List of Subjects in 47 CFR Part 95

Communications equipment, Penalties, Radio, Reporting and recordkeeping requirements.

Federal Communications Commission.

William F. Caton,

Deputy Secretary.

[FR Doc. 99–33768 Filed 12–28–99; 8:45 am]

BILLING CODE 6712-01-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

49 CFR Chapter III and Part 301

[Docket No. OST-2000-6698]

Motor Carrier Safety Regulations; Revision of Chapter Heading and Removal of CFR Part

AGENCY: Office of the Secretary, DOT.

ACTION: Final rule.

SUMMARY: This document amends the heading for chapter III concerning motor carrier safety regulations. On October 9, 1999, the Secretary of Transportation (Secretary) rescinded the authority previously delegated to the Federal Highway Administrator to perform motor carrier functions and operations, and to carry out the duties and powers related to motor carrier safety vested in the Secretary by chapters 5 and 315 of title 49, United States Code; and redelegated that authority to the Director, Office of Motor Carrier Safety, a new office within the Department of Transportation (Department). The title of chapter III, therefore, was changed from "Federal Highway Administration, Department of Transportation" to "Office of Motor Carrier Safety, Department of Transportation" on October 29, 1999. On December 9, 1999, the Motor Carrier Safety Improvement Act of 1999 established a new administration—the Federal Motor Carrier Safety Administration (FMCSA)—within the Department to improve the motor carrier safety program, effective January 1, 2000. Accordingly, the title of chapter III is now being changed from "Office of Motor Carrier Safety, Department of Transportation" to "Federal Motor Carrier Safety Administration, Department of Transportation" to reflect the statutory changes noted above. The document also removes regulations that reference the organizational structure of the Federal Highway Administration (FHWA) so that new regulations may be added for the FMCSA.

EFFECTIVE DATE: This final rule is effective on January 1, 2000.

FOR FURTHER INFORMATION CONTACT: Mr. Charles Medalen, Office of the Chief Counsel, HCC–20, (202) 366–1354, Department of Transportation, Federal Highway Administration, 400 Seventh Street, SW, Washington, DC 20590; or Ms. Cindy Walters, Office of the General Counsel, (202) 366–9314, Department of Transportation, 400 Seventh Street, SW, Washington, DC 20590.

SUPPLEMENTARY INFORMATION:

Electronic Access

An electronic copy of this document may be downloaded by using a computer, modem and suitable communications software from the Government Printing Office's Electronic Bulletin Board Service at (202) 512–1661. Internet users may reach the Office of the Federal Register's home page at: http://www.nara.gov/fedreg and the Government Printing Office's database at: http://www.access.gpo.gov/nara.

Background

Section 338 of the Department of Transportation Appropriations Act, FY2000 [Public Law 106-69, 113 Stat. 986, at 1022 (October 9, 1999)] prohibits the expenditure of any funds appropriated by that Act "to carry out the functions and operations of the Office of Motor Carriers within the Federal Highway Administration' (FHWA). Section 338 further provides that, if the authority of the Secretary on which the functions and operations of the Office of Motor Carriers are based is redelegated outside the FHWA, the funds available to that office under the Act may be transferred and expended to support its functions and operations.

On October 9, 1999, the Secretary rescinded the authority previously delegated to the FHWA Administrator to carry out motor carrier functions and operations, and to carry out the duties and powers related to motor carrier safety vested in the Secretary by chapters 5 and 315 of title 49, U.S.C.; and redelegated that authority to the Director, Office of Motor Carrier Safety, a new office within the Department (64 FR 56270 and 64 FR 58356). Thus, the heading for chapter III, title 49 of the CFR, was changed from "Chapter III-Federal Highway Administration, Department of Transportation" to "Chapter III—Office of Motor Carrier Safety, Department of Transportation" on October 29, 1999 (64 FR 58355).

Section 101, title I, of the Motor Carrier Safety Improvement Act of 1999 (Public Law 106–159, 113 Stat. 1748 (December 9, 1999)) established a new administration—the Federal Motor Carrier Safety Administration—to improve the motor carrier safety program, effective January 1, 2000. Accordingly, the heading for chapter III, title 49 of the CFR, is now changed to read "Chapter III—Federal Motor Carrier Safety Administration, Department of Transportation."

The new FMCSA includes the following headquarters offices: the Office of Motor Carrier Research and Standards, the Office of Data Analysis and Information Systems, the Office of Motor Carrier Enforcement, the Office of Policy and Program Management, the Office of National and International Safety Programs, the Office of Technology Evaluation and Deployment, and the Office of Program Evaluation. In addition, the motor carrier functions of the former OMCS's Resource Centers and Division (i.e., State) Offices have been transferred to FMCSA Resource Centers and FMCSA Division Offices, respectively. Rulemaking, enforcement, and other activities of the former OMCS will be continued by the new administration. The action will cause no changes in the motor carrier functions and operations of the offices or resource centers listed above. For the time being all phone numbers and addresses are unchanged. Accordingly, this rule will also remove part 301 of chapter III (which references the organizational structure of the FHWA) and reserve this part so that new regulations may be added for the FMCSĂ.

