

# Rules and Regulations

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## DEPARTMENT OF AGRICULTURE

### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. 95-089-2]

#### Mexican Fruit Fly Regulations; Addition of Regulated Areas

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Affirmation of interim rule as final rule.

**SUMMARY:** We are adopting as a final rule, without change, an interim rule that amended the Mexican fruit fly regulations by adding California to the list of quarantined States and by designating portions of Los Angeles County and San Diego County, CA, as regulated areas. The interim rule was necessary to impose certain restrictions on the interstate movement of regulated articles from the regulated areas in California in order to prevent the spread of the Mexican fruit fly to noninfested areas of the United States.

**EFFECTIVE DATE:** The interim rule was effective on January 22, 1996.

**FOR FURTHER INFORMATION CONTACT:** Mr. Michael B. Stefan, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236, (301) 734-8247; or e-mail: mstefan@aphis.usda.gov.

#### SUPPLEMENTARY INFORMATION:

##### Background

In an interim rule effective January 22, 1996, and published in the Federal Register on January 26, 1996 (61 FR 2391-2393, Docket No. 95-089-1), we amended the Mexican fruit fly regulations in 7 CFR 301.64 by quarantining the State of California and designating as regulated areas portions

of Los Angeles County and San Diego County, CA.

Comments on the interim rule were required to be received on or before March 26, 1996. We did not receive any comments. The facts presented in the interim rule still provide a basis for the rule.

This action also affirms the information contained in the interim rule concerning Executive Order 12866 and the Regulatory Flexibility Act, Executive Orders 12372 and 12778, the National Environmental Policy Act, and the Paperwork Reduction Act.

Further, for this action, the Office of Management and Budget has waived the review process required by Executive Order 12866.

#### List of Subjects in 7 CFR Part 301

Agricultural commodities, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Transportation.

### PART 301—DOMESTIC QUARANTINE NOTICES

Accordingly, we are adopting as a final rule, without change, the interim rule that amended 7 CFR part 301 and that was published at 61 FR 2391-2393 on January 26, 1996.

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff; 161, 162, and 164-167; 7 CFR 2.22, 2.80, and 371.2(c).

Done in Washington, DC, this 21st day of May 1996.

William S. Wallace,

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 96-13282 Filed 5-24-96; 8:45 am]

BILLING CODE 3410-34-P

### Farm Service Agency

#### 7 CFR Part 703

RIN 0560-AE83

#### Wetlands Reserve Program

**AGENCY:** Farm Service Agency, USDA.

**ACTION:** Final rule.

**SUMMARY:** This final rule removes obsolete regulations pertaining to the Wetlands Reserve Program (WRP). Under the Department of Agriculture Reorganization Act of 1994, Public Law 103-354, WRP program authority was transferred to the Natural Resources

Conservation Service. This action is being taken as part of the National Performance Review program to eliminate unnecessary regulations and improve those that remain in force.

**EFFECTIVE DATE:** May 28, 1996.

**FOR FURTHER INFORMATION CONTACT:** Cheryl Zavodny, Chief, Conservation Programs Branch, Conservation and Environmental Protection Division, USDA, FSA, P.O. Box 2415, Ag Box 0513, Washington, DC 20013-2415 or call 202-720-7333.

#### SUPPLEMENTARY INFORMATION:

##### Executive Order 12866

This rule has been determined to be not significant for the purposes of Executive Order 12866 and therefore has not been reviewed by the Office of Management and Budget (OMB).

##### Regulatory Flexibility Act

It has been determined that the Regulatory Flexibility Act is not applicable to this final rule since the Commodity Credit Corporation is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of final rulemaking with respect to the subject matter of these determinations.

##### Environmental Evaluation

It has been determined by an environmental evaluation that this action will not have a significant impact on the quality of the human environment. Therefore, neither an Environmental Assessment nor an Environmental Impact Statement is needed.

##### Executive Order 12778

This final rule has been reviewed in accordance with Executive Order 12778. The provisions of the final rule do not preempt State laws, are not retroactive, and do not involve administrative appeals.

##### Executive Order 12372

This program/activity is not subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials. See notice related to 7 CFR Part 3015, subpart V, published at 48 FR 29115 (June 24, 1983).

**Paperwork Reduction Act**

The amendments to 7 CFR Part 703 set forth in this final rule do not contain information collections that require clearance by OMB under the provisions of 44 U.S.C. 35.

**Background**

This final rule removes 7 CFR Part 703 pertaining to the Wetlands Reserve Program (WRP). WRP program authority was transferred from the Farm Service Agency to the Natural Resource Conservation Service under the Department of Agriculture Reorganization Act of 1994, Public Law No. 103-354. Therefore, 7 CFR Part 703 is obsolete. Regulations for the WRP are now located in 7 CFR Part 620.

**List of Subjects in 7 CFR Part 703**

Administrative practices and procedures, agriculture, Flood plains, Grant programs—Agriculture, Grant programs—natural resources, Reporting and recordkeeping requirements, Technical assistance, Wetlands.

**PART 703—[REMOVED]**

Accordingly, under the Authority of 7 U.S.C. 2202 and 7 CFR 2.42, 7 CFR Part 703 is removed.

