

# Rules and Regulations

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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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## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Part 581

RIN 3206-AG85, AG49

#### Processing Garnishment Orders for Child Support and/or Alimony

**AGENCY:** Office of Personnel Management.

**ACTION:** Final rule; correction.

**SUMMARY:** This document contains corrections to two sets of final regulations. This document corrects the final regulations which were published on Wednesday, January 25, 1995, (60 FR 5044), which listed the agents designated to accept service to process for governmental entities in support garnishment actions. This document also contains corrections to the final regulations which were published on Monday, July 10, 1995 (60 FR 35468), which listed the designated officials responsible for facilitating the service of legal process on members of the Uniformed Services and other Federal employees in the Executive Branch.

**EFFECTIVE DATES:** February 24, 1995 (60 FR 5044) and August 9, 1995 (60 FR 35468).

**FOR FURTHER INFORMATION CONTACT:** Murray M. Meeker, Attorney, Office of the General Counsel, (202) 606-1980.

**SUPPLEMENTARY INFORMATION:** Subsequent to the publication of the final regulations on January 25, 1995, OPM was notified by the Internal Revenue Service and the Agency for International Development that corrections needed to be made. Subsequent to the publication of the final regulations on July 10, 1995, OPM was notified by the Department of Defense that corrections needed to be made. This amendment makes the requested corrections.

#### Correction

In rule document 95-1781, beginning on page 5044 in the issue of Wednesday, January 25, 1995, make the following corrections:

#### Appendix A to Part 581—List of Agents Designated to Accept Legal Process

1. On page 5052, in the first column, under the heading "Department of the Treasury," the designated agent listing for (5) Internal Revenue Service is corrected as follows: Chief, Special Processing Unit, Garnishing Processing Center, 214 North Kanawha Street, Beckley, WV 25801, (304) 256-6200.

2. On page 5061, in the first column, under the heading "Agency for International Development," the designated agent listing is corrected as follows: Payroll Division, Office of Financial Management (FM/P), U.S. Agency for International Development, Room 403 SA-2, Washington, DC 20523, (202) 663-2011, (fax) (202) 663-2354.

In rule document 95-16814, beginning on page 35468 in the issue of Monday, July 10, 1995, make the following corrections:

#### Appendix B to Part 581—List of Agents Designated to Facilitate the Service of Legal Process on Federal Employees

1. On pages 35472-35473, under the heading "Department of Defense," the designated agent listing is corrected as follows:

The Department of Defense officials identified pursuant to Executive Order 12953, section 302, shall facilitate an employee's or member's availability for service of process. Additionally, these officials shall be responsible for answering inquiries about their respective organization's service of process rules. Such officials are not responsible for actual service of process and will not accept requests to make such service.

#### Office of Secretary of Defense

Personnel Management Specialist, DoD Civilian Personnel Management Service, 1400 Key Blvd., Level A, Arlington, VA 22209.

#### Department of the Army

Members of the uniformed service, active, reserve, and retired.

Office of the Judge Advocate General, ATTN: DAJA-LA, 2200 Army Pentagon,

Washington, DC 20310-2200, (703) 697-3170.

Federal civilian employees of the Army, both appropriated fund and nonappropriated fund.

Deputy Assistant Secretary, (Civilian Personnel Policy/Director of Civilian Personnel), 111 Army Pentagon, Washington, DC 20310-0111, (703) 695-4237.

Active duty, reserve, and appropriated fund and nonappropriated fund employees of the Department of the Army employed within the United States.

Appropriated fund and nonappropriated fund Federal civilian employees employed in Panama.

Deputy Chief of Staff for Resource Management, U.S. Army Southern Command, Finance & Accounting Office, Civilian Personnel Section, ATTN: Unit 7153, SORM-FA-C, APO AA 34004.

#### Department of the Navy

In order to locate, or determine the cognizant command and mailing address of a Navy Member:

Bureau of Naval Personnel, Worldwide Locator, (Pers 324D), 2 Navy Annex, Washington, DC 20370-3000, (703) 614-3155/5011.

In order to obtain assistance in the service of legal process in civil actions pursuant to orders of State courts:

Bureau of Naval Personnel, Office of Legal Counsel (Pers 06), 2 Navy Annex, Washington, DC 20370-5006, (703) 614-4110.

Members of the Marine Corps: Paralegal Specialist, Headquarters, U.S. Marine Corps (JAR), 2 Navy Annex, Washington, DC 20380-1775, (703) 614-2510.

For assistance in service of process on Department of the Navy civilian employees:

Department of the Navy, Office of Civilian Personnel Mgmt., Office of Counsel (Code OL), 800 N. Quincy Street, Arlington, VA 22203, (703) 696-4717.

#### Department of the Air Force

For all personnel, military and civilian:

AFLSA/JACA, 1420 Air Force Pentagon, Washington, DC 20330-1420, (703) 695-2450.

#### Defense Intelligence Agency

Defense Intelligence Agency, ATTN: Office of the General Counsel, The

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.*

[FR Doc. 95-26615 Filed 10-26-95; 8:45 am]

BILLING CODE 6325-01-M

### 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