

# 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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## DEPARTMENT OF AGRICULTURE

### Agricultural Marketing Service

#### 9 CFR Part 201

[Doc. No. AMS–LRRS–22–0011]

#### Nomenclature Changes; Technical Amendment

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

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

**SUMMARY:** This rule removes the undesignated center headings in a part of the Code of Federal Regulations administered by the Agricultural Marketing Service (AMS). Further, this rule organizes the part's sections into subparts and adds designated subpart headings. This action is intended to make the part more readable and easier to amend in the future. Finally, these revisions are made to conform to Office of the Federal Register formatting requirements.

**DATES:** Effective March 3, 2022.

**FOR FURTHER INFORMATION CONTACT:** Laurel L. May, Regulatory Analyst, Agricultural Marketing Service, USDA; phone: (202) 384–2975 or email: [Laurel.May@usda.gov](mailto:Laurel.May@usda.gov).

**SUPPLEMENTARY INFORMATION:** This final rule makes technical amendments to regulations in the Code of Federal Regulations (CFR). Part 201 of Title 9 of the CFR contains regulations that effectuate the Packers and Stockyards Act, 1921 (7 U.S.C. 181 *et seq.*). 9 CFR 201 is divided into several sections that are currently grouped under undesignated center headings. AMS has determined that reorganizing the part into subparts and adding designated subpart headings will make the part more readable and facilitate future amendatory actions. Further, AMS is revising headings in part 201 to conform with nomenclature guidelines established by the Office of the Federal

Register. This rule falls within a category of regulatory actions that the Office of Management and Budget exempted from Executive Order 12866 review.

The notice and comment requirements in the Administrative Procedure Act (APA) (5 U.S.C. 553) apply to rules as defined in 5 U.S.C. 551 (“the whole or a part of an agency statement of general or particular applicability and future effect designed to implement, interpret, or prescribe law or policy or describing the organization, procedure, or practice requirements of an agency and includes the approval or prescription for the future of rates, wages, corporate or financial structures or reorganizations thereof, prices, facilities, appliances, services or allowances therefor or of valuations, costs, or accounting, or practices bearing on any of the foregoing”). This final rule is limited to reorganizing Part 201 into subparts and adding designated subpart headings. It does not create new or amend existing requirements or interpretations. Thus, AMS has determined that this final rule is not a rule subject to the notice and comment requirements of 5 U.S.C. 553. Additionally, to the extent that this final rule is subject to this section, AMS has determined that there is good cause for making this technical amendment final without prior proposal and opportunity for comment because the revisions are not substantive and will have no impact on the regulatory requirements in the affected part. AMS has determined that public comment on such administrative changes is unnecessary and that there is good cause under the APA for proceeding with a final rule.

Further, because a notice of proposed rulemaking and opportunity for public comment are not required to be given for this rule under the APA or any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable. Accordingly, this rule is issued in final form. Although there is no formal comment period, public comments on this rule are welcome on an ongoing basis. Comments should be submitted to the address or email under the **FOR FURTHER INFORMATION CONTACT** caption.

#### List of Subjects in 9 CFR Part 201

Confidential business information, Reporting and recordkeeping

requirements, Stockyards, Surety bonds, Trade practices.

For the reasons set forth in the preamble, AMS amends 9 CFR part 201 as follows:

#### PART 201—ADMINISTERING THE PACKERS AND STOCKYARDS ACT

■ 1. The authority citation for part 201 continues to read as follows:

**Authority:** 7 U.S.C. 181–229c.

■ 2. Revise the heading for part 201 to read as set forth above.

■ 3. Remove the undesignated center heading before § 201.1 and add a heading for subpart A, consisting of §§ 201.1 through 201.2, in its place to read as follows:

##### Subpart A—Definitions

■ 4. Remove the undesignated center heading before § 201.3 and add a heading for subpart B, consisting of §§ 201.3 through 201.4, in its place to read as follows:

##### Subpart B—Administration

■ 5. Remove the undesignated center heading before § 201.5 and add a heading for subpart C, consisting of § 201.5, in its place to read as follows:

##### Subpart C—Applicability of Industry Rules

■ 6. Remove the undesignated center heading before § 201.10 and add a heading for subpart D, consisting of §§ 201.10 through 201.11, in its place to read as follows:

##### Subpart D—Registration

■ 7. Remove the undesignated center heading before § 201.17 and add a heading for subpart E, consisting of § 201.17, in its place to read as follows:

##### Subpart E—Schedules of Rates and Charges

■ 8. Remove the undesignated center heading before § 201.27 and add a heading for subpart F, consisting of §§ 201.27 through 201.28, in its place to read as follows:

##### Subpart F—Bonding

■ 9. Remove the undesignated center heading before § 201.29 and add a

heading for subpart G, consisting of §§ 201.29 through 201.34, in its place to read as follows:

**Subpart G—Market Agency, Dealer, and Packer Bonds**

■ 10. Remove the undesignated center heading before § 201.39 and add a heading for subpart H, consisting of §§ 201.39 through 201.42, in its place to read as follows:

