

agencies or the motoring public. Therefore, a full regulatory evaluation is not required.

#### *Regulatory Flexibility Act*

In compliance with the Regulatory Flexibility Act (Pub. L. 96-354, 5 U.S.C. 601-612), the FHWA has evaluated the effects of this proposed action on small entities, including small governments. This final amendment allows the use of some alternative traffic control devices and the changes adopted here merely provide expanded guidance and clarification on the selection of appropriate traffic control devices. Based on this evaluation, the FHWA hereby certifies that this action will not have a significant economic impact on a substantial number of small entities.

#### *Executive Order 12612 (Federalism Assessment)*

This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that this action will not have sufficient federalism implications to warrant the preparation of a federalism assessment. The MUTCD is incorporated by reference in 23 CFR part 655, subpart F, which requires that changes to the national standards issued by the FHWA shall be adopted by the States or other Federal agencies within two years of issuance. These amendments are in keeping with the Secretary of Transportation's authority under 23 U.S.C. 109(d), 315, and 402(a) to promulgate uniform guidelines to promote the safe and efficient use of the highway. To the extent that these amendments override any existing State requirements regarding traffic control devices, they do so in the interests of national uniformity.

#### *Executive Order 12372 (Intergovernmental Review)*

Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.

#### *Paperwork Reduction Act*

This action does not contain a collection of information requirement for purposes of the Paperwork Reduction Act of 1995, 44 U.S.C. 3501 *et seq.*

#### *National Environmental Policy Act*

The agency has analyzed this action for the purpose of the National

Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*) and has determined that this action does not have any effect on the quality of the environment.

#### *Regulation Identification Number*

A regulation identification number (RIN) is assigned to each regulatory action listed in the Unified Agenda of Federal Regulations. The Regulatory Information Service Center publishes the Unified Agenda in April and October of each year. The RIN contained in the heading of this document can be used to cross reference this action with the Unified Agenda.

#### **List of Subjects in 23 CFR 655**

Design standards, Grant programs—transportation, Highways and roads, Incorporation by reference, Signs, Traffic regulations.

Issued on: February 11, 1998.

**Kenneth R. Wykle,**

*Administrator, Federal Highway Administration.*

The FHWA hereby amends Chapter I of title 23, Code of Federal Regulations, part 655, as set forth below:

#### **PART 655—TRAFFIC OPERATIONS**

1. The authority citation for part 655 continues to read as follows:

**Authority:** 23 U.S.C. 101(a), 104, 105, 109(d), 114(a), 135, 217, 307, 315, and 402(a); 23 CFR 1.32; and 49 CFR 1.48(b).

#### **Subpart F—Traffic Control Devices on Federal-Aid and Other Streets and Highways [Amended]**

##### **§ 655.601 [Amended]**

2. Section 655.601 is amended by revising paragraph (a) to read as follows:

\* \* \* \* \*

(a) Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD), FHWA, 1988, including Revision No. 1 dated January 17, 1990, Revision No. 2 dated March 17, 1992, Revision No. 3 dated September 3, 1993, "Errata No. 1 to the 1988 MUTCD, Revision No. 3," Revision No. 4 dated November 1, 1994, Revision No. 4a (modified) dated February 19, 1998, and Revision No. 5 dated December 24, 1996. This publication is incorporated by reference in accordance with 5 U.S.C. 552(a) and 1 CFR part 51 and is on file at the Office of the Federal Register, 800 North Capitol Street, N.W., Suite 700, Washington, DC. The 1988 MUTCD, including Revision No. 3 dated September 3, 1993, may be purchased from the Superintendent of Documents, U.S. Government Printing Office (GPO), P.O. Box 371954, Pittsburgh, PA 15250-7954 and has Stock No. 650-001-

00001-0. The amendments to the MUTCD, titled "1988 MUTCD Revision 1," dated January 17, 1990, "1988 MUTCD Revision 2," dated March 17, 1992, "1988 MUTCD Revision No. 3," dated September 3, 1993, "1988 MUTCD Errata No. 1 to Revision No. 3," dated November 1, 1994, "1988 MUTCD Revision No. 4," dated November 1, 1994, "Revision No. 4a (modified)," dated February 19, 1998, and "1988 MUTCD Revision No. 5," dated December 24, 1996, are available from the Federal Highway Administration, Office of Highway Safety, HHS-10, 400 Seventh Street, SW., Washington, DC 20590. These documents are available for inspection and copying as prescribed in 49 CFR part 7, appendix D.

