

ruminants or swine and any fresh (chilled or frozen) meat and other products of ruminants or swine from Artigas, or whether we can restore the department of Artigas to the list of regions considered free of rinderpest and FMD.

#### Emergency Action

This rulemaking is necessary on an emergency basis to prevent the introduction of FMD into the United States. Under these circumstances, the Administrator has determined that prior notice and opportunity for public comment are contrary to the public interest and that there is good cause under 5 U.S.C. 553 for making this rule effective less than 30 days after publication in the **Federal Register**.

We will consider comments that are received within 60 days of publication of this rule in the **Federal Register**. After the comment period closes, we will publish another document in the **Federal Register**. The document will include a discussion of any comments we receive and any amendments we are making to the rule as a result of the comments.

#### Executive Order 12866 and Regulatory Flexibility Act

This rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

This interim rule amends the regulations by removing the Uruguayan department of Artigas from the list of regions considered free of rinderpest and FMD. We are taking this action because Uruguay's Ministry of Agriculture has reported cases of FMD in that region. This action prohibits or restricts the importation into the United States of any ruminant or swine and any fresh (chilled or frozen) meat and other products of ruminants or swine that left the department of Artigas on or after October 1, 2000. This action is necessary to protect the livestock of the United States from FMD.

This emergency situation makes timely compliance with section 604 of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) impracticable. We are currently assessing the potential economic effects of this action on small entities. Based on that assessment, we will either certify that the rule will not have a significant economic impact on a substantial number of small entities or publish a final regulatory flexibility analysis.

#### Executive Order 12988

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule: (1) Preempts all State and local laws and regulations that are inconsistent with this rule; (2) has retroactive effect to October 1, 2000; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

#### Paperwork Reduction Act

This rule contains no new information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

#### List of Subjects in 9 CFR Part 94

Animal diseases, Imports, Livestock, Meat and meat products, Milk, Poultry and poultry products, Reporting and recordkeeping requirements.

Accordingly, we are amending 9 CFR part 94 as follows:

#### **PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), EXOTIC NEWCASTLE DISEASE, AFRICAN SWINE FEVER, HOG CHOLERA, AND BOVINE SPONGIFORM ENCEPHALOPATHY: PROHIBITED AND RESTRICTED IMPORTATIONS**

1. The authority citation for part 94 continues to read as follows:

**Authority:** Title IV, Pub. L. 106–224, 114 Stat. 438, 7 U.S.C. 7701–7772; 7 U.S.C. 450; 19 U.S.C. 1306; 21 U.S.C. 111, 114a, 134a, 134b, 134c, 134f, 136, and 136a; 31 U.S.C. 9701; 42 U.S.C. 4331 and 4332; 7 CFR 2.22, 2.80, and 371.4.

#### **§ 94.1 [Amended]**

2. In § 94.1, paragraph (a)(2) is amended by adding the words “except the department of Artigas” immediately after the word “Uruguay”.

#### **§ 94.11 [Amended]**

3. In § 94.11, paragraph (a), the first sentence is amended by adding the words “except the department of Artigas” immediately after the word “Uruguay”.

Done in Washington, DC, this 11th day of December 2000.

**Bobby R. Acord,**

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

[FR Doc. 00–31868 Filed 12–12–00; 8:45 am]

**BILLING CODE 3410–34–P**

#### NUCLEAR REGULATORY COMMISSION

#### 10 CFR Part 50

RIN 3150–AF94

#### Changes, Tests, and Experiments: Confirmation of Effective Date and Availability of Guidance

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Final Rule: Confirmation of effective date and availability of guidance.

**SUMMARY:** The Nuclear Regulatory Commission amended its regulation concerning changes, tests, and experiments for nuclear reactors on October 4, 1999 (64 FR 53582). The effective date of this amendment was deferred until guidance on implementation of the revised provisions of the rule was issued to reactor licensees. This document announces the availability of that guidance (Regulatory Guide 1.187, “Guidance for Implementation of 10 CFR 50.59, Changes, Tests, and Experiments”) and specifies the effective date for the October 4, 1999, amendment to § 50.59.

**DATES:** The effective date of the October 9, 1999 amendment to 10 CFR 50.59 (64 FR 53613) is March 13, 2001.

**ADDRESSES:** Regulations, certain regulatory guides, and certain endorsed NEI documents are available for inspection or downloading at the NRC's web site, <http://WWW.NRC.GOV>. Single copies of regulatory guides may be obtained free of charge by writing the Reproduction and Distribution Services Section, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, or by fax to (301) 415–2289, or by email to [DISTRIBUTION@NRC.GOV](mailto:DISTRIBUTION@NRC.GOV). Issued guides may also be purchased from the National Technical Information Service on a standing order basis. Details on this service may be obtained by writing NTIS, 5285 Port Royal Road, Springfield, VA 22161. Copies of regulations, regulatory guides, and endorsed NEI documents are available for inspection or copying for a fee from the NRC's Public Document Room at 11555 Rockville Pike, Rockville, MD, 20852; the PDR's mailing address is Public Document Room, Washington DC 20555; telephone (301) 415–4737 or (800) 397–4209; fax (301) 415–3548; email [PDR@NRC.GOV](mailto:PDR@NRC.GOV).

Comments and suggestions in connection with items for inclusion in regulations or regulatory guides are encouraged at any time. Written

comments may be submitted to the Rules and Directives Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Washington DC 20555.

