

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT:
Leona Dittus, Director, Emergency and
Noninsured Assistance Program
Division, FSA, USDA, AG Box 0526,
P.O. Box 2415, Washington, D.C. 20013-
2415, Telephone (202) 720-3168.

SUPPLEMENTARY INFORMATION:

Background

This rule redesignates the Emergency Livestock Assistance Regulations from Part 1475 to Part 1439 as part of an overall agency effort to combine and unify CCC regulations into easily identifiable parts. No changes in the text are being made.

List of Subjects in 7 CFR Parts 1439 and 1475

Eligibility requirements, emergency assistance, and reporting and recordkeeping requirements.

Accordingly, under the authority 7 U.S.C. 1427 and 1471 (i)-(j) and 15 U.S.C. 714(b) and 714(c), 7 CFR part 1475 is redesignated as 7 CFR part 1439 and all internal references to part 1475 are revised to reflect new part 1439 designations.

Signed at Washington, D.C. on June 17, 1996.

Bruce R. Weber,
*Acting Executive Vice President, Commodity
Credit Corporation.*

[FR Doc. 96-16034 Filed 6-24-96; 8:45am]

BILLING CODE 3410-05-P

7 CFR Part 1485

RIN 0551-AA24

**Agreements for the Development of
Foreign Markets for Agricultural
Commodities; Correction**

AGENCY: Commodity Credit Corporation,
USDA.

ACTION: Correcting amendments.

SUMMARY: This document contains corrections to the final regulations which were published Wednesday, February 1, 1995 (60 FR 6352). The regulations implement the Market Promotion Program authorized by the section 203 of the Agricultural Trade Act of 1978.

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT:
Sharon L. McClure or Denise Feters at
(202) 720-5521.

SUPPLEMENTARY INFORMATION:

Background

On February 1, 1995, the CCC published final rules at 60 FR 6352

governing the MPP. These new rules were applicable beginning with a participant's 1995 marketing year. Following publication, CCC participated with interested parties in five information sessions designed to familiarize participants with the new regulations and offer participants an additional opportunity to identify problem areas. Several errors were noted in these discussions while others were identified by participants during the course of the 1995 program year. The errors are as follows: In the preamble to the final rule, CCC explained that it considered an expense to be "incurred" as of the date a participant or third party transfers funds to pay for an expenditure. However, the use of this term remains somewhat confusing and, therefore, CCC is replacing all occurrences of the word "incurred" with terms or phrases that better reflect the intent of the regulations. Section 1485.14(a) is amended to refer to "maintaining" export markets in addition to developing and expanding export markets. The final rule erroneously omitted a reference to a transfer being made by a third party. The preamble to the final rule states that such transfer could be made either by the participant or a third party. Section 1485.16(a)(2) is amended to include reference to a "third party" transferring funds to pay for the expenditure. The prohibition on reimbursing costs for "travel in the United States unless in transit to or from a foreign country in which travel is not restricted" found in § 1485.16(d)(27) would be deleted from the final rule because CCC does, in fact, allow expenditures on travel associated with trade shows, seminars, and educational training conducted in the United States as specified in § 1485.16(c)(25). CCC inadvertently used incorrect terminology in § 1485.20(a)(1). The phrase "generally accepted principles and standards of accounting" is replaced with "generally accepted accounting principles".

Need for Correction

As published, the final regulations contain errors which may prove to be misleading and are in need of clarification.

List of Subjects in 7 CFR Part 1485

Agricultural commodities, Exports.

Accordingly, 7 CFR Part 1485 is corrected by making the following correcting amendments:

**PART 1485—AGREEMENTS FOR THE
DEVELOPMENT OF FOREIGN
MARKETS FOR AGRICULTURAL
COMMODITIES**

1. The authority citation for part 1485 continues to read as follows:

Authority: 7 U.S.C. 5623, 5662-5664 and sec. 1302, Pub. L. 103-66, 107 Stat. 330.

§ 1485.11 [Corrected]

2. In section 1485.11, paragraph (i), the word "incurred" is revised to read "expenditure made by a participant".

3. In section 1485.11, paragraph (gg), the phrase "cost incurred" is revised to read "expenditure made".

§ 1485.13 [Corrected]

4. In section 1485.13, paragraph (c)(1)(i), the phrase "Such costs will be incurred as part" is revised to read "Expenditures will be made in furtherance".

