

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.

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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.

3. On page 63805, under the State of New Jersey, in the 29th line from the top, under the entry Cherry Hill/

Camden/Moorestown, column two is revised to add Burlington County.

The corrected text should read as follows:

APPENDIX—A TO CHAPTER 301—PRESCRIBED MAXIMUM PER DIEM RATES FOR CONUS

Per diem locality		Maximum lodging amount (includes applicable taxes) (a)	+	M&IE rate (b)	=	Maximum per diem rate 4 (c)
Key city 1	County and/or other defined location 2,3					
CONNECTICUT						
New London/Groton, New London						
(June 1–October 31)		87		34		121
(November 1–May 31)		67		34		101
MINNESOTA						
Minneapolis/St. Paul, Anoka, Hennepin, Dakota, and Ramsey Counties; Fort Snelling Military Reservation and Navy Astronautics Group (Detachment BRAVO), Rosemount		91		38		129
NEW JERSEY						
Cherry Hill/Camden/Moorestown, Camden/Burlington.		74		38		112

Dated: February 10, 1998.

William T. Rivers,

Acting Director, Travel and Transportation Management Policy Division.

[FR Doc. 98-4150 Filed 2-18-98; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 622

[Docket No. 970930235-8028-02; I.D. 090397A]

RIN 0648-AJ12

Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Catch Specifications

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and

Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: In accordance with the framework procedure for adjusting management measures of the Fishery Management Plan for the Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP), NMFS increases the total allowable catch (TAC) for Atlantic group Spanish mackerel and Gulf group king mackerel, revises the commercial trip limits off the Florida east coast for the Gulf and Atlantic groups of king mackerel, and allows the operator and crew on for-hire vessels to take the bag limit of Gulf group king mackerel. The intended effects of this rule are to protect king and Spanish mackerel from overfishing and to maintain healthy stocks while still allowing catches by important commercial and recreational fisheries.

DATES: Effective February 19, 1998, except for the revision of

§ 622.44(a)(2)(i) which is effective February 24, 1998, and for the addition of introductory text at § 622.44(a)(1) and the revision of § 622.44(a)(1)(iii) which are effective March 23, 1998.

FOR FURTHER INFORMATION CONTACT: Mark Godcharles, 813-570-5305.

SUPPLEMENTARY INFORMATION: The fisheries for coastal migratory pelagic resources are regulated under the FMP. The FMP was prepared jointly by the Gulf of Mexico and South Atlantic Fishery Management Councils (Councils) and is implemented under the authority of the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act) by regulations at 50 CFR part 622.

In accordance with the framework procedures of the FMP, the Councils recommended, and NMFS published, a proposed rule (62 FR 53278, October 14, 1997) to: (1) For Atlantic migratory groups, increase the commercial quota and recreational allocation for Spanish mackerel and modify the commercial