

Implementing Procedures (7 CFR part 372).

Copies of the environmental assessment and finding of no significant impact are available for public inspection at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays. Persons wishing to inspect copies are requested to call ahead on (202) 690-2817 to facilitate entry into the reading room. In addition, copies may be obtained by writing to the individual listed under "FOR FURTHER INFORMATION CONTACT."

Paperwork Reduction Act

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

List of Subjects in 7 CFR Part 301

Agricultural commodities, Plant diseases and pests, Quarantine, Reporting and recordkeeping requirements, Transportation.

Accordingly, 7 CFR part 301 is amended as follows:

PART 301—DOMESTIC QUARANTINE NOTICES

1. The authority citation for part 301 continues to read as follows:

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff, 161, 162, and 164-167; 7 CFR 2.17, 2.51, and 371.2(c).

2. In § 301.75-1, the definition of *Citrus canker* is revised to read as follows:

§ 301.75-1 Definitions.

Citrus canker. A plant disease caused by strains of the bacterium *Xanthomonas axonopodis* pv. *citri*.

3. In § 301.75-4, paragraph (a) is revised to read as follows:

§ 301.75-4 Quarantined areas.

(a) The following States or portions of States are designated as quarantined areas:

FLORIDA

Dade County. That portion of Dade County within the following boundaries: Beginning at the point on the shore line of Biscayne Bay that is directly south of and in line with W 17th Avenue; then north to W 17th Avenue; then north along W 17th Avenue to State Route 916; then west along State Route 916 to the Palmetto Expressway; then south along the

Palmetto Expressway to NW 58th Street; then west along NW 58th Street to NW 177 Avenue (Krome Avenue); then south along NW 177 Avenue to SW 88th Street (Kendall Drive); then east along SW 88th Street to Biscayne Bay; then north along the shore line of Biscayne Bay to the point of beginning.

* * * * *

4. In § 301.75-4, paragraph (d)(1) is revised to read as follows:

§ 301.75-4 Quarantined areas.

* * * * *

(d) * * *

(1) *Survey*. No area has been designated a survey area.

* * * * *

Done in Washington, DC, this 16th day of January 1996.

Terry L. Medley,
Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 96-662 Filed 1-19-96; 8:45 am]

BILLING CODE 3410-34-P

7 CFR Part 301

[Docket No. 95-026-2]

Pink Bollworm 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 pink bollworm regulations by removing portions of Clay, Crittenden, and Mississippi Counties in Arkansas from the list of suppressive areas for pink bollworm. Trapping surveys show that the pink bollworm no longer exists in these areas. The interim rule relieved unnecessary restrictions on the interstate movement of regulated articles from these previously regulated areas.

EFFECTIVE DATE: February 21, 1996.

FOR FURTHER INFORMATION CONTACT: Ms. Coanne O'Hern, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, 4700 River Road Unit 134, Riverdale, MD 20737-1236, (301) 734-8717.

SUPPLEMENTARY INFORMATION:

Background

In an interim rule effective and published in the Federal Register on August 28, 1995 (60 FR 44415-44416, Docket No. 95-026-1), we amended the pink bollworm regulations in 7 CFR 301.52 through 301.52-10 by removing certain portions of Clay, Crittenden, and

Mississippi Counties in Arkansas from the list of suppressive areas for pink bollworm. That action relieved unnecessary restrictions on the interstate movement of regulated articles from these previously regulated areas.

Comments on the interim rule were required to be received on or before October 27, 1995. We did not receive any comments. 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 rule that amended 7 CFR 301 and that was published at 60 FR 44415-44416 on August 28, 1995.

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff, 161, 162, and 164-167; 7 CFR 2.22, 2.80, and 371.2(c).

Done in Washington, DC, this 16th day of January 1996.

