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OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 890

Federal Employees Health Benefits Program

CFR Correction

In title 5 of the Code of Federal Regulations, parts 700 to 1199, revised as of January 1, 1996, on page 371, the second § 890.107 entitled "Legal actions" should be removed.

BILLING CODE 1505-01-D

DEPARTMENT OF AGRICULTURE

Office of the Secretary

7 CFR Part 2

Revision of Delegations of Authority

AGENCY: Department of Agriculture.
ACTION: Final rule.

SUMMARY: This document revises the delegations of authority from the Secretary of Agriculture and general officers of the Department to make corrections and add delegations of authority.

EFFECTIVE DATE: May 23, 1996.

FOR FURTHER INFORMATION CONTACT: Robert L. Siegler, Deputy Assistant General Counsel, Research and Operations Division, Office of the General Counsel, Department of Agriculture, Room 2321-S, Washington, D.C. 20250, telephone 202-720-6035.

SUPPLEMENTARY INFORMATION: On November 8, 1995, USDA published in the Federal Register (60 FR 56392-56465) a revision of the delegations of authority appearing in 7 CFR Part 2 due to a reorganization of the Department. The revised delegations effectuated the Federal Crop Insurance Reform and Department of Agriculture

Reorganization Act of 1994, Pub. L. No. 103-354. This document makes correction and adds delegations of authority that were omitted in that Federal Register document. In the Federal Register document published on December 27, 1995 (60 FR 66713), the authority citation was revised. The authority citation continues to read as it was published in that document.

This rule relates to internal agency management. Therefore, pursuant to 5 U.S.C. 553, notice of proposed rulemaking and opportunity for comment are not required, and this rule may be made effective less than 30 days after publication in the Federal Register. Further, since this rule relates to internal agency management, it is exempt from the provisions of Executive Order Nos. 12778 and 12866. Finally, this action is not a rule as defined by the Regulatory Flexibility Act (5 U.S.C. 601, *et seq.*), and, thus is exempt from the provisions of that Act. The delegations of authority are revised to delete references to section 610 of the Agricultural Act of 1970, and the National Wool Act of 1954, since those provisions were repealed; to delegate to the Under Secretary for Farm and Foreign Agricultural Services and the Administrator, Foreign Agricultural Service, the authority to carry out various commodity research and promotion acts which were omitted from their delegations; and to make corresponding changes to the delegations of authority to the Assistant Secretary for Marketing and Regulatory Programs and the Administrator, Agricultural Marketing Service, since those officials administer portions of the same commodity research and promotion acts. Accordingly, 7 CFR Part 2 is revised as set forth below.

List of Subjects in 7 CFR Part 2

Authority delegations (Government agencies).

PART 2—DELEGATIONS OF AUTHORITY BY THE SECRETARY OF AGRICULTURE AND GENERAL OFFICERS OF THE DEPARTMENT

1. The authority citation for Part 2 continues to read as follows:

Authority: Sec. 212(a), Pub. L. 103-354, 108 Stat. 3210, 7 U.S.C. 6912(a)(1); 5 U.S.C. 301; Reorganization Plan No. 2 of 1953, 3 CFR, 1949-1953 Comp., p. 1024.

Subpart C—Delegations of Authority to the Deputy Secretary, the Under Secretaries and Assistant Secretaries

2. Section 2.16 is amended by removing and reserving paragraph (a)(1)(xi) and by revising paragraph (a)(3)(x) to read as follows:

§ 2.16 Under Secretary for Farm and Foreign Agricultural Services.

- (a) * * *
- (1) * * *
- (xi) [Reserved]
- * * * * *
- (3) * * *

(x) Plan and carry out programs and activities under the foreign market promotion authority of the Wheat Research and Promotion Act (7 U.S.C. 1292 note); the Cotton Research and Promotion Act (7 U.S.C. 2101-2118); the Potato Research and Promotion Act (7 U.S.C. 2611-2627); the Egg Research and Consumer Information Act of 1974 (7 U.S.C. 2701-2718); the Beef Research and Information Act, as amended (7 U.S.C. 2901-2918); the Wheat and Wheat Foods Research and Nutrition Education Act (7 U.S.C. 3401-3417); the Floral Research and Consumer Information Act of 1981 (7 U.S.C. 4301-4319); subtitle B of title I of the Dairy and Tobacco Adjustment Act of 1983 (7 U.S.C. 4501-4513); the Honey Research, Promotion, and Consumer Information Act of 1984, as amended (7 U.S.C. 4601-4612); the Pork Promotion, Research, and Consumer Information Act of 1985 (7 U.S.C. 4801-4819); the Watermelon Research and Promotion Act, as amended (7 U.S.C. 4901-4916); the Pecan Promotion and Research Act of 1990 (7 U.S.C. 6001-6013); the Mushroom Promotion, Research, and Consumer Information Act of 1990 (7 U.S.C. 6101-6112); the Lime Research, Promotion, and Consumer Information Act of 1990 (7 U.S.C. 6201-6212); the Soybean Promotion, Research, and Consumer Information Act of 1990 (7 U.S.C. 6301-6311); the Fluid Milk Promotion Act of 1990 (7 U.S.C. 6401-6417); the Fresh Cut Flowers and Fresh Cut Greens Promotion and Consumer Information Act (7 U.S.C. 6801-6814); and the Sheep Promotion, Research, and Information Act of 1994 (7 U.S.C. 7101-7111). This authority includes determining the programs and activities to be undertaken and assuring that they are coordinated with the overall departmental programs to develop

foreign markets for U.S. agricultural products.

