

Sec. 2550.408g–1. The document also requested comment on issues of law and policy raised by the final rules. The comment period on the proposed extension ended on February 18, 2009. The comment period on issues of law and policy concerning the final rules ended on March 6, 2009.

For the reasons discussed below, the Department has decided to postpone, for 60 days, the effective and applicability dates of the final rules published on January 21, 2009, until May 22, 2009, for agency review of questions of law and policy.

#### **B. Comments Received and the Department's Decision**

In response to its request, the Department received 26 comment letters.<sup>1</sup> A number of commenters expressed the view that the final rules raise significant issues of law and policy that should be further reviewed by the Department. In particular, these comments raised questions as to the scope of the final rules' administrative class exemption, and expressed disagreement with the interpretation of the statutory exemption's conditions contained within the final rules. Other commenters, however, expressed the view that the conditions of the final rules would be adequate to safeguard the interests of plan participants and beneficiaries, and opposed a delay of the final rules' effective and applicability dates, noting increased participant interest in investment advice in response to the current economic environment.

After consideration of the comments, the Department has concluded that the legal and policy issues raised by commenters are sufficiently significant to justify delaying the March 23 effective and applicability dates of the final rule in order to afford the Department an opportunity to review those issues. Accordingly, the Department is adopting herein the proposed 60 day delay of the effective and applicability date of the final rule. With the adoption of this delay, the effective and applicability dates of the final rule will be May 22, 2009.

<sup>1</sup> These comments are available on the Department's Web site at: <http://www.dol.gov/ebsa/regs/cmt-investmentadvicefinalrule.html>.

#### **List of Subjects in 29 CFR Part 2550**

Employee benefit plans, Exemptions, Fiduciaries, Investments, Pensions, Prohibited transactions, Reporting and recordkeeping requirements, and Securities.

■ For the reasons set forth above, the publication on January 21, 2009 (74 FR 3822), of the final rule amending 29 CFR part 2550, is further amended as follows:

#### **PART 2550—RULES AND REGULATIONS FOR FIDUCIARY RESPONSIBILITY**

■ 1. The authority citation for part 2550 is revised to read as follows:

**Authority:** 29 U.S.C. 1135; and Secretary of Labor's Order No. 1–2003, 68 FR 5374 (Feb. 3, 2003). Sec. 2550.401b–1 also issued under sec. 102, Reorganization Plan No. 4 of 1978, 43 FR 47713 (Oct. 17, 1978), 3 CFR, 1978 Comp. 332, effective Dec. 31, 1978, 44 FR 1065 (Jan. 3, 1978), 3 CFR, 1978 Comp. 332. Sec. 2550.401c–1 also issued under 29 U.S.C. 1101. Sections 2550.404c–1 and 2550.404c–5 also issued under 29 U.S.C. 1104. Sec. 2550.407c–3 also issued under 29 U.S.C. 1107. Sec. 2550.404a–2 also issued under 26 U.S.C. 401 note (sec. 657, Pub. L. 107–16, 115 Stat. 38). Sec. 2550.408b–1 also issued under 29 U.S.C. 1108(b)(1) and sec. 102, Reorganization Plan No. 4 of 1978, 3 CFR, 1978 Comp. p. 332, effective Dec. 31, 1978, 44 FR 1065 (Jan. 3, 1978), and 3 CFR, 1978 Comp. 332. Sec. 2550.408b–19 also issued under sec. 611, Public Law 109–280, 120 Stat. 780, 972, and sec. 102, Reorganization Plan No. 4 of 1978, 3 CFR, 1978 Comp. p. 332, effective Dec. 31, 1978, 44 FR 1065 (Jan. 3, 1978), and 3 CFR, 1978 Comp. 332. Sec. 2550.408g–1 also issued under sec. 102, Reorganization Plan No. 4 of 1978, 3 CFR, 1978 Comp. p. 332, effective Dec. 31, 1978, 44 FR 1065 (Jan. 3, 1978), and 3 CFR, 1978 Comp. 332. Sec. 2550.408g–2 also issued under 29 U.S.C. 1108(g) and sec. 102, Reorganization Plan No. 4 of 1978, 3 CFR, 1978 Comp. p. 332, effective Dec. 31, 1978, 44 FR 1065 (Jan. 3, 1978), and 3 CFR, 1978 Comp. 332. Sec. 2550.412–1 also issued under 29 U.S.C. 1112.