Terry L. Medley,
Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 96-663 Filed 1-19-96; 8:45 am]

BILLING CODE 3410-34-P

DEPARTMENT OF STATE

Bureau of Consular Affairs

22 CFR Part 41

[Public Notice 2318]

Visas Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended; Application for Nonimmigrant Visa

AGENCY: Bureau of Consular Affairs, State.

ACTION: Final rule.

SUMMARY: The United States is hosting the Summer Olympic Games in Atlanta in 1996. The processing of visas for the

great number of participants requires some temporary changes in established procedures to accommodate the increased workload. These changes include: granting the Deputy Assistant Secretary for the Visa Office authority to designate consular posts for processing of NIVs regardless of the applicant's place of residence or physical presence, a waiver of the passport requirement at the time of visa application, and a waiver of the photograph requirement at the time of NIV application and issuance.

EFFECTIVE DATE: January 22, 1996.

FOR FURTHER INFORMATION CONTACT: Stephen K. Fischel, Chief, Legislation and Regulations Division, 202 663-1204.

SUPPLEMENTARY INFORMATION:

Background

The Games of the XXVI Olympiad will be held in Atlanta, Georgia, from July 19 to August 4, 1996. These games will be the largest in history with 10,000 athletes and at least 45,000 in the entire Olympic Family. "Olympic Family Members" include: athletes, coaches, trainers, support personnel, senior officials of the International Olympic Committee, International Federations, National Olympic Committees, and Other Olympic Games Organizing Committees, as well as official guests, rightsholding broadcasters, accredited international media and international judges and juries. The vast majority of "Olympic Family Members" are aliens and must be processed for admission into the United States for the Games. These great numbers require the Department of State and other agencies engaged in the process to devise means to accommodate "Olympic Family Members" in the most efficient fashion. Visa processing procedures for the Games have been specifically designed to minimize the burden on the currently heavily taxed resources at U.S. consular posts abroad and to facilitate visa processing for "Olympic Family Members."

Place of Application

The general rule at 22 CFR 41.101 requires an alien to apply for a nonimmigrant visa in the consular district in which he or she resides, whether or not physically present there at that time, or where the alien is physically present regardless of place of residence. The change in the regulation grants the Deputy Assistant Secretary the authority to designate a consular post or consular posts for acceptance of visa applications from certain "Olympic Family Members" regardless of the

residence or physical presence of the applicants. This permits the Department of State to best utilize available resources in efficiently fulfilling its visa responsibilities under the Immigration and Nationality Act.

Presentation of Passport

The regulations at 22 CFR 41.104(b) require visa applicants to present passports at the time of application for visas. Although "Olympic Family Members" will still need to present passports at the time of admission to the United States, they will not be required to do so at the time of visa application. The regulation is modified accordingly.

Passport Photograph

Pursuant to 22 CFR 41.105(a)(3), the nonimmigrant visa applicant generally must provide a personal photograph or photographs at the time of the visa application. This regulation does, however, provide for several exceptions to this requirement. Again, to facilitate processing, an exception to this general rule is extended to "Olympic Family Members".

Visa Format

The specific visa format is set forth in 22 CFR 41.113(d). Subsection (k) of that regulation provides for an exception to the general visa format to address the specific needs of processing visas for Olympic or regional games. The procedures for the Atlanta Games will differ from the subsection (k) provision in that the visa will be placed on the individual "Olympic Family Member's" official identity card. The regulations at subsection (k) are amended accordingly.

Final Rule

This final rule provides for temporary changes in the established procedures for processing nonimmigrant visas for temporary visitor visas to the United States for purposes of the 1996 Olympic Games in Atlanta.

This rule is not expected to have a significant impact on a substantial number of small entities under the Regulatory Flexibility Act. In addition, this rule amends and reduces the burden for information collection requirements approved under the Paperwork Reduction Act, OMB No. 1405-0018. This rule has been reviewed as required under E.O. 12778 and certified to be in compliance therewith. This rule is exempt from review under E.O. 12866, but has been reviewed internally by the Department to ensure consistency with the objectives thereof.

