

Rules and Regulations

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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MERIT SYSTEMS PROTECTION BOARD

5 CFR Part 1205

Privacy Act Regulations; Correction

AGENCY: Merit Systems Protection Board.

ACTION: Correction of Final Rule.

On September 21, 1999, final rules were published at 64 FR 51043, Privacy Act. In that document, 5 CFR 1205.12 contained two paragraphs (c). This document correctly codifies the paragraph designations in that section.

DATES: Effective date December 21, 1999.

FOR FURTHER INFORMATION CONTACT: Robert E. Taylor, Clerk of the Board, (202) 653-7200.

SUPPLEMENTARY INFORMATION: FR Doc. 99-24552 published in the **Federal Register** of Tuesday, September 21, 1999, revised 5 CFR part 1204. This document corrects § 1205.12 as follows:

PART 1205—PRIVACY ACT REGULATIONS

1. The authority citation for part 1205 continues as follows:

Authority: 5 U.S.C. 552a and 1204.

2. On page 51044, in § 1205.12, the second paragraph (c) is correctly designated as paragraph (d). Corrected designated paragraph (d) reads as follows:

§ 1205.12 Time limits and determinations.

(d) *Determining officials.* The Clerk of the Board, a Regional Director, or a Chief Administrative Judge will make determinations on requests.

Dated: December 13, 1999.

Robert E. Taylor,
Clerk of the Board.

[FR Doc. 99-33080 Filed 12-20-99; 8:45 am]

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

7 CFR Part 301

[Docket No. 99-075-2]

Mexican Fruit Fly; Regulated Areas, Regulated Articles, and Treatments

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Interim rule and request for comments.

SUMMARY: We are amending the Mexican fruit fly regulations by adding a portion of San Diego and Riverside Counties, CA, to the list of areas regulated because of the Mexican fruit fly. This action is necessary on an emergency basis to prevent the spread of the Mexican fruit fly into noninfested areas of the United States. This action restricts the interstate movement of regulated articles from the regulated area. We are also amending the regulations to provide for the use of a new alternative chemical treatment for premises and for the use of a cold treatment for citrons, litchis, longans, persimmons, and white zapotes, which are all regulated articles. These new treatment options will minimize the effect of restrictions on the interstate movement of regulated articles from regulated areas. We are also removing kumquats from the list of regulated articles. We have determined that kumquats do not pose a risk of hosting the Mexican fruit fly.

DATES: This interim rule was effective December 14, 1999. We invite you to comment on this docket. We will consider all comments that we receive by February 22, 2000.

ADDRESSES: Please send your comment and three copies to: Docket No. 99-075-2, Regulatory Analysis and Development, PPD, APHIS, Suite 3C03, 4700 River Road, Unit 118, Riverdale, MD 20737-1238.

Please state that your comment refers to Docket No. 99-075-2.

You may read any comments that we receive on this docket in our reading room. The reading room is located in room 1141 of the USDA South Building, 14th Street and Independence Avenue, SW., Washington, DC. Normal reading room hours are 8 a.m. to 4:30 p.m., Monday through Friday, except

holidays. To be sure someone is there to help you, please call (202) 690-2817 before coming.

APHIS documents published in the **Federal Register**, and related information, including the names of organizations and individuals who have commented on APHIS rules, are available on the Internet at <http://www.aphis.gov/ppd/rad/webrepor.html>.

FOR FURTHER INFORMATION CONTACT: Mr. Michael B. Stefan, Operations Officer, Invasive Species and Pest Management, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236; (301) 734-8247.

SUPPLEMENTARY INFORMATION:

Background

The Mexican fruit fly, *Anastrepha ludens* (Loew), is a destructive pest of citrus and many other types of fruit. The short life cycle of the Mexican fruit fly allows rapid development of serious outbreaks that can cause severe economic losses in commercial citrus-producing areas.

The Mexican fruit fly regulations (contained in 7 CFR 301.64 through 301.64-10 and referred to below as the regulations) were established to prevent the spread of the Mexican fruit fly to noninfested areas of the United States. The regulations impose restrictions on the interstate movement of regulated articles from regulated areas.

Section 301.64-3 provides that the Deputy Administrator for Plant Protection and Quarantine (PPQ), Animal and Plant Health Inspection Service (APHIS), shall list as a regulated area each quarantined State, or each portion of a quarantined State, in which the Mexican fruit fly has been found by an inspector, in which the Deputy Administrator has reason to believe the Mexican fruit fly is present, or that the Deputy Administrator considers necessary to regulate because of its proximity to the Mexican fruit fly or its inseparability for quarantine enforcement purposes from localities in which the Mexican fruit fly occurs.

Less than an entire quarantined State will be designated as a regulated area only if the Deputy Administrator determines that the State has adopted and is enforcing a quarantine or regulations that impose restrictions on the intrastate movement of regulated articles that are substantially the same