

Rules and Regulations

Federal Register

Vol. 77, No. 38

Monday, February 27, 2012

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each week.

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 532

RIN 3206-AM49

Prevailing Rate Systems; Abolishment of Monmouth, NJ, as a Nonappropriated Fund Federal Wage System Wage Area

AGENCY: U.S. Office of Personnel Management.

ACTION: Final rule.

SUMMARY: The U.S. Office of Personnel Management is issuing a final rule to abolish the Monmouth, New Jersey, nonappropriated fund (NAF) Federal Wage System (FWS) wage area and redefine Monmouth County, NJ, to the Burlington, NJ, NAF wage area. These changes are necessary because the closure of Fort Monmouth left the Monmouth wage area without an activity having the capability to conduct a local wage survey.

DATES: *Effective date:* This regulation is effective on February 27, 2012.

FOR FURTHER INFORMATION CONTACT: Madeline Gonzalez, (202) 606-2838; email pay-leave-policy@opm.gov; or Fax: (202) 606-4264.

SUPPLEMENTARY INFORMATION: On August 25, 2011, the U.S. Office of Personnel Management (OPM) issued an interim rule (76 FR 53045) to abolish the Monmouth, New Jersey, nonappropriated fund (NAF) Federal Wage System (FWS) wage area and redefine Monmouth County, NJ, to the Burlington, NJ, NAF wage area. FWS employees remaining in the Monmouth wage area were transferred to the Burlington wage area schedule on the first day of the first applicable pay period beginning on or after October 15, 2011. The Federal Prevailing Rate Advisory Committee, the national labor-management committee responsible for

advising OPM on matters concerning the pay of FWS employees, reviewed and recommended these changes by consensus. The interim rule had a 30-day comment period, during which OPM received no comments.

Regulatory Flexibility Act

I certify that these regulations will not have a significant economic impact on a substantial number of small entities because they will affect only Federal agencies and employees.

List of Subjects in 5 CFR Part 532

Administrative practice and procedure, Freedom of information, Government employees, Reporting and recordkeeping requirements, Wages.

U.S. Office of Personnel Management.

John Berry,

Director.

Accordingly, under the authority of 5 U.S.C. 5343, the interim rule published on August 25, 2011, amending 5 CFR part 532 (76 FR 53045) is adopted as final with no changes.

[FR Doc. 2012-4548 Filed 2-24-12; 8:45 am]

BILLING CODE 6325-39-P

FEDERAL RETIREMENT THRIFT INVESTMENT BOARD

5 CFR Parts 1630, 1631, and 1632

Change of Address and Electronic Submission of FOIA Requests

AGENCY: Federal Retirement Thrift Investment Board.

ACTION: Direct final rule.

SUMMARY: The Federal Retirement Thrift Investment Board (Agency) is amending its regulations to reflect its new office address and to permit Freedom of Information Act (FOIA) requests via electronic mail and facsimile.

DATES: This rule is effective April 12, 2012 without further action, unless adverse comment is received by March 28, 2012. If adverse comment is received, the Federal Retirement Thrift Investment Board will publish a timely withdrawal of the rule in the **Federal Register**.

FOR FURTHER INFORMATION CONTACT: Amanda Haas at 202-942-1660.

SUPPLEMENTARY INFORMATION: The Agency administers the Thrift Savings Plan (TSP), which was established by

the Federal Employees' Retirement System Act of 1986 (FERSA), Public Law 99-335, 100 Stat. 514. The TSP provisions of FERSA are codified, as amended, largely at 5 U.S.C. 8351 and 8401-79. The TSP is a tax-deferred retirement savings plan for Federal civilian employees and members of the uniformed services. The TSP is similar to cash or deferred arrangements established for private-sector employees under section 401(k) of the Internal Revenue Code (26 U.S.C. 401(k)).

Address Change

The Agency has moved its headquarters to a new location in Washington, DC. This amendment to the Agency's regulations revises all references to the location of the Agency to reflect its new address.

Electronic Submission of Freedom of Information Act Requests

Section 1631.6(a) currently permits submission of FOIA requests by postal mail only. The Agency is amending section 1631.6(a) to permit submission of FOIA requests by electronic mail and facsimile.

Regulatory Flexibility Act

I certify that this regulation will not have a significant economic impact on a substantial number of small entities. This regulation will primarily affect Federal employees and members of the uniformed services who participate in the Thrift Savings Plan, which is a Federal defined contribution retirement savings plan created under the Federal Employees' Retirement System Act of 1986 (FERSA), Public Law 99-335, 100 Stat. 514, and which is administered by the Agency.

Paperwork Reduction Act

I certify that these regulations do not require additional reporting under the criteria of the Paperwork Reduction Act.

Unfunded Mandates Reform Act of 1995

Pursuant to the Unfunded Mandates Reform Act of 1995, 2 U.S.C. 602, 632, 653, 1501-1571, the effects of this regulation on state, local, and tribal governments and the private sector have been assessed. This regulation will not compel the expenditure in any one year of \$100 million or more by state, local, and tribal governments, in the aggregate, or by the private sector. Therefore, a

statement under section 1532 is not required.

