

Section 9201.102(d) sets out the standard to be applied by the employee's supervisor and the DAEO or alternate DAEO in acting on requests for prior approval of outside employment as broadly defined by 9201.102(b). Approval shall be granted only upon a determination that the outside employment is not expected to involve conduct prohibited by statute or Federal regulation, including 5 CFR part 2635.

Section 9201.102(e) provides that the SIGIR DAEO or alternate DAEO can issue instructions or manual issuances governing the submission of requests for approval of outside employment, which may exempt categories of employment from the prior approval requirement of this section based on a determination that employment within those categories would generally be approved and is not likely to involve conduct prohibited by statute or Federal regulation, including 5 CFR part 2635. The instructions or issuances may include examples of outside employment that are permissible or impermissible consistent with this part and 5 CFR part 2635.

#### *Administrative Procedure Act*

Pursuant to 5 U.S.C. 553(b) the SIGIR found good cause existed for waiving the general notice of proposed rulemaking and opportunity for public comment as to the interim rule. Notice and comment before the effective date were waived because the rule concerns matters of agency organization, practice and procedure. Written comments were invited to be submitted prior to August 24, 2010, 60 days after the publication of the interim rule; however no comments were received.

#### *Executive Orders 12866 and 12988*

Because this rule relates to SIGIR personnel, it is exempt from the provisions of Executive Orders Nos. 12866 and 12988.

#### *Regulatory Flexibility Act*

SIGIR has determined, pursuant to the Regulatory Flexibility Act, 5 U.S.C. chapter 6, that this rulemaking will not have a significant economic impact on a substantial number of small entities because it primarily affects SIGIR employees.

#### *Paperwork Reduction Act*

The Paperwork Reduction Act, 44 U.S.C. chapter 35, does not apply because this rulemaking does not contain information collection requirements subject to the approval of the Office of Management and Budget.

#### *Congressional Review Act*

SIGIR has determined that this rule is not a rule as defined in 5 U.S.C. 804, and thus, does not require review by Congress.

#### **List of Subjects in 5 CFR Part 9201**

Conflict of interest, Government employees.

■ Accordingly, for the reasons set forth in the preamble, the Special Inspector General for Iraq Reconstruction, with the concurrence of the Office of Government Ethics, is adopting the interim rule published at 75 FR 35957 on June 24, 2010, as final without change.

**Stuart W. Bowen, Jr.,**

*Special Inspector General for Iraq Reconstruction.*

Approved: June 10, 2010.

**Robert I. Cusick,**

*Director, Office of Government Ethics.*

[FR Doc. 2010-23564 Filed 9-21-10; 8:45 am]

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## **DEPARTMENT OF AGRICULTURE**

### **Animal and Plant Health Inspection Service**

#### **9 CFR Parts 91 and 162**

[Docket No. APHIS-2006-0093]

RIN 0579-AC04

#### **National Veterinary Accreditation Program; Correcting Amendment**

**AGENCY:** Animal and Plant Health Inspection Service, USDA.

**ACTION:** Final rule; correcting amendment.

**SUMMARY:** In a final rule that was published in the **Federal Register** on December 9, 2009 (74 FR 64998-65013, Docket No. APHIS-2006-0093), and effective on February 1, 2010, we amended the National Veterinary Accreditation Program regulations, adding new provisions and reorganizing others. In that final rule, we redesignated the section containing the standards for performing accredited veterinarian duties, but we neglected to update citations of that section elsewhere in 9 CFR chapter I. This document corrects those errors.

**EFFECTIVE DATE:** September 22, 2010.

**FOR FURTHER INFORMATION CONTACT:** Dr. Todd Behre, National Veterinary Accreditation Program, VS, APHIS, 4700 River Road Unit 200, Riverdale, MD 20737; (301) 851-3401.

