

7. Two new sections, §§ 1446.310 and 1446.311, are added to subpart C to read as follows:

**§ 1446.310 Additional peanut support levels.**

(a) The national support rate for additional peanuts for the 1996 crop is \$132 per short ton.

(b) The national support rate for additional peanuts for the 1997 crop is \$132 per short ton.

**§ 1446.311 Minimum CCC sales price for certain peanuts.**

(a) The minimum CCC sales price for additional peanuts to be sold from the price support loan inventory for export edible use from the 1996 crop is \$400 per short ton.

(b) The minimum CCC sales price for additional peanuts to be sold from the price support loan inventory for export edible use from the 1997 crop is \$400 per short ton.

Signed at Washington, DC, on October 26, 1997.

**Bruce R. Weber,**

*Acting Administrator, Farm Service Agency and Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc. 97-30965 Filed 11-24-97; 8:45 am]

BILLING CODE 3410-05-P

## DEPARTMENT OF AGRICULTURE

### Commodity Credit Corporation

#### 7 CFR Part 1437

RIN 0560-AF23

#### Noninsured Crop Disaster Assistance Program; Correction

**AGENCY:** Commodity Credit Corporation, USDA.

**ACTION:** Interim rule with request for comments; correction.

**SUMMARY:** In the interim rule published in the **Federal Register** on October 17, 1997 (62 FR 53929) the comment period was inadvertently omitted. This correction announces the comment period.

**DATES:** The interim rule was effective on October 17, 1997. Comments on this rule must be received on or before January 26, 1998 to be assured of consideration.

**ADDRESSES:** Comments should be mailed to Sean O'Neill, Chief, Noninsured Assistance Branch (NAB), Production, Emergencies, and Compliance Division (PECD), Farm Service Agency (FSA), United States Department of Agriculture, STOP 0517,

1400 Independence Avenue, SW, Washington, D.C. 20250-0526; telephone (202) 720-9003.

**FOR FURTHER INFORMATION CONTACT:**

Sean O'Neill, Chief, Noninsured Assistance Branch (NAB), Production, Emergencies, and Compliance Division (PECD), Farm Service Agency (FSA), United States Department of Agriculture, STOP 0517, 1400 Independence Avenue, SW, Washington, D.C. 20250-0526; telephone (202) 720-9003.

Signed at Washington, DC, on November 18, 1997.

**Keith Kelly,**

*Executive Vice President, Commodity Credit Corporation.*

[FR Doc. 97-30966 Filed 11-24-97; 8:45 am]

BILLING CODE 3410-05-P

## DEPARTMENT OF COMMERCE

### National Oceanic and Atmospheric Administration

#### 15 CFR Part 922

[Docket No. 971014243-7243-01]

#### Monterey Bay National Marine Sanctuary

**AGENCY:** Sanctuaries and Reserves Division (SRD), Office of Ocean and Coastal Resource Management (OCRM), National Ocean Service (NOS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce (DOC).

**ACTION:** Final rule.

**SUMMARY:** The National Oceanic and Atmospheric Administration (NOAA) is amending the regulations for the Monterey Bay National Marine Sanctuary (MBNMS or Sanctuary) to allow the delegation of the authority to object to or impose terms or conditions on the exercise of any valid lease, permit, license, approval or other authorization issued after January 1, 1993 (the effective date of the MBNMS designation) from the Director of the Office of Ocean and Coastal Resource Management (Director) to other Federal officials below the Director's level; for example, the Sanctuary Manager.

**DATES:** This rule will be effective on November 25, 1997.

**FOR FURTHER INFORMATION CONTACT:**

Scott Kathey at (408) 647-4251 or Elizabeth Moore at (301) 713-3141 ext. 170.

**SUPPLEMENTARY INFORMATION:**

#### I. Summary of the Proposed Regulatory Amendment

The MBNMS regulations at 15 CFR 922.132(a) prohibit a relatively narrow range of activities and thus make it unlawful for any person to conduct them or cause them to be conducted.

Under 15 CFR 922.49 (Notification and review of applications for leases, licenses, permits, approvals or other authorizations to conduct a prohibited activity), the MBNMS prohibitions do not apply to any activity authorized by any valid lease, permit, license, approval or other authorization issued after the effective date of the Sanctuary designation (i.e., January 1, 1993 for the MBNMS) by any Federal, State or local authority of competent jurisdiction, provided that the applicant for such authorization complies with the procedures of section 922.49. The Director is required to notify the applicant whether he or she has an objection to issuance of the authorization and what terms and conditions he or she deems necessary to protect Sanctuary resources or qualities.

Section 922.134(a) of the MBNMS regulations states "The authority granted the Director under § 922.49 to object to or impose terms or conditions on the exercise of any valid lease, permit, license, approval or other authorization issued after January 1, 1993 may not be delegated or otherwise assigned to other Federal officials below the Director's level." This provision prevents the Director from delegating this authority to the Sanctuary Manager of the MBNMS or any other Federal official below the Director's level. The Sanctuary Manager currently has the delegated authority to issue Sanctuary permits. Further, the MBNMS is the only Sanctuary of the twelve in the National Marine Sanctuary Program in which the authority to object to or impose terms and conditions under § 922.49 cannot be and has not been delegated to the Sanctuary Manager. Consequently, this rule amends the MBNMS regulations to allow for the delegation to the Sanctuary Manager or any other Federal official below the Director's level of the authority to object to or impose terms or conditions on the exercise of any valid lease, permit, license, approval or other authorization issued after January 1, 1993, pursuant to § 922.49.