This rule is being published as a final rule and made effective on January 1, 2000. As the rule relates to Departmental organization, procedure, and practice, notice and comment on it are unnecessary under 5 U.S.C. 553(b). This action makes no substantive changes to the motor carrier safety regulations. It simply provides a chapter heading change to 49 CFR chapter III, and removes certain regulations that reference the organizational structure of the FHWA. Therefore, prior notice and opportunity to comment are unnecessary and that good cause exists to dispense with the 30-day delay in the effective date requirement so that the Federal Motor Carrier Safety Administration may administer its regulations pursuant to the statutory changes noted above.

List of Subjects in 49 CFR Part 301

Authority delegations (Government agencies), Organization and functions (Government agencies).

In consideration of the foregoing and under the authority of 49 U.S.C. 301 and 322, Public Law 106–159, 113 Stat. 1748, and 49 CFR 1.73, chapter III of

title 49, Code of Federal Regulations, is amended as follows:

1. The heading for chapter III is revised to read as follows:

CHAPTER III—FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

PART 301—[REMOVED AND RESERVED]

2. Remove and reserve part 301. Issued on: December 22, 1999

Rosalind A. Knapp,

Acting General Counsel, Office of the Secretary of Transportation. [FR Doc. 99–33808 Filed 12–28–99; 8:45 am] BILLING CODE 4910–62–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17 RIN 1018-AF82

Endangered and Threatened Wildlife and Plants; Determination of Threatened Status for Two Chinook Salmon Evolutionarily Significant Units (ESUs) in California

AGENCY: Fish and Wildlife Service,

Interior.

ACTION: Final rule.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service) are adding the Central Valley spring-run Evolutionarily Significant Unit (ESU) and the California Coastal ESU of the west coast chinook salmon (*Oncorhynchus tshawytscha*) to the List of Endangered and Threatened Wildlife as threatened.

This amendment to the list, authorized by the Endangered Species Act of 1973 (Act), is based on a determination by the National Marine Fisheries Service (NMFS), which has jurisdiction for this species.

EFFECTIVE DATE: November 15, 1999. **FOR FURTHER INFORMATION CONTACT:** Nancy Gloman, Chief, Division of Endangered Species, U.S. Fish and Wildlife Service, (703/358–2171).

SUPPLEMENTARY INFORMATION: In accordance with Reorganization Plan No. 4 of 1970, the NMFS, National Oceanic and Atmospheric Administration, Department of Commerce, is responsible for the decisions regarding the Central Valley spring-run and the California Coastal, both are ESUs of the west coast chinook salmon as defined in the Act. Under section 4(a)(2) of the Act. NMFS must decide whether a species under its jurisdiction should be classified as endangered or threatened, and the Service is responsible for the actual addition of these species to the List of Endangered and Threatened Wildlife in 50 CFR 17.11(h).

The NMFS published its determination of threatened status for the Central Valley spring-run ESU and the California Coastal ESU of the west coast chinook salmon on September 16, 1999 (64 FR 50394). Accordingly, we are now adding both ESUs to the List of Endangered and Threatened Wildlife, as threatened species. This addition is effective as of November 15, 1999, as indicated in the NMFS determination. Because this action is nondiscretionary, and in view of the public comment period provided by NMFS on the March 9, 1998, proposed listing (63 FR 11482),

we find that good cause exists to omit the notice and public comment procedures of 5 U.S.C. 553(b).

National Environmental Policy Act

We have determined that an environmental assessment, as defined under the authority of the National Environmental Policy Act of 1969, need not be prepared in connection with regulations adopted pursuant to section 4(a) of the Act. We published a notice outlining our reasons for this determination in the **Federal Register** on October 25, 1983 (48 FR 49244).

List of Subjects in 50 CFR Part 17

Endangered and threatened species, Export, Import, Reporting and recordkeeping requirements, Transportation.

Regulation Promulgation

Accordingly, we amend part 17, subchapter B of chapter 1, title 50 of the Code of Federal Regulations, as set forth below:

PART 17—[AMENDED]

1. The authority citation for part 17 continues to read as follows:

Authority: 16 U.S.C. 1361–1407; 16 U.S.C. 1531–1544; 16 U.S.C. 4201–4245; Pub. L. 99–625, 100 Stat. 3500, unless otherwise noted.

2. Amend § 17.11(h) by adding the following to the List of Endangered and Threatened Wildlife, in alphabetical order under FISHES:

§ 17.11 Endangered and threatened wildlife.

* * * * * (h) * * *

Species		Historia rango	Vertebrate population	Status	When listed	Critical	Special
Common name	Scientific name	Historic range	where endangered or threatened	Status	vviien listed	habitat	Rules
*	*	*	*	*	*		*
Fishes							
*	*	*	*	*	*		*
Salmon, chinook	Oncorhynchus (=Salmo) tshawytscha.	North Pacific Basin from U.S.A. (CA) to Japan.	U.S.A. (CA) all naturally spawned spring-run populations from the Sacramento San Joaquin R. mainstem and its tributaries	Т	674	NA	NA
Salmon, chinook	Oncorhynchus tshawytscha.	North Pacific Basin from U.S.A. (CA) to Japan.	U.S.A. (CA) from Redwood Creek south to Russian R., inclusive, all naturally spawn populations in mainstems and tribu- taries.	Т	674	NA	NA
*	*	*	*	*	*		*