List of Subjects in 22 CFR Part 41

Aliens, Documentation, Nonimmigrants, Passports and visas.

In order to facilitate the processing of visa applicants in the most timely fashion, Part 41 of Title 22 is amended by adding a new paragraph (c) to 41.101; by adding a new paragraph (e) to 41.104; by adding a new subparagraph (iv) to 41.105(a)(3); and by adding a new subparagraph (3) to 41.113(k).

PART 41—[AMENDED]

1. The authority citation for Part 41 continues to read:

Authority: 8 U.S.C. 1101 and 1104; 19 U.S.C. 3401.

2. Part 41, Subpart J—Application for Nonimmigrant Visa, is amended by adding paragraph (c) to § 41.101 to read as follows:

§ 41.101 Place of application.

* * * * *

(c) *1996 Games of the XXVI Olympiad, Atlanta, Georgia.* Notwithstanding paragraph (a) of this section, consular officers at consular posts designated by the Deputy Assistant Secretary of State for the Visa Office shall accept visa applications for certain aliens accredited by the Atlanta Committee for the Olympic Games as "Olympic Family Members." Such applications must be received at post no earlier than January 1, 1996 and not later than August 4, 1996.

3. By adding a new paragraph (e) to § 41.104 to read as follows:

§ 41.104 Passport requirements.

* * * * *

(e) *1996 Games of the XXVI Olympiad, Atlanta, Georgia.* Notwithstanding paragraph (b) of this section, consular officers shall process visa applications submitted on behalf of "Olympic Family Members" accredited by the Atlanta Committee for the Olympic Games. Passports need not be presented on behalf of such applicants at the time of visa application. These applications must be received no earlier than January 1, 1996 and not later than August 4, 1996.

4. By revising paragraph (a)(3)(iii) and adding a new paragraph (a)(3)(iv) to § 41.105 to read as follows:

§ 41.105 Supporting documents and fingerprinting.

(a) * * *

(3) * * *

(iii) Under 16 years of age; or

(iv) For the period January 1, 1996 through August 4, 1996, a foreign national accredited by the Atlanta

Committee for the Olympic Games as an "Olympic Family Member."

* * * * *

5. By removing the period at the end of paragraph (k)(2)(ii) and inserting a semicolon and the word "or" in its place; and adding a new paragraph (k)(3) to § 41.113 to read as follows:

§ 41.113 Procedures in issuing visas.

* * * * *

(k) * * *

(3) Is the holder of an official identity card which has been issued for participation in the 1996 Games of the XXVI Olympiad, Atlanta, Georgia under the Olympic Rules Bylaws upon which a visa stamp is affixed and which includes the following information:

- (i) The name, date and place of birth of the alien;
- (ii) The nationality of the alien;
- (iii) The alien's passport number; and
- (iv) The signature of the head of the sponsoring National Olympic Committee or other responsible organization.

Dated: December 21, 1995.

Mary A. Ryan,

Assistant Secretary for Consular Affairs.

[FR Doc. 96-729 Filed 1-19-96; 8:45 am]

BILLING CODE 4710-06-P

22 CFR Part 42

[Public Notice 2319]

Visas: Documentation of Immigrants Under the Immigration and Nationality Act as Amended

AGENCY: Bureau of Consular Affairs, Department of State.

ACTION: Final rule.

SUMMARY: This final rule promulgates changes to the regulations implementing the Diversity Immigrant Program provided for in INA 201(a)(3), 201(e), 203(c), and 204(a)(1)(G), as amended. After analysis of the comments received, the Department has decided to make the changes proposed in its Notice of Proposed Rule Making of November 13, 1995.

EFFECTIVE DATE: February 21, 1996.

FOR FURTHER INFORMATION CONTACT: Cornelius D. Scully III, Director, Office of Legislation, Regulations, and Advisory Assistance, Bureau of Consular Affairs, Department of State, (202) 663-1184.