**SUPPLEMENTARY INFORMATION:**

#### **Background**

In a final rule that was published in the **Federal Register** on December 9, 2009 (74 FR 64998-65013, Docket No. APHIS-2006-0093), and effective on February 1, 2010, we amended the National Veterinary Accreditation Program (NVAP) regulations, adding new provisions and reorganizing others.

As part of the reorganization, we redesignated what had been § 161.3, "Standards for performing accredited duties," as § 161.4. However, we neglected to update two references to § 161.3 elsewhere in the NVAP regulations, specifically in § 162.11 and paragraph (a) of § 162.12. In addition, paragraph (a) of 9 CFR 91.3, which discusses general export requirements for livestock, refers to certification of test results in accordance with paragraph (k) of § 161.3. This document corrects those citations to refer instead to § 161.4.

#### **List of Subjects**

##### *9 CFR Part 91*

Animal diseases, Animal welfare, Exports, Livestock, Reporting and recordkeeping requirements, Transportation.

##### *9 CFR Part 162*

Administrative practice and procedure, Veterinarians.

■ Accordingly, we are amending 9 CFR parts 91 and 162 as follows:

#### **PART 91—INSPECTION AND HANDLING OF LIVESTOCK FOR EXPORTATION**

■ 1. The authority citation for part 91 continues to read as follows:

**Authority:** 7 U.S.C. 8301-8317; 19 U.S.C. 1644a(c); 21 U.S.C. 136, 136a, and 618; 46 U.S.C. 3901 and 3902; 7 CFR 2.22, 2.80, and 371.4.

##### **§ 91.3 [Amended]**

■ 2. In § 91.3, paragraph (a) is amended by removing the citation "§ 161.3(k)" and adding the citation "§ 161.4(k)" in its place.

#### **PART 162—RULES OF PRACTICE GOVERNING REVOCATION OR SUSPENSION OF VETERINARIANS' ACCREDITATION**

■ 3. The authority citation for part 162 continues to read as follows:

**Authority:** 8301-8317; 15 U.S.C. 1828; 7 CFR 2.22, 2.80, and 371.4.

##### **§ 162.11 [Amended]**

■ 4. Section 162.11 is amended by removing the citation "§ 161.3" and adding the citation "§ 161.4" in its place.

**§ 162.12 [Amended]**

■ 5. In § 162.12, paragraph (a) is amended by removing the citation “§ 161.3” and adding the citation “§ 161.4” in its place.

Done in Washington, DC, this 16th day of September 2010.

**Kevin Shea,**

*Acting Administrator, Animal and Plant Health Inspection Service.*

[FR Doc. 2010-23671 Filed 9-21-10; 12:08 pm]

BILLING CODE 3410-34-S

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 39**

[Docket No. FAA-2010-0426; Directorate Identifier 2009-SW-34-AD; Amendment 39-16433; AD 2010-19-05]

RIN 2120-AA64

**Airworthiness Directives Eurocopter France (ECF) Model SA-365N1, AS-365N2, AS 365 N3, EC 155B, and EC155B1 Helicopters**

**AGENCY:** Federal Aviation Administration (FAA), Department of Transportation (DOT).

**ACTION:** Final rule.

**SUMMARY:** We are adopting a new airworthiness directive (AD) for the specified ECF model helicopters. This AD results from a mandatory continuing airworthiness information (MCAI) AD issued by the aviation authority of the European Aviation Safety Agency (EASA). The MCAI AD reports the separation and loss of a stainless steel ring (75 millimeter (mm) in diameter) from a tail rotor blade (blade) sleeve resulting in severe, high-frequency vibrations, which can lead to damage to the fenestron blades, loss of yaw control, and subsequent loss of control of the helicopter.

**DATES:** This AD becomes effective on October 27, 2010.

The incorporation by reference of certain publications is approved by the Director of the Federal Register as of October 27, 2010.

**ADDRESSES:** You may examine the AD docket on the Internet at <http://regulations.gov> or in person at the Docket Operations office, U.S. Department of Transportation, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC between 9 a.m. and 5 p.m. Monday through Friday, except Federal holidays.

