

1. By adding the following new document inspection facility at the Washington Headquarters in paragraph 2:

Washington Headquarters:

Docket Section, Federal Highway Administration, Room 512, 400 Sixth Street SW., Washington, D.C. 20591 (material covered by paragraph 3(c) only).

2. By adding the following new subparagraph (c) to paragraph 3:

(c) Informal interpretations and opinions concerning provisions of the National Traffic and Motor Vehicle Safety Act of 1966 and regulations and standards issued thereunder which have been given to members of the public by Federal Highway Administration officials are available at the FHWA Docket Section.

[F.R. Doc. 69-4299; Filed, Apr. 11, 1969; 8:48 a.m.]

Chapter I—Hazardous Materials Regulations Board, Department of Transportation

[Docket No. HM-12; Amdt. 173-1]

PART 173—SHIPERS

Shipment of Anhydrous Hydrazine

The purpose of this amendment to the Hazardous Materials Regulations of the Department of Transportation is to authorize the shipment of anhydrous hydrazine in specification drums not previously authorized for this product.

On January 13, 1969, the Hazardous Materials Regulations Board published a notice of proposed rule making, Docket No. HM-12; Notice No. 68-9 (34 F.R. 1175), which proposed to amend the Hazardous Materials Regulations to permit the use of Specification 42D drums for the carriage of anhydrous hydrazine and hydrazine solution. The notice also requested public comment on a procedure proposed by the Board for future handling of what the Board categorized as "general interest" special permit requests.

Over 20 comments were received as a result of this notice. Most were addressed to the general procedure proposed by the Board, but several comments spoke to the substance of the proposed amendment concerning the use of Specification 42D aluminum drums. This amendment disposes of the portion of the notice relating to the use of this specification drum.

The proposed procedure for the handling of "general interest" type special permit requests will be discussed in another rule-making procedure to be issued in the near future.

Several of the comments raised questions concerning the corrosive effects of various hydrazine solutions on certain aluminum alloys. The Board has concluded that there could be many solutions of hydrazine that would in fact present a potential corrosion problem. Therefore, the use of Specification 42D aluminum drums as authorized by this amendment is limited to anhydrous hydrazine.

In addition, commenters pointed out that if the use of a Specification 42D drum for anhydrous hydrazine is justified by safety considerations, the same considerations would also justify authorizing the use of Specifications 42B and 42C aluminum drums. The Board concurs with these comments. Therefore, this amendment also authorizes the use of Specifications 42B and 42C aluminum drums for anhydrous hydrazine.

Interested persons were afforded an opportunity to participate in this rule making and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, 49 CFR Part 173 is amended, effective upon date of publication in the FEDERAL REGISTER, by adding a new subparagraph (a) (8) in section 173.276 to read as follows:

§ 173.276 Anhydrous hydrazine and hydrazine solution.

(a) * * *

(8) Spec. 42B, 42C, or 42D (§§ 178.107, 178.108, 178.109 of this chapter) aluminum drums. Authorized for anhydrous hydrazine only.

This amendment is made under the authority of sections 831-835 of title 18, United States Code, section 9 of the Department of Transportation Act (49 U.S.C. 1647), and title VI and section 902(h) of the Federal Aviation Act of 1958 (49 U.S.C. 1421-1430 and 1472(h)).

Issued in Washington, D.C., on April 9, 1969.

W. J. SMITH,
Admiral, U.S. Coast Guard,
Commandant.

F. C. TURNER,
Administrator,
Federal Highway Administration.

R. N. WHITMAN,
Administrator,
Federal Railroad Administration.

SAM SCHNEIDER,
Board Member,
Federal Aviation Administration.

[F.R. Doc. 69-4306; Filed, Apr. 11, 1969; 8:48 a.m.]

Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 52—PROCESSED FRUITS AND VEGETABLES, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS

Subpart—U.S. Standards for Grades of Frozen Asparagus

CHANGE IN EFFECTIVE DATE

A revision of the U.S. Standards for Grades of Frozen Asparagus was published in the FEDERAL REGISTER of March 13, 1969 (34 F.R. 8151), to become

effective 30 days after such publication—on April 14, 1969. It is now determined that good-cause exists for delaying the effective date of these standards and the superseding of the U.S. Standards for Grades of Frozen Asparagus (7 CFR 52.381-52.393), as provided in the aforementioned publication, until the current frozen asparagus pack and principal marketing season have been finished. It is also found that notice and public procedure are impracticable.

Statement of consideration leading to this action. The National Association of Frozen Food Packers, on behalf of several major freezers of asparagus, has requested a delay of the effective date (Apr. 14, 1969) of the revised standards until after the 1969 packing season. These freezers state that they face problems in adjustment of their packs to certain defect classes which may have an impact on marketing relationships. The revised grade standards use statistical procedures and criteria which are new in concept as compared with the standards which have been in effect.

In consideration of the aforementioned request, the effective date of the revised U.S. Standards for Grades of Frozen Asparagus is stayed until, and shall become effective on, December 31, 1969.

The current U.S. Standards for Grades of Frozen Asparagus, in effect since April 18, 1952, and as last amended, effective March 15, 1968, shall remain in effect until December 31, 1969.

Dated: April 10, 1969.

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

[F.R. Doc. 69-4303; Filed, Apr. 11, 1969; 8:50 a.m.]

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Lemon Reg. 369]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.669 Lemon Regulation 369.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.