

Department. Further, a Regulatory Flexibility Analysis is not required for this final rule because the Department was not required to publish a general notice of proposed rulemaking for this matter.

#### *Executive Order 12988*

This regulation meets the applicable standards set forth in sections 3(a) and 3(b)(2) of Executive Order 12988, Civil Justice Reform.

#### *Executive Order 13132*

This rule will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 13132, Federalism, the Department has determined that this rule does not have sufficient federalism implications to warrant the preparation of a federalism summary impact statement.

#### *Unfunded Mandates Reform Act of 1995*

This rule will not result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$100 million or more in any one year, and it will not significantly or uniquely affect small governments. Therefore, no actions are necessary under the provisions of the Unfunded Mandates Reform Act of 1995, 2 U.S.C. 1501 et seq.

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

This rule is not a major rule as defined by section 251 of the Small Business Regulatory Enforcement Fairness Act of 1996 (SBREFA), 5 U.S.C. 804. This rule will not result in an annual effect on the economy of \$100 million or more; a major increase in costs or prices; or significant adverse effects on competition, employment, investment, productivity, innovation, or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic and export markets.

This action pertains to agency management, personnel, and organization and does not substantially affect the rights or obligations of non-agency parties. Accordingly, it is not a rule for purposes of the reporting requirement of 5 U.S.C. 801.

#### *Paperwork Reduction Act*

This proposed rule does not impose any new reporting or recordkeeping requirements under the Paperwork Reduction Act.

#### *Congressional Review Act*

The Department of Justice has determined that this action pertains to agency management and, accordingly, is not a “rule” as that term is used by the Congressional Review Act (CRA), (Subtitle E of the Small Business Regulatory Enforcement Fairness Act, (SBREFA)). Therefore, the reports to Congress and the General Accounting Office specified by section 801 of SBREFA are not required.

#### **Drafting Information**

The author of this document is Denise R. Brown, Office of Regulatory Affairs, Enforcement Programs and Services, Bureau of Alcohol, Tobacco, Firearms, and Explosives.

#### **List of Subjects in 5 CFR Part 3801**

Conflicts of interest.

#### **Authority and Issuance**

Accordingly, for the reasons discussed in the preamble, the Department of Justice, with the concurrence of the Office of Government Ethics, is amending 5 CFR part 3801 as follows:

#### **PART 3801—SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE DEPARTMENT OF JUSTICE**

- 1. The authority citation for 5 CFR part 3801 is revised to read as follows:

**Authority:** 5 U.S.C. 301, 7301; 5 U.S.C. App.; E.O. 12674, 54 FR 15159, 3 CFR, 1989 Comp., p. 215, as modified by E.O. 12731, 55 FR 42547, 3 CFR, 1990 Comp., p. 306; E.O. 12988, 61 FR 4739; 5 CFR 2635.105, 2635.203(a), 2635.403(a), 2635.701–2635.705, 2635.803, 2635.807(a)(2)(ii); and DOJ Order 1200.1, Chap 11–1.

#### **§ 3801.103 [Amended]**

- 2. Section 3801.103(a) is amended by adding “Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF)” between “Antitrust Division” and “Bureau of Prisons (including Federal Prison Industries, Inc.)” on the list of “Designation of separate Departmental components” within the Department of Justice.

- 3. Section 3801.107 is added to read as follows:

#### **§ 3801.107 Additional rules for Bureau of Alcohol, Tobacco, Firearms, and Explosives employees.**

The following rules apply to the employees of the Bureau of Alcohol, Tobacco, Firearms, and Explosives and are in addition to §§ 3801.101 through 3801.106:

- (a) *Prohibited financial interests.* Except as provided in this section, no

employee of ATF, or spouse or minor child of an ATF employee, shall have, directly or indirectly, any financial interest, including compensated employment, in the alcohol, tobacco, firearms or explosives industries. The term financial interest is defined in § 2635.403(c) of this title.

(b) *Waiver.* An agency designee, with the advice and legal clearance of the Deputy Designated Agency Ethics Official, may grant a written waiver of the prohibition in paragraph (a) of this section on a determination that the waiver is not inconsistent with part 2635 of this title or otherwise prohibited by law and that, in the mind of a reasonable person with knowledge of the particular circumstances, the financial interest will not create an appearance of misuse of position or loss of impartiality, or call into question the impartiality and objectivity with which ATF’s programs are administered. A waiver under this paragraph (b) may require appropriate conditions, such as execution of a written disqualification.

Dated: July 23, 2014.

**Lee J. Lofthus,**  
*Assistant Attorney General for Administration.*

Dated: July 24, 2014.

**Walter M. Shaub, Jr.,**  
*Director, Office of Government Ethics.*

[FR Doc. 2014–18028 Filed 7–30–14; 8:45 am]

**BILLING CODE 4410–CW–P**

#### **DEPARTMENT OF AGRICULTURE**

#### **Animal and Plant Health Inspection Service**

#### **9 CFR Parts 56, 145, 146, and 147**

[Docket No. APHIS–2011–0101]

RIN 0579–AD83

#### **National Poultry Improvement Plan and Auxiliary Provisions**

#### *Correction*

In rule document 2014–16037 appearing on pages 38752–38768 in the issue of Wednesday, July 9, 2014, make the following correction:

#### **§ 147.21 [Corrected]**

- 1. In section 147.21, on page 38766, in the second column, the thirty-seventh through fortieth lines should read: “Program Standards, as defined in § 147.51. Sanitation procedures may also be approved by the Administrator in accordance with § 147.53(d)(2).”

[FR Doc. C1–2014–16037 Filed 7–30–14; 8:45 am]

**BILLING CODE 1505–01–D**