

# 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 300

RIN 3206-AL18

#### Time-in-Grade Eliminated, Delay of Effective Date and Addition of Comment Period

**AGENCY:** U.S. Office of Personnel Management.

**ACTION:** Final rule; delay of effective date and addition of comment period.

**SUMMARY:** This document delays the effective date by 60 days and provides a 30-day public comment period to run concurrently for the final rule eliminating the time-in-grade requirement for competitive promotions, as published in the **Federal Register** on November 7, 2008.

**DATES:** The effective date for the final rule published on November 7, 2008 (73 FR 66157), is delayed until May 18, 2009. Written comments must be received on or before April 8, 2009.

**FOR FURTHER INFORMATION CONTACT:** Ms. Janice Warren by telephone (202) 606-0960; by FAX (202) 606-2329; by TTY (202) 418-2134; or by e-mail [janice.warren@opm.gov](mailto:janice.warren@opm.gov).

**SUPPLEMENTARY INFORMATION:** The Office of Personnel Management published a Final Rule in the **Federal Register** on November 7, 2008 (73 FR 66157). Pursuant to a January 20, 2009, White House Memorandum on regulatory review, agencies are requested to consider extending for 60 days the effective date of regulations that have been published in the **Federal Register** but not yet taken effect, for the purpose of reviewing questions of law and policy raised by those regulations. Where such an extension is made, agencies are requested to immediately reopen the notice-and-comment period for 30 days to allow interested parties to provide

comments about issues of law and policy raised by those regulations. As a result, OPM has delayed the effective date of the final rule from March 9, 2008 to May 18, 2009. OPM has also opened a 30-day public comment period.

U.S. Office of Personnel Management.

**Kathie Ann Whipple,**

*Acting Director.*

[FR Doc. E9-5008 Filed 3-5-09; 11:15 am]

**BILLING CODE 6325-39-P**

## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Part 532

RIN 3206-AL74

#### Prevailing Rate Systems; Abolishment of Santa Clara, CA, as a Nonappropriated Fund Federal Wage System Wage Area

**AGENCY:** U.S. Office of Personnel Management.

**ACTION:** Final rule.

**SUMMARY:** The U.S. Office of Personnel Management is issuing a final rule to abolish the Santa Clara, California, nonappropriated fund (NAF) Federal Wage System (FWS) wage area and redefine Santa Clara County, CA, to the Monterey, CA, NAF wage area and Alameda, Contra Costa, and San Francisco Counties, CA, to the Solano, CA, NAF wage area. San Mateo County, CA, will no longer be defined to a wage area. These changes are necessary because the closure of the Moffett Federal Airfield Navy Exchange left the Santa Clara wage area without an activity having the capability to conduct a local wage survey.

**DATES:** *Effective date:* This regulation is effective on March 9, 2009.

*Applicability date:* This regulation applies on the first day of the first applicable pay period beginning on or after November 15, 2008.

**FOR FURTHER INFORMATION CONTACT:** Madeline Gonzalez, (202) 606-2838; e-mail [pay-performance-policy@opm.gov](mailto:pay-performance-policy@opm.gov); or FAX: (202) 606-4264.

**SUPPLEMENTARY INFORMATION:** On November 4, 2008, the U.S. Office of Personnel Management (OPM) issued an interim rule (73 FR 65495) to abolish the Santa Clara, California, nonappropriated fund (NAF) Federal Wage System wage area, redefine Santa Clara County, CA,

to the Monterey, CA, NAF wage area and Alameda, Contra Costa, and San Francisco Counties, CA, to the Solano, CA, NAF wage area, and remove San Mateo County, CA, from the wage area definition. The interim rule had a 30-day public comment period, during which OPM received no comments.

### Regulatory Flexibility Act

I certify that these regulations will not have a significant economic impact on a substantial number of small entities because they will affect only Federal agencies and employees.

### List of Subjects in 5 CFR Part 532

Administrative practice and procedure, Freedom of information, Government employees, Reporting and recordkeeping requirements, Wages.

U.S. Office of Personnel Management.

**Kathie Ann Whipple,**

*Acting Director.*

■ Accordingly, under the authority of 5 U.S.C. 5343, the interim rule published on November 4, 2008, amending 5 CFR part 532 (73 FR 65495) is adopted as final with no changes.

[FR Doc. E9-4925 Filed 3-6-09; 8:45 am]

**BILLING CODE 6325-39-P**

## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### 7 CFR Part 989

[Doc. No. AMS-FV-08-0114; FV09-989-1 IFR]

#### Raisins Produced From Grapes Grown in California; Final Free and Reserve Percentages for 2008-09 Crop Natural (Sun-Dried) Seedless Raisins

**AGENCY:** Agricultural Marketing Service, USDA.

**ACTION:** Interim final rule with request for comments.

**SUMMARY:** This rule establishes final volume regulation percentages for 2008-09 crop Natural (sun-dried) Seedless (NS) raisins covered under the Federal marketing order for California raisins (order). The order regulates the handling of raisins produced from grapes grown in California and is locally administered by the Raisin Administrative Committee (Committee). The volume regulation percentages are 87 percent free and 13