**FOR FURTHER INFORMATION CONTACT:** E. M. McKenna, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington DC 20555; telephone (301) 415-2189; email [EMM@NRC.GOV](mailto:EMM@NRC.GOV).

**SUPPLEMENTARY INFORMATION:**

**Background**

The Nuclear Regulatory Commission amended its rule, 10 CFR 50.59, "Changes, Tests, and Experiments" on October 4, 1999 (64 FR 53582). This amendment clarified the rule requirements, and also provided licensees greater flexibility to make certain changes without NRC approval that involve only minimal increases in likelihood or consequences of events. The implementation date of this amendment was made dependent upon guidance being issued to nuclear reactor licensees on implementing the revised requirements.

Regulatory Guide 1.187 endorses a document prepared by the Nuclear Energy Institute (NEI), NEI 96-07, Revision 1, dated November 2000. Regulatory Guide 1.187 was published for public comment (65 FR 24231) as DG-1095, "Guidance for Implementation of 10 CFR 50.59, Changes, Tests, and Experiments". The comments submitted by licensees and other commenters were addressed by revisions made by NEI to NEI 96-07, Revision 1, as submitted in November 2000; the NRC staff concurs in these revisions.

Therefore, the effective date of the October 4, 1999, amendment to 10 CFR 50.59 is March 13, 2001.

Dated at Rockville, Maryland, this 6th day of December 2000.

For the Nuclear Regulatory Commission.

**Annette Vietti-Cook,**

*Secretary of the Commission.*

[FR Doc. 00-31735 Filed 12-12-00; 8:45 am]

**BILLING CODE 7590-01-P 1**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 39**

[Docket No. 2000-CE-48-AD; Amendment 39-12029; AD 2000-24-22]

**RIN 2120-AA64**

**Airworthiness Directives; S.N. CENTRAIR Model 201B Gliders**

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

**ACTION:** Final rule.

**SUMMARY:** This amendment adopts a new airworthiness directive (AD) that applies to all S.N. CENTRAIR Model 201B gliders. This AD requires you to modify the rear canopy emergency release system. This AD is the result of mandatory continuing airworthiness information (MCAI) issued by the airworthiness authority for France. The actions specified in this AD are intended to prevent the rear canopy retaining strap from not releasing properly during the emergency egress procedure because of the current design of the rear canopy emergency release system. This condition, if not corrected, will not allow the rear canopy to completely separate from the glider and could result in potential injury to the pilot during an emergency egress.

**DATES:** This AD becomes effective on January 27, 2001.

The Director of the Federal Register approved the incorporation by reference of certain publications listed in the regulations as of January 27, 2001.

**ADDRESSES:** You may get the service information referenced in this AD from S.N. CENTRAIR, Aerodome—36300 Le Blanc, France; telephone: 02.54.37.07.96; facsimile: 02.54.37.48.64. You may examine this information at the Federal Aviation Administration (FAA), Central Region, Office of the Regional Counsel, Attention: Rules Docket No. 2000-CE-48-AD, 901 Locust, Room 506, Kansas City, Missouri 64106; or at the Office of the Federal Register, 800 North Capitol Street, NW, suite 700, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Mike Kiesov, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329-4144; facsimile: (816) 329-4090.

**FOR FURTHER INFORMATION CONTACT:**

Mike Kiesov, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329-4144; facsimile: (816) 329-4090.

**SUPPLEMENTARY INFORMATION:**

**Discussion**

*What events have caused this AD?* The Direction Generale de l'Aviation Civile (DGAC), which is the

airworthiness authority for France, recently notified the FAA that an unsafe condition may exist on all S.N. CENTRAIR Model 201B gliders. The DGAC reports an incident where a Model 201B rear canopy strap did not properly release during an actual emergency egress.

The DGAC advises that the problem is related to the unreliability of the rear canopy in completely separating from the glider during an emergency egress procedure.

*What are the consequences if the condition is not corrected?* If the rear canopy retaining strap does not release properly during the emergency egress procedure, the rear canopy will not completely separate from the glider. This could result in potential injury to the pilot during an emergency egress.

*Has FAA taken any action to this point?* We issued a proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an AD that would apply to all S.N. CENTRAIR Model 201B gliders. This proposal was published in the **Federal Register** as a notice of proposed rulemaking (NPRM) on September 29, 2000 (65 FR 58495). The NPRM proposed to require you to install a mechanism that automatically releases the rear canopy strap when the emergency canopy lever is actuated.

*Was the public invited to comment?* Interested persons were afforded an opportunity to participate in the making of this amendment. No comments were received on the proposed rule or the FAA's determination of the cost to the public.

**The FAA's Determination**

*What is FAA's Final Determination on this Issue?* After careful review of all available information related to the subject presented above, we have determined that air safety and the public interest require the adoption of the rule as proposed except for minor editorial corrections. We determined that these minor corrections:

- will not change the meaning of the AD; and
- will not add any additional burden upon the public than was already proposed.

**Compliance Time of this AD**

*What is the compliance time of this AD?* The compliance time of this AD is "within the next 3 months after the effective date of this AD."

*Why is the compliance time presented in calendar time instead of hours time-in-service (TIS)?* Although the rear canopy retaining strap not releasing properly during the emergency egress