#### **§ 2550.408g–1 [Amended]**

■ 2. Section 2550.408g–1 is amended by removing the date “March 23, 2009” and adding in its place “May 22, 2009” in paragraph (g).

Signed at Washington, DC, this 17th day of March 2009.

**Alan D. Lebowitz,**

*Deputy Assistant Secretary for Program Operations, Employee Benefits Security Administration, Department of Labor.*

[FR Doc. E9–6210 Filed 3–19–09; 8:45 am]

**BILLING CODE 4510–29–P**

#### **POSTAL SERVICE**

#### **39 CFR Part 20**

#### **International Product and Price Changes; Correction**

**AGENCY:** Postal Service™.

**ACTION:** Final rule; correction.

**SUMMARY:** The Postal Service published in the **Federal Register** of February 25, 2009, a document concerning international product and price changes for implementation in May 2009. Inadvertently, Exhibit 293.452 included in that document, did not include all destination countries. This document corrects the table.

**DATES:** This correction is effective May 11, 2009. We will implement this international price change concurrent with our domestic Mailing Services price change on May 11, 2009.

**FOR FURTHER INFORMATION CONTACT:** Obataiye B. Akinwale at 703–292–5260 or Rick Klutts at 813–877–0372.

**SUPPLEMENTARY INFORMATION:** The Postal Service published a document in the **Federal Register** on February 25, 2009 (74 FR 8473), amending sub-section 293 of the *International Mail Manual* (IMM®). In FR Doc. 36–8473, published in the **Federal Register** of February 25, 2009 (74 FR 8473), sub-section 293.452 was inadvertently published without a complete list of ISAL destination countries. This amendment corrects Exhibit 293.452 published on February 25, 2009.

In rule FR Doc. 36–8473 published on February 25, 2009 (74 FR 8473), make the following correction. On pages 8485 and 8486, remove the current Exhibit 293.452 and insert the following exhibit.

