

Rules and Regulations

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 77

[Docket No. 97-041-2]

Tuberculosis in Cattle and Bison; State Designation

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 tuberculosis regulations concerning the interstate movement of cattle and bison by raising the designation of Virginia from a modified accredited State to an accredited-free State. We have determined that Virginia meets the criteria for designation as an accredited-free State.

EFFECTIVE DATE: The interim rule was effective on June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Dr. Mitchell A. Essey, Senior Staff Veterinarian, National Animal Health Programs, VS, APHIS, 4700 River Road Unit 36, Riverdale, MD 20737-1231, (301) 734-7727; or e-mail: messey@aphis.usda.gov.

SUPPLEMENTARY INFORMATION:

Background

In an interim rule effective and published in the **Federal Register** on June 27, 1997 (62 FR 34612-34613, Docket No. 97-041-1), we amended the tuberculosis regulations in 9 CFR part 77 by removing Virginia from the list of modified accredited States in § 77.1 and adding it to the list of accredited-free States in that section.

Comments on the interim rule were required to be received on or before

August 26, 1997. We did not receive any comments. 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 12988, 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 9 CFR Part 77

Animal diseases, Bison, Cattle, Reporting and recordkeeping requirements, Transportation, Tuberculosis.

PART 77—TUBERCULOSIS

Accordingly, we are adopting as a final rule, without change, the interim rule that amended 9 CFR part 77 and that was published at 62 FR 34612-34613 on June 27, 1997.

Authority: 21 U.S.C. 111, 114, 114a, 115-117, 120, 121, 134b, and 134f; 7 CFR 2.22, 2.80, and 371.2(d).

Done in Washington, DC, this 9th day of September 1997.

Terry L. Medley,

Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 97-24390 Filed 9-12-97; 8:45 am]

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NUCLEAR REGULATORY COMMISSION

10 CFR Part 19

RIN 3150-AF66

Employees; Minor Amendment

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The Nuclear Regulatory Commission (NRC) is amending its regulations to refer to the August 1997 NRC Form 3, "Notice to Employees" or the latest version of this form provided by the Commission. This action is necessary because the version referenced in the Code of Federal Regulations (CFR) has been updated. This action also eliminates the need to

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update the Commission's regulations every time the form is changed.

EFFECTIVE DATE: The final rule is effective on September 15, 1997.

FOR FURTHER INFORMATION CONTACT:

Mark Haisfield, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, telephone 301-415-6196, e-mail MFH@NRC.GOV.

SUPPLEMENTARY INFORMATION:

Background

The purpose of this amendment to 10 CFR Part 19 is to promulgate a change to incorporate a reference to the latest NRC Form 3. NRC regulations in § 19.11, "Posting of notices to workers," specify that licensees post the January 1996 revision of NRC Form 3, "Notice to Employees." A new version of the form was issued in August 1997 to inform industry workers that the responsibility for investigating discrimination complaints within the Department of Labor has been transferred from the Wage and Hour Division to the Occupational Health and Safety Administration. Additionally, NRC Form 3 has been revised to indicate that the Paducah Gaseous Diffusion Plant located in Kentucky is under the purview of Region III and to show a new NRC address for Region II. Because licensees and applicants are required to prominently post the current version of NRC Form 3, § 19.11 is being updated to specify the use of the August 1997 version of NRC Form 3. To eliminate the need to revise the CFR whenever NRC Form 3 is changed, § 19.11 is also being revised to specify the use of later versions of NRC Form 3 that supersede the August 1997 version within 30 days of receiving the revised NRC Form 3 from the Commission. The NRC will inform licensees of future changes to NRC Form 3 by an administrative letter and, in addition, the availability of any new versions will be noticed in the **Federal Register**.

Because this is an amendment dealing with agency organization, practice, and procedure, the notice and comment provisions of the Administrative Procedure Act do not apply pursuant to 5 U.S.C. 553(b)(A). The amendment is effective upon publication in the **Federal Register**. Good cause exists to dispense with the usual 30-day delay in the effective date because the