

Pentagon—Room 2E-238, Washington, DC 20301-7400.

#### Defense Mapping Agency

Defense Mapping Agency, Office of Legal Services, 3200 South Second Street, St. Louis, MO 63118.

#### Defense Nuclear Agency

Associate General Counsel, Defense Nuclear Agency, 6801 Telegraph Road, Alexandria, VA 22310-3398, (703) 325-7681.

#### On-Site Inspection Agency

General Counsel, Defense Nuclear Agency, 6801 Telegraph Road, Alexandria, VA 22310-3398, (703) 325-7681.

U.S. Office of Personnel Management.

Lorraine A. Green,

*Deputy Director.*

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### 5 CFR Part 838

RIN 3206-AG42

#### Child Abuse Accountability Act Implementation

**AGENCY:** Office of Personnel Management.

**ACTION:** Final rule.

**SUMMARY:** The Office of Personnel Management (OPM) is adopting its interim regulations to implement the Child Abuse Accountability Act. The Act requires OPM to comply with certain court orders for the enforcement of a judgment rendered against an employee or retiree for physical, sexual, or emotional abuse of a child. These regulations establish procedures under which OPM will receive and process court orders, determine the amounts available to satisfy a court order, and make payments under the Act.

**EFFECTIVE DATE:** November 27, 1995.

**FOR FURTHER INFORMATION CONTACT:** Harold L. Siegelman, (202) 606-0299.

**SUPPLEMENTARY INFORMATION:** On December 28, 1994, we published (at 59 FR 66635) interim regulations to implement the Child Abuse Accountability Act, Pub. L. 103-358. The Act requires OPM, as the administrator of the Civil Service Retirement System and basic benefits under the Federal Employees Retirement System, to comply with certain court orders for the enforcement of judgments rendered against employees or retirees for physical, sexual, or emotional abuse of a child. The Act was effective on October 14,

1994, and applies to court orders that OPM receives on or after that date. To implement the Act, we issued interim regulations effective on the effective date of the Act to establish procedures for claimants to apply for benefits and for OPM to process claims under the Act. At that time we also requested comments on the interim regulations. We received no comments.

Our experience during the time that the interim regulations have been in effect has not caused us to change the procedures established in the interim regulation. Accordingly we are now adopting the interim regulation as final without change.

#### E.O. 12866, Regulatory Review

This rule has been reviewed by the Office of Management and Budget in accordance with E.O. 12866.

#### Regulatory Flexibility Act

I certify that this regulation will not have a significant economic impact on a substantial number of small entities because the regulation will only affect Federal employees and agencies and retirement payments to retired Government employees and their survivors.

#### List of Subjects in 5 CFR Part 838

Administrative practice and procedure, Claims, Disability benefits, Government employees, Income taxes, Pensions, Retirement, Courts.

U.S. Office of Personnel Management.

James B. King,

*Director.*

Accordingly, under authority of 5 U.S.C. 8345, 8347, 8461, and 8467, OPM is adopting its interim rules amending 5 CFR Part 838 published on December 28, 1994, at 59 FR 66635, as final rules without change.

[FR Doc. 95-26435 Filed 10-26-95; 8:45 am]

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### DEPARTMENT OF AGRICULTURE

#### Animal and Plant Health Inspection Service

#### 7 CFR Part 301

[Docket No. 95-048-2]

#### Witchweed; 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 list of suppressive areas under the witchweed quarantine and regulations by adding and removing areas in North Carolina and South Carolina. These changes affected 11 counties in North Carolina and 4 counties in South Carolina. These actions were necessary in order to impose certain restrictions and to relieve unnecessary restrictions on the interstate movement of regulated articles to help prevent the spread of witchweed.

**EFFECTIVE DATE:** November 27, 1995.

**FOR FURTHER INFORMATION CONTACT:** Mr. Mario Rodriguez, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236, (301) 734-8247.

#### SUPPLEMENTARY INFORMATION:

##### Background

In an interim rule effective July 31, 1995, and published in the Federal Register on August 4, 1995 (60 FR 39835-39837, Docket No. 95-048-1), we amended § 301.80-2a of the witchweed quarantine and regulations by adding areas in Greene, Pender, Pitt, Sampson, and Wayne Counties, North Carolina, and areas in Dillon County, South Carolina to the list of suppressive areas. We also amended § 301.80-2a by removing areas in Cumberland, Duplin, Greene, Harnett, Pender, and Wayne Counties, North Carolina, and Berkeley, Dillon, and Horry Counties, South Carolina from the list of suppressive areas.

Comments on the interim rule were required to be received on or before October 3, 1995. We received one comment by that date. The commenter supported the interim rule as written. 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, 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