

**DEPARTMENT OF ENERGY****Federal Energy Regulatory Commission****18 CFR Part 157**

[Docket No. RM81-19-000]

**Natural Gas Pipelines; Project Cost and Annual Limits**

February 1, 2007.

**AGENCY:** Federal Energy Regulatory Commission, Department of Energy.**ACTION:** Final rule.

**SUMMARY:** Pursuant to the authority delegated by 18 CFR 375.308(x)(1), the Director of the Office of Energy Projects (OEP) computes and publishes the project cost and annual limits for natural gas pipelines blanket construction certificates for each calendar year.

**EFFECTIVE DATE:** January 1, 2007.

**FOR FURTHER INFORMATION, CONTACT:**  
Michael J. McGehee, Chief, Certificates Branch 1, Division of Pipeline Certificates, (202) 502-8962.

**Publication of Project Cost Limits Under Blanket Certificates; Order of the Director, OEP**

Section 157.208(d) of the Commission's Regulations provides for project cost limits applicable to construction, acquisition, operation and miscellaneous rearrangement of facilities (Table I) authorized under the blanket certificate procedure (Order No. 234, 19 FERC ¶ 61,216). Section 157.215(a) specifies the calendar year dollar limit which may be expended on underground storage testing and development (Table II) authorized under the blanket certificate. Section 157.208(d) requires that the 'limits specified in Tables I and II shall be adjusted each calendar year to reflect the 'GDP implicit price deflator' published by the Department of Commerce for the previous calendar year.'

Pursuant to § 375.308(x)(1) of the Commission's Regulations, the authority for the publication of such cost limits, as adjusted for inflation, is delegated to the Director of the Office of Energy Projects. The cost limits for calendar year 2007, as published in Table I of § 157.208(d) and Table II of § 157.215(a), are hereby issued. It is noted that Order No. 686, 117 FERC ¶ 61,074, increased the Table I dollar limits for calendar year 2006. The 2007 cost limits are calculated based on these increased limits.

**List of Subjects in 18 CFR Part 157**

Administrative practice and procedure, Natural Gas, Reporting and recordkeeping requirements.

**J. Mark Robinson,**  
*Director, Office of Energy Projects.*

■ Accordingly, 18 CFR part 157 is amended as follows:

**PART 157—[AMENDED]**

■ 1. The authority citation for part 157 continues to read as follows:

**Authority:** 15 U.S.C. 717-717w, 3301-3432; 42 U.S.C. 7101-7352.

■ 2. Table I in § 157.208(d) is revised to read as follows:

**§ 157.208 Construction, acquisition, operation, replacement, and miscellaneous rearrangement of facilities**

\* \* \* \* \*

(d) \* \* \*

**TABLE I**

Year	Limit	
	Auto. proj. cost limit (Col.1)	Prior notice proj. cost limit (Col.2)
1982 .....	\$4,200,000	\$12,000,000
1983 .....	4,500,000	12,800,000
1984 .....	4,700,000	13,300,000
1985 .....	4,900,000	13,800,000
1986 .....	5,100,000	14,300,000
1987 .....	5,200,000	14,700,000
1988 .....	5,400,000	15,100,000
1989 .....	5,600,000	15,600,000
1990 .....	5,800,000	16,000,000
1991 .....	6,000,000	16,700,000
1992 .....	6,200,000	17,300,000
1993 .....	6,400,000	17,700,000
1994 .....	6,600,000	18,100,000
1995 .....	6,700,000	18,400,000
1996 .....	6,900,000	18,800,000
1997 .....	7,000,000	19,200,000
1998 .....	7,100,000	19,600,000
1999 .....	7,200,000	19,800,000
2000 .....	7,300,000	20,200,000
2001 .....	7,400,000	20,600,000
2002 .....	7,500,000	21,000,000
2003 .....	7,600,000	21,200,000
2004 .....	7,800,000	21,600,000
2005 .....	8,000,000	22,000,000
2006 .....	9,600,000	27,400,000
2007 .....	9,900,000	28,200,000

\* \* \* \* \*

■ 3. Table II in § 157.215(a) is revised to read as follows:

**§ 157.215 Underground storage testing and development.**

(a) \* \* \*

(5) \* \* \*

**TABLE II**

Year	Limit
1982 .....	\$2,700,000
1983 .....	2,900,000
1984 .....	3,000,000
1985 .....	3,100,000
1986 .....	3,200,000
1987 .....	3,300,000
1988 .....	3,400,000
1989 .....	3,500,000
1990 .....	3,600,000
1991 .....	3,800,000
1992 .....	3,900,000
1993 .....	4,000,000
1994 .....	4,100,000
1995 .....	4,200,000
1996 .....	4,300,000
1997 .....	4,400,000
1998 .....	4,500,000
1999 .....	4,550,000
2000 .....	4,650,000
2001 .....	4,750,000
2002 .....	4,850,000
2003 .....	4,900,000
2004 .....	5,000,000
2005 .....	5,100,000
2006 .....	5,250,000
2007 .....	5,400,000