#### **Exhibit 293.452**

#### **ISAL Country Price Groups and Foreign Exchange Offices**

## INTERNATIONAL SURFACE AIR LIFT (ISAL) SERVICE NETWORK COUNTRIES AND PRICE GROUPS

| Country                           | City           | 3-Letter exchange office code | Price group |
|-----------------------------------|----------------|-------------------------------|-------------|
| Albania                           | Tirana         | TIA                           | 12          |
| Algeria                           | Algiers        | ALG                           | 15          |
| Angola                            | Luanda         | LAD                           | 15          |
| Argentina                         | Buenos Aires   | BUE                           | 13          |
| Aruba                             | Oranjestad     | AUA                           | 13          |
| Australia                         | Sydney         | SYD                           | 9           |
| Austria                           | Vienna         | VIE                           | 11          |
| Bahrain                           | Bahrain        | BAH                           | 15          |
| Bangladesh                        | Dhaka          | DAC                           | 15          |
| Belgium                           | Brussels       | BRU                           | 11          |
| Belize                            | Belize City    | BZE                           | 13          |
| Benin                             | Cotonou        | COO                           | 15          |
| Bolivia                           | La Paz         | LPB                           | 13          |
| Brazil                            | Rio de Janeiro | RIO                           | 13          |
| Bulgaria                          | Sofia          | SOF                           | 12          |
| Burkina Faso                      | Ouagadougou    | OUA                           | 15          |
| Cameroon                          | Douala         | DLA                           | 15          |
| Canada                            | See 292.47     |                               | 1           |
| Central African Republic          | Bangui         | BGF                           | 15          |
| Chile                             | Santiago       | SCL                           | 13          |
| China                             | Beijing        | BJS                           | 14          |
| Colombia                          | Bogota         | BOG                           | 13          |
| Congo, Democratic Republic of the | Kinshasa       | FIH                           | 15          |
| Costa Rica                        | San Jose       | SJO                           | 13          |
| Cote d'Ivoire (Ivory Coast)       | Abidjan        | ABJ                           | 15          |
| Cuba                              | Havana         | HAV                           | 13          |
| Czech Republic                    | Prague         | PRG                           | 12          |
| Denmark                           | Copenhagen     | CPH                           | 11          |
| Dominican Republic                | Santo Domingo  | SDQ                           | 13          |
| Ecuador                           | Guayaquil      | GYE                           | 13          |
| Egypt                             | Cairo          | CAI                           | 15          |
| El Salvador                       | San Salvador   | SAL                           | 13          |
| Ethiopia                          | Addis Ababa    | ADD                           | 15          |
| Fiji                              | Nadi           | NAN                           | 14          |
| Finland                           | Helsinki       | HEL                           | 11          |
| France                            | Paris          | PAR                           | 5           |
| French Guiana                     | Cayenne        | CAY                           | 13          |
| Gabon                             | Libreville     | LBV                           | 15          |
| Germany                           | Frankfurt      | FRA                           | 4           |
| Ghana                             | Accra          | ACC                           | 15          |
| Great Britain                     | London         | LON                           | 3           |
| Greece                            | Athens         | ATH                           | 11          |
| Guatemala                         | Guatemala City | GUA                           | 13          |
| Guyana                            | Georgetown     | GEO                           | 13          |
| Haiti                             | Port-au-Prince | PAP                           | 13          |
| Honduras                          | Tegucigalpa    | TGU                           | 13          |
| Hong Kong                         | Hong Kong      | HKG                           | 14          |
| Hungary                           | Budapest       | BUD                           | 12          |
| Iceland                           | Reykjavik      | REK                           | 11          |
| India                             | Mumbai         | BOM                           | 15          |
| Indonesia                         | Jakarta        | JKT                           | 14          |
| Iran                              | Tehran         | THR                           | 15          |
| Ireland                           | Dublin         | DUB                           | 11          |
| Israel                            | Tel Aviv       | TLV                           | 11          |
| Italy                             | Rome           | ROM                           | 7           |
| Jamaica                           | Kingston       | KIN                           | 13          |
| Japan <sup>1</sup>                | Osaka Int'l    | OSA                           | 10          |
|                                   | Tokyo          | TYO                           | 10          |
| Jordan                            | Amman          | AMM                           | 15          |
| Kenya                             | Nairobi        | NBO                           | 15          |
| Korea, Rep. of (South)            | Seoul          | SEL                           | 14          |
| Kuwait                            | Kuwait City    | KWI                           | 15          |
| Lebanon                           | Beirut         | BEY                           | 15          |
| Liechtenstein                     | Basel          | BSL                           | 11          |
| Luxembourg                        | Luxembourg     | LUX                           | 11          |
| Madagascar                        | Antananariva   | TNR                           | 15          |
| Malaysia                          | Kuala Lumpur   | KUL                           | 14          |
| Mali                              | Bamako         | BKO                           | 15          |
| Mauritania                        | Nouakchott     | NKC                           | 15          |
| Mauritius                         | Port Louis     | MRU                           | 15          |
| Mexico                            | Mexico City    | MEX                           | 2           |