\* \* \* \* \*

[FR Doc. 98-4171 Filed 2-18-98; 8:45 am]

BILLING CODE 4910-22-P

#### **GENERAL SERVICES ADMINISTRATION**

#### **41 CFR Part 101-44**

[FPMR Temp. Reg. H-30]

RIN 3090-AG63

#### **Donation of Federal Surplus Personal Property to Nonprofit Providers of Assistance to Impoverished Families and Individuals**

**AGENCY:** Office of Governmentwide Policy, GSA.

**ACTION:** Temporary regulation.

**SUMMARY:** This regulation establishes policies and procedures for donating Federal surplus personal property to providers of assistance to impoverished families and individuals. It is issued to comply with section 1 of Public Law 105-50, which adds nonprofit providers to the list of organizations authorized to acquire property for educational or public health purposes.

**DATES:** Effective date: February 19, 1998. Expiration date: February 21, 2000.

**FOR FURTHER INFORMATION CONTACT:** Ms. Martha Caswell, Director, Personal Property Management Policy Division (202-501-3846).

**SUPPLEMENTARY INFORMATION:** The General Services Administration (GSA) has determined that this is not a significant rule for the purposes of Executive Order 12866.

#### **Regulatory Flexibility Act**

This rule is not required to be published in the **Federal Register** for notice and comment. Therefore, the Regulatory Flexibility Act does not apply.

## Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the rule does not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of OMB under 44 U.S.C. 3501-3520. This rule also is exempt from Congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

## List of Subjects in 41 CFR Part 101-44

Government property management, Reporting requirements, Surplus government property.

**Authority:** Sec. 205(c), 63 Stat. 390 (40 U.S.C. 486(c)).

In 41 CFR Chapter 101, the following temporary regulation is added to the appendix at the end of Subchapter H to read as follows:

### General Services Administration

Washington, DC 20405

Federal Property Management Regulations, Temporary Regulation H-30

To: Heads of Federal agencies

Subject: Donation of Federal surplus personal property to nonprofit providers of assistance to impoverished families and individuals

1. **Purpose.** This regulation expands eligibility for the Federal surplus personal property donation program to include nonprofit organizations that provide food, clothing, housing, or other assistance to families or individuals with incomes below the poverty line.

2. **Effective date.** This regulation is effective upon publication in the **Federal Register**.

3. **Expiration date.** This regulation expires 2 years from the effective date. Prior to the expiration date, this regulation will be codified in a new regulation named the Federal Property and Administrative Services Regulation (FPASR). The FPASR will replace the Federal Property Management Regulations and appear in 41 CFR Chapter 102.

4. **Applicability.** The provisions of this regulation apply to all State agencies as defined in FPMR 101-44.001-14. Such agencies must follow this regulation and other guidelines in FPMR 101-44.207 when determining an applicant's eligibility as a nonprofit provider.

5. **Background.** Section 1 of Public Law 105-50, signed by the President on October 6, 1997, amended section 203(j)(3)(B) of the Federal Property and Administrative Services Act of 1949, as amended, to add nonprofit organizations that provide assistance to the impoverished to the list of organizations eligible to acquire surplus personal property for educational or public health purposes. Legislative history indicates the intent of this section was to provide surplus property eligibility to charitable organizations such as

food banks, Habitat for Humanity, and the Salvation Army. See 143 Cong. Rec. H1941 (daily ed. April 29, 1997) (statement of Rep. Horn). These groups provide goods and services that contribute to the educational growth or general health and well-being of individuals and families below the poverty line. FPMR 101-44.207 is amended to make such providers eligible for Federal surplus personal property donations.

