

## 9 CFR Part 203

Reporting and recordkeeping requirements, Stockyards.

■ For the reasons set forth above, GIPSA amends 9 CFR Parts 201 and 203 as follows:

### PART 201—REGULATIONS UNDER THE PACKERS AND STOCKYARDS ACT

■ 1. The authority citation for part 201 continues to read as follows:

**Authority:** 7 U.S.C. 222 and 228; 7 CFR 2.22 and 2.81.

**§§ 201.10, 201.17, 201.27, 201.28, 201.34, 201.42, 201.43, 201.44, 201.45, 201.56, 201.61, 201.73–1, 201.86, 201.94, 201.95, 201.97, 201.99, 201.100, and 201.200 [Amended]**

■ 2. Amend §§ 201.10, 201.17, 201.27, 201.28, 201.34, 201.42, 201.43, 201.44, 201.45, 201.56, 201.61, 201.73–1, 201.86, 201.94, 201.95, 201.97, 201.99, 201.100, and 201.200 by revising the OMB control number citation to read as follows:

“(Approved by the Office of Management and Budget under control number 0580–0015)”

#### § 201.108–1 [Amended]

■ 3. Amend § 201.108–1 by adding at the end of the section the following:

“(Approved by the Office of Management and Budget under control number 0580–0015)”

### PART 203—STATEMENTS OF GENERAL POLICY UNDER THE PACKERS AND STOCKYARDS ACT

■ 4. Revise the authority citation for part 203 to read as follows:

**Authority:** 7 CFR 2.22 and 2.81.

**§§ 203.4, 203.14, 203.15, 203.16, 203.17, 203.18, and 203.19 [Amended]**

■ 5. Amend §§ 203.4, 203.14, 203.15, 203.16, 203.17, 203.18, and 203.19 by revising the OMB control number citation to read as follows:

“(Approved by the Office of Management and Budget under control number 0580–0015)”

**JoAnn Waterfield,**

*Acting Administrator, Grain Inspection, Packers and Stockyards Administration.*  
[FR Doc. 03–32167 Filed 12–30–03; 8:45 am]

**BILLING CODE 3410–EN–P**

### NUCLEAR REGULATORY COMMISSION

#### 10 CFR Parts 1, 4, 19, 35, 39, 40, and 50

**RIN 3150–AH34**

#### Minor Correction Amendments

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Final rule.

**SUMMARY:** The Nuclear Regulatory Commission (NRC) is amending its regulations to correct several miscellaneous errors in the Code of Federal Regulations (CFR). This document is necessary to inform the public of these corrective changes to NRC regulations.

**EFFECTIVE DATE:** December 31, 2003.

**FOR FURTHER INFORMATION CONTACT:** Alzonja Shepard, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone (301) 415–6864.

#### SUPPLEMENTARY INFORMATION:

#### Background

The Nuclear Regulatory Commission is amending the regulations in 10 CFR parts 1, 4, 19, 35, 39, 40, and 50 to correct several miscellaneous errors in regulatory text. These changes in CFR text occurred in the process of preparing and printing of rulemaking documents. The corrections include changing the Zip+4 for Region IV in § 1.5; changing the name of the “Licensing Support System Advisory Review Panel (LSSARP)” to the “Licensing Support Network Advisory Review Panel (LSNARP)” in § 1.19; correcting the reference “20 U.S.C. 7801” to “20 U.S.C. 8801” in § 4.4(g)(2)(ii); correcting the misspelled word “covenant” in § 4.21(b); substituting “Title VI” for “Title VII” in § 19.32; changing the word “Megabecquerels” to “megabecquerels” in § 35.40(a); changing the word “Gigabecquerels” to “gigabecquerels” in §§ 35.390, 392, and 394; correcting the conversion from “MBq” to “GBq” in § 39.55(b); changing the reference from paragraphs (d)(4), (f) and (g) to paragraphs (d)(4), (g) and (h) in § 40.42(l) and correcting the ASTM code title in Appendix H to part 50.

