: Pursuant to information provided by the Department of State, the United States Customs Service has found that no discriminating duties of tonnage or imposts are imposed or levied in the ports of Belize upon vessels wholly belonging to citizens of the United States, or upon the produce, manufactures, or merchandise imported in the same from the United States or from any foreign country. Accordingly, vessels of Belize are exempt from special tonnage taxes and light money in ports of the United States. This document amends the Customs Regulations by adding Belize to the list of nations whose vessels are exempt from payment of any higher tonnage duties than are applicable to vessels of the United States and from the payment of light money.

EFFECTIVE DATE: The exemption from special tonnage taxes and light money for vessels registered in Belize became effective on March 7, 1995. This amendment is effective October 27, 1995.

FOR FURTHER INFORMATION CONTACT: Barbara E. Whiting, Entry and Carrier Rulings Branch, (202) 482-7040.

SUPPLEMENTARY INFORMATION:

Background

Generally, the United States imposes regular and special tonnage taxes, and a duty of a specified amount per ton called "light money" on all foreign vessels which enter United States ports

(46 U.S.C. App. 121, 128). However, vessels of a foreign nation may be exempted from the payment of special tonnage taxes and light money upon presentation of satisfactory proof that no discriminatory duties of tonnage or impost are imposed by that foreign nation on U. S. vessels or their cargoes (46 U.S.C. App. 141).

Section 4.22, Customs Regulations (19 CFR 4.22), lists those nations whose vessels have been found to be exempt from the payment of any higher tonnage duties than are applicable to vessels of the United States and from the payment of light money. The authority to amend this section of the Customs Regulations has been delegated to the Chief, Regulations Branch.

Finding

On the basis of information received from the Department of State regarding the absence of discriminating duties of tonnage or impost imposed on U.S. vessels in the ports of Belize, the Customs Service has determined that vessels of Belize are exempt from the payment of the special tonnage tax and light money, effective March 7, 1995. The Customs Regulations are amended accordingly.

Inapplicability of Public Notice and Delayed Effective Date Requirements, the Regulatory Flexibility Act and Executive Order 12866

Because this amendment merely implements a statutory requirement and confers a benefit upon the public, pursuant to 5 U.S.C. 553(b)(B), notice and public procedure are unnecessary; further, for the same reasons, good cause exists for dispensing with a delayed effective date under 5 U.S.C. 553(d)(1) and (3). Since this document is not subject to the notice and public procedure requirements of 5 U.S.C. 553, it is not subject to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). This amendment does not meet the criteria for a "significant regulatory action" as specified in Executive Order 12866.

Drafting Information

The principal author of this document was Janet L. Johnson, Regulations Branch, U. S. Customs Service. However, personnel from other offices participated in its development.

List of Subjects in 19 CFR Part 4

Cargo vessels, Customs duties and inspection, Maritime carriers, Vessels.

Amendment to the Regulations

Part 4, Customs Regulations (19 CFR part 4), is amended as set forth below.

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

1. The general authority for Part 4 and relevant specific authority continue to read as follows:

Authority: 5 U.S.C. 301; 19 U.S.C. 66, 1431, 1433, 1434, 1624; 46 U.S.C. App. 3, 91.

* * * * *

Section 4.22 also issued under 46 U.S.C. App. 121, 128, 141;

* * * * *

§ 4.22 [Amended]

2. Section 4.22 is amended by adding "Belize" in appropriate alphabetical order.

Dated: October 23, 1995.

Harold M. Singer,

Chief, Regulations Branch.

[FR Doc. 95-26717 Filed 10-26-95; 8:45 am]

BILLING CODE 4820-02-P

19 CFR Part 12

[T.D. 95-87]

RIN 1515-AB44

Enforcement of ITC Exclusion Orders

AGENCY: Customs Service, Department of the Treasury.

ACTION: Final rule.

SUMMARY: This document amends the Customs Regulations regarding unfair competition to reflect Customs authority to enforce seizure and forfeiture orders issued by the United States International Trade Commission (ITC). These orders would be issued for articles which had previously been denied entry pursuant to an ITC exclusion order. Such seizure and forfeiture orders may be issued only when the owner, importer or consignee of such articles has previously attempted to import articles subject to an exclusion order into the U.S.; the articles have previously been denied entry; and the owner, importer or consignee has been notified in writing of the previous denial of entry. The amendment sets forth the procedures Customs will follow when seizures are made for violations of the ITC exclusion orders. It also describes the appeal rights and procedures available to parties who have an interest in the seized property.

EFFECTIVE DATE: November 27, 1995.

FOR FURTHER INFORMATION CONTACT: Vicki Allums, Intellectual Property Rights Branch, U.S. Customs Service, (202) 482-6960.