

requirement for publication of a general notice of proposed rulemaking, 5 U.S.C. 553(b)(A). Accordingly, this action is not subject to a requirement that a regulatory flexibility analysis be prepared.

D. National Environmental Policy Act

The rules issued today are strictly technical and procedural in nature. Preparation of an environmental assessment or environmental impact statement under the National Environmental Policy Act of 1969, as amended (42 U.S.C. 4321 *et seq.*) is not required for such rules under Appendix A to subpart D of 10 CFR part 1021. More specifically, DOE has determined that this rule is covered under the Categorical Exclusion found in paragraph A.6 of Appendix A to subpart D of part 1021, which applies to the establishment of procedural rulemakings. Accordingly, neither an environmental assessment nor an environmental impact statement is required.

E. Paperwork Reduction Act

There will be no additional paperwork burden imposed by the rules issued today. Therefore, the goals of the Paperwork Reduction Act are not diminished by the rules.

F. Small Business Regulatory Enforcement Fairness Act

This action is not subject to the Congressional notification requirements of 5 U.S.C. 801 because it involves purely procedural rules which are excepted from the definition of "rule" in 5 U.S.C. 804.

G. Review Under Executive Order 12988

With respect to the review of existing regulations and the promulgation of new regulations, section 3(a) of Executive Order 12988, "Civil Justice Reform," 61 FR 4729 (February 7, 1996), imposes on Executive agencies the general duty to adhere to the following requirements: (1) Eliminate drafting errors and ambiguity; (2) write regulations to minimize litigation; and (3) provide a clear legal standard for affected conduct rather than a general standard and promote simplification and burden reduction. Section 3(b) of Executive Order 12988 specifically requires that Executive agencies make every reasonable effort to ensure that the regulation: (1) clearly specifies the preemptive effect, if any; (2) clearly specifies any effect on existing Federal law or regulation; (3) provides a clear legal standard for affected conduct while promoting simplification and burden reduction; (4) specifies the

retroactive effect, if any; (5) adequately defines key terms; and (6) addresses other important issues affecting clarity and general draftsmanship under any guidelines issued by the Attorney General. Section 3(c) of Executive Order 12988 requires Executive agencies to review regulations in light of applicable standards in section 3(a) and section 3(b) to determine whether they are met or it is unreasonable to meet one or more of them. DOE has completed the required review and determined that, to the extent permitted by law, the proposed rule meets the relevant standards of Executive Order 12988.

List of Subjects in 10 CFR Part 1003

Administrative practice and procedure, Appeal procedures, Hearing and appeal procedures, Practice and procedure.

Issued in Washington, DC, on October 22, 1998.

George B. Breznay,

Director, Office of Hearings and Appeals.

For the reasons set forth in the preamble, part 1003 of title 10 of the Code of Federal Regulations is amended to read as follows:

PART 1003—OFFICE OF HEARINGS AND APPEALS PROCEDURAL REGULATIONS

1. The authority citation for part 1003 continues to read as follows:

Authority: 15 U.S.C. 761 *et seq.*; 42 U.S.C. 7101 *et seq.*

Subpart A—General Provisions

2. Section 1003.4 is amended by revising paragraph (c) to read as follows:

§ 1003.4 Filing of documents.

* * * * *

(c) Hand-delivered documents to be filed with the OHA shall be submitted to 950 L'Enfant Plaza, SW., Washington, DC, during normal business hours.

* * * * *

§ 1003.11 [Amended]

3. Section 1003.11 is amended by adding immediately after "20585" the phrase "– 0107" and by revising the Fax phone number to read "(202) 426–1415."

4. Section 1003.13 is amended by revising the introductory paragraph to read as follows:

§ 1003.13 Public reference room.

A public reference room shall be maintained at the OHA, 950 L'Enfant Plaza, S.W., Washington, DC. In this room, the following information shall be made available for public inspection

and copying, during normal business hours:

* * * * *

§ 1003.14 [Amended]

5. Section 1003.14 is amended by removing the phrase "in the **Federal Register**" and adding in its place the words "on its Internet World Wide Web site," and by adding after the last sentence the words "The OHA's web site is located at <http://www.oha.doe.gov>."

[FR Doc. 98–29141 Filed 10–29–98; 8:45 am]

BILLING CODE 6450–01–P

FARM CREDIT ADMINISTRATION

12 CFR Parts 611, 615, 620 and 627

RIN 3052–AB58

Organization; Funding and Fiscal Affairs; Loan Policies and Operations, and Funding Affairs; Disclosure to Shareholders; Title V Conservators and Receivers; Capital Provisions; Correction

AGENCY: Farm Credit Administration.

ACTION: Final rule; correction.

SUMMARY: The Farm Credit Administration (FCA) published a final rule (63 FR 39219, July 22, 1998) that amended the capital adequacy and related regulations to address: interest rate risk; the grounds for appointing a conservator or receiver; capital and bylaw requirements for service corporations; and various computational issues and other issues involving the capital regulations. This document corrects an error in one of the amendatory instructions of the final rule.

EFFECTIVE DATE: September 14, 1998.

FOR FURTHER INFORMATION CONTACT: Cindy R. Nicholson, Paralegal Specialist, Office of Policy and Analysis, Farm Credit Administration, McLean, VA 22102–5090, (703) 883–4498, TDD (703) 883–4444.