\* \* \* \* \*

[FR Doc. E7-1994 Filed 2-6-07; 8:45 am]

**BILLING CODE 6717-01-P****DEPARTMENT OF STATE****22 CFR Part 126**

[Public Notice: 5685]

**Amendment of the International Traffic in Arms Regulations: Policy With Respect to Libya and Venezuela****AGENCY:** Department of State.**ACTION:** Final rule.

**SUMMARY:** Notice is hereby given that the United States is amending the International Traffic in Arms Regulations regarding Libya at 22 CFR 126.1(a) and (d) to make it United States policy to deny licenses, other approvals, exports or imports of defense articles and defense services destined for or originating in Libya except, on a case-by-case basis for non-lethal defense articles and defense services, and non-lethal safety-of-use defense articles (e.g., cartridge actuated devices, propellant actuated devices and technical manuals for military aircraft for purposes of enhancing the safety of the aircrew) as spare parts for lethal end-items. Further, the Department of State is adding Venezuela to 22 CFR 126.1(a) as a result of its designation as a country not cooperating fully with anti-terrorism efforts, and in conjunction with the August 17, 2006 [71 FR 47554]

announcement of a policy of denial of the export or transfer of defense articles to and revocation of existing authorizations for Venezuela.

**EFFECTIVE DATE:** This rule is effective February 7, 2007.

**ADDRESSES:** Interested parties may submit comments at any time by any of the following methods:

- *E-mail:* [DDTCTResponseTeam@state.gov](mailto:DDTCTResponseTeam@state.gov) with an appropriate subject line.
- *Mail:* Department of State, Directorate of Defense Trade Controls, Office of Defense Trade Controls Policy, ATTN: Regulatory Change, 12th Floor, SA-1, Washington, DC 20522-0112.
- *Fax:* 202-261-8199.
- *Hand Delivery or Courier (regular work hours only):* Department of State, Directorate of Defense Trade Controls, Office of Defense Trade Controls Policy, ATTENTION: Regulatory Change, SA-1, 12th Floor, 2401 E Street, NW., Washington, DC 20037.

Persons with access to the Internet may also view this notice by going to the regulations.gov Web site at: <http://www.regulations.gov/index.cfm>.

**FOR FURTHER INFORMATION CONTACT:** Ann K. Ganzer, Office of Defense Trade Controls Policy, Department of State, 12th Floor, SA-1, Washington, DC 20522-0112; Telephone 202-663-2792 or FAX 202-261-8199; e-mail: [DDTCTResponseTeam@state.gov](mailto:DDTCTResponseTeam@state.gov). ATTN: Regulatory Change.

**SUPPLEMENTARY INFORMATION:** On June 30, the Secretary of State rescinded Libya's designation as a state sponsor of terrorism. This Notice establishes that it is the policy of the United States to deny licenses, other approvals, exports or imports of defense articles and defense services destined for or originating in Libya except, on a case-by-case basis, for non-lethal defense articles and defense services and non-lethal safety-of-use defense articles (e.g., cartridge actuated devices, propellant actuated devices and technical manuals for military aircraft for purposes of enhancing the safety of the aircrew) as spare parts for lethal end-items. For non-lethal defense end-items, no distinction will be made between Libya's existing and new inventory.

On May 8, 2006, the Secretary of State determined that five countries, Cuba, Iran, North Korea, Syria and Venezuela, are not cooperating fully with anti-terrorism efforts [71 FR 28897]. Section 40A of the AECA prohibits the sale or licensing of defense articles and services to those on the list for a term of the fiscal year beginning October 1, 2006. In addition, on August 17, 2006 [71 FR 47554] the State Department announced

a policy of denial of the export or transfer of defense articles to and revocation of existing authorizations for Venezuela.

### Regulatory Analysis and Notices

#### Administrative Procedure Act

This amendment involves a foreign affairs function of the United States and, therefore, is not subject to the procedures required by 5 U.S.C. 553 and 554.

#### Regulatory Flexibility Act

This rule does not require analysis under the Regulatory Flexibility Act.

#### Unfunded Mandates Act of 1995

This rule does not require analysis under the Unfunded Mandates Reform Act.