You may get the service information identified in this AD from American

Eurocopter Corporation, 2701 Forum Drive, Grand Prairie, TX 75053-4005, telephone (800) 232-0323, fax (972) 641-3710, or at <http://www.eurocopter.com>.

*Examining the AD Docket:* The AD docket contains the Notice of proposed rulemaking (NPRM), the economic evaluation, any comments received, and other information. The street address and operating hours for the Docket Operations office (telephone (800) 647-5527) are in the **ADDRESSES** section of this AD. Comments will be available in the AD docket shortly after they are received.

**FOR FURTHER INFORMATION CONTACT:** DOT/FAA Southwest Region, Gary Roach, ASW-111, Aviation Safety Engineer, Rotorcraft Directorate, Regulations and Guidance Group, 2601 Meacham Blvd., Fort Worth, Texas 76137; telephone (817) 222-5130; fax (817) 222-5961.

**SUPPLEMENTARY INFORMATION:****Discussion**

We issued an NPRM to amend 14 CFR part 39 to include an AD that would apply to the specified ECF model helicopters on April 14, 2010. That NPRM was published in the **Federal Register** on April 22, 2010 (75 FR 20931). That NPRM proposed:

- For the ECF Model SA-365N1, AS-365N2, and AS 365 N3 helicopters, within 50 hours time-in-service (TIS), and thereafter at intervals not to exceed 10 hours TIS, inspecting each blade of the fenestron tail rotor to determine whether there has been any outward slippage (toward the shroud) of the stainless steel ring that is around the sleeve of each blade where the blade enters the fenestron hub.

- For the ECF Model EC 155B or B1 helicopters, within 50 hours TIS, and thereafter at intervals not to exceed 15 hours TIS, inspecting each blade for slippage of the fenestron tail rotor to determine whether there has been any outward slippage (toward the shroud) of the stainless steel ring that is around the sleeve of each blade where the blade enters the fenestron hub.

- If the stainless steel ring has slipped outward, before further flight, replacing the blade with an airworthy blade.

**Comments**

By publishing the NPRM, we gave the public an opportunity to participate in developing this AD. We received no comment on the NPRM or on our determination of the cost to the public; however, since the issuance of the NPRM, the average labor rate has increased from \$80 per work hour to

\$85 per work hour, resulting in an increase of \$41 in costs of compliance. We have determined that this change does not significantly increase the economic burden on any AD operator nor does it increase the scope of the AD. Therefore, based on our review and evaluation of the available data, we have determined that air safety and the public interest require adopting the AD as proposed.

**Related Service Information**

Eurocopter has issued Alert Service Bulletin No. 05A011 for the Model EC 155B and B1 helicopters and No. 05.00.49 for the Model SA-365N1, AS-365N2, and AS 365 N3 helicopters. Both service bulletins are dated March 1, 2006. The service information specifies checking the blade sleeve for slippage of the stainless steel ring (75 mm in diameter) and replacing the blade if the stainless steel ring has slipped. The actions described in the MCAI AD are intended to correct the same unsafe condition as that identified in the service information.

**Differences Between This AD and the MCAI AD**

We refer to flying hours as hours time-in-service. Also, we use “inspect” rather than “check” to describe the actions required by this AD. We use a different initial compliance time.

**Costs of Compliance**

We estimate that this AD will affect about 33 helicopters of U.S. registry. We also estimate that it will take about 15 minutes per helicopter to inspect for slippage of the stainless steel ring of the blade sleeve. The average labor rate is \$85 per work-hour. Based on these figures, we estimate the cost of the AD on U.S. operators is \$701, assuming none of the blades are replaced.

**Authority for This Rulemaking**

Title 49 of the United States Code specifies the FAA’s authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. “Subtitle VII: Aviation Programs,” describes in more detail the scope of the Agency’s authority.

We are issuing this rulemaking under the authority described in “Subtitle VII, Part A, Subpart III, Section 44701: General requirements.” Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority