

(in parentheses) are: Salaries, \$63,232 (\$55,479), meetings and miscellaneous, \$2,500 (\$2,000), Federal payroll taxes, \$5,300 (\$4,700), and reserve/auto purchase, \$9,000 (\$6,000). All other items are budgeted at last year's amounts.

The Committee also unanimously recommended an assessment rate of \$0.0026 per hundredweight, the same as each year for the past decade. This rate, when applied to anticipated shipments of 34,000,000 hundredweight, will yield \$88,400 in assessment income. This, along with \$23,332 from the Committee's authorized reserve, will be adequate to cover budgeted expenses. Funds in the Committee's authorized reserve at the beginning of the 1995-96 fiscal period, estimated at about \$80,000, will be within the maximum permitted by the order of one fiscal period's expenses.

The 1993-94 budget was published in the **Federal Register** as an interim final rule on July 16, 1993 (58 FR 38274) and finalized on October 28, 1993 (58 FR 57957). That rule authorized Committee expenses of \$98,942. The Committee exceeded its authorized expenses by \$713, for total expenses of \$99,655. Funds to cover this increase were taken from the Committee's authorized reserve. The 1993-94 budget is amended to cover this increase.

An interim final rule was published in the **Federal Register** on July 17, 1995 (60 FR 36339). That interim final rule added § 945.248 to authorize expenses and establish an assessment rate for the Committee. That rule also amended § 945.246 to increase the level of authorized expenses for the 1993-94 fiscal period. That rule provided that interested persons could file comments through August 16, 1995. No comments were received.

While this rule will impose some additional costs on handlers, the costs are in the form of uniform assessments on all handlers. Some of the additional costs may be passed on to producers. However, these costs will be offset by the benefits derived by the operation of the marketing order. Therefore, the Administrator of the AMS has determined that this rule will not have a significant economic impact on a substantial number of small entities.

After consideration of all relevant material presented, including the information and recommendations submitted by the Committee and other available information, it is hereby found that this rule, as hereinafter set forth, will tend to effectuate the declared policy of the Act.

It is further found that good cause exists for not postponing the effective

date of this rule until 30 days after publication in the **Federal Register** (5 U.S.C. 553) because the Committee needs to have sufficient funds to pay its expenses which are incurred on a continuous basis. The 1995-96 fiscal period began on August 1, 1995. The marketing order requires that the rate of assessment for the fiscal period apply to all assessable potatoes handled during the fiscal period. In addition, handlers are aware of this rule which was recommended by the Committee at a public meeting and published in the **Federal Register** as an interim final rule.

List of Subjects in 7 CFR Part 956

Marketing agreements, Potatoes, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 945 is amended as follows:

PART 945—IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

Accordingly the interim final rule amending § 945.246 and adding § 945.248, which was published at 60 FR 36339 on July 17, 1995, is adopted as a final rule without change.

Dated: August 29, 1995.

Ron Cioffi,

Acting Deputy, Director, Fruit and Vegetable Division.

[FR Doc. 95-21936 Filed 9-1-95; 8:45 am]

BILLING CODE 3410-02-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

14 CFR Part 399

[Docket No. OST-95-397]

RIN 2105-AC-27

Aviation Economic Rules; Correction

AGENCY: Department of Transportation, Office of the Secretary.

ACTION: Correction to final rule.

SUMMARY: This document contains a correction to the final rule (Docket OST-95-397) published Tuesday, August 22, 1995 (60 FR 43521). The regulation at issue—14 CFR 399.21—sets forth the policy of the Department concerning requests for exemptions from 49 U.S.C. 41102 by air carriers seeking to perform charter air transportation.

EFFECTIVE DATE: September 21, 1995.

FOR FURTHER INFORMATION CONTACT: Carol A. Woods, Air Carrier Fitness

Division, X-56, Department of Transportation, 400 Seventh Street, S.W., Washington, DC 20590, (202) 366-9721.

SUPPLEMENTARY INFORMATION:

Background

By final rule (Docket OST-95-397) published on August 22, 1995 (60 FR 43521), the Department amended various provisions regarding aviation economic rules in order to eliminate obsolete provisions and correct outdated organizational and statutory references.

Need for Correction

As published, the final rule contains an error which may prove to be misleading and is in need of correction. Specifically, the rule (at page 43531, second column, paragraph 172) states erroneously that § 399.21 is being removed; rather, that section is being amended in the manner stated in the following paragraph on that page (paragraph 173).

Correction of Publication

Accordingly, the publication on August 22, 1995, of the final rule (Docket OST-95-397) that was the subject of 60 FR 43521, is corrected as follows:

§ 399.21 [Corrected]

1. On page 43531, second column, paragraph 172, remove the reference "399.21".

Dated: August 29, 1995.

Patrick V. Murphy,

Acting Assistant Secretary for Aviation and International Affairs.

[FR Doc. 95-21956 Filed 9-1-95; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF JUSTICE

28 CFR Part 0

[DEA-136F]

Redelegation of Functions; Delegation of Authority to Drug Enforcement Administration Official

AGENCY: Department of Justice.

ACTION: Final rule.

SUMMARY: Under delegated authority, the Administrator of the Drug Enforcement Administration (DEA), Department of Justice, is amending the appendix to the Justice Department regulations to redelegate certain functions and authority which were vested in the Attorney General by the Controlled Substances Act and subsequently redelegated to the

Administrator and to make a technical correction to reflect a change in position title.

EFFECTIVE DATE: August 21, 1995.

FOR FURTHER INFORMATION CONTACT: G. Thomas Gitchel, Chief, Liaison and Policy Section, Office of Diversion Control, Drug Enforcement Administration, Washington, D.C. 20537, Telephone (202) 307-7297.

