

**Executive Order 12866**

This rule is not considered by the Department of Justice, Immigration and Naturalization Service, to be a "significant regulatory action" under Executive Order 12866, section 3(f), Regulatory Planning and Review, and the Office of Management and Budget has waived its review process under section 6(a)(3)(A).

**Executive Order 12612**

The regulations proposed herein will not have substantial direct effects on the States, on the relationship between the National Government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

**List of Subjects in 8 CFR Part 264**

Aliens, Reporting and recordkeeping requirements.

Accordingly, the interim rule amending 8 CFR part 264, which was published in the Federal Register on December 23, 1993, at 58 FR 68024-68025, is adopted as a final rule without change.

Dated: September 3, 1996.

Janet Reno,

*Attorney General.*

[FR Doc. 96-22964 Filed 9-9-96; 8:45 am]

BILLING CODE 4410-10-M

**DEPARTMENT OF AGRICULTURE****Animal and Plant Health Inspection Service****9 CFR Part 54**

[Docket No. 96-042-1]

**Scrapie Indemnification Program**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Final rule.

**SUMMARY:** We are amending the scrapie regulations by removing provisions describing the scrapie indemnification program. The scrapie indemnification program provided financial compensation to flock owners for certain animals destroyed because of scrapie. As provided in the regulations, this indemnity program was available for only a limited time, and has now been discontinued. This action will remove provisions that are no longer in effect from the regulations.

**EFFECTIVE DATE:** September 10, 1996.

**FOR FURTHER INFORMATION CONTACT:** Dr. Daniel Harpster, Senior Staff Veterinarian, National Animal Health Programs, VS, APHIS, 4700 River Road Unit 43, Riverdale, MD 20737-1231, (301) 734-4913; or e-mail: dharpster@aphis.usda.gov.

**SUPPLEMENTARY INFORMATION:****Background**

The regulations in 9 CFR part 54 (referred to below as the regulations) include provisions for the payment of Federal indemnity to owners of certain sheep and goats destroyed because of scrapie. The scrapie indemnification program was established in a final rule published on December 9, 1992 (57 FR 58130-58133) and effective on January 8, 1993. As explained in the regulations, the program was offered for a limited time only; applications were required to be received on or before July 7, 1993.

Because this program has ended, we are amending the regulations to remove the provisions concerning the scrapie indemnification program. These provisions are contained in subpart A, §§ 54.2 through 54.6.

This action is not a substantive change to the regulations. It simply removes provisions related to a program that has been terminated. Therefore, pursuant to the administrative provisions in 5 U.S.C. 553, we find upon good cause that prior notice and other public procedure with respect to this rule are unnecessary; we also find good cause for making this rule effective less than 30 days after publication of this document in the Federal Register. Further, this action is not a rule or regulatory action as defined by either Executive Order 12866 or the Regulatory Flexibility Act, and is, therefore, exempt from those provisions. This action contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

**Regulatory Reform**

This action is part of the President's Regulatory Reform Initiative, which, among other things, directs agencies to remove obsolete and unnecessary regulations and to find less burdensome ways to achieve regulatory goals.

**List of Subjects in 9 CFR Part 54**

Animal diseases, Goats, Indemnity payments, Scrapie, Sheep.

Accordingly, 9 CFR part 54 is amended as follows:

**PART 54—CONTROL OF SCRAPIE**

1. The authority citation for part 54 continues to read as follows:

Authority: 21 U.S.C. 111, 114, 114a, and 134a-134h; 7 CFR 2.22, 2.80, and 371.2(d).

2. Subpart A of part 54, consisting of §§ 54.2 through 54.6, is removed and reserved.

Done in Washington, DC, this 4th day of September 1996.

Terry L. Medley,

*Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 96-23053 Filed 9-9-96; 8:45 am]

BILLING CODE 3410-34-P

**9 CFR Parts 71 and 75**

[Docket No. 96-040-1]

**CEM; Remove Interstate Movement Regulations**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Direct final rule.

**SUMMARY:** We are removing the regulations governing the interstate movement of horses affected with or exposed to contagious equine metritis. The last areas of the United States quarantined for contagious equine metritis were removed from quarantine in 1987. The disease has not been known to exist in this country since that time, and the regulations are no longer in use. We are also adding contagious equine metritis to a list of diseases not known to exist in the United States. **DATES:** This rule will be effective on November 12, 1996 unless we receive written adverse comments or written notice of intent to submit adverse comments on or before October 10, 1996.

**ADDRESSES:** Please send an original and three copies of any adverse comments or notice of intent to submit adverse comments to Docket No. 96-040-1, Regulatory Analysis and Development, PPD, APHIS, Suite 3C03, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state that your submission refers to Docket No. 96-040-1. Submissions received may be inspected at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays. Persons wishing to inspect comments and notices are requested to call ahead on (202) 690-2817 to facilitate entry into the comment reading room.

**FOR FURTHER INFORMATION CONTACT:** Dr. Tim Cordes, Senior Staff Veterinarian,