

applicant. Official soybean inspection certificates will show, in addition to the requirements of paragraphs (a) and (b) of this section, the official test weight per bushel unless the applicant requests that test weight not be determined. Upon request, soybean test weight results will not be determined and/or reported on the official certificate.

\* \* \* \* \*

**PART 810—OFFICIAL UNITED STATES STANDARDS FOR GRAIN**

■ 4. Revise the authority citation for part 810 to read as follows:

Authority: 7 U.S.C. 71–87k.

■ 5. In § 810.102, revise paragraph (d) to read as follows:

**§ 810.102 Definition of other terms.**

\* \* \* \* \*

(d) *Test weight per bushel.* The weight per Winchester bushel (2,150.42 cubic inches) as determined using an approved device according to procedures prescribed in FGIS instructions. Test weight per bushel in the standards for corn, mixed grain, oats, sorghum, and soybeans is determined on the original sample. Test weight per bushel in the standards for barley, flaxseed, rye, sunflower seed, triticale, and wheat is determined after

mechanically cleaning the original sample. Test weight per bushel is recorded to the nearest tenth pound for corn, rye, soybeans, triticale, and wheat. Test weight per bushel for all other grains, if applicable, is recorded in whole and half pounds with a fraction of a half pound disregarded. Test weight per bushel is not an official factor for canola.

\* \* \* \* \*

■ 6. Revise § 810.1604 to read as follows:

**§ 810.1604 Grades and grade requirements for soybeans.**

Grading factors	Grades U.S. Nos.			
	1	2	3	4
Maximum percent limits of:				
Damaged kernels:				
Heat (part of total) .....	0.2	0.5	1.0	3.0
Total .....	2.0	3.0	5.0	8.0
Foreign material .....	1.0	2.0	3.0	5.0
Splits .....	10.0	20.0	30.0	40.0
Soybeans of other colors: <sup>1</sup> .....	1.0	2.0	5.0	10.0
Maximum count limits of:				
Other material:				
Animal filth .....	9	9	9	9
Caster beans .....	1	1	1	1
Crotalaria seeds .....	2	2	2	2
Glass .....	0	0	0	0
Stones <sup>2</sup> .....	3	3	3	3
Unknown foreign substance .....	3	3	3	3
Total <sup>3</sup> .....	10	10	10	10

U.S. Sample grade are Soybeans that:

- (a) Do not meet the requirements for U.S. Nos. 1, 2, 3, or 4; or
- (b) Have a musty, sour, or commercially objectionable foreign odor (except smut or garlic odor); or
- (c) Are heating or of distinctly low quality.

<sup>1</sup> Disregard for Mixed soybeans.

<sup>2</sup> In addition to the maximum count limit, stones must exceed 0.1 percent of the sample weight.

<sup>3</sup> Includes any combination of animal filth, castor beans, crotalaria seeds, glass, stones, and unknown substances. The weight of stones is not applicable for total other material.

James E. Link,  
 Administrator, Grain Inspection, Packers and  
 Stockyards Administration.  
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**DEPARTMENT OF TRANSPORTATION  
 Federal Aviation Administration**

**14 CFR Part 13**

[Docket No. FAA–2002–11483; Amendment No. 13–33]

RIN 2120–AI52

**Revisions to the Civil Penalty Inflation Adjustment Rule and Tables; Correction**

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; correction.

SUMMARY: This document corrects an error that appeared in the previous correction to the final rule. The final

rule was published in the **Federal Register** on May 16, 2006, (71 FR 28518). The previous correction to the final rule was published in the **Federal Register** on August 16, 2006, (71 FR 47077). This document also amends the regulatory language in Table One as published in the **Federal Register** on August 16, 2006. The May 16, 2006, final rule implements adjustments to certain civil monetary penalties under the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996.

DATES: Effective September 6, 2006.

FOR FURTHER INFORMATION CONTACT: Joyce Redos, Office of the Chief

Counsel, Enforcement Division, AGC-300, telephone (202) 267-3137; facsimile (202) 267-5106; e-mail [joyce.redos@faa.gov](mailto:joyce.redos@faa.gov).

**SUPPLEMENTARY INFORMATION:**

**Need for Correction**

The correction to the final rule document in the **Federal Register** on August 16, 2006 (71 FR 47077), contains a further error in the preamble with respect to the date the revised civil penalty amounts are to be applied. The previous correction document also introduced two typographical errors in the text of Table One. Specifically, the amendment contained an incomplete citation to 49 U.S.C. 46301(a)(2)(A) and (B) in column two, entry three and dropped a footnote reference in column two, entry 11 to Table One. This

publication corrects the error in the preamble and amends the regulatory language.