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3. Section 2.22 is amended by revising paragraphs (a)(1)(viii) (H), (FF), (GG), (II), (PP), (UU), and (VV), by removing and reserving paragraph (a)(1)(viii)(V), and by adding paragraph (a)(1)(viii)(WW) to read as follows:

§ 2.22 Assistant Secretary for Marketing and Regulatory Programs.

(a) * * *

(1) * * *

(viii) * * *

(H) Cotton Research and Promotion Act (7 U.S.C. 2101-2118), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x);

* * * * *

(V) [Reserved]

* * * * *

(FF) The Watermelon Research and Promotion Act (7 U.S.C. 4901-4916), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x);

(GG) The Honey Research, Promotion, and Consumer Information Act (7 U.S.C. 4601-4612), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x);

* * * * *

(II) The Floral Research and Consumer Information Act (7 U.S.C. 4301-4319), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x);

* * * * *

(PP) Fluid Milk Promotion Act of 1990 (7 U.S.C. 6401-6417), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x);

* * * * *

(UU) The International Carriage of Perishable Foodstuffs Act (7 U.S.C. 4401-4406);

(VV) The Sheep Promotion, Research, and Information Act (7 U.S.C. 7101-7111), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x); and

(WW) The Fresh Cut Flowers and Fresh Cut Greens Promotion and Consumer Information Act (7 U.S.C. 6801-6814), except as delegated to the Under Secretary for Farm and Foreign Agricultural Services in § 2.16(a)(3)(x).

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Subpart F—Delegations of Authority by the Under Secretary for Farm and Foreign Agricultural Services

§ 2.42 [Amended]

4. Section 2.42 is amended by removing and reserving paragraph (a)(13).

5. Section 2.43 is amended by revising paragraph (a)(24) to read as follows:

§ 2.43 Administrator, Foreign Agricultural Service.

(a) * * *

(24) Plan and carry out programs and activities under the foreign market promotion authority of the Wheat Research and Promotion Act (7 U.S.C. 1292 note); the Cotton Research and Promotion Act (7 U.S.C. 2101-2118); the Potato Research and Promotion Act (7 U.S.C. 2611-2627); the Egg Research and Consumer Information Act of 1974 (7 U.S.C. 2701-2718); the Beef Research and Information Act, as amended (7 U.S.C. 2901-2918); the Wheat and Wheat Foods Research and Nutrition Education Act (7 U.S.C. 3401-3417); the Floral Research and Consumer Information Act of 1981 (7 U.S.C. 4301-4319); subtitle B of title I of the Dairy and Tobacco Adjustment Act of 1983 (7 U.S.C. 4501-4513); the Honey Research, Promotion, and Consumer Information Act of 1984, as amended (7 U.S.C. 4601-4612); the Pork Promotion, Research, and Consumer Information Act of 1985 (7 U.S.C. 4801-4819); the Watermelon Research and Promotion Act, as amended (7 U.S.C. 4901-4916); the Pecan Promotion and Research Act of 1990 (7 U.S.C. 6001-6013); the Mushroom Promotion, Research, and Consumer Information Act of 1990 (7 U.S.C. 6101-6112); the Lime Research, Promotion, and Consumer Information Act of 1990 (7 U.S.C. 6201-6212); the Soybean Promotion, Research, and Consumer Information Act of 1990 (7 U.S.C. 6301-6311); the Fluid Milk Promotion Act of 1990 (7 U.S.C. 6401-6417); the Fresh Cut Flowers and Fresh Cut Greens Promotion and Consumer Information Act (7 U.S.C. 6801-6814); and the Sheep Promotion, Research, and Information Act of 1994 (7 U.S.C. 7101-7111). This authority includes determining the programs and activities to be undertaken and assuring that they are coordinated with the overall departmental programs to develop foreign markets for U.S. agricultural products.

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Subpart N—Delegations of Authority by the Assistant Secretary for Marketing and Regulatory Programs

6. Section 2.79 is amended by revising paragraphs (a)(8) (ix), (xl), (xli), (xlii), (l), (lv), (lvi), by removing and reserving paragraph (a)(8)(XXIX), and by adding paragraph (lvii) to read as follows:

§ 2.79 Administrator, Agricultural Marketing Service.

(a) * * *

(8) * * *

(ix) Cotton Research and Promotion Act (7 U.S.C. 2101-2118), except as specified in § 2.43(a)(24);

* * * * *

(xxix) [Reserved]

* * * * *

(xl) The Watermelon Research and Consumer Information Act (7 U.S.C. 4901-4616), except as specified in § 2.43(a)(24);

(xli) The Honey Research, Promotion, and Consumer Information Act (7 U.S.C. 4601-4612), except as specified in § 2.43(a)(24);

* * * * *

(xliii) The Floral Research and Consumer Information Act (7 U.S.C. 4301-4319), except as specified in § 2.43(a)(24);

* * * * *

(l) Fluid Milk Promotion Act of 1990 (7 U.S.C. 6401-6417), except as specified in § 2.43(a)(24);

* * * * *

(lv) the International Carriage of Perishable Foodstuffs Act (7 U.S.C. 4401-4406);

(lvi) the Sheep Promotion, Research, and Information Act (7 U.S.C. 7101-7111), except as specified in § 2.43(a)(24); and

(lvii) the Fresh Cut Flowers and Fresh Cut Greens Promotion and Consumer Information Act (7 U.S.C. 6801-6814), except as specified in § 2.43(a)(24).

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For Subpart C:

Dated: May 13, 1996.

Don Glickman,
Secretary of Agriculture.

For Subpart F:

Dated: April 1, 1996.

Eugene Moos,
Under Secretary for Farm and Foreign Agricultural Services.

For Subpart N:

Dated: April 3, 1996.

Michael V. Dunn,
Assistant Secretary for Marketing and Regulatory Services.

[FR Doc. 96-12852 Filed 5-22-96; 8:45 am]