## II. Miscellaneous Rulemaking Requirements

### *Executive Order 12866: Regulatory Impact*

NOAA has concluded that this regulatory action is not significant within the meaning of section 3(f) of Executive Order 12866 because it will not result in:

(1) An annual effect on the economy of \$100 million or more or adversely affect in a material way the economy, productivity, competition, jobs, the environment, or public health and safety;

(2) A serious inconsistency or otherwise interfere with an action taken or planned by another agency;

(3) A material alteration of the budgetary impact of entitlement, grants, user fees, or loan programs or rights and obligations of such recipients; or

(4) Novel legal or policy issues arising out of legal mandates, the President's priorities, or the principles set forth in the Executive Order.

The Office of Management and Budget has concurred in this determination.

### *Executive Order 12612: Federalism Assessment*

This regulatory action does not have sufficient federalism implications sufficient to warrant preparation of a federalism assessment under Executive Order 12612.

### *Paperwork Reduction Act*

This rule would not impose an information collection requirement subject to review and approval by OMB under the Paperwork Reduction Act of 1980, 44 U.S.C. 3500 *et seq.*

### *Administrative Procedure Act*

This rule is exempt from the rulemaking requirements of 5 U.S.C. 553 by paragraph (a)(2) of that section because it is a matter relating to agency management.

### *Regulatory Flexibility Act*

Because this rule is not required to be issued with prior notice and opportunity for public comment by 5 U.S.C. 553 or by any other law, it is not subject to the Regulatory Flexibility Act requirement for preparation of a regulatory flexibility analysis, and none has been prepared.

### List of Subjects in 15 CFR Part 922

Administrative practice and procedure, Coastal zone, Education, Environmental protection, Marine resources, Natural resources, Penalties, Recreation and recreation areas, Reporting and recordkeeping requirements, Research.

(Federal Domestic Assistance Catalog Number 11.429 Marine Sanctuary Program)

Dated: November 13, 1997.

**Nancy Foster,**

*Assistant Administrator for Ocean Services and Coastal Zone Management.*

Accordingly, for the reasons set forth above, 15 CFR part 922 is proposed to be amended as follows:

### **PART 922—[AMENDED]**

1. The authority citation for Part 922 continues to read as follows:

**Authority:** 16 U.S.C. 1431 *et seq.*

### **Subpart M—Monterey Bay National Marine Sanctuary**

#### **§ 922.134 [Amended]**

2. Section 922.134 is amended by removing and reserving paragraph (a).

[FR Doc. 97-30367 Filed 11-24-97; 8:45 am]

BILLING CODE 3510-08-M

## **DEPARTMENT OF STATE**

### **Bureau of Consular Affairs**

#### **22 CFR Part 51**

**[Public Notice 2632]**

### **Passport Procedures—Amendment to Restriction of Passports Regulation**

**AGENCY:** Bureau of Consular Affairs, Department of State.

**ACTION:** Interim final.

**SUMMARY:** This interim final rule would add one new ground for denying, revoking or canceling a passport. The interim final rule would require the Secretary of State to deny a passport to a person who has been certified by the Secretary of Health and Human Services upon receipt of a State Agency determination to be in arrears of child support by an amount exceeding \$5,000.00, and would except from review adverse actions on that ground.

**EFFECTIVE DATE:** October 1, 1997.

**COMMENTS:** Interested persons are invited to submit written comments on or before December 26, 1997.

**ADDRESSES:** Director, Office of Passport Policy and Advisory Services, 1111 19th Street, N.W., Suite 260, Washington, D.C. 20524.

**FOR FURTHER INFORMATION CONTACT:** Sharon E. Palmer-Royston, Office of Passport Policy and Advisory Services, Bureau of Consular Affairs, Department of State (202) 955-0231.

**SUPPLEMENTARY INFORMATION:** Section 51.70(a) of the passport regulations in Title 22 of the Code of Federal

Regulations provides the grounds other than noncitizenship which require the Secretary of State to refuse to issue a passport. Section 452(k) of the Social Security Act (Pub. L. 93-647, 42 U.S.C. 652) as added by Section 370 of the Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA) of 1996 (Pub. L. 104-193), effective October 1, 1997: (1) Requires that the Secretary of Health and Human Services shall transmit to the Secretary of State a certification by a State agency in accordance with the requirements of section 454(31) of the Act of a determination that an individual owes arrearages of child support in an amount exceeding \$5,000.00; and, (2) requires that the Secretary of State shall, upon receipt of such certification by the Secretary of Health and Human Services, refuse to issue a passport to such individual, and authorizes the Secretary to revoke, restrict, or limit a passport previously issued to such an individual.

This interim final rule would amend the existing regulation at section 51.70(a) of Title 22 of the Code of Federal Regulations by the addition of a new section 51.70(a)(8) to require the Secretary of State to refuse to issue a passport, except one limited for direct return to the United States, to a person who has been certified by the Secretary of Health and Human Services to be in arrears of child support by an amount exceeding \$5,000.00. The Department of State is already authorized by the provisions in § 51.72(a) of Title 22 of the Code of Federal Regulations to revoke or restrict or limit a passport where a national would not be entitled to the issuance of a new passport under section 51.70 of Title 22 of the Code of Federal Regulations.

The Department of State is required by the provisions in section 51.75 of Title 22 of the Code of Federal Regulations to notify any person, who is the subject of a passport denial or cancellation and revocation, in writing of the reasons for the adverse action. In this regard, subsection 452(k)(3) of the Social Security Act (Pub. L. 93-647), as added by section 370 of the PRWORA (Pub. L. 104-193), provides that the Secretary of State shall not be liable to an individual for any action with respect to certification by a State agency under this section; and, section 454(31)(A) of the Social Security Act (Pub. L. 93-647) requires that State agencies afford each individual concerned with notice of the determination of their arrearage of child support in an amount exceeding \$5,000.00 and the consequences thereof, and an opportunity to contest the