

information requirements and duplication by industry and public sector agencies. As noted in the initial regulatory flexibility analysis, USDA has not identified any relevant Federal rules that duplicate, overlap, or conflict with this final rule.

AMS is committed to complying with the E-Government Act, to promote the use of the Internet and other information technologies to provide increased opportunities for citizen access to Government information and services, and for other purposes.

A proposed rule concerning this action was published in the **Federal Register** on April 10, 2012 (77 FR 21492). Copies of the proposed rule were also mailed or sent via facsimile to all tomato handlers. Finally, the proposal was made available through the Internet by USDA and the Office of the Federal Register. A 15-day comment period ending April 25, 2012, was provided for interested persons to respond to the proposal. Three comments were received in support of the proposal. One commenter stated that he initially had concerns regarding the increase in the assessment rate. However, after reviewing the Committee's budget of expenditures and noting that the increase is paid uniformly among all handlers, he stated the increase was necessary and fairly distributed. Another commenter noted that the increase is necessary due to the rising prices of goods and services and is only proposed to cover budgeted expenses. Another commenter stated the increase would improve the income for local farmers.

Accordingly, no changes will be made to the rule as proposed, based on the comments received.

A small business guide on complying with fruit, vegetable, and specialty crop marketing agreements and orders may be viewed at: [www.ams.usda.gov/MarketingOrdersSmallBusinessGuide](http://www.ams.usda.gov/MarketingOrdersSmallBusinessGuide). Any questions about the compliance guide should be sent to Laurel May at the previously mentioned address in the **FOR FURTHER INFORMATION CONTACT** section.

After consideration of all relevant material presented, including the information and recommendation submitted by the Committee and other available information, it is hereby found that this rule, as hereinafter set forth, will tend to effectuate the declared policy of the Act.

Pursuant to 5 U.S.C. 553, it also found and determined that good cause exists for not postponing the effective date of this rule until 30 days after publication in the **Federal Register** because handlers are already receiving 2011–12

crop tomatoes from growers; the marketing order requires that the rate of assessment for each fiscal period apply to all assessable tomatoes handled during such period; and, the Committee needs to have sufficient funds to pay its expenses which are incurred on a continuous basis. Further, handlers are aware of this rule which was recommended at a public meeting. Also, a 15-day comment period was provided for in the proposed rule.

#### List of Subjects in 7 CFR Part 966

Marketing agreements, Reporting and recordkeeping requirements, Tomatoes.

For the reasons set forth in the preamble, 7 CFR part 966 is amended as follows:

#### PART 966—TOMATOES GROWN IN FLORIDA

■ 1. The authority citation for 7 CFR part 966 continues to read as follows:

**Authority:** 7 U.S.C. 601–674.

■ 2. Section 966.234 is revised to read as follows:

##### § 966.234 Assessment rate.

On and after August 1, 2011, an assessment rate of \$0.037 per 25-pound carton is established for Florida tomatoes.

Dated: July 20, 2012.

**David R. Shipman,**

*Administrator, Agricultural Marketing Service.*

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#### DEPARTMENT OF COMMERCE

##### Bureau of Industry and Security

#### 15 CFR Part 774

##### The Commerce Control List

###### CFR Correction

In Title 15 of the Code of Federal Regulations, Parts 300 to 799, revised as of January 1, 2012, in supplement no. 1 to part 774, make the following corrections:

##### 1. In Category 3:

- A. On page 766, in 3A001, remove the second entry for c.1.b.1.
- B. On page 768, in 3A002, remove the second paragraph “CIV”.
- C. On page 782, in 3C001, under “Items:” remove “a. Silicon;”.

##### 2. In Category 4:

- A. On page 790, in 4A994, in the heading correct “therefore” to read “therefor”.
- B. On page 793, in 4E993, remove

paragraph c.

##### 3. In Category 5:

- A. On page 794, in part I, in 5A001, add “or antennae” after “Unit: Equipment”.
- B. On page 798, in part I, in 5A991, remove the note following paragraph c.2.
- C. On page 803, in part II, in 5A003, in the table for “License Requirements”, remove the entry for EI and place it below the table as an indented paragraph.
- D. On page 805, in part II, above 5D002, add the headings “C. Materials—[Reserved]” and “D. Software”.
- E. On page 805, in part II, in 5D002, in the table for “License Requirements”, remove the entry for EI and place it below the table as an indented paragraph.
- F. On page 806, in part II, in 5E002, in the License Requirement Note, remove “5D002.a or 5D002.c” and insert “5D002” in its place.
- G. On page 806, in part II, in 5E002, after the License Requirement Note, remove “Refer to § 742.15 of the EAR”.
- H. On page 807, in part II, in 5E002, after “Related Controls” and before “Items”, add “*Related Definitions:* N/A”.

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#### DEPARTMENT OF ENERGY

##### Federal Energy Regulatory Commission

#### 18 CFR Part 284

[Docket No. RM96–1–037; Order No. 587–V]

##### Standards for Business Practices of Interstate Natural Gas Pipelines

**AGENCY:** Federal Energy Regulatory Commission.

**ACTION:** Final rule.

**SUMMARY:** In this Final Rule, the Federal Energy Regulatory Commission (Commission) amends its regulations to incorporate by reference the latest version (Version 2.0) of certain business practice standards adopted by the Wholesale Gas Quadrant (WGQ) of the North American Energy Standards Board (NAESB) applicable to natural gas pipelines. In addition, based on the minor corrections and errata made by NAESB and reported to the Commission on May 4, 2012, the Commission will incorporate by reference certain standards that it earlier proposed not to