

LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

\* \* \* *Effective November 30, 2000*

Philadelphia, PA, Philadelphia Intl, ILS RWY 26, Amdt 1

Philadelphia, PA, Philadelphia Intl, ILS PRM, RWY 26, Orig (Simultaneous Close Parallel)

Philadelphia, PA, Philadelphia Intl, ILS RWY 27L, Amdt 11

Philadelphia, PA, Philadelphia Intl, ILS PRM, RWY 27L, Orig (Simultaneous Close Parallel)

Memphis, TN, Memphis Intl, ILS RWY 36C, Amdt 1

\* \* \* *Effective December 28, 2000*

Talladega, AL, Talladega Muni, VOR/DME-B, Orig

Palmer, MA, Metropolitan, NDB RWY 4, Orig, CANCELLED

\* \* \* *Effective January 25, 2001*

Destin, FL, Destin-Fort Walton Beach, RADAR-1, Amdt 8

Perry, FL, Perry-Foley, NDB RWY 36, Amdt 4

Perry, FL, Perry-Foley, RNAV (GPS) RWY 18, Orig

Perry, FL, Perry-Foley, RNAV (GPS) RWY 36, Orig

Perry, FL, Perry-Foley, VOR/DME RNAV OR GPS RWY 18, Amdt 1, CANCELLED

Atlanta, GA, The William B. Hartsfield Atlanta Intl, ILS RWY 27L, Amdt 14

Winamac, IN, Arens Field, NDB OR GPS RWY 9, Amdt 1, CANCELLED

Lexington, KY, Blue Grass, NDB RWY 4, Amdt 21

Lexington, KY, Blue Grass, ILS RWY 22, Amdt 18

Owatonna, MN, Owatonna Degner Regional, ILS RWY 30, Amdt 1

Atlantic City, NJ, Atlantic City Muni/Bader Field, VOR OR GPS-B, Amdt 1A, CANCELLED

Atlantic City, NJ, Ocean City Muni, VOR RWY 6, Amdt 1, CANCELLED

Erwin, NC, Harnett County, VOR/DME RWY 5, Amdt 2

Erwin, NC, HARNETT County, NDB RWY 23, Amdt 1

Erwin, NC, Harnett County, GPS RWY 5, Orig-B, CANCELLED

Erwin, NC, Harnett County, RNAV (GPS) RWY 5, Orig

Erwin, NC, Harnett County, RNAV (GPS) RWY 23, Orig

Saranac Lake, NY, Adirondack Regional, VOR/DME RWY 5, Amdt 3

Saranac Lake, NY, Adirondack Regional, VOR OR GPS RWY 9, Amdt 1

Saranac Lake, NY, Adirondack Regional, RNAV (GPS) RWY 5, Orig

Selinsgrove, PA, Penn Valley, VOR-A, Amdt 6

Selinsgrove, PA, Penn Valley, RNAV (GPS) RWY 17, Orig

Richmond/Ashland, VA, Hanover County Muni, VOR RWY 16, Amdt 1

Richmond/Ashland, VA, Hanover County Muni, LOC RWY 16, Amdt 2

Clarksburg, WV, Benedum, ILS RWY 21, Amdt 1

The FAA published an Amendment in Docket 30210, Amdt No. 2017 to Part 97 Of the Federal Aviation Regulations, Volume 65 FR No. 213, Pages 65733 dated Thursday, November 2, 2000 under section 97.29 effective January 25, 2001 which is hereby rescinded:

Jackson, WY, Jackson Hole, ILS RWY 18, Amdt 7

[FR Doc. 00-29319 Filed 11-15-00; 8:45 am]

**BILLING CODE 4910-13-M**

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### 18 CFR Parts 125, 225, and 356

[Docket No. RM99-8-001; Order No. 617-A]

#### Preservation of Records of Public Utilities and Licensees, Natural Gas Companies, and Oil Pipeline Companies; Order Denying Rehearing

Issued November 9, 2000.

**AGENCY:** Federal Energy Regulatory Commission, DOE

**ACTION:** Order denying rehearing.

**SUMMARY:** Edison Electric Institute (EEI) filed a request for rehearing seeking revision of the Commission's Final Rule in Order No. 617, *Preservation of Records of Public Utilities and Licensees, Natural Gas Companies, and Oil Pipeline Companies*. The Commission denies rehearing.