SUPPLEMENTARY INFORMATION: The Controlled Substances Act (CSA) (21 U.S.C. 801 *et seq.*) establishes a comprehensive system of controls over the manufacture, distribution, dispensing, importation and exportation of controlled substances and listed chemicals. The CSA requires that persons who manufacture, distribute, dispense, import or export controlled substances or certain listed chemicals obtain a registration from DEA and make certain records and reports concerning their activities with controlled substances and listed chemicals. On June 22, 1995, DEA published a Final Rule to implement the Domestic Chemical Diversion Control Act of 1993 in the **Federal Register**. In part, the final rule amended Chapter II of Title 21, Code of Federal Regulations, to add a new Part 1309, relating to the registration of manufacturers, distributors, importers and exporters of List I chemicals. The amendment becomes effective on August 21, 1995.

The Attorney General has delegated her functions under the CSA to the Administrator of the Drug Enforcement Administration and authorized the Administrator to redelegate any of his functions to any of his subordinates. See 21 U.S.C. 871(a), 28 CFR 0.100(b) and 28 CFR 0.104. To further enhance the administration of the CSA and its attendant regulations, the Administrator is redelegating to the Deputy Assistant Administrator of the DEA Office of Diversion Control the authority to exercise all necessary functions with respect to the promulgation and implementation of the regulations in Part 1309 of Chapter II, title 21, Code of Federal Regulations incident to the registration of manufacturers, distributors, importers and exporters of List I chemicals, except that final orders in connection with suspension, denial or revocation of registration shall be made by the Deputy Administrator of DEA.

In a separate matter, Section 9 of the Appendix to Subpart R is being amended to redelegate the authority to furnish, or cause to be furnished, descriptions of persons with whom regulated transactions may not be completed without prior approval of the

DEA; to approve such transactions pursuant to 21 U.S.C. 830(b) and 21 CFR 1310.05(b); and to approve or disapprove regular customer or regular importer status under 21 U.S.C. 971 and 21 CFR 1313.15 and 1313.24 to the Chief of Operations of the DEA, Operations Division. This redelegation reflects a recent organizational change within DEA. Prior to the reorganization, the Deputy Assistant Administrator, Office of Diversion Control reported to the Deputy Assistant Administrator of Operations, Operations Division; the Deputy Assistant Administrator, Office of Diversion now reports to the Chief of Operations of the DEA, Operations Division. The redelegation also reflects the removal of regular supplier status and addition of regular importer status to the regulations by the Domestic Chemical Diversion Control Act of 1993.

The Administrator certifies that this action will have no impact upon entities whose interests must be considered under the Regulatory Flexibility Act (5 U.S.C. 601). Pursuant to Executive Order 12866, this is not a significant regulatory action since it relates only to the organization of functions within DEA. Accordingly, it has not been reviewed by the Office of Management and Budget and does not require certification under Executive Order 12778. This action has been analyzed in accordance with Executive Order 12616. It has been determined that this matter has no federalism implications which would require preparation of a federalism assessment.

List of Subjects in 28 CFR Part 0

Authority Delegations (Government Agencies), Organizations and functions (Government Agencies).

For the reasons set forth above, and pursuant to the authority vested in the Administrator of the Drug Enforcement Administration by 28 CFR 0.100 and 0.104, and 21 U.S.C. 871, title 28 of the Code of Federal Regulations, part 0, appendix to subpart R, Redelegation of Functions, is amended as follows:

PART 0—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

1. The authority citation for part 0 continues to read as follows:

Authority: 5 U.S.C. 301; 28 U.S.C. 509, 510, 515-519.

2. The Appendix to subpart R is amended by redesignating paragraphs 7(h) through 7(k) as 7(i) through 7(l), inserting a new paragraph 7(h), and revising Section 9 to read as follows:

Appendix to Subpart R—Redelegation of Functions

* * * * *

Sec. 7. * * *
(h) Part 1309, incident to the registration of manufacturers, distributors, importers and exporters of List I chemicals, except that final orders in connection with suspension, denial or revocation of registration shall be made by the Deputy Administrator of DEA.

* * * * *

Sec. 9. *Chemical Diversion Act Functions.* The Chief of Operations of the DEA, Operations Division, is authorized to furnish, or cause to be furnished, descriptions of persons with whom regulated transactions may not be completed without prior approval of the DEA; to approve such transactions pursuant to 21 U.S.C. 830(b) and 21 CFR 1310.05(b); and to approve or disapprove regular customer or regular importer status under 21 U.S.C. 971 and 21 CFR 1313.15 and 1313.24.

* * * * *

Dated: August 24, 1995.
Thomas A. Constantine,
Administrator.
[FR Doc. 95-21932 Filed 9-1-95; 8:45 am]
BILLING CODE 4410-09-M

DEPARTMENT OF DEFENSE

Office of the Secretary

32 CFR Part 92

Military Whistle Protection; Removal of Part

AGENCY: Department of Defense.
ACTION: Final rule.

SUMMARY: This document removes the Department of Defense's rule concerning the Military Whistleblower Protection. The part has served the purpose for which it was intended for the Code of Federal Regulations, and is no longer necessary.

EFFECTIVE DATE: September 5, 1995.
FOR FURTHER INFORMATION CONTACT: L. Bynum or P. Toppings, 703-697-4111.
SUPPLEMENTARY INFORMATION: At the present time, there are two(2) documents codified as 32 CFR part 92. The Military Whistleblower Protection document should be removed. DoD Directive 7050.6, same title, is presently available from the National Technical Information Service. The most current version, August 12, 1995, will be available from NTIS at a later date. Requests for the Directive should be forwarded to: National Technical