Submission to Congress and the General Accounting Office

Pursuant to 5 U.S.C. 810(a)(1)(A), the Agency submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States before publication of this rule in the **Federal Register**. This rule is not a major rule as defined at 5 U.S.C. 804(2).

List of Subjects

5 CFR Part 1630

Privacy.

5 CFR Part 1631

Courts, Freedom of information, Government employees.

5 CFR Part 1632

Sunshine Act.

Gregory T. Long,

Executive Director, Federal Retirement Thrift Investment Board.

For the reasons stated in the preamble, the Agency amends 5 CFR chapter VI as follows:

PART 1630—PRIVACY ACT REGULATIONS

■ 1. The authority citation for part 1630 continues to read as follows:

Authority: 5 U.S.C. 552a.

■ 2. Amend § 1630.4(b) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002”.

■ 3. Amend § 1630.13(a) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002”.

PART 1631—AVAILABILITY OF RECORDS

■ 4. The authority citation for part 1631 continues to read as follows:

Authority: 5 U.S.C. 552.

■ 5. Amend § 1631.3(b) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002”.

■ 6. Amend § 1631.4(a) by removing “room 4308 at 1250 H Street, NW., Washington, DC” and adding in its place “room 11-019 at 77 K Street, NE., Suite 1000, Washington, DC 20002”.

■ 7. Amend § 1631.6 by revising paragraph (a) to read as follows:

§ 1631.6 How to request records—form and content.

(a) A request made under the FOIA may be submitted by one of the following methods:

(1) In writing addressed to FOIA Officer, Federal Retirement Thrift Investment Board, 77 K Street NE., Suite 1000, Washington, DC 20002. The words “FOIA Request” must be clearly marked on both the letter and the envelope.

(2) By electronic mail at FOIAREQUEST@tsp.gov. The subject must include the words “FOIA Request.”

(3) By facsimile, Attn: FOIA Officer, at (202) 942-1776. The facsimile must be clearly marked with the words “FOIA Request.”

* * * * *

■ 8. Amend § 1631.10(a) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002”.

PART 1632—RULES REGARDING PUBLIC OBSERVATION OF MEETINGS

■ 9. The authority citation for part 1632 continues to read as follows:

Authority: 5 U.S.C. 552b and 5 U.S.C. 8474.

■ 10. Amend § 1632.4(c) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002”.

■ 11. Amend § 1632.11(b) by removing “1250 H Street, NW., Washington, DC 20005” and adding in its place “77 K Street, NE., Suite 1000, Washington, DC 20002.”

[FR Doc. 2012-4491 Filed 2-24-12; 8:45 am]

BILLING CODE 6760-01-P

NUCLEAR REGULATORY COMMISSION

10 CFR Part 110

[NRC-2011-0264]

RIN 3150-AJ06

Removal of Oman from the Restricted Destinations List

AGENCY: Nuclear Regulatory Commission.

ACTION: Final rule.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC or the Commission) is amending its export and import regulations by removing Oman from the list of restricted destinations. This

amendment is necessary to conform the NRC's regulations with U.S. Government foreign policy.

DATES: The final rule is effective February 27, 2012.

ADDRESSES: You can access publicly available documents related to this final rule using the following methods:

- **NRC's Public Document Room (PDR):** The public may examine and have copied, for a fee, publicly available documents at the NRC's PDR, Room O1-F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

- **NRC's Agencywide Documents Access and Management System (ADAMS):** Publicly available documents created or received at the NRC are available online in the NRC Library at <http://www.nrc.gov/reading-rm/adams.html>. From this page, the public can gain entry into ADAMS, which provides text and image files of the NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the NRC's PDR reference staff at 1-800-397-4209, 301-415-4737, or by email to pdr.resource@nrc.gov.

- **Federal Rulemaking Web Site:** Supporting materials related to this final rule can be found at <http://www.regulations.gov> by searching on Docket ID NRC-2011-0264. Address questions about NRC dockets to Carol Gallagher, telephone: 301-492-3668; email: Carol.Gallagher@nrc.gov.

FOR FURTHER INFORMATION CONTACT: Brooke G. Smith, Senior International Policy Analyst, Office of International Programs, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001; telephone: 301-415-2347, email: brooke.smith@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Background

The purpose of this final rule is to revise the NRC's export and import regulations in Title 10 of the *Code of Federal Regulations* (10 CFR) Part 110, “Export and Import of Nuclear Equipment and Material,” with regard to U.S. Government law and policy on Oman. The Executive Branch recommended, in light of current foreign policy and nonproliferation-related actions taken and policies pursued by the Government of Oman, that the NRC amend Part 110 to remove Oman from the list of restricted destinations in § 110.29. This means that exports of certain nuclear and byproduct materials to Oman may qualify for the NRC general license specified in §§ 110.21 through 110.24.