**ADDRESSES:** Office of the Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

#### FOR FURTHER INFORMATION CONTACT:

Mary C. Laueremann (Technical Information), Office of the Executive Director, 888 First Street, NE., Washington, D.C. 20426, (202) 208-0087

Julia A. Lake (Legal Information), Office of the General Counsel, 888 First Street, NE., Washington, DC 20426, (202) 208-2019.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

In this order, the Commission addresses a request for rehearing of Order No. 617, the final rule on the preservation of records of public utilities and licensees, natural gas companies, and oil pipeline companies.<sup>1</sup> In Order No. 617, the

<sup>1</sup> 65 FR 48148 (Aug. 7, 2000); III FERC Stats. & Regs. ¶ 31,105 (Jul. 21, 2000). The Commission

Commission amended Parts 125, 225, and 356<sup>2</sup> of its regulations in order to update, reduce, and clarify records retention requirements for jurisdictional public utilities and licensees, natural gas companies and oil pipeline companies. Order No. 617 is part of the Commission's ongoing program to update and eliminate burdensome and unnecessary requirements. These changes significantly reduce the burden of maintaining records for regulated companies.

For the reasons stated below, the Commission denies rehearing.

##### II. Background

On July 27, 2000, the Commission issued Order No. 617, revising the Commission's records retention regulations, which included revising the general instructions, revising the records retention periods, and removing all but two retention reserve items. Order No. 617, effective January 1, 2001, is part of the Commission's ongoing program to update and eliminate burdensome and unnecessary requirements.

A timely request for rehearing was filed by Edison Electric Institute (EEI) requesting: (1) Reduction of one retention period, and (2) revision of one section of regulatory text. These issues are addressed separately below.

##### III. Discussion

###### 1. Reduction of Retention Period

Under the final rule, utilities and licensees must maintain plant records for as long as the plant is included in the company's accounting records.<sup>3</sup> EEI argues that the new record retention period for schedule item 8(b)(1) of 25 years represents an increase in the retention period. EEI requests the Commission to reduce the record retention period for schedule item 8(b)(1) back to 6 years, as required under the prior regulations.

The Commission has not increased the record retention period for schedule item 8(b)(1). The record retention period has always been a minimum of 25 years.<sup>4</sup> The revised schedule item 8(b)(1) clarifies this 25-year retention period. The Commission recognized, however, that many plant items have a useful life longer than 25 years, and that other plant items are sold or retired in less than 25 years. The Commission is

issued a correction notice on August 15, 2000. See 65 FR 50638 (Aug. 21, 2000).

<sup>2</sup> 18 CFR Parts 125, 225, and 356.

<sup>3</sup> 18 CFR 125.2(g) and 18 CFR 125.3 item 8(b)(1).

<sup>4</sup> See former 17 CFR 125.2(j) ("\* \* \* records related to plant shall be retained a minimum of 25 years.").

requiring companies to keep plant records until the facilities are permanently removed from service and retired from the accounting records. This revision recognizes that it is possible for companies to maintain plant records for shorter or longer periods than 25 years. The Commission, therefore, denies EEI's request for a reduction of the retention period for schedule item 8(b)(1).

## 2. Revision of New § 125.2(i)

Section 125.2(i) of the final rule requires public utilities and licensees to assure that supporting cost information is available for services performed by or for associated or affiliated companies, including detailed information regarding the nature of the transaction, the amounts involved, and the accounts used to record the transaction. EEI continues to be concerned that the language in this section could be interpreted to expand the Commission's authority to records of utility affiliates in general, instead of just to records that relate to utility-affiliate transactions. EEI stated that the Commission's clarification provided in the preamble of the final rule was "very useful and informative," and that the "clarification is valuable because it reduces . . . ambiguity" and "reflects the 'utility-affiliate' focus of the records to be maintained." However, EEI's concern is that the clarification provided in the preamble should be incorporated into the regulatory text at § 125.2(i), and requests that the text be amended to include the clarification. EEI proposed the following revision to § 125.2(i):

Public utilities and licensees must assure the availability of records, *to be retained by the originating entity*, of services performed by a utility or licensee for associated or affiliated companies *and vice versa*, with supporting cost information for the periods indicated in section 125.3 as necessary, *as they pertain to the cost of the services performed*.