Because these amendments constitute minor administrative corrections to the regulations, the notice and comment provisions of the Administrative Procedure Act do not apply pursuant to 5 U.S.C. 553(b)(B). The amendment is effective upon publication in the **Federal Register**. Good cause exists under 5 U.S.C. 553(d) to dispense with

the usual 30-day delay in the effective date of the final rule, because the amendments are of a minor and administrative nature dealing with corrections to certain CFR sections, which do not require action by any person or entity regulated by the NRC. Nor does the final rule change the substantive responsibilities of any person or entity regulated by the NRC.

#### Environmental Impact: Categorical Exclusion

The NRC has determined that this final rule is the type of action described in categorical exclusion 10 CFR 51.22(c)(2). Therefore, neither an environmental impact statement nor an environmental assessment has been prepared for this final rule.

#### Paperwork Reduction Act Statement

This final rule does not contain new or amended information collection requirements subject to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*). Existing requirements were approved by the Office of Management and Budget, approval numbers 3150–0053; 3150–0044; 3150–0010; 3150–0130; 3150–0020; and 3150–0011.

#### Public Protection Notification

The NRC may not conduct or sponsor, and a person is not required to respond to, a request for information of an information collection requirement unless the requesting document displays a currently valid OMB control number.

#### List of Subjects

##### 10 CFR Part 1

Organization and functions (Government agencies).

##### 10 CFR Part 4

Administrative practice and procedure, Blind, Buildings, Civil rights, Employment, Equal employment opportunity, Federal aid programs, Grant programs, Handicapped, Loan programs, Reporting and recordkeeping requirements, Sex discrimination.

##### 10 CFR Part 19

Criminal penalties, Environmental protection, Nuclear materials, Nuclear power plants and reactors, Occupational safety and health, Radiation protection, Reporting and recordkeeping requirements, Sex discrimination.

##### 10 CFR Part 35

Byproduct material, Criminal penalties, Drugs, Health facilities, Health professions, Medical devices, Nuclear materials, Occupational safety and health, Radiation protection,

Reporting and recordkeeping requirements.

10 CFR Part 39

Byproduct material, Criminal penalties, Nuclear material, Oil and gas exploration—well logging, Reporting and recordkeeping requirements, Scientific equipment, Security measures, Source material, Special nuclear material.

10 CFR Part 40

Criminal penalties, Government contracts, Hazardous materials transportation, Nuclear materials, Reporting and recordkeeping requirements, Source material, Uranium.

10 CFR Part 50

Antitrust, Classified information, Criminal penalties, Fire protection, Intergovernmental relations, Nuclear power plants and reactors, Radiation protection, Reactor siting criteria, Reporting and recordkeeping requirements.

- For the reasons set forth in the preamble and under the authority of the Atomic Energy Act of 1954, as amended; the Energy Reorganization Act of 1974, as amended; and 5 U.S.C. 552 and 553, the NRC is adopting the following amendments to 10 CFR parts 1, 4, 19, 35, 39, 40, and 50.

**PART 1—STATEMENT OF ORGANIZATION AND GENERAL INFORMATION**

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

**Authority:** Secs. 23, 161, 68 Stat. 925, 948, as amended (42 U.S.C. 2033, 2201); sec. 29, Pub. L. 85–256, 71 Stat. 579, Pub. L. 95–209, 91 Stat. 1483 (42 U.S.C. 2039); sec. 191, Pub. L. 87–615, 76 Stat. 409 (42 U.S.C. 2241); secs. 201, 203, 204, 205, 209, 88 Stat. 1242, 1244, 1245, 1246, 1248, as amended (42 U.S.C. 5841, 5843, 5844, 5845, 5849); 5 U.S.C 552, 553; Reorganization Plan No. 1 of 1980, 45 FR 40561, June 16, 1980.