4A. In section 1485.13, paragraph (c)(3)(i), the word "incurred" is revised to read "expenditures made".

§ 1485.14 [Corrected]

5. In section 1485.14, paragraph (a), in the first sentence, the word "maintaining" is added after the word "developing".

§ 1485.16 [Corrected]

6. In section 1485.16, paragraph (a)(2), the phrase "or third party" is added after the word "participant".

7. In section 1485.16, paragraph (d)(27) is removed and reserved.

8. In section 1485.16, paragraph (d)(29), the word "incurred" is revised to read "made".

§ 1485.20 [Corrected]

9. In section 1485.20, paragraph (a)(1), the phrase "generally accepted principles and standards of accounting" is revised to read "generally accepted accounting principles".

10. In section 1485.20, paragraph (a)(3)(iii), the word "incurred" is revised to read "made".

§ 1485.23 [Corrected]

11. In section 1485.23, paragraph (a)(2), in the second sentence, the phrase "incurred in" is revised to read "for".

Signed at Washington, DC, on June 14, 1996.

August Schummacher, Jr.,
*Administrator, Foreign Agricultural Service
and Vice President, Commodity Credit
Corporation.*

[FR Doc. 96-15969 Filed 6-24-96; 8:45 am]

BILLING CODE 3410-05-M

Rural Housing Service**Rural Business-Cooperative Service****Rural Utilities Service****Farm Service Agency****7 CFR Part 2018****Statement of the Availability of Information to the Public**

AGENCIES: Rural Housing Service, Rural Business-Cooperative Service, Rural Utilities Service, and Farm Service Agency, USDA.

ACTION: Final rule.

SUMMARY: The issuing agencies amend the statement of availability of information to the public. Agency names, addresses, and some of the job position titles in the field structure have been changed to reflect the reorganization of the United States Department of Agriculture (USDA).

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT: Dorothy Hinden, Freedom of Information Officer, Support Services Division, Rural Development, Room 0162, South Agriculture Building, 14th and Independence Avenue, S.W., Washington, DC 20250-1533, Telephone (202) 720-9638.

SUPPLEMENTARY INFORMATION:**Classification**

This action has been reviewed under USDA procedures which implement Executive Order 12886. The action is exempt from the requirements of that Executive Order because it involves only internal agency management. While it is USDA policy to publish for comment rules relating to public property, loans, grants, benefits, or contracts notwithstanding the exemption in 5 U.S.C. 553 with respect to such rules, this action involves only internal agency management. Therefore, publication for comment is unnecessary.

Background

Former subpart F of part 2018 of Title 7 of the Code of Federal Regulations dealt with the availability of information to the public from Farmers Home Administration (FmHA). FmHA is no longer in existence. Hence, this document removes references to FmHA and replaces them with information to reflect changes made by the Department of Agriculture Reorganization Act of 1994. Due to the reorganization of USDA, FmHA Farmer Programs are now being administered as Farm Credit Programs by the Farm Service Agency (FSA). FmHA Rural Housing and

Community Facilities programs are administered by the Rural Housing Service (RHS), Water and Waste programs are administered by the Rural Utilities Service (RUS), and Business and Industry programs are administered by the Rural Business-Cooperative Service (RBS). The affected agencies are jointly issuing this final rule. The following agencies all come under Rural Development: RHS, RUS, and RBS.

List of Subjects in 7 CFR Part 2018

Administrative practice and procedure, Freedom of information.

Accordingly, part 2018, chapter XVIII, title 7, Code of Federal Regulations is amended as follows:

PART 2018—GENERAL

1. The authority citation for part 2018 continues to read as follows:

Authority: 5 U.S.C. 552.

2. Subpart F of part 2018 is revised to read as follows:

Subpart F—Availability of Information

Sec.