In the August 16, 2006, **Federal Register** (FR Doc. 06-6953), make the following correction to read as follows:

On page 47077, column 3 in the first line, remove the phrase "as of June 15, 2006." and add in its place the phrase "as of June 16, 2006."

**List of Subjects in 14 CFR Part 13**

Administrative practice and procedure, Air transportation, Hazardous materials transportation, Investigations, Law enforcement, Penalties.

**The Amendment**

■ In consideration of the foregoing, the Federal Aviation Administration

amends part 13 of Title 14, Code of Federal Regulations, as follows:

**PART 13—INVESTIGATIVE AND ENFORCEMENT PROCEDURES**

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

**Authority:** 18 U.S.C. 6002, 28 U.S.C. 2461 (note); 49 U.S.C. 106(g), 5121-5124, 40113-40114, 44103-44106, 44702-44703, 44709-44710, 44713, 44718, 44725, 46101-46110, 46301-46316, 46318, 46501-46502, 46504-46507, 47106, 47111, 47122, 47306, 47531-47532.

■ 2. Amend § 13.305 by revising Table 1, entry 3, column 2, and entry 11, column 2, to read as follows:

**§ 13.305 Cost of living adjustments of civil monetary penalties.**

\* \* \* \* \*

TABLE 1.—TABLE OF MINIMUM AND MAXIMUM CIVIL MONETARY PENALTY AMOUNTS FOR CERTAIN VIOLATIONS BEFORE DECEMBER 12, 2003, AND FOR HAZARDOUS MATERIALS VIOLATIONS BEFORE AUGUST 10, 2005

United States Code citation	Civil monetary penalty description	Minimum penalty amount	New adjusted minimum penalty amount	Maximum penalty amount when last set or adjusted pursuant to law	New or adjusted maximum penalty amount
* * * * *	Violation under 49 U.S.C. 46301(a)(2)(A) or (B) by a person operating an aircraft for the transportation of passengers or property for compensation (except an airman serving as an airman).	*	*	*	*
* * * * *	Carrying a concealed dangerous weapon. <sup>1</sup>	*	*	*	*
* * * * *		*	*	*	*

<sup>1</sup> FAA prosecutes violations under this section that occurred before February 17, 2002.

\* \* \* \* \*

Issued in Washington, DC, on August 28, 2006.

**Rebecca MacPherson,**

*Assistant Chief Counsel.*

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**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 23**

[Docket No. CE259; Special Conditions No. 23-199-SC]

**Special Conditions: AmSafe, Incorporated; Diamond Aircraft Industries, Incorporated, Model DA40 and DA42; Inflatable Three-Point Restraint Safety Belt With an Integrated Airbag Device**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final special conditions; request for comments.

**SUMMARY:** These special conditions are issued for the installation of an AmSafe, Inc., Inflatable Three-Point Restraint Safety Belt with an Integrated Airbag Device on Diamond models DA40 and DA42. These airplanes, as modified by the installation of this Inflatable Safety Belt, will have novel and unusual design features associated with the upper-torso restraint portions of the three-point safety belt, which contains an integrated airbag device. The applicable airworthiness regulations do not contain adequate or appropriate safety standards for this design feature. These special conditions contain the additional safety standards that the Administrator considers necessary to establish a level of safety equivalent to that established by the existing airworthiness standards.

**DATES:** The effective date of these special conditions is August 29, 2006.

Comments must be received on or before October 6, 2006.

**ADDRESSES:** Comments on these special conditions may be mailed in duplicate to: Federal Aviation Administration (FAA), Regional Counsel, ACE-7, Attention: Rules Docket, Docket No. CE259, 901 Locust, Room 506, Kansas City, Missouri 64106, or delivered in duplicate to the Regional Counsel at the above address. Comments must be marked: CE259. Comments may be inspected in the Rules Docket weekdays, except Federal holidays, between 7:30 a.m. and 4 p.m.

**FOR FURTHER INFORMATION CONTACT:** Mr. Mark James, Federal Aviation Administration, Aircraft Certification Service, Small Airplane Directorate, ACE-111, 901 Locust, Kansas City, Missouri, 816-329-4137, fax 816-329-4090, e-mail [mark.james@faa.gov](mailto:mark.james@faa.gov).

**SUPPLEMENTARY INFORMATION:** The FAA has determined that notice and opportunity for prior public comment is