

in his or her discretion deems appropriate. The Secretary may also supplement the written explanation by providing the explanation to the single point of contact by telephone, other telecommunication, or other means.

(b) In any explanation under paragraph (a)(3) of this section, the Secretary informs the single point of contact that:

(1) The Department will not implement its decision for at least ten days after the single point of contact receives the explanation; or

(2) The Secretary has reviewed the decision and determined that, because of unusual circumstances, the waiting period of at least ten days is not feasible.

(c) For purposes of computing the waiting period under paragraph (b)(1) of this section, a single point of contact is presumed to have received written notification 5 days after the date of mailing of such notification.

#### **§ 13.11 Obligations in interstate situations.**

(a) The Secretary is responsible for:

(1) Identifying proposed Federal financial assistance and direct Federal development that have an impact on interstate areas;

(2) Notifying appropriate officials and entities in states which have adopted a process and which select the Department's program or activity.

(3) Making efforts to identify and notify the affected state, areawide, regional, and local officials and entities in those states that have not adopted a process under the Order or do not select the Department's program or activity;

(4) Responding pursuant to § 13.10 of this part if the Secretary receives a recommendation from a designated areawide agency transmitted by a single point of contact, in cases in which the review, coordination, and communication with the Department have been delegated.

(b) The Secretary uses the procedures in § 13.10 if a state process provides a state process recommendation to the Department through a single point of contact.

### **PART 14 [RESERVED]**

## **PART 15—LEGAL PROCEEDINGS**

### **Subpart A—Service of Process**

Sec.

15.1 Scope and purpose.

15.2 Definitions.

15.3 Acceptance of service of process.

### **Subpart B—Testimony by Employees and the Production of Documents in Legal Proceedings**

15.11 Scope.

15.12 Definitions.

15.13 Demand for testimony or production of documents: Department procedures.

15.14 Demand for testimony or production of documents in matters in which the United States is not a party.

15.15 Demand for testimony or production of documents in matters in which the United States is a party.

15.16 Demand for testimony or production of documents: Department policy and considerations.

15.17 Subpoenas and demands served upon employees or former employees of the Office of the Inspector General.

15.18 Testimony of Department employees in proceedings involving the United States.

### **Subpart C—Involuntary Child and Spousal Support Allotments of NOAA Corps Officers**

15.21 Purpose.

15.22 Applicability and scope.

15.23 Definitions.

15.24 Policy.

15.25 Procedures.

### **Subpart D—Statement of Policy and Procedures Regarding Indemnification of Department of Commerce Employees**

15.31 Policy.

15.32 Procedures for the handling of lawsuits against Department employees arising within the scope of their office or employment.

**AUTHORITY:** 5 U.S.C. 301; 15 U.S.C. 1501, 1512, 1513, 1515 and 1518; Reorganization Plan No. 5 of 1950; 3 CFR, 1949–1953 Comp., p. 1004; 44 U.S.C. 3101; subpart C is issued under 37 U.S.C. 101, 706; 15 U.S.C. 1673; 42 U.S.C. 665.

**EDITORIAL NOTE:** Nomenclature changes to part 15 appear at 62 FR 19669, Apr. 23, 1997.

### **Subpart A—Service of Process**

**SOURCE:** 53 FR 41318, Oct. 21, 1988, unless otherwise noted. Redesignated at 62 FR 19669, Apr. 23, 1997.