2018.251 General statement.

2018.252 Public inspection and copying.

2018.253 Indexes.

2018.254 Requests for records.

2018.255 Appeals.

2018.256–2018.300 [Reserved]

Subpart F—Availability of Information**§ 2018.251 General statement.**

In keeping with the spirit of the Freedom of Information Act (FOIA), the policy of Rural Development and its component agencies, Rural Housing Service (RHS), Rural Utilities Service (RUS), and Rural Business-Cooperative Service (RBS), governing access to information is one of nearly total availability, limited only by the countervailing policies recognized by the FOIA.

§ 2018.252 Public inspection and copying.

Facilities for inspection and copying are provided by the Freedom of Information Officer (FOIO) in the National Office, by the State Director in each State Office, by the Rural Development Manager (formerly, District Director) in each District Office, and by the Community Development Manager (formerly, County Supervisor) in each County Office. A person requesting information may inspect such materials and, upon payment of applicable fees, obtain copies. Material may be reviewed during regular business hours. If any of the Rural Development materials requested are not located at the office to which the request was made, the request will be

referred to the office where such materials are available.

§ 2018.253 Indexes.

Since Rural Development does not maintain any materials to which 5 U.S.C. 552(a)(2) applies, it maintains no indexes.

§ 2018.254 Requests for records.

Requests for records are to be submitted in accordance with 7 CFR 1.3 and may be made to the appropriate Community Development Manager, Rural Development Manager, State Administrative Management Program Director (formerly, State Administrative Officer), State Director, Freedom of Information/Privacy Act Specialist, or Freedom of Information Officer. The last two positions are located in the Rural Development Support Services Division, Washington, DC 20250. The phrase "FOIA REQUEST" should appear on the outside of the envelope in capital letters. The FOIA requests under the Farm Credit Programs (formerly FmHA Farmer Programs) should be forwarded to the Farm Service Agency (FSA), Freedom of Information Officer, Room 3624, South Agriculture Building, 14th & Independence Avenue, S.W., Washington, DC 20250-0506. Requests should be as specific as possible in describing the records being requested. The FOIO, Freedom of Information/Privacy Act Specialist, each State Administrative Management Program Director, each State Director, each Rural Development Manager, and each Community Development Manager are delegated authority to act respectively at the national, state, district, or county level on behalf of Rural Development to:

(a) Deny requests for records determined to be exempt under one or more provisions of 5 U.S.C. 552(b);

(b) Make discretionary releases (unless prohibited by other authority) of such records when it is determined that the public interests in disclosure outweigh the public and/or private ones in withholding; and

(c) Reduce or waive fees to be charged where determined to be appropriate.

§ 2018.255 Appeals.

If all or any part of an initial request is denied, it may be appealed in accordance with 7 CFR 1.7 to that particular Agency possessing the documents. Please select the appropriate Agency to forward your FOIA appeal from the following addresses: Administrator, Rural Housing Service, Room 5014, AG Box 0701, 14th & Independence Avenue, S.W.—South Building, Washington, DC 20250-0701; Administrator, Rural Business-Cooperative

Service, Room 5045, AG Box 3201, 14th & Independence Avenue, S.W.—South Building, Washington, DC 20250–3201 and Administrator, Rural Utilities Service, Room 4501, AG Box 1510, 14th & Independence Avenue, S.W.—South Building, Washington, DC 20250–1510. The phrase “FOIA APPEAL” should appear on the front of the envelope in capital letters.

§§ 18.256—2018.300 [Reserved]

Dated: June 10, 1996.

Jill Long Thompson,

Under Secretary, Rural Development.

[FR Doc. 96–15961 Filed 6–24–96; 8:45 am]

BILLING CODE 3410–07–P

Animal and Plant Health Inspection Service

9 CFR Part 94

[Docket No. 95–093–2]

Pork and Pork Products From Mexico Transiting the United States

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: This final rule allows fresh, chilled, and frozen pork and pork products from the Mexican State of Yucatan to transit the United States, under certain conditions, for export to another country. Previously, we allowed such pork and pork products only from the Mexican States of Sonora and Chihuahua to transit the United States for export. Otherwise, fresh, chilled, or frozen pork and pork products are prohibited movement into the United States from Mexico because of hog cholera in Mexico. Yucatan, like Sonora and Chihuahua, appears to be a low-risk area for hog cholera, and we believe that fresh, chilled, and frozen pork and pork products from Yucatan could transit the United States with minimal risk of introducing hog cholera. This action will facilitate trade.