SUPPLEMENTARY INFORMATION: In preparing the final rule for publication in the **Federal Register**, an error was inadvertently made in amendatory instruction number 8 on page 39226, column 2.

Accordingly, the amendatory instruction is corrected to read as follows:

8. Section 615.5210 is amended by adding new paragraph (e)(11); removing paragraphs (f)(2)(iii) and (f)(2)(v); redesignating paragraph (f)(2)(iv) as new paragraph (f)(2)(iii); adding a new paragraph (f)(2)(iv); removing the

reference "1 year" and adding in its place, the reference "14 months" in paragraph (f)(3)(ii)(C)(2); and revising paragraphs (a), (b), (e) introductory text, (e)(1), (e)(6), (e)(10), (f)(2)(i), (f)(2)(ii), heading of newly designated (f)(2)(iii), (f)(3)(ii)(A), and (f)(3)(iii) to read as follows:

Dated: October 27, 1998.

Floyd Fithian,

Secretary, Farm Credit Administration Board.

[FR Doc. 98-29101 Filed 10-29-98; 8:45 am]

BILLING CODE 6705-01-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 95-CE-51-AD; Amendment 39-10862; AD 96-10-01 R1]

RIN 2120-AA64

Airworthiness Directives; The New Piper Aircraft, Inc. Models PA-28-140, PA-28-150, PA-28-160, and PA-28-180 Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This amendment revises Airworthiness Directive

(AD) 96-10-01, which currently requires a complete landing light support replacement on certain The New Piper Aircraft, Inc. (Piper) Models PA-28-140, PA-28-150, PA-28-160, and PA-28-180 airplanes. Some of the serial numbers for these airplanes were incorrectly referenced in the Applicability section of AD 96-10-01. This AD maintains the requirements of AD 96-10-01, and corrects the serial numbers referenced in the Applicability section. The actions specified by this AD are intended to prevent the landing light retainer support seal from being ingested by the updraft carburetor, which could result in rough engine operation or possible engine failure and loss of control of the airplane.

DATES: Effective December 14, 1998.

The incorporation by reference of Piper Service Bulletin No. 975, dated November 2, 1994, as listed in the regulations, was previously approved by the Director of the Federal Register as of June 10, 1996 (61 FR 19813, May 3, 1996).

ADDRESSES: Service information that applies to this AD may be obtained from The New Piper Aircraft, Inc., Attn: Customer Service, 2926 Piper Drive, Vero Beach, Florida 32960. This

information may also be examined at the Federal Aviation Administration (FAA), Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 95-CE-51-AD, Room 1558, 601 E. 12th Street, Kansas City, Missouri 64106; or at the Office of the Federal Register, 800 North Capitol Street, NW, suite 700, Washington, DC.

FOR FURTHER INFORMATION CONTACT:

William O. Herderich, Aerospace Engineer, Atlanta Aircraft Certification Office, One Crown Center, 1895 Phoenix Blvd., Suite 450, Atlanta, Georgia 30349; telephone: (770) 703-6069; facsimile: (770) 703-6097.

SUPPLEMENTARY INFORMATION:

Events Leading to the Issuance of This AD

A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an AD that would apply to Piper Models PA-28-140, PA-28-150, PA-28-160, and PA-28-180 airplanes was published in the **Federal Register** as a notice of proposed rulemaking (NPRM) on June 9, 1998 (63 FR 31374). The NPRM proposed to revise AD 96-10-01 to retain the requirement of accomplishing a complete landing light support replacement, and proposed to change the applicability of the AD, as follows: Models PA-28-140 airplanes, serial numbers (S/N) 28-20000 through 28-7725290, Models PA-28-150, 160, and 180 airplanes, S/N 28-1 through 28-7505259, and S/N 28-E13 to Models PA-28-140 airplanes, S/N 28-20000 through 28-7725290, PA-28-150, PA-28-160, and PA-28-180, serial numbers 28-1 through 28-1760. Accomplishment of the proposed action as specified in the NPRM would be required in accordance with Piper Service Bulletin No. 975, dated November 2, 1994.

The NPRM was the result of inadvertent mistakes in the serial number effectivity of certain airplane models referenced in AD 96-10-01.

Interested persons have been afforded an opportunity to participate in the making of this amendment. No comments were received on the proposed rule or the FAA's determination of the cost to the public.

The FAA's Determination

After careful review of all available information related to the subject presented above, the FAA has determined that air safety and the public interest require the adoption of the rule as proposed except for minor editorial corrections. The FAA has determined that these minor corrections

will not change the meaning of the AD and will not add any additional burden upon the public than was already proposed.

Cost Impact

The FAA estimates that 10,100 airplanes in the U.S. registry will be affected by this AD, that it will take approximately 2 workhours per airplane to accomplish this action, and that the average labor rate is approximately \$60 an hour. Parts cost approximately \$140 per airplane. Based on these figures, the total cost impact of this AD on U.S. operators is estimated to be \$2,626,000. This figure is based on the assumption that all of the affected airplanes have old landing light support and seal assemblies and that none of the owners/operators of the affected airplanes have replaced the landing light support and seal assemblies with parts of improved design.

Piper has informed the FAA that parts have been distributed to equip approximately 7,021 airplanes. Assuming that these distributed parts are incorporated on the affected airplanes, the cost of this AD will be reduced by \$1,825,460, from \$2,626,000 to \$800,540.

Regulatory Impact

The regulations adopted 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 final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the final evaluation prepared for this action is contained in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.