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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.

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 93

[Docket No. 03–081–2]

Tuberculosis in Cattle; Import Requirements

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Interim rule; withdrawal.

SUMMARY: This document withdraws the interim rule amending the animal importation regulations to require that steers and spayed heifers with any evidence of horn growth that are entering the United States meet the same tuberculosis testing requirements as sexually intact animals entering the United States. That interim rule was published in the **Federal Register** on July 20, 2004, and was scheduled to become effective on August 19, 2004. We have decided to publish a proposed rule in place of the interim rule. The proposed rule will be published in the **Federal Register** in the near future.

DATES: This withdrawal is effective August 12, 2004.

FOR FURTHER INFORMATION CONTACT: Dr. Terry Beals, National Tuberculosis Program Coordinator, Eradication and Surveillance Team, National Center for Animal Health Programs, VS, APHIS, 4020 N. Lincoln Blvd., Suite 101, Oklahoma City, OK 73105; (405) 427–2998.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR part 93 prohibit or restrict the importation of certain animals, birds, and poultry into the United States to prevent the introduction of communicable diseases of livestock and poultry. Subpart D of

part 93 (§§ 93.400 through 93.435, referred to below as the regulations) governs the importation of ruminants. Section 93.406 of the regulations contains requirements for diagnostic tests for brucellosis and tuberculosis. Section 93.427 contains some additional safeguards against tick-borne diseases, brucellosis, and tuberculosis for cattle imported into the United States from Mexico.

On July 20, 2004 (69 FR 43283–43285, Docket No. 03–081–1), APHIS published in the **Federal Register** an interim rule amending §§ 93.406 and 93.427 to require that steers and spayed heifers with any evidence of horn growth that are entering the United States meet the same tuberculosis testing requirements as sexually intact animals entering the United States. The interim rule was scheduled to become effective on August 19, 2004.

We have decided to publish a proposed rule in place of the interim rule. Therefore, we are withdrawing the interim rule and will publish the proposed rule in the **Federal Register** in the near future.

Authority: 7 U.S.C. 1622 and 8301–8317; 21 U.S.C. 136 and 136a; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.4.

Done in Washington, DC, this 4th day of August 2004.

W. Ron DeHaven,

Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 04–18446 Filed 8–11–04; 8:45 am]

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DEPARTMENT OF COMMERCE

Office of the Secretary

15 CFR Part 4

[Docket No. 040730221–4221–01]

RIN 0605–AA18

Disclosure of Government Information

AGENCY: Department of Commerce.

ACTION: Final rule.

SUMMARY: This document amends the Department of Commerce's (Department) Freedom of Information Act (FOIA) regulations by adding a facsimile (fax) number and an e-mail address as methods of transmitting appeals of initial responses to FOIA

requests to the Office of General Counsel. The e-mail address is designed specifically to receive FOIA appeals. This amendment will ensure a more uniform and controlled method for the receipt and tracking of FOIA appeals, as well as assist the Office of General Counsel in providing accurate and timely responses.

DATES: Effective August 12, 2004.

ADDRESSES: The public may submit written FOIA appeals to the Department to the following address: U.S. Department of Commerce, Office of General Counsel, Room 5875, 14th and Constitution Avenue, NW., Washington, DC 20230, or to the following e-mail address, FOIAAppeals@doc.gov, or fax number, 202–482–2552.

FOR FURTHER INFORMATION CONTACT: Brian D. DiGiacomo, 202–482–5391.

SUPPLEMENTARY INFORMATION: Section 4.10(a) of the Department of Commerce's regulations implementing the Freedom of Information Act (5 U.S.C. 552) states that if a request for records is initially denied in whole or in part, or has not been timely determined, or if the requester receives an adverse initial determination regarding any other matter under this subpart, the requester may file a written appeal, which must be received by the Office of General Counsel within 30 calendar days of the date of the written denial or, if there has been no determination, may be submitted anytime after the due date. 15 CFR 4.10(a). In order to create a more direct way to receive FOIA appeals, the Office of General Counsel has created a new e-mail address and has made available a fax number. The address is FOIAAppeals@doc.gov. The fax number is 202–482–2552. When an appeal is submitted via fax or e-mail, it must include a copy of the initial FOIA request and a copy of the initial denial letter as attachments to the fax or e-mail. The submission will not be considered complete without these attachments. Written appeals submitted by mail will still be accepted. Requesters may begin using the fax number and new e-mail address as of August 12, 2004. Please be aware that the e-mail, fax machine and Office of the General Counsel are monitored only during normal business hours (8:30 a.m. to 5 p.m., eastern time, Monday through Friday). FOIA appeals posted to the e-mail box, fax machine or Office of the General Counsel after