SUPPLEMENTARY INFORMATION: Public Notice 2284 at 60 FR 56961 proposed amendments to § 42.33 of 22 CFR Part 42 which implements the Diversity Immigrant Program established by INA 201(a)(3), 201(e), 203(c), 203(e)(2), and

204(a)(1)(G), as amended. Specifically, the Department proposed to modify the petitioning procedure by requiring that aliens petitioning for selection to compete sign their petition and include, with the petition, a photograph of the kind required with applications for nonimmigrant visas, on the reverse of which the alien must have printed his or her name. In addition, the Department proposed to include authority for the collection of a processing fee in case it is decided that such a fee should be charged.

During the comment period, the Department received three comments. One commenter agreed that it would not be unreasonable to impose a processing fee to cover the cost of the selection process; the other two did not comment on the fee issue.

All three commenters opposed the proposals to require signature of the petition and submission of a photograph with the petition. All three represent organizations which, presumably for a fee, assist aliens in preparing and submitting their petitions for consideration under the Diversity Immigrant Program. All three emphasized the "hardships" that these new requirements would impose upon aliens who use their services. One of the three set forth a detailed step-by-step description of the organization's handling of petitions for its clients, pointing out how imposition of these new requirements would be inconsistent with the procedures the organization has established, at least with respect to the mail-in period for consideration during Fiscal Year 1997.

Effectively, all three commenters are opposing these proposed new requirements because, at least with respect to the forthcoming mail-in period, they make it difficult for the organizations to conduct this aspect of their business as they have done up until now. All three assert that this will impose a hardship on their clients. The Department does not believe, however, that implementation of this change can be said to impose a hardship on such aliens. Notice of the revised requirements is being disseminated world-wide as part of the annual notice of the mail-in period. This dissemination is occurring more than a month before the first day of the mail-in period and the period itself will be a full thirty days.

The Department has long been aware that there are organizations, both in the United States and elsewhere, that have assisted aliens to compete in the various immigrant visa lotteries that have existed since 1987, including the current Diversity Immigrant Visa

Program. The Department neither encourages nor discourages such activities, but merely acknowledges their existence. At the same time, the Department does not believe that it is either necessary, or even appropriate, that it should refrain from establishing such requirements and procedures as it considers necessary to ensure the integrity of the process, simply because their establishment may inconvenience some such organizations and the arrangements they have made for assisting their clients. Also, the Department believes that those aliens who are genuinely motivated to compete for immigration under the Diversity Immigrant Program will not find it impossible, or even unduly difficult, to have their petitions reach the designated address by the expiration of the mail-in period.

The Department also believes that whatever inconvenience may be caused by these changes must be weighed against the abuses they are designed to prevent. During the comment period, the Department received yet another communication from an immigrant visa issuing office about an apparent impostorship. The alien concerned had a name very common in the country, equivalent to John Smith in the United States. Vital records in the country are unreliable and incomplete. This alien recently approached the consular office asserting that he was the "John Smith" who had been selected in the FY 95 mail-in period. The office's records reflect that some months previously it had issued a Diversity Immigrant visa to a "John Smith" with the same date and place of birth as the alien now claiming to be the rightful winner. Had these new requirements been in effect for the FY 95 mail-in period, the consular officer would have been able to match the photograph with the applicant and the signature on the petition with other samples of the applicant's handwriting. As it is, there is no possible way to ascertain which of the two "John Smiths" was, in fact, the one whose application was selected during the FY 95 mail-in period. As a result, the Department has concluded that it should make the changes as proposed.

Two of the commenters opposed the photograph requirement on the ground that some potential petitioners may find it difficult to obtain a photograph meeting the specifications set forth in the proposed rule. The Department finds it difficult to take this comment seriously, since the requirement proposed is identical with the photograph requirement for nonimmigrant visa applicants which has been in effect for decades. Every