

cause" exception found at 5 U.S.C. 553 (b) and (d). The reasons for immediate final publication of this rule without provision for public comment are as follows:

The Service is removing language in the regulations which relates only to the specific statutory Salvadoran TPS program which expired on June 30, 1992. As the Salvadoran TPS reregistration period and TPS program both expired on that date, all such applications have been adjudicated and any further applications are inappropriate. The continued presence of this obsolete language serves no function and advance notice and public comment procedures are therefore unnecessary.

#### Regulatory Flexibility Act

The Commissioner of the Immigration and Naturalization Service, in accordance with the Regulatory Flexibility Act (5 U.S.C. 605(b)), has reviewed this regulation and, by approving it, certifies that the rule will not have a significant economic impact on a substantial number of small entities because it merely removes language which implemented an expired statutory provision.

#### Executive Order 12866

This rule is not considered by the Department of Justice, Immigration and Naturalization Service, to be a "significant regulatory action" under Executive Order 12866, section 3(f), Regulatory Planning and Review, and the Office of Management and Budget has waived its review process under section 6(a)(3)(A).

#### Executive Order 12612

This regulation 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 12612, this rule does not have sufficient Federalism implications to warrant the preparation of a Federalism Assessment.

#### List of Subjects in 8 CFR Part 240

Administrative practice and procedure, Immigration.

Accordingly, part 240 of chapter I of title 8 of the Code of Federal Regulations is amended as follows:

#### **PART 240—TEMPORARY PROTECTED STATUS FOR NATIONALS OF DESIGNATED STATES**

1. The authority citation for part 240 continues to read as follows:

Authority: 8 U.S.C. 1103, 1254, 1254a note.

2. Part 240 is amended by removing the heading for Subpart A.

3. Part 240 is amended by removing Subpart B.

Dated: July 11, 1996.

Doris Meissner,

*Commissioner, Immigration and Naturalization Service.*

[FR Doc. 96-23034 Filed 9-9-96; 8:45 am]

BILLING CODE 4410-10-M

#### **8 CFR Part 264**

[INS No. 1606-94; AG ORDER No. 2053-96]

RIN 1115-AC83

#### **Addition of Provision for the Registration and Fingerprinting of Nonimmigrants Designated by the Attorney General; Removal of the Requirement for the Registration and Fingerprinting of Certain Nonimmigrants Bearing Iraqi and Kuwaiti Travel Documents**

**AGENCY:** Immigration and Naturalization Service, Justice.

**ACTION:** Final rule.

**SUMMARY:** This rule adopts without change an interim rule published by the Immigration and Naturalization Service (Service) in the Federal Register on December 23, 1993, which added the provision for the registration and fingerprinting of certain nonimmigrants of specific countries designated by the Attorney General. The interim rule also removed the requirement for the registration and fingerprinting of certain nonimmigrants bearing Iraqi and Kuwaiti travel documents who applied for admission to the United States, which was promulgated in response to a specific political situation. This action will continue to afford the Attorney General with the flexibility to facilitate implementation of the fingerprinting requirement when future political situations arise which threaten the national security of the United States.

**EFFECTIVE DATE:** October 10, 1996.

**FOR FURTHER INFORMATION CONTACT:** Jake Achterberg, Assistant Chief Inspector, Inspections Division, Immigration and Naturalization Service, 425 I Street NW, Room 7228, Washington, DC, 20536, telephone (202) 514-3019.

**SUPPLEMENTARY INFORMATION:** On January 16, 1991, a final rule was published in the Federal Register, at 56 FR 1566, adding a new § 264.3 of Title 8 of the Code of Federal Regulations, requiring the registration and fingerprinting of certain nonimmigrants

bearing Iraqi and Kuwaiti travel documents. The requirement was promulgated in response to the United States condemnation of Iraq's invasion of Kuwait, United States sanctions against Iraq, and the theft of thousands of Kuwaiti passports during Iraq's occupation of Kuwait, all of which heightened the potential for domestic anti-United States terrorist activities. Due to the withdrawal of Iraqi forces from Kuwait, and the Government of Kuwait's requirement that all old Kuwaiti passports be replaced with a new version, this requirement was no longer necessary and was removed by an interim rule which was published in the Federal Register on December 23, 1993, at 58 FR 68024.

To address future political situations which elevate concern for United States' security and would require the registration and fingerprinting of certain nonimmigrants, the interim rule also added a provision allowing the Attorney General to designate, by public notice published in the Federal Register, certain nonimmigrants of specific countries to be registered and fingerprinted upon arrival in the United States, pursuant to section 263(a)(5) of the Immigration and Nationality Act, 8 U.S.C. 1303(a)(5).

The provision was necessary to afford the Attorney General with the flexibility to facilitate implementation of the fingerprinting requirement when responding to specific political situations that threatened the security of the United States. Elsewhere in the same issue of the December 23, 1993, Federal Register, the Service published a notice requiring certain nonimmigrants from Iraq and the Sudan to be registered and fingerprinted upon arrival in the United States. This action was taken in response to increased concern for national security resulting from terrorist attacks and uncovered plots directed by nationals of Iraq and Sudan.

The interim rule requested that comments concerning the new provisions be submitted to the Service by January 24, 1994. The Service did not receive any comments and is therefore adopting the interim rule as final without change.