## INTERNATIONAL SURFACE AIR LIFT (ISAL) SERVICE NETWORK COUNTRIES AND PRICE GROUPS—Continued

| Country                    | City          | 3-Letter exchange office code | Price group |
|----------------------------|---------------|-------------------------------|-------------|
| Morocco                    | Casablanca    | CAS                           | 15          |
| Mozambique                 | Maputo        | MPM                           | 15          |
| Netherlands                | Amsterdam     | AMS                           | 8           |
| Netherlands Antilles       | Curacao       | CUR                           | 13          |
| New Zealand                | Auckland      | AKL                           | 11          |
| Nicaragua                  | Managua       | MGA                           | 13          |
| Niger                      | Niamey        | NIM                           | 15          |
| Nigeria                    | Lagos         | LOS                           | 15          |
| Norway                     | Oslo          | OSL                           | 11          |
| Oman                       | Muscat        | MCT                           | 15          |
| Pakistan                   | Karachi       | KHI                           | 15          |
| Panama                     | Panama City   | PTY                           | 13          |
| Papua New Guinea           | Port Moresby  | POM                           | 14          |
| Paraguay                   | Asuncion      | ASU                           | 13          |
| Peru                       | Lima          | LIM                           | 13          |
| Philippines                | Manila        | MNL                           | 14          |
| Poland                     | Warsaw        | WAW                           | 12          |
| Portugal                   | Lisbon        | LIS                           | 11          |
| Qatar                      | Doha          | DOH                           | 15          |
| Reunion Island             | St. Denis     | RUN                           | 15          |
| Romania                    | Bucharest     | BUH                           | 12          |
| Russia                     | Moscow        | MOW                           | 12          |
| Saudi Arabia               | Dhahran       | DHA                           | 15          |
| Senegal                    | Dakar         | DKR                           | 15          |
| Singapore                  | Singapore     | SIN                           | 14          |
| Slovak Republic (Slovakia) | Bratislava    | BTS                           | 12          |
| South Africa               | Johannesburg  | JNB                           | 15          |
| Spain <sup>2</sup>         | Madrid        | MAD                           | 11          |
| Sri Lanka                  | Colombo       | CMB                           | 15          |
| Sudan                      | Khartoum      | KRT                           | 15          |
| Suriname                   | Paramaribo    | PBM                           | 13          |
| Sweden                     | Stockholm     | STO                           | 11          |
| Switzerland                | Basel         | BSL                           | 6           |
| Syria                      | Damascus      | DAM                           | 15          |
| Taiwan                     | Taipei        | TPE                           | 14          |
| Tanzania                   | Dar es Salaam | DAR                           | 15          |
| Thailand                   | Bangkok       | BKK                           | 14          |
| Togo                       | Lome          | LFW                           | 15          |
| Trinidad and Tobago        | Port of Spain | POS                           | 13          |
| Tunisia                    | Tunis         | TUN                           | 15          |
| Turkey                     | Istanbul      | IST                           | 12          |
| Uganda                     | Kampala       | KLA                           | 15          |
| United Arab Emirates       | Dubai         | DXB                           | 15          |
| Uruguay                    | Montevideo    | MVD                           | 13          |
| Venezuela                  | Caracas       | CCS                           | 13          |
| Yemen                      | Sanaa         | SAH                           | 15          |
| Zambia                     | Ndola         | NLA                           | 15          |
| Zimbabwe                   | Harare        | HRE                           | 15          |

<sup>1</sup> To expedite handling, Japan Post has requested that U.S. shippers make the following optional separation of their ISAL mail:

—Mail destined for locations in Japan with post code prefixes 52–93 should be labeled to Osaka International (OSA).

—Mail destined for all other post code prefixes should be labeled to Tokyo (TYO).

All ISAL mail that is not optionally separated as specified above should be labeled to Tokyo (TYO).

<sup>2</sup> Including the Canary Islands.

Neva R. Watson,

Attorney, Legislative.

[FR Doc. E9–6053 Filed 3–19–09; 8:45 am]

BILLING CODE 7710–12–P

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[EPA-R06-OAR-2005-TX-0026; FRL-8780-5]

**Approval and Promulgation of Implementation Plans; Texas; Revisions to Permits by Rule and Regulations for Control of Air Pollution by Permits for New Construction or Modification**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Direct final rule.

**SUMMARY:** EPA is taking a direct final action to approve portions of three revisions to the Texas State Implementation Plan (SIP) submitted by the State of Texas on July 22, 1998, October 4, 2002, and September 25, 2003; these revisions amend existing sections and create new sections in Title 30 of the Texas Administrative Code (TAC), Chapter 106—Permits by Rule and Chapter 116—Control of Air Pollution by Permits for New Construction or Modification. The July 22, 1998, revision repeals and replaces the Renewal Application Fees section with a new section. The October 4, 2002, revision increases the determination of fees for NSR permits, corrects addresses, and makes other administrative changes. The September 25, 2003, revision clarifies that an emission reduction credit must be certified and banked to be creditable as an offset in the NSR permitting program, repeals and replaces the section that addresses the use of emission reductions as offsets for NSR permitting and the definition of “offset ratio,” and makes administrative changes. EPA has determined that these SIP revisions comply with the Clean Air Act and EPA regulations, are consistent with EPA policies, and will improve air quality. This action is being taken under section 110 and parts C and D of the Federal Clean Air Act (the Act or CAA).