#### Small Business Regulatory Enforcement Fairness Act of 1996

This amendment has been found not to be a major rule within the meaning of the Small Business Regulatory Enforcement Fairness Act of 1996. It will not have substantial direct effects on the States, the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

#### Executive Orders 12372 and 13132

It is determined that this rule does not have sufficient federalism implications to warrant application of the consultation provisions of Executive Orders 12372 and 13132.

#### Executive Order 12866

This amendment is exempt from review under Executive Order 12866, but has been reviewed internally by the Department of State to ensure consistency with the purposes thereof.

#### Paperwork Reduction Act

This rule does not impose any new reporting or recordkeeping requirements subject to the Paperwork Reduction Act, 44 U.S.C. Chapter 35.

#### List of Subjects in 22 CFR Part 126

Arms and munitions, Exports.

- Accordingly, for the reasons set forth above, Title 22, CFR part 126 is amended to read as follows:

### PART 126—GENERAL POLICIES AND PROVISIONS

- 1. The authority citation for part 126 continues to read as follows:

**Authority:** Secs. 2, 38, 40, 42, and 71, Pub. L. 90-629, 90 Stat. 744 (22 U.S.C. 2752, 2778, 2780, 2791, and 2797); E.O. 11958, 42 FR

4311; 3 CFR, 1977 Comp., p. 79; 22 U.S.C. 2651a; 22 U.S.C. 287c; E.O. 12918, 59 FR 28205, 3 CFR, 1994 Comp., p. 899; Sec. 1225, Pub. L. 108-375.

- 2. Section 126.1 is amended by revising paragraphs (a) and (d) to read as follows and adding paragraph (k):

#### § 126.1 Prohibited exports and sales to certain countries.

(a) **General.** It is the policy of the United States to deny licenses and other approvals for exports and imports of defense articles and defense services, destined for or originating in certain countries. This policy applies to Belarus, Cuba, Iran, North Korea, Syria, Venezuela and Vietnam. This policy also applies to countries with respect to which the United States maintains an arms embargo (e.g., Burma, China, Liberia, Somalia, and Sudan) or whenever an export would not otherwise be in furtherance of world peace and the security and foreign policy of the United States. Information regarding certain other embargoes appears elsewhere in this section. Comprehensive arms embargoes are normally the subject of a State Department notice published in the **Federal Register**. The exemptions provided in the regulations in this subchapter, except § 123.17 of this subchapter, do not apply with respect to articles originating in or for export to any proscribed countries, areas, or persons in this § 126.1.

\* \* \* \* \*

(d) **Terrorism.** Exports to countries which the Secretary of State has determined to have repeatedly provided support for acts of international terrorism are contrary to the foreign policy of the United States and are thus subject to the policy specified in paragraph (a) of this section and the requirements of section 40 of the Arms Export Control Act (22 U.S.C. 2780) and the Omnibus Diplomatic Security and Anti-Terrorism Act of 1986 (22 U.S.C. 4801, note). The countries in this category are: Cuba, Iran, North Korea, Sudan and Syria.

\* \* \* \* \*

(k) **Libya.** It is the policy of the United States to deny licenses, other approvals, exports or imports of defense articles and defense services destined for or originating in Libya except, on a case-by-case basis, for:

(1) Non-lethal defense articles and defense services,

(2) Non-lethal safety-of-use defense articles (e.g., cartridge actuated devices, propellant actuated devices and technical manuals for military aircraft for purposes of enhancing the safety of

the aircrew) as spare parts for lethal end-items.

For non-lethal defense end-items, no distinction will be made between Libya's existing and new inventory.

Dated: January 12, 2007.

**Robert G. Joseph,**

*Under Secretary for Arms Control and International Security, Department of State.*  
[FR Doc. E7-2034 Filed 2-6-07; 8:45 am]

BILLING CODE 4710-25-P

## **EQUAL EMPLOYMENT OPPORTUNITY COMMISSION**

### **29 CFR Part 1603**

**RIN 3046-AA83**

#### **Procedures for Previously Exempt State and Local Government Employee Complaints of Employment Discrimination Under Section 304 of the Government Employee Rights Act of 1991; Revision**

**AGENCY:** Equal Employment Opportunity Commission.

**ACTION:** Final rule.

**SUMMARY:** This document contains revisions to the final regulations which were published in the **Federal Register** of Thursday, April 10, 1997 (62 FR 17543). The regulations pertain to the procedures by which state and local government employees previously exempt from maintaining claims of employment discrimination can pursue such claims.