- 2. In § 1.5, paragraph (b) (4) is revised to read as follows:

**§ 1.5 Location of principal offices and Regional Offices.**

\* \* \* \* \*

(b) \* \* \*

(4) Region IV, USNRC, 611 Ryan Plaza Drive, Suite 400, Arlington, TX 76011–4005.

- 3. In § 1.19, paragraph (d) is revised to read as follows:

**§ 1.19 Other committees, boards, and panels.**

\* \* \* \* \*

(d) The Licensing Support Network Advisory Review Panel (LSNARP) was established by the Commission on October 3, 1989, pursuant to 10 CFR 2.1011(e) of the Commission’s regulations. The LSNARP provides advice to the Commission on the design, development, and operation of the Licensing Support Network (LSN) an electronic information management system for use in the Commission’s high-level radioactive waste (HLW) licensing proceeding. Membership consists of those interests that will be affected by the use of the LSN, and selected Federal agencies with expertise in large-scale electronic information systems. The individual representatives of these interests and agencies possess expertise in management information science and in managing records of the Commission’s licensing process for the HLW repository.

**PART 4—NONDISCRIMINATION IN FEDERALLY ASSISTED COMMISSION PROGRAMS**

- 4. The authority citation for Part 4 continues to read as follows:

**Authority:** Secs. 161, 68 Stat. 948, as amended (42 U.S.C. 2201); sec. 274, 73 Stat. 688, as amended (42 U.S.C. 2021); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841).

Subpart A also issued under secs. 602–605, Pub. L. 88–352, 78 Stat. 252, 253 (42 U.S.C. 2000d–2000d–7); sec. 401, 88 Stat. 1254 (42 U.S.C. 5891).

- 5. In § 4.4, paragraph (g)(2)(ii) is revised to read as follows:

**§ 4.4 Definitions.**

\* \* \* \* \*

(g) \* \* \*

(2) \* \* \*

(ii) A local educational agency (as defined in 20 U.S.C. 8801), system of vocational education, or other school system;

\* \* \* \* \*

- 6. In § 4.21, the third sentence in paragraph (b) is revised to read as follows:

**§ 4.21 General requirements.**

\* \* \* \* \*

(b) \* \* \* Where the property is obtained from the Federal Government, such covenant may also include a condition coupled with a right to be reserved by the NRC to revert title to the property in the event of a breach of the covenant where, in the discretion of the NRC, such a condition and right of reverter is appropriate to the program and to the nature of the grant and the grantee. \* \* \*

\* \* \* \* \*

**PART 19—NOTICES, INSTRUCTIONS, AND REPORTS TO WORKERS; INSPECTION AND INVESTIGATION**

- 7. The authority citation for Part 19 continues to read as follows:

**Authority:** Secs. 53, 63, 81, 103, 104, 161, 186, 68 Stat. 930, 933, 935, 936, 937, 948, 955, as amended, sec. 234, 83 Stat. 444, as amended, sec. 1701, 106 Stat. 2951, 2952, 2953 (42 U.S.C. 2073, 2093, 2111, 2133, 2134, 2201, 2236, 2282 2297f); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841); Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851).

- 8. Section 19.32 is revised to read as follows:

**§ 19.32 Discrimination prohibited.**

No person shall on the ground of sex be excluded from participation in, be denied the benefit of, or be subjected to discrimination under any program or activity licensed by the Nuclear Regulatory Commission. This provision will be enforced through agency provisions and rules similar to those already established, with respect to racial and other discrimination, under Title VI of the Civil Rights Act of 1964. This remedy is not exclusive, however, and will not prejudice or cut off any other legal remedies available to a discriminatee.

**PART 35—MEDICAL USE OF BYPRODUCT MATERIAL**

- 9. The authority citation for Part 35 continues to read as follows:

**Authority:** Secs. 81, 161, 182, 183, 68 Stat. 935, 948, 953, 954, as amended (42 U.S.C. 2111, 2201, 2232, 2233); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841).

**§ 35.40 [Amended]**

- 10. In § 35.40, paragraph (a), change the term “Megabecquerels” to “megabecquerels.”