**Subpart H—Proceeds of Sale**

■ 11. Remove the undesignated center heading before § 201.43 and add a heading for subpart I, consisting of §§ 201.43 through 201.49, in its place to read as follows:

**Subpart I—Accounts and Records**

■ 12. Remove the undesignated center heading before § 201.53 and add a heading for subpart J, consisting of §§ 201.53 through 201.70, in its place to read as follows:

**Subpart J—Trade Practices**

■ 13. Remove the undesignated center heading before § 201.71 and add a heading for subpart K, consisting of §§ 201.71 through 201.82, in its place to read as follows:

**Subpart K—Services**

■ 14. Remove the undesignated center heading before § 201.86 and add a heading for subpart L, consisting of §§ 201.86, in its place to read as follows:

**Subpart L—Inspection of Brands**

■ 15. Remove the undesignated center heading before § 201.94 and add a heading for subpart M, consisting of §§ 201.94 through 201.99, in its place to read as follows:

**Subpart M—General**

■ 16. Remove the undesignated center heading before § 201.100 and add a heading for subpart N, consisting of §§ 201.100 through 201.218, in its place to read as follows:

**Subpart N—Packers and Live Poultry Dealers**

Erin Morris,

Associate Administrator, Agricultural Marketing Service.

[FR Doc. 2022-04172 Filed 3-2-22; 8:45 am]

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**NUCLEAR REGULATORY COMMISSION**

**10 CFR Part 50**

[NRC-2017-0025]

RIN 3150-AJ94

**Approval of American Society of Mechanical Engineers' Code Cases**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Final rule.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is amending its regulations to incorporate by reference revisions of three regulatory guides to approve new, revised, and reaffirmed code cases published by the American Society of Mechanical Engineers. The NRC is also incorporating by reference one NRC NUREG associated with a condition on one of the regulatory guides. This action allows nuclear power plant licensees and applicants for construction permits, operating licenses, combined licenses, standard design certifications, standard design approvals, and manufacturing licenses to use the code cases listed in these regulatory guides as voluntary alternatives to engineering standards for the construction, inservice inspection, and inservice testing of nuclear power plant components. These engineering standards are set forth in the American Society of Mechanical Engineers' Boiler and Pressure Vessel Codes and American Society of Mechanical Engineers' Operation and Maintenance Codes, which are currently incorporated by reference into the NRC's regulations. Further, this final rule announces the availability of a related regulatory guide, not incorporated by reference into the NRC's regulations, that lists code cases that the NRC has not approved for use. **DATES:** This final rule is effective on April 4, 2022. The incorporation by reference of certain publications listed in the regulation is approved by the Director of the Federal Register as of April 4, 2022.

**ADDRESSES:** Please refer to Docket ID NRC-2017-0025 when contacting the NRC about the availability of information for this action. You may obtain publicly-available information related to this action by any of the following methods:

- *Federal Rulemaking Website:* Go to <https://www.regulations.gov> and search for Docket ID NRC-2017-0025. Address questions about NRC dockets to Dawn Forder; telephone: 301-415-3407; email: [Dawn.Forder@nrc.gov](mailto:Dawn.Forder@nrc.gov). For technical questions, contact the

individuals listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.

- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Documents collection at <https://www.nrc.gov/reading-rm/adams.html>. To begin the search, select "Begin Web-based ADAMS Search." For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1-800-397-4209, 301-415-4737, or by email to [pdr.resource@nrc.gov](mailto:pdr.resource@nrc.gov). For the convenience of the reader, instructions about obtaining materials referenced in this document are provided in the "Availability of Documents" section.

- *NRC's PDR:* You may examine and purchase copies of public documents, by appointment, at the NRC's PDR, Room P1 B35, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. To make an appointment to visit the PDR, please send an email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov) or call 1-800-397-4209 or 301-415-4737, between 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

- *Technical Library:* The Technical Library, which is located at Two White Flint North, 11545 Rockville Pike, Rockville, Maryland 20852, is open by appointment only. Interested parties may make appointments to examine documents by contacting the NRC Technical Library by email at [Library.Resource@nrc.gov](mailto:Library.Resource@nrc.gov) between 8:00 a.m. and 4:00 p.m. (ET), Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Martha Barillas, Office of Nuclear Material Safety and Safeguards; telephone: 301-415-2760, email: [Martha.Barillas@nrc.gov](mailto:Martha.Barillas@nrc.gov); or Bruce Lin, Office of Nuclear Regulatory Research, telephone: 301-415-2446; email: [Bruce.Lin@nrc.gov](mailto:Bruce.Lin@nrc.gov). Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001.

**SUPPLEMENTARY INFORMATION:**

**Executive Summary**

*A. Need for the Regulatory Action*

The purpose of this regulatory action is to incorporate by reference into the NRC's regulations the latest revisions of three regulatory guides (RGs). This regulatory action is also incorporating by reference, NUREG-2228, "Weld Residual Stress Finite Element Analysis Validation: Part II—Proposed Validation Procedure," that is associated with a condition in one of the regulatory guides. The three RGs identify new,