**DATES:** Effective on February 7, 2007.

#### **FOR FURTHER INFORMATION CONTACT:**

Thomas J. Schlageter, Assistant Legal Counsel, or Gary John Hozempa, Senior General Attorney, at (202) 663-4669 (voice) or (202) 663-7026 (TTY). This document also is available in the following alternative formats: large print, braille, audiotape and electronic file on computer disk. Requests for the final rule in an alternative format should be made to the Equal Employment Opportunity Commission's (EEOC) Publication Center at 1-800-669-3362 (voice), 1-800-800-3302 (TTY), or 703-821-2098 (FAX—this is not a toll free number).

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Prior to the passage of the Government Employees Rights Act of 1991 (GERA), certain state and local government employees and applicants did not enjoy Federal protection against employment discrimination based on race, color, religion, sex, national origin, age, or disability. In affording these

individuals new equal employment opportunity protections, GERA introduced an administrative enforcement mechanism different from EEOC's pre-existing charge resolution procedures. Consequently, EEOC created procedures for handling complaints brought by individuals covered by GERA. These procedures are found in 29 CFR Part 1603.

When 29 CFR Part 1603 was published initially, the legal citation for GERA was 2 U.S.C. 1201 *et seq.* and that part of GERA applicable to previously exempt state and local employees was 2 U.S.C. 1220. Due to a re-codification and transfer, the citations for GERA have been changed to 42 U.S.C. 2000e-16a *et seq.* and 42 U.S.C. 2000e-16c, respectively. Similarly, in accordance with an amendment to GERA, section 321 was renumbered as section 304.

##### **Need for Revision**

As published, the final regulations contain obsolete legal citations which need to be updated.

##### **List of Subjects in 29 CFR Part 1603**

Administrative practice and procedure, Equal employment opportunity, Intergovernmental relations, Investigations, State and local governments.

For the Commission.

Dated: January 24, 2007.

**Naomi C. Earp,**

*Chair.*

■ Accordingly, 29 CFR part 1603 is amended to read as follows:

#### **PART 1603—PROCEDURES FOR PREVIOUSLY EXEMPT STATE AND LOCAL GOVERNMENT EMPLOYEE COMPLAINTS OF EMPLOYMENT DISCRIMINATION UNDER SECTION 304 OF THE GOVERNMENT EMPLOYEE RIGHTS ACT OF 1991**

■ 1. The authority citation for part 1603 is revised to read as follows:

**Authority:** 42 U.S.C. 2000e-16c.

■ 2. The heading to part 1603 is revised to read as set forth above.

##### **§ 1603.100 [Amended]**

■ 3. Amend § 1603.100 to read as follows:

■ a. Remove “321” and add in its place “304.”

■ b. Remove “2 U.S.C. 1220” and add in its place “42 U.S.C. 2000e-16c.”

##### **§ 1603.101 [Amended]**

■ 4. Amend § 1603.101, introductory text, by removing “321” and adding in its place “304.”

[FR Doc. E7-1932 Filed 2-6-07; 8:45 am]

**BILLING CODE 6570-01-P**

## **EQUAL EMPLOYMENT OPPORTUNITY COMMISSION**

### **29 CFR Part 1610**

#### **Updating Addresses of Commission's Offices in Las Vegas, Nevada and Mobile, AL**

**AGENCY:** Equal Employment Opportunity Commission.

**ACTION:** Final rule.

**SUMMARY:** This final rule revises existing EEOC regulations to update two office addresses.

**EFFECTIVE DATE:** February 7, 2007.

#### **FOR FURTHER INFORMATION CONTACT:**

Thomas J. Schlageter, Assistant Legal Counsel, (202) 663-4668, or James G. Allison, Senior Attorney, (202) 663-4661, Office of Legal Counsel, 1801 L St., NW., Washington, DC 20507. Copies of this final rule are available in the following alternate formats: large print, braille, electronic computer disk, and audio-tape. Requests for this notice in an alternative format should be made to the Publications Center at 1-800-669-3362 (voice), 1-800-800-3302 (TTY), or 703-821-2098 (FAX—this is not a toll free number).

**SUPPLEMENTARY INFORMATION:** The Commission investigates and litigates charges of employment discrimination through its various offices located throughout the country. On July 8, 2005, the Commission voted to open two new local offices, one in Las Vegas, Nevada and one in Mobile, Alabama. These two new offices have now been opened. This Final Rule incorporates the addresses of these newly opened offices in the Commission's regulations by modifying 29 CFR 1610.4(c) to reflect the new offices' addresses.

#### **Regulatory Procedures**

##### **Executive Order 12866**

This action pertains to agency organization, management or personnel matters and, therefore, is not a rule within the meaning of section 3(d)(3) of Executive Order 12866.

##### **Paperwork Reduction Act**

This regulation contains no new information collection requirements subject to review by the Office of Management and Budget under the