

# Rules and Regulations

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This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Part 532

RIN 3206-AM59

#### Prevailing Rate Systems; Abolishment of the Washington, DC, Special Wage Schedule for Printing Positions

**AGENCY:** U.S. Office of Personnel Management.

**ACTION:** Correcting amendment.

**SUMMARY:** The U.S. Office of Personnel Management published a final rule in the *Federal Register* on December 14, 2012, abolishing the Washington, DC, Federal Wage System special wage schedule for printing and lithographic positions. The final rule incorrectly listed the page number of the interim rule published on July 13, 2012, in the words of issuance. This document corrects this error.

**DATES:** Effective: January 2, 2013.

**FOR FURTHER INFORMATION CONTACT:** Madeline Gonzalez, (202) 606-2838; email [pay-performance-policy@opm.gov](mailto:pay-performance-policy@opm.gov); or FAX: (202) 606-4264.

**SUPPLEMENTARY INFORMATION:** In a final rule published in the *Federal Register* on December 14, 2012 (77 FR 74347), the U.S. Office of Personnel Management (OPM) incorrectly listed the page number of the interim rule published on July 13, 2012, as 41427 instead of 41247 in the words of issuance. The page number is correctly listed in the supplementary information of the interim rule. This document corrects the error.

Office of Personnel Management.

**Jerome D. Mikowicz,**

*Deputy Associate Director for Pay and Leave.*

[FR Doc. 2012-31521 Filed 12-31-12; 8:45 am]

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## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### 7 CFR Part 1220

[Doc. No. AMS-LS-12-0022]

#### Soybean Promotion and Research: Amend the Order To Adjust Representation on the United Soybean Board

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Final rule.

**SUMMARY:** This final rule adjusts the number of members on the United Soybean Board (Board) to reflect changes in production levels that have occurred since the Board was reapportioned in 2009. As required by the Soybean Promotion, Research, and Consumer Information Act (Act), membership is reviewed every 3 years and adjustments are made accordingly. This change results in an increase in Board membership for Mississippi, increasing the total number of Board members from 69 to 70. The change will be effective for the 2013 nomination and appointment process.

**DATES:** *Effective Date:* January 3, 2012.

**FOR FURTHER INFORMATION CONTACT:** Emily DeBord, Agricultural Marketing Specialist, Marketing Programs Division, Livestock, Poultry and Seed Program, AMS, USDA, Room 2628-S, STOP 0249, 1400 Independence Avenue SW., Washington, DC 20250-0249; Telephone 202/690-2611; Fax 202/720-1125; or email to [Emily.DeBord@ams.usda.gov](mailto:Emily.DeBord@ams.usda.gov).

#### SUPPLEMENTARY INFORMATION:

##### Executive Order 12866

The Office of Management and Budget (OMB) has waived the review process required by Executive Order 12866 for this action.

##### Executive Order 12988

This rule was reviewed under Executive Order 12988, Civil Justice Reform. It is not intended to have a retroactive effect. The Soybean Promotion, Research, and Consumer Information Act (Act) provides that nothing in this subtitle may be construed to preempt or supersede any other program relating to soybean promotion, research, consumer

information, or industry information organized and operated under the laws of the United States or any State.

The Act provides that administrative proceedings must be exhausted before parties may file suit in court. Under § 1971 of the Act, a person subject to the Soybean Promotion, Research, and Consumer Information Order (Order) may file a petition with the Secretary of Agriculture (Secretary) stating that the Order, any provision of the Order, or any obligation imposed in connection with the Order, is not in accordance with law and requesting a modification of the Order or an exemption from the Order. The petitioner is afforded the opportunity for a hearing on the petition. After a hearing, the Secretary would rule on the petition. The Act provides that the district courts of the United States in any district in which such person is an inhabitant, or has his principal place of business, has jurisdiction to review the Secretary's ruling on the petition, if a complaint for this purpose is filed within 20 days after the date of the entry of the ruling.

#### Regulatory Flexibility Act

The Agricultural Marketing Service has determined that this rule will not have a significant economic impact on a substantial number of small entities as defined by the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*), because it only adjusts representation on the Board to reflect changes in production levels that have occurred since the Board was reapportioned in 2009. The purpose of the RFA is to fit regulatory actions to the scale of businesses subject to such actions in order that small businesses will not be unduly burdened. As such, these changes will not impact on persons subject to the program.

There are an estimated 589,182 soybean producers and an estimated 10,000 first purchasers who collect assessments, most of whom would be considered small businesses under the criteria established by the Small Business Administration (SBA) [13 CFR 121.201]. SBA defines small agricultural producers as those having annual receipts of less than \$750,000, and small agricultural firms as those having annual receipts of less than \$7,000,000.

#### Paperwork Reduction Act

In accordance with OMB regulations [5 CFR part 1320] that implement the Paperwork Reduction Act of 1995 [44