**§ 35.390 [Amended]**

- 11. In § 35.390, paragraphs (b)(1)(ii)(G)(1) and (2), change the word “Gigabecquerels” to “gigabecquerels.”

**§ 35.392 [Amended]**

- 12. In § 35.392, in the introductory paragraph and paragraph (c)(2)(vi), change the term “Gigabecquerels” to “gigabecquerels.”

**§ 35.394 [Amended]**

- 13. In § 35.394, in the introductory paragraph and paragraph (c)(2)(vi), change the term “Gigabecquerels” to “gigabecquerels.”

**PART 39—LICENSES AND RADIATION SAFETY REQUIREMENTS FOR WELL LOGGING**

■ 14. The authority citation for Part 39 continues to read as follows:

**Authority:** Secs. 53, 57, 62, 63, 65, 69, 81, 82, 161, 182, 183, 186, 68 Stat. 929, 930, 932, 933, 934, 935, 948, 953, 954, 955, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2073, 2077, 2092, 2093, 2095, 2099, 2111, 2112, 2201, 2232, 2233, 2236, 2282); secs. 201, as amended, 202, 206, 88 Stat. 1242, as amended, 1244, 1246 (42 U.S.C. 5841, 5842, 5846).

■ 15. Section 39.55 is revised to read as follows:

**§ 39.55 Tritium neutron generator target sources.**

(a) Use of a tritium neutron generator target source, containing quantities not exceeding 1,110 GBq [30 curies] and in a well with a surface casing to protect fresh water aquifers, is subject to the requirements of this part except §§ 39.15, 39.41, and 39.77.

(b) Use of a tritium neutron generator target source, containing quantities exceeding 1,110 GBq [30 curies] or in a well without a surface casing to protect fresh water aquifers, is subject to the requirements of this part except § 39.41.

**PART 40—DOMESTIC LICENSING OF SOURCE MATERIAL**

■ 16. The authority citation for Part 40 continues to read as follows:

**Authority:** Secs. 62, 63, 64, 65, 81, 161, 182, 183, 186, 68 Stat. 932, 933, 935, 948, 953, 954, 955, as amended, secs. 11e(2), 83, 84, Pub. L. 95–604, 92 Stat. 3033, as amended, 3039, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2014(e)(2), 2092, 2093, 2094, 2095, 2111, 2113, 2114, 2201, 2232, 2233, 2236, 2282); sec. 274, Pub. L. 86–373, 73 Stat. 688 (42 U.S.C. 2021); secs. 201, as amended, 202, 206, 88 Stat. 1242, as amended, 1244, 1246 (42 U.S.C. 5841, 5842, 5846); sec. 275, 92 Stat. 3021, as amended by Pub. L. 97–415, 96 Stat. 2067 (42 U.S.C. 2022); sec. 193, 104 Stat. 2835, as amended by Pub. L. 104–134, 110 Stat. 1321, 1321–349 (42 U.S.C. 2243).

Section 40.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 40.31(g) also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Section 40.46 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Section 40.71 also issued under sec. 187, 68 Stat. 955 (42 U.S.C. 2237).

■ 17. In § 40.42, paragraph (l) is revised to read as follows:

**§ 40.42 Expiration and termination of licenses and decommissioning of sites and separate buildings or outdoor areas.**

\* \* \* \* \*

(l) Specific licenses for uranium and thorium milling are exempt from

paragraphs (d)(4), (g) and (h) of this section with respect to reclamation of tailings impoundments and/or waste disposal areas.

**PART 50—DOMESTIC LICENSING OF PRODUCTION AND UTILIZATION FACILITIES**

■ 18. The authority citation for Part 50 continues to read as follows:

**Authority:** Secs. 102, 103, 104, 105, 161, 182, 183, 186, 189, 68 Stat. 936, 937, 938, 948, 953, 954, 955, 956, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2132, 2133, 2134, 2135, 2201, 2232, 2233, 2236, 2239, 2282); secs. 201, as amended, 202, 206, 88 Stat. 1242, as amended, 1244, 1246 (42 U.S.C. 5841, 5842, 5846).