Signed at Washington, DC, on May 20, 1996.

Bruce R. Weber,

*Administrator, Farm Service Agency.*

[FR Doc. 96-13211 Filed 5-24-96; 8:45 am]

BILLING CODE 3410-05-P

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 39**

[Docket No. 96-CE-07-AD; Amendment 39-9593; AD 96-09-17]

RIN 2120-AA64

**Airworthiness Directives; Jetstream Aircraft Limited Jetstream Models 3101 and 3201 Airplanes; Correction**

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Final rule; correction.

**SUMMARY:** This action makes a correction to Airworthiness Directive (AD) 96-09-17 concerning all Jetstream Aircraft Limited (Jetstream) Models 3101 and 3201 airplanes, which published in the Federal Register on May 7, 1996 (61 FR 20644). That publication incorrectly references a cue for the pilot or crew member in severe icing conditions. The AD currently

requires the pilot to follow certain visual cues during flight in icing conditions and the second of these cues requires the pilot to look at the lower surface of the wing. The word "lower" is wrong in the second cue. The intent of the AD in paragraph (a)(1), first bullet, second cue, is to require the pilot or crew member to look at the "upper" surface of the wing. This action corrects the AD to reflect this change.

**EFFECTIVE DATE:** June 11, 1996.

**FOR FURTHER INFORMATION CONTACT:** Mr. John Dow, Aerospace Engineer, FAA, Small Airplane Directorate, 1201 Walnut, suite 900, Kansas City, Missouri 64106; telephone (816) 426-6934; facsimile (816) 426-2169.

**SUPPLEMENTARY INFORMATION:** On May 7, 1996, the Federal Aviation Administration (FAA) issued AD 96-09-17, Amendment 39-9593 (61 FR 20644, May 7, 1996), which applies to Jetstream Models 3101 and 3201 airplanes. This AD requires a revision in the Airplane Flight Manual (AFM) by incorporating a warning into the Limitations Section of the AFM. Within this warning (in the first bulleted paragraph) are cues for the pilot to follow during flight in severe icing conditions. The second cue references accumulation of ice on the lower surface of the wing aft of the protected area.

**Need for the Correction**

The AD incorrectly references the " \* \* \* lower surface of the wing \* \* \*" instead of the upper surface of the wing. Jetstream Models 3101 and 3201 airplanes are designed with the wings sitting low on the body of the airplane, which would not allow the pilot to visually check the lower surface of the wings on the airplane during flight without exiting the airplane.

**Correction of Publication**

Accordingly, the publication of May 7, 1996 (61 FR 20644), of Amendment 39-9593; AD 96-09-17, which was the subject of FR Doc. 96-10727, is corrected as follows:

**§ 39.13 [Corrected]**

On page 20646, in the first column, § 39.13, paragraph (a)(1) of the AD, line 26 from the top of the column, correct "—Accumulation of ice on the lower surface" to read "—Accumulation of ice on the upper surface".

Action is taken herein to clarify this requirement of AD 96-09-17 and to add this AD correction to § 39.13 of the Federal Aviation Regulations (14 CFR 39.13). The effective date remains June 11, 1996.

Issued in Kansas City, Missouri on May 17, 1996.

Michael Gallagher,

*Manager, Small Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 96-13063 Filed 5-24-96; 8:45 am]

BILLING CODE 4910-13-U

**14 CFR Part 39**

[Docket No. 96-CE-06-AD; Amendment 39-9592; AD 96-09-16]

RIN 2120-AA64

**Airworthiness Directives; Fairchild Aircraft SA226 and SA227 Series Airplanes; Correction**

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Final rule; correction.

**SUMMARY:** This action makes a correction to Airworthiness Directive (AD) 96-09-16 concerning all Fairchild Aircraft (Fairchild) SA226 and SA227 series airplanes, which published in the Federal Register on May 7, 1996 (61 FR 20643). That publication incorrectly references a cue for the pilot or crew member in severe icing conditions. The AD currently requires the pilot to follow certain visual cues during flight in icing conditions and the second of these cues requires the pilot to look at the lower surface of the wing. The word "lower" is wrong in the second cue. The intent of the AD in paragraph (a)(1), first bullet, second cue, is to require the pilot or crew member to look at the "upper" surface of the wing. This action corrects the AD to reflect this change.

**EFFECTIVE DATE:** June 11, 1996.

**FOR FURTHER INFORMATION CONTACT:** Mr. John Dow, Aerospace Engineer, FAA, Small Airplane Directorate, 1201 Walnut, suite 900, Kansas City, Missouri 64106; telephone (816) 426-6934; facsimile (816) 426-2169.

**SUPPLEMENTARY INFORMATION:** On May 7, 1996, the Federal Aviation Administration (FAA) issued AD 96-09-16, Amendment 39-9592 (61 FR 20643, May 7, 1996), which applies to Fairchild SA226 and SA227 series airplanes. This AD requires a revision in the Airplane Flight Manual (AFM) by incorporating a warning into the Limitations Section of the AFM. Within this warning (in the first bulleted paragraph) are cues for the pilot to follow during flight in severe icing conditions. The second cue references accumulation of ice on the lower surface of the wing aft of the protected area.