6. **Explanation of changes.** Section 101-44.207 is amended by adding paragraph (a)(18.2) and revising paragraph (c) to read as follows:

### § 101-44.207 Eligibility.

\* \* \* \* \*

(a) \* \* \*  
(18.2) *Provider of assistance to impoverished families and individuals* means a public or private, nonprofit tax-exempt organization whose primary function is to provide money, goods, or services to families or individuals whose annual incomes are below the poverty line (as defined in section 673 of the Community Services Block Grant Act) (42 U.S.C. 9902). Providers include food banks, self-help housing groups, and organizations providing services such as the following: Health care; medical transportation; scholarships and tuition assistance; tutoring and literacy instruction; job training and placement; employment counseling; child care assistance; meals or other nutritional support; clothing distribution; home construction or repairs; utility or rental assistance; and legal counsel.

\* \* \* \* \*

(c) *Eligibility of nonprofit tax-exempt activities.* Surplus personal property may be donated through the State agency to nonprofit tax-exempt activities, as defined in this section, within the State, such as:

- (1) Medical institutions;
- (2) Hospitals;
- (3) Clinics;
- (4) Health centers;
- (5) Providers of assistance to homeless individuals;
- (6) Providers of assistance to impoverished families and individuals;
- (7) Schools;
- (8) Colleges;
- (9) Universities;
- (10) Schools for the mentally retarded;
- (11) Schools for the physically handicapped;
- (12) Child care centers;
- (13) Radio and television stations licensed by the Federal Communications Commission as educational radio or educational television stations;
- (14) Museums attended by the public;
- (15) Libraries, serving free all residents of a community, district, State or region; or
- (16) Organizations or institutions that receive funds appropriated for programs for older individuals under the Older Americans Act of 1965, as amended, under title IV and title XX of the Social Security Act, or under titles VIII and X of the Economic Opportunity Act of 1964 and the Community Services Block Grant Act. Programs for older individuals include services that are necessary for the general welfare of older individuals, such as social services,

transportation services, nutrition services, legal services, and multipurpose senior centers.

7. **Effect on other directives.** This regulation modifies the regulations appearing in paragraphs (a) and (c) of FPMR 101-44.207.

Dated: February 5, 1998.

**Thurman M. Davis, Sr.,**

*Acting Administrator of General Services.*

[FR Doc. 98-4149 Filed 2-18-98; 8:45 am]

BILLING CODE 6820-24-P

## GENERAL SERVICES ADMINISTRATION

### 41 CFR CHAPTER 301

[FTR Amendment 68]

RIN 3090-AG43

### Federal Travel Regulation; Maximum Per Diem Rates

**AGENCY:** Office of Governmentwide Policy, GSA.

**ACTION:** Final rule; correction.

**SUMMARY:** This document corrects entries listed in the prescribed maximum per diem rates for locations within the continental United States (CONUS) contained in a final rule appearing in the **Federal Register** of Tuesday, December 2, 1997 (62 FR 63798). The rule increased/decreased the maximum lodging amounts in certain existing per diem localities, added new per diem localities, deleted a number of previously designated per diem localities, and added information to encourage employees to stay in fire-safe approved accommodations.

**EFFECTIVE DATE:** January 1, 1998.

#### FOR FURTHER INFORMATION CONTACT:

Joddy P. Garner, Office of Governmentwide Policy, (MTT), Washington, DC 20405, telephone 202-501-1538.

**SUPPLEMENTARY INFORMATION:** In rule document 31590 beginning on page 63798 in the issue of Tuesday, December 2, 1997, make the following corrections:

#### Appendix A to Chapter 301 [Corrected]

1. On page 63800, under the State of Connecticut, in the 28th line from the bottom under the entry New London/Groton, November 1-May 31, revise the numbers "50, 34, and 84" to read "67, 34, and 101" in columns three, four, and five, respectively.

2. On page 63804, under the State of Minnesota, in the 32nd line from the top under the entry Minneapolis/St. Paul, column two is revised to add Dakota County.