

Public Comments: The proposed rule was published in the Federal Register on May 31, 2000 (65 FR 34627). No public comments were received.

Provisions of the Final Rule: The final rule is consistent with the proposed rule.

II. Regulatory Procedures

Executive Order 12866 requires certain regulatory assessments for any significant regulatory action, defined as one which would result in an annual effect on the economy of \$100 million or more, or have other substantial impacts.

The Regulatory Flexibility Act (RFA) requires that each Federal agency prepare, and make available for public comment, a regulatory flexibility analysis when the agency issues a regulation which would have a significant impact on a substantial number of small entities.

The final rule will not impose additional information collection requirements on the public under the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 55).

List of Subjects in 32 CFR Part 199

Administrative practice and procedure, Claims, Fraud, Health care, Health insurance, Military personnel.

PART 199—[AMENDED]

1. The authority citation for Part 199 continues to read as follows:

Authority: 5 U.S.C. 301; 10 U.S.C. Chapter 55.

2. Section 199.4 is amended by adding new paragraph (e)(21) and revising paragraph (g)(15) introductory text to read as follows:

§ 199.4 Basic program benefits.

* * * * *

(e) * * *

(21) National Institutes of Health Clinical Trials. By law, the general prohibition against CHAMPUS cost-sharing of unproven drugs, devices, and medical treatments or procedures may be waived in connection with clinical trials sponsored or approved by the National Institutes of Health National Cancer Institute if it is determined that such a waiver will promote access by covered beneficiaries to promising new treatments and contribute to the development of such treatments. A waiver shall only be exercised as authorized under this paragraph.

(i) Demonstration Waiver. A waiver may be granted through a demonstration project established in accordance with § 199.1(o) of this part.

(ii) Continuous Waiver. (A) General. As a result of a demonstration project under which a waiver has been granted in connection with a National Institutes of Health National Cancer Institute clinical trial, a determination may be made that it is in the best interest of the government and CHAMPUS beneficiaries to end the demonstration and continue to provide a waiver for CHAMPUS cost-sharing of the specific clinical trial. Only those specific clinical trials identified under paragraph (e)(2)(ii) of this section have been authorized a continuous waiver under CHAMPUS.

(B) National Cancer Institute (NCI) Sponsored Cancer Prevention, Screening, and Early Detection Clinical Trials. A continuous waiver under paragraph (e)(20) of this section has been granted for CHAMPUS cost-sharing for those CHAMPUS-eligible patients selected to participate in NCI sponsored Phase II and Phase III studies for the prevention and treatment of cancer.

(1) CHAMPUS will cost-share all medical care and testing required to determine eligibility for an NCI-sponsored trial, including the evaluation for eligibility at the institution conducting the NCI-sponsored study. CHAMPUS will cost-share all medical care required as a result of participation in NCI-sponsored studies. This includes purchasing and administering all approved chemotherapy agents (except for NCI-funded investigational drugs), all inpatient and outpatient care, including diagnostic and laboratory services not otherwise reimbursed under an NCI grant program if the following conditions are met:

(i) The provider seeking treatment for a CHAMPUS-eligible patient in an NCI approved protocol has obtained pre-authorization for the proposed treatment before initial evaluation; and,

(ii) Such treatments are NCI sponsored Phase II or Phase III protocols; and,

(iii) The patient continues to meet entry criteria for said protocol; and,

(iv) The institutional and individual providers are CHAMPUS authorized providers.

(2) CHAMPUS will not provide reimbursement for care rendered in the National Institutes of Health Clinical Center or costs associated with non-treatment research activities associated with the clinical trials.

(3) Cost-shares and deductibles applicable to CHAMPUS will also apply under the NCI-sponsored clinical trials.

(4) The Director, OCHAMPUS, shall issue procedures and guidelines

establishing NCI sponsorship of clinical trials and the administrative process by which individual patients apply for and receive cost-sharing under NCI sponsored cancer clinical trials.

* * * * *

(g) * * *

(15) Unproven drugs, devices, and medical treatments or procedures. By law, CHAMPUS can only cost-share medically necessary supplies and services. Any drug, device, or medical treatment or procedure, the safety and efficacy of which have not been established, as described in this paragraph (g)(15), is unproved and cannot be cost-shared by CHAMPUS except as authorized under 199.4(e)(21) of this part.

* * * * *

Dated: January 25, 2001.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 01-2763 Filed 1-30-01; 8:45 am]

BILLING CODE 5001-10-M

DEPARTMENT OF THE INTERIOR

National Park Service

36 CFR Part 7

RIN 1024-AC82

Special Regulations; Areas of the National Park System: Delay of Effective Date

AGENCY: National Park Service, Interior.

ACTION: Final rule; delay of effective date.

SUMMARY: In accordance with the memorandum of January 20, 2001, from the Assistant to the President and Chief of Staff, entitled "Regulatory Review Plan," 66 FR 7701 (Jan. 24, 2001), this document temporarily delays for 60 days the effective date of the rule entitled Special Regulations; Areas of the National Park System, published in the Federal Register on January 22, 2001, (66 FR 7259). That rule concerns the restrictions on snowmobiles and other winter activities in Yellowstone and Grand Teton National Parks as well as the John D. Rockefeller, Jr., Memorial Parkway.

DATES: The effective date of the Special Regulations; Areas of the National Park System, published in the Federal Register on January 22, 2001, (62 FR 7259), is delayed for 60 days, from February 21, 2001 to a new effective date of April 22, 2001.

FOR FURTHER INFORMATION CONTACT: Kym Hall, Regulations Program Manager,

National Park Service, 1849 C Street, NW., Room 7413, Washington, DC 20240. Telephone (202) 208-4206.

SUPPLEMENTARY INFORMATION: To the extent that 5 U.S.C. section 553 applies to this action, the action is exempt from notice and comment because it constitutes a rule of procedure under 5 U.S.C. section 553(b)(A). Alternatively, the Department's implementation of this action without opportunity for public comment, effective immediately upon publication today in the **Federal Register**, is based on the good cause exceptions in 5 U.S.C. 553(b)(3)(B) and 553(d)(3), in that seeking public comment is impractical, unnecessary and contrary to the public interest. The temporary 60-day delay in effective date is necessary to give Department officials the opportunity for further review and consideration of new regulations, consistent with the Assistant to the President's memorandum of January 20, 2001. Given the imminence of the effective date, seeking prior public comment on this temporary delay would have been impractical, as well as contrary to the public interest in the orderly promulgation and implementation of regulations.

Dated: January 29, 2001.

Timothy S. Elliott,

Acting Deputy Solicitor.

[FR Doc. 01-2786 Filed 1-29-01; 2:32 pm]

BILLING CODE 4310-70-M

POSTAL SERVICE

39 CFR Part 111

Domestic Mail Manual; Miscellaneous Amendments

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: This document describes the numerous amendments consolidated in the Transmittal Letter for Issue 56 of the Domestic Mail Manual, which is incorporated by reference in the Code of Federal Regulations, see 39 CFR 111.1. These amendments reflect changes in mail preparation requirements and other miscellaneous rules and regulations not previously published in the **Federal Register**.

EFFECTIVE DATE: January 7, 2001.

FOR FURTHER INFORMATION CONTACT: Anne Emmerth, (703) 292-3641.

SUPPLEMENTARY INFORMATION: The Domestic Mail Manual (DMM), incorporated by reference in title 39, Code of Federal Regulations, part 111, contains the basic standards of the U.S. Postal Service governing its domestic

mail services, descriptions of the mail classes and special services and conditions governing their use, and standards for rate eligibility and mail preparation. The document is amended and republished about once a year, with each issue sequentially numbered. Interim updates of the DMM are posted monthly on the USPS Postal Explorer Web site (<http://pe.usps.gov>). DMM Issue 56, the next printed edition, is scheduled for release on January 7, 2001. Issue 56 will contain all changes previously published in the **Federal Register** (including the changes to implement the R2000-1 Omnibus Rate Case, published in 65 FR 78538) and all changes listed below. The following excerpt from section I010, Summary of Changes, of the transmittal letter for DMM Issue 56 covers the minor changes not previously described in interim or final rules published in the **Federal Register**. Announcements of these minor changes were first published in various issues of the Postal Bulletin, an official biweekly document published by the Postal Service. Where sections have been changed or reorganized since original publication, both current and former section numbers are listed.

In addition, the revised table of contents of DMM Issue 56 is presented.

Domestic Mail Manual Issue 56

Summary of Changes

C. Characteristics and Content

C022.3.7 is clarified to allow a limited number of attendant honeybees to accompany each queen honeybee when air transportation is used. Effective 10-5-00.

C031.2.0 is revised and C031.6.0, 7.0, 8.0, 9.0, and 10.0 are added as a result of the Deceptive Mail Prevention and Enforcement Act, Public Law 106-168, 39 U.S.C., sub-section 3001. Effective 5-4-00.

C031.3.2 and 3.3 are revised to include changes to the standards governing advertising for lawful gambling activity. Effective 12-14-00.

C200.1.4b is revised to eliminate the requirement that the subscription receipts, requests, and order forms permitted as enclosures at Periodicals rates be limited to the host publication or a combination including the host publication and other Periodicals of the host's publisher. Effective 8-10-00.

C200.3.5 and C820.6.2 are amended and C600.1.2 is added to provide an exception to allow for short covers on certain publications. Effective 12-30-99.

C700.2.0 (former E630.1.4) is revised to clarify that the nonmachinable surcharge does not apply to perishable

parcels (e.g., fruit) that meet the criteria for machinable parcels, provided that the packaging is sufficient to prevent both the contents and postal machinery from damage. Effective 12-14-00.

C820.4.3 is revised to remove the requirement that the polywrap product name appear as part of the marking on polywrapped automation flats. Effective 7-13-00.

C850.1.4 is amended to add information about integrated barcodes for special services. Effective 12-14-00.

D. Deposit, Collection, and Delivery

D010 is revised to allow on-call service for Parcel Post, to add a new payment option for pickup service fees, and to clarify existing standards for pickup service. Effective 2-10-00.

D010.3.2 is revised to correct the phone number for customers to request on-call pickup service. Effective 3-9-00.

D042.1.7g is amended to expand requirements for the hand stamp used by customers when signing for accountable mail. Effective 9-7-00.

D071.1.4 and 2.4 are added to clarify procedures for Priority Mail drop shipments. Effective 1-7-01.

E. Eligibility

E010.1.2 is amended to change the size limit of military space available mail (SAM) when mailed from an APO or FPO outside the contiguous 48 states. Effective 12-14-00.

E020.2.3 is revised to remove Delivery Confirmation service as an option for Department of State mail. Effective 5-4-00.

E060.11.1 and 12.2 (former 12.10) are amended to reflect changes in the way that federal agencies pay for business reply mail and merchandise return service. Effective 11-2-00.

E110.4.1, E140.1.1, E610.2.1 (former E612.2.1), E610.6.1 (former E612.4.7), E610.8.0 (former E612.4.9), and E640.1.1 are amended to support the 3-year NetPost Mailing Online experiment. Effective 9-1-00.

E110.4.1, E610.6.1, and E711.2.3 are revised to allow customers to renew fee payments at any time during the last 60 days of the current period. Effective 1-7-01.

E130.3.1, E140.1.1, E140.1.4, E140.2.2, E230.1.1, E230.2.1, E220.2.1 (former E230.3.0), E220.2.2 (former E230.4.0), E220.2.3 (former E230.5.0), E230.3.1, E240.1.1, E240.2.1, E240.2.2, E240.2.3, E250.2.1, E620.1.1, E620.2.0, E630.1.0 (former E620.2.1), E630.2.1 (former E620.2.8), E640.1.1, E640.1.4, E640.2.3, E650.6.2, and E650.7.2 are amended to implement combined automation rate and carrier route mail for Periodical and Standard Mail; to