

and September 30, 1999. During the process of the electrical modifications it was discovered that deterioration to the structural steel at the bridge had occurred. As a result, the bridge owner has requested a second deviation to replace the deteriorated structural steel.

Thirty days notice to the Coast Guard for approval of the maintenance repairs was not given by the bridge owner because this work involves vital, unscheduled maintenance that must be performed without undue delay. The Coast Guard has approved Amtrak's request because the work was determined to be necessary for public safety and the continued operation of the bridge.

This deviation to the operating regulations allows the bridge owner to require a two-hour advance notice for bridge openings for the Amtrak Bridge, mile 3.0, across the Thames River in New London, Connecticut. The deviation will be in effect from Sunday through Thursday, 10 p.m. to 12 a.m. and 1 a.m. to 4:30 a.m., October 17, 1999, through November 11, 1999. Requests for bridge openings can be made by calling (860) 395-2355 or on marine radio channel 13 VHF/FM. Mariners requiring an emergency opening are advised to call Amtrak's Chief Dispatcher at (617) 345-7569. Vessels that can pass under the bridge without an opening may do so at all times.

In accordance with 33 CFR 117.35(c), this work will be performed with all due speed in order to return the bridge to normal operation as soon as possible. This deviation from the operating regulations is authorized under 33 CFR 117.35.

Dated: October 14, 1999.

Robert F. Duncan,

*Captain, U.S. Coast Guard, Acting
Commander, First Coast Guard District.*

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NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

36 CFR Part 1275

RIN 3095-AA91

Nixon Presidential Materials

AGENCY: National Archives and Records Administration (NARA).

ACTION: Final rule.

SUMMARY: This rule amends regulations on preservation and processing of and access to the Presidential historical materials of Richard M. Nixon in

NARA's custody to reflect the 1998 decision of the U.S. Court of Appeals that the private or personal segments of the original tape recordings must be returned to the Nixon estate. The amended rule affects NARA and the Nixon estate. Other members of the public are not affected because no public access to the private and personal segments of the tapes has ever been permitted.

EFFECTIVE DATE: November 22, 1999.

FOR FURTHER INFORMATION CONTACT: Nancy Allard at telephone number 301-713-7360, ext. 226, or fax number 301-713-7270.

SUPPLEMENTARY INFORMATION: NARA published a notice of proposed rulemaking on July 14, 1999 (64 FR 37922). One comment supporting the proposed rule was received from a member of the public. Accordingly, we are adopting the proposed rule without change.

This rule is not a significant regulatory action for the purposes of Executive Order 12866 and has not been reviewed by the Office of Management and Budget. It is not a major rule as defined in the Congressional Review Act. As required by the Regulatory Flexibility Act, I certify that this rule will not have a significant impact on a substantial number small entities because it applies only to NARA and the estate of former President Nixon.

List of Subjects in 36 CFR Part 1275

Archives and records.

For the reasons set forth in the preamble, NARA amends part 1275 of title 36, Code of Federal Regulations, as follows:

PART 1275—PRESERVATION AND PROTECTION OF AND ACCESS TO THE PRESIDENTIAL HISTORICAL MATERIALS OF THE NIXON ADMINISTRATION

1. The authority citation for part 1275 continues to read as follows:

Authority: Sec. 102(a) of the National Archives and Records Administration Act of 1984, Pub. L. 98-497; 44 U.S.C. 2104; and secs. 103 and 104 of the Presidential Recordings and Materials Preservation Act 88 Stat. 1695; 44 U.S.C. 2111 note.

2. Revise paragraph (a) of § 1275.48 to read as follows:

§ 1275.48 Transfer of materials.

(a) The Archivist will transfer sole custody and use of those materials determined to be private or personal, or to be neither related to abuses of governmental power nor otherwise of general historical significance, to former President Nixon's estate, or, when

appropriate and after notifying the Nixon estate, to the former staff member having primary proprietary or commemorative interest in the materials. Such materials to be transferred include all segments of the original tape recordings that have been or will be identified as private or personal.

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3. Revise paragraph (e) of § 1275.64 to read as follows:

§ 1275.64 Reproduction of tape recordings of Presidential conversations.

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(e) The Archivist shall produce and maintain a master preservation copy of the original tape recordings for preservation purposes. The Archivist shall ensure that the master preservation copy, like the portions of the original tape recordings retained by the Archivist, does not contain those segments of the tape recordings which have been identified as private or personal and which have been transferred to the Nixon estate in accordance with § 1275.48.

Dated: October 14, 1999.

John W. Carlin,

Archivist of the United States.

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180

[OPP-300934; FRL-6386-1]

RIN 2070-AB78

Metolachlor; Extension of Tolerance for Emergency Exemptions

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: This regulation extends time-limited tolerances for the combined residues of the herbicide metolachlor and its metabolites in or on spinach at 0.3 part per million (ppm) for an additional 19½-month period and grass forage at 10 ppm and grass hay at 0.2 ppm for an additional 2-year period. These tolerances will expire and be revoked on December 31, 2001. This action is in response to EPA's granting of emergency exemptions under section 18 of the Federal Insecticide, Fungicide, and Rodenticide Act authorizing use of the pesticide on spinach and grass grown for seed. Section 408(l)(6) of the Federal Food, Drug, and Cosmetic Act