#### Regulatory Flexibility Act

The Attorney General, in accordance with the Regulatory Flexibility Act (5 U.S.C. 605(b)), has reviewed this regulation and, by approving it, certifies that the rule will not have a significant economic impact on a substantial number of small entities. This rule merely affects a limited number of individuals.

**Executive Order 12866**

This rule is not considered by the Department of Justice, Immigration and Naturalization Service, to be a "significant regulatory action" under Executive Order 12866, section 3(f), Regulatory Planning and Review, and the Office of Management and Budget has waived its review process under section 6(a)(3)(A).

**Executive Order 12612**

The regulations proposed herein 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 12612, it is determined that this rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

**List of Subjects in 8 CFR Part 264**

Aliens, Reporting and recordkeeping requirements.

Accordingly, the interim rule amending 8 CFR part 264, which was published in the Federal Register on December 23, 1993, at 58 FR 68024-68025, is adopted as a final rule without change.

Dated: September 3, 1996.

Janet Reno,

*Attorney General.*

[FR Doc. 96-22964 Filed 9-9-96; 8:45 am]

BILLING CODE 4410-10-M

**DEPARTMENT OF AGRICULTURE****Animal and Plant Health Inspection Service****9 CFR Part 54**

[Docket No. 96-042-1]

**Scrapie Indemnification Program**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Final rule.

**SUMMARY:** We are amending the scrapie regulations by removing provisions describing the scrapie indemnification program. The scrapie indemnification program provided financial compensation to flock owners for certain animals destroyed because of scrapie. As provided in the regulations, this indemnity program was available for only a limited time, and has now been discontinued. This action will remove provisions that are no longer in effect from the regulations.

**EFFECTIVE DATE:** September 10, 1996.

**FOR FURTHER INFORMATION CONTACT:** Dr. Daniel Harpster, Senior Staff Veterinarian, National Animal Health Programs, VS, APHIS, 4700 River Road Unit 43, Riverdale, MD 20737-1231, (301) 734-4913; or e-mail: dharpster@aphis.usda.gov.

**SUPPLEMENTARY INFORMATION:****Background**

The regulations in 9 CFR part 54 (referred to below as the regulations) include provisions for the payment of Federal indemnity to owners of certain sheep and goats destroyed because of scrapie. The scrapie indemnification program was established in a final rule published on December 9, 1992 (57 FR 58130-58133) and effective on January 8, 1993. As explained in the regulations, the program was offered for a limited time only; applications were required to be received on or before July 7, 1993.

Because this program has ended, we are amending the regulations to remove the provisions concerning the scrapie indemnification program. These provisions are contained in subpart A, §§ 54.2 through 54.6.

This action is not a substantive change to the regulations. It simply removes provisions related to a program that has been terminated. Therefore, pursuant to the administrative provisions in 5 U.S.C. 553, we find upon good cause that prior notice and other public procedure with respect to this rule are unnecessary; we also find good cause for making this rule effective less than 30 days after publication of this document in the Federal Register. Further, this action is not a rule or regulatory action as defined by either Executive Order 12866 or the Regulatory Flexibility Act, and is, therefore, exempt from those provisions. This action contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

**Regulatory Reform**

This action is part of the President's Regulatory Reform Initiative, which, among other things, directs agencies to remove obsolete and unnecessary regulations and to find less burdensome ways to achieve regulatory goals.

**List of Subjects in 9 CFR Part 54**

Animal diseases, Goats, Indemnity payments, Scrapie, Sheep.

Accordingly, 9 CFR part 54 is amended as follows:

**PART 54—CONTROL OF SCRAPIE**

1. The authority citation for part 54 continues to read as follows:

Authority: 21 U.S.C. 111, 114, 114a, and 134a-134h; 7 CFR 2.22, 2.80, and 371.2(d).

2. Subpart A of part 54, consisting of §§ 54.2 through 54.6, is removed and reserved.

Done in Washington, DC, this 4th day of September 1996.

Terry L. Medley,

*Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 96-23053 Filed 9-9-96; 8:45 am]

BILLING CODE 3410-34-P

**9 CFR Parts 71 and 75**

[Docket No. 96-040-1]

**CEM; Remove Interstate Movement Regulations**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Direct final rule.

**SUMMARY:** We are removing the regulations governing the interstate movement of horses affected with or exposed to contagious equine metritis. The last areas of the United States quarantined for contagious equine metritis were removed from quarantine in 1987. The disease has not been known to exist in this country since that time, and the regulations are no longer in use. We are also adding contagious equine metritis to a list of diseases not known to exist in the United States. **DATES:** This rule will be effective on November 12, 1996 unless we receive written adverse comments or written notice of intent to submit adverse comments on or before October 10, 1996.

**ADDRESSES:** Please send an original and three copies of any adverse comments or notice of intent to submit adverse comments to Docket No. 96-040-1, Regulatory Analysis and Development, PPD, APHIS, Suite 3C03, 4700 River Road Unit 118, Riverdale, MD 20737-1238. Please state that your submission refers to Docket No. 96-040-1. Submissions received may be inspected at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays. Persons wishing to inspect comments and notices are requested to call ahead on (202) 690-2817 to facilitate entry into the comment reading room.

**FOR FURTHER INFORMATION CONTACT:** Dr. Tim Cordes, Senior Staff Veterinarian,