EFFECTIVE DATE: June 25, 1996.

FOR FURTHER INFORMATION CONTACT: Dr. Michael David, Senior Staff Veterinarian, Import/Export Animals, National Center for Import and Export, VS, APHIS, 4700 River Road Unit 39, Riverdale, MD 20737–1231, (301) 734–5097.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR part 94 (referred to below as the regulations) prohibit or restrict the importation of certain animals and animal products

into the United States to prevent the introduction of certain animal diseases. Section 94.9 of the regulations prohibits the importation of pork and pork products into the United States from countries where hog cholera exists, unless the pork or pork products have been treated in one of several ways, all of which involve heating or curing and drying.

Because hog cholera exists in Mexico, pork and pork products from Mexico must meet the requirements of § 94.9 to be imported into the United States. However, under § 94.15, pork and pork products that are from certain Mexican States and that are not eligible for entry into the United States in accordance with the regulations may transit the United States for immediate export if certain conditions are met. Prior to the effective date of this final rule, only pork and pork products from Sonora and Chihuahua, Mexico, were eligible to transit the United States in accordance with § 94.15.

On February 23, 1996, we published in the Federal Register (61 FR 6955–6956, Docket No. 95–093–1) a proposal to amend the regulations by allowing pork and pork products from the Mexican State of Yucatan to transit the United States for export under the same conditions as pork and pork products from Sonora and Chihuahua.

These conditions were set forth as follows:

1. Any person wishing to transport pork or pork products from Yucatan through the United States for export must first obtain a permit for importation from the Animal and Plant Health Inspection Service (APHIS).
2. The pork or pork products must be sealed in Yucatan in a leakproof container, with a serially numbered seal approved by APHIS. The container must remain sealed at all times while transiting the United States.
3. The person moving the pork or pork products through the United States must inform the APHIS officer at the U.S. port of arrival, in writing, of the following information before the pork or pork products arrive in the United States: The times and dates that the pork or pork products are expected at the port of arrival in the United States, the time schedule and route of the shipments through the United States, and the permit number and serial numbers of the seals on the containers.
4. The pork or pork products must transit the United States under Customs bond.
5. The pork or pork products must be exported from the United States within the time period specified on the permit.

Any pork or pork products exceeding the time limit specified on the permit or transiting in violation of any of the requirements of the permit or the regulations may be destroyed or otherwise disposed of at the discretion of the Administrator, APHIS, pursuant to section 2 of the Act of February 2, 1903, as amended (21 U.S.C. 111).

We solicited comments concerning our proposal for 60 days ending April 23, 1996. We received one comment by that date. The comment was from a domestic pork industry group. The commenter commended the efforts of Mexican pork producers and the Mexican Government in their hog cholera eradication efforts, stated support for the principles of regionalization outlined in the proposed rule, reemphasized the importance of surveillance and control measures to minimize the risk of transmitting hog cholera to the U.S. swine population, and discussed a related trade issue. The commenter did not recommend any clarification or changes to the proposed rule.

Therefore, based on the rationale set forth in the proposed rule, we are adopting the provisions of the proposal as a final rule without change.

Effective Date

This is a substantive rule that relieves restrictions and, pursuant to the provisions of 5 U.S.C. 553, may be made effective less than 30 days after publication in the Federal Register. Immediate implementation of this rule is necessary to provide relief to those persons who are adversely affected by restrictions no longer found to be warranted. Therefore, the Administrator of the Animal and Plant Health Inspection Service has determined that this rule should be effective upon publication in the Federal Register.

Executive Order 12866 and Regulatory Flexibility Act

This rule has been reviewed under Executive Order 12866. The rule has been determined to be not significant for the purposes of Executive Order 12866 and, therefore, has not been reviewed by the Office of Management and Budget.

This rule allows fresh, chilled, and frozen pork and pork products from the Mexican State of Yucatan to transit the United States, under certain conditions, for export to another country. It has been determined that Yucatan is a low-risk area for hog cholera and has the veterinary infrastructure necessary to monitor for the presence of the disease.

There appears to be little risk of hog cholera exposure from shipments of pork and pork products from Yucatan