The Commission believes that EEI's suggested revision to the regulatory language in § 125.2(i) is unnecessary. We find that EEI's suggested revision, in fact, deletes clarifying language identifying the kind of information public utilities and licensees must retain. The regulatory text in the final rule clearly states the Commission's needs related to records retention for transactions between utilities and affiliates. The Commission, therefore, denies the request for this revision.

## IV. Document Availability

In addition to publishing the full text of this document in the **Federal Register**, the Commission provides all

interested persons an opportunity to view and/or print the contents of this document via the Internet through FERC's Home Page (<http://www.ferc.fed.us>) and in FERC's Public Reference Room during normal business hours (8:30 A.M. to 5:00 P.M. Eastern time) at 888 First Street, NE., Room 2A, Washington, DC 20426.

From FERC's Home Page on the Internet, this information is available in both the Commission's Issuance Posting System (CIPS) and the Records and Information Management System (RIMS).

—CIPS provides access to the texts of formal documents issued by the Commission since November 14, 1994.

—CIPS can be accessed using the CIPS link or the Energy Information Online icon. The full text of this document will be available on CIPS in ASCII and WordPerfect 8.0 format for viewing, printing, and/or downloading.

—RIMS contains images of documents submitted to and issued by the Commission after November 16, 1981. Documents from November 1995 to the present can be viewed and printed from FERC's Home Page using the RIMS link or the Energy Information Online icon. Descriptions of documents back to November 16, 1981, are also available from RIMS-on-the-Web; requests for copies of these and other older documents should be submitted to the Public Reference Room.

User assistance is available for RIMS, CIPS, and the Website during normal business hours from our Help line at (202) 208-2222 (e-mail to [Webmaster@ferc.fed.us](mailto:Webmaster@ferc.fed.us)) or the Public Reference Room at (202) 208-1371 (e-mail to [public.referenceroom@ferc.fed.us](mailto:public.referenceroom@ferc.fed.us)).

During normal business hours, documents can also be viewed and/or printed in FERC's Public Reference Room, where RIMS, CIPS, and the FERC Website are available. User assistance is also available.

By the Commission.

**Linwood A. Watson, Jr.**,

*Acting Secretary.*

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**BILLING CODE 6717-01-P**

## DEPARTMENT OF THE TREASURY

### Bureau of Alcohol, Tobacco and Firearms

#### 27 CFR Parts 4, 9, 24, 70 and 275

[T.D. ATF-432]

RIN 1512-AC25

#### Technical Amendments

**AGENCY:** Bureau of Alcohol, Tobacco and Firearms (ATF), Treasury.

**ACTION:** Final rule; Treasury decision.

**SUMMARY:** This Treasury decision makes technical amendments and corrects typographical errors in various regulations of the ATF. All changes are to provide clarity and uniformity throughout the regulations.

**DATES:** Effective November 16, 2000.

**FOR FURTHER INFORMATION CONTACT:** Nancy Kern, Regulations Division, (202) 927-8210, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue, NW., Washington, DC 20226.

#### SUPPLEMENTARY INFORMATION:

#### Background

The Bureau of Alcohol, Tobacco and Firearms (ATF) administers regulations published in title 27, Code of Federal Regulations. These regulations are updated April 1 of each year to incorporate new or revised regulations that were published by ATF in the **Federal Register** during the preceding year. ATF identified several amendments that are needed to provide clarity and uniformity to the regulations in 27 CFR.

These amendments do not make any substantive changes and are only intended to improve the clarity of title 27.

#### Paperwork Reduction Act

The provisions of the Paperwork Reduction Act of 1995, Public Law 104-13, 44 U.S.C. Chapter 35, and its implementing regulations, 5 CFR 1320, do not apply to this final rule because there are no recordkeeping or reporting requirements.

#### Regulatory Flexibility Act

The provisions of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.) do not apply to this rule because no notice of proposed rulemaking is necessary.

#### Executive Order 12866

This final rule is not subject to the requirements of Executive Order 12866 because the regulations make nonsubstantive technical corrections to previously published regulations.