Section 50.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5841). Section 50.10 also issued under secs. 101, 185, 68 Stat. 955, as amended (42 U.S.C. 2131, 2235); sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332). Sections 50.13, 50.54(D.D.), and 50.103 also issued under sec. 108, 68 Stat. 939, as amended (42 U.S.C. 2138). Sections 50.23, 50.35, 50.55, and 50.56 also issued under sec. 185, 68 Stat. 955 (42 U.S.C. 2235). Sections 50.33a, 50.55a and Appendix Q also issued under sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332). Sections 50.34 and 50.54 also issued under sec. 204, 88 Stat. 1245 (42 U.S.C. 5844). Sections 50.58, 50.91, and 50.92 also issued under Pub. L. 97–415, 96 Stat. 2073 (42 U.S.C. 2239). Section 50.78 also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Sections 50.80–50.81 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Appendix F also issued under sec. 187, 68 Stat. 955 (42 U.S.C. 2237).

■ 19. In Appendix H to Part 50, in the Introduction, the first sentence of the second paragraph is revised to read as follows:

**Appendix H to Part 50—Reactor Vessel Material Surveillance Requirements**

**I. Introduction**

\* \* \* \* \*  
 ASTM E 185–73, “Standard Recommended Practice for Surveillance Tests for Nuclear Reactor Vessels”; ASTM E 185–79, “Standard Practice for Conducting Surveillance Tests for Light-Water Cooled Nuclear Power Reactor Vessels”; and ASTM E 185–82, “Standard Practice for Conducting Surveillance Tests for Light-Water Cooled Nuclear Power Reactor Vessels”; which are referenced in the following paragraphs, have been approved for incorporation by reference by the Director of the Federal Register. \* \* \*  
 \* \* \* \* \*

Dated at Rockville, Maryland this 22nd day of December, 2003.

For the Nuclear Regulatory Commission,  
**Michael T. Lesar,**  
*Division of Administrative Services, Office of Administration.*

[FR Doc. 03–31952 Filed 12–30–03; 8:45 am]  
**BILLING CODE 7590-01-P**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Parts 23 and 33**

[Docket No. FAA–1998–4815; Amendment No. 23–54 and 33–20]

RIN 2120–AF84

**Airworthiness Standards; Bird Ingestion; Correction**

**AGENCY:** Federal Aviation Administration, Transportation.

**ACTION:** Correcting amendments.

**SUMMARY:** This document contains corrections to the final regulations for bird ingestion type certification standards that the Federal Aviation Administration (FAA) published in the **Federal Register** on September 14, 2000 (65 FR 55848), with an effective date of December 13, 2000. These regulations revised the bird ingestion type certification standards for aircraft turbine engines.

**DATES:** Effective on January 1, 2004.

**FOR FURTHER INFORMATION CONTACT:** Marc Bouthillier, Engine and Propeller Standards Staff, ANE–110, Engine and Propeller Directorate, Aircraft Certification Service, Federal Aviation Administration (FAA), New England Region, 12 New England Executive Park, Burlington, Massachusetts 01803–5299; telephone (781) 238–7114; fax (781) 238–7199; electronic mail: [Marc.bouthillier@faa.gov](mailto:Marc.bouthillier@faa.gov).

**SUPPLEMENTARY INFORMATION:**

**Background**

The final regulations that are the subject of these corrections, revised the bird ingestion type certification standards for aircraft turbine engines to better address the actual bird threat encountered in service, and established nearly uniform bird ingestion standards for aircraft turbine engines certified by the United States under FAA standards and by the Joint Aviation Authorities (JAA) countries under JAA standards, thereby simplifying airworthiness approvals for import and export.

**Need for Correction**

As published, the final regulations contain errors that may prove to be misleading and need to be clarified.

**List of Subjects**

14 CFR Part 23

Air transportation, Aircraft, Aviation safety, Safety.