**DATES:** This direct final rule is effective on May 19, 2009 without further notice, unless EPA receives relevant adverse comment by April 20, 2009. If EPA receives such comment, EPA will publish a timely withdrawal in the **Federal Register** informing the public that this rule will not take effect.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-R06-OAR-2005-TX-0026, by one of the following methods:

(1) <http://www.regulations.gov>: Follow the on-line instructions for submitting comments.

(2) *E-mail:* Mr. Jeff Robinson at [robinson.jeffrey@epa.gov](mailto:robinson.jeffrey@epa.gov). Please also cc the person listed in the **FOR FURTHER INFORMATION CONTACT** paragraph below.

(3) *U.S. EPA Region 6 “Contact Us” Web site:* <http://epa.gov/region6/r6comment.htm>. Please click on “6PD” (Multimedia) and select “Air” before submitting comments.

(4) *Fax:* Mr. Jeff Robinson, Chief, Air Permits Section (6PD-R), at fax number 214-665-6762.

(5) *Mail:* Mr. Jeff Robinson, Chief, Air Permits Section (6PD-R), Environmental Protection Agency, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733.

(6) *Hand or Courier Delivery:* Mr. Jeff Robinson, Chief, Air Permits Section (6PD-R), Environmental Protection Agency, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733. Such deliveries are accepted only between the hours of 8:30 a.m. and 4:30 p.m. weekdays except for legal holidays. Special arrangements should be made for deliveries of boxed information.

*Instructions:* Direct your comments to Docket ID No. EPA-R06-OAR-2005-TX-0026. EPA’s policy is that all comments received will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes information claimed to be Confidential Business Information (CBI) or other information the disclosure of which is restricted by statute. Do not submit information through <http://www.regulations.gov> or e-mail, if you believe that it is CBI or otherwise protected from disclosure. The <http://www.regulations.gov> Web site is an “anonymous access” system, which means that EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through <http://www.regulations.gov>, your e-mail address will be automatically captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment along with any disk or CD-ROM submitted. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment. Electronic files should avoid the use of special

characters and any form of encryption and should be free of any defects or viruses. For additional information about EPA’s public docket, visit the EPA Docket Center homepage at <http://www.epa.gov/epahome/dockets.htm>.

*Docket:* All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some information is not publicly available, e.g., CBI or other information the disclosure of which is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically in <http://www.regulations.gov> or in hard copy at the Air Permits Section (6PD-R), Environmental Protection Agency, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202-2733. The file will be made available by appointment for public inspection in the Region 6 FOIA Review Room between the hours of 8:30 a.m. and 4:30 p.m. weekdays except for legal holidays. Contact the person listed in the **FOR FURTHER INFORMATION CONTACT** paragraph below to make an appointment. If possible, please make the appointment at least two working days in advance of your visit. A 15 cent per page fee will be charged for making photocopies of documents. On the day of the visit, please check in at the EPA Region 6 reception area on the seventh floor at 1445 Ross Avenue, Suite 700, Dallas, Texas.

The State submittal related to this SIP revision, and which is part of the EPA docket, is also available for public inspection at the State Air Agency listed below during official business hours by appointment:

Texas Commission on Environmental Quality, Office of Air Quality, 12124 Park 35 Circle, Austin, Texas 78753.

**FOR FURTHER INFORMATION CONTACT:** If you have questions concerning today’s direct final action, please contact Ms. Melanie Magee (6PD-R), Air Permits Section, Environmental Protection Agency, Region 6, 1445 Ross Avenue (6PD-R), Suite 1200, Dallas, TX 75202-2733. The telephone number is (214) 665-7161. Ms. Magee can also be reached via electronic mail at [magee.melanie@epa.gov](mailto:magee.melanie@epa.gov).

**SUPPLEMENTARY INFORMATION:** Throughout this document wherever any reference to “we,” “us,” or “our” is used, we mean EPA.

**Table of Contents****I. What Action Is EPA Taking?**