

the United States. Therefore, the effect of this final rule is a continued restriction on the importation of ruminants that have been in Denmark and meat, meat products, and certain other products of ruminants that have been in Denmark. This final rule is necessary in order to update Denmark's disease status regarding bovine spongiform encephalopathy.

**EFFECTIVE DATE:** September 25, 2000.

**FOR FURTHER INFORMATION CONTACT:** Dr. Donna Malloy, Senior Staff Veterinarian, National Center for Import and Export, Products Program, VS, APHIS, 4700 River Road Unit 40, Riverdale, MD 20737-1231; (301) 734-3277.

**SUPPLEMENTARY INFORMATION:**

**Background**

The regulations in 9 CFR parts 93, 94, 95, and 96 (referred to below as the regulations) govern the importation of certain animals, birds, poultry, meat, other animal products and byproducts, hay, and straw into the United States in order to prevent the introduction of various animal diseases, including bovine spongiform encephalopathy (BSE).

BSE is a neurological disease of bovine animals and other ruminants and is not known to exist in the United States.

It appears that BSE is primarily spread through the use of ruminant feed containing protein and other products from ruminants infected with BSE. Therefore, BSE could become established in the United States if materials carrying the BSE agent, such as certain meat, animal products, and animal byproducts from ruminants in regions in which BSE exists, or in which there is an undue risk of introducing BSE into the United States, are imported into the United States and are fed to ruminants in the United States. BSE could also become established in the United States if ruminants from regions in which BSE exists, or ruminants from regions in which there is an undue risk of introducing BSE into the United States, are imported into the United States.

Denmark has been listed in § 94.18(a)(2) as a region that presents an undue risk of introducing BSE into the United States. However, on February 25, 2000, Denmark's Ministry of Agriculture confirmed a case of BSE in a native-born animal. Therefore, on May 17, 2000, we published in the **Federal Register** (65 FR 31290-31291, Docket 00-030-1) a proposal to amend the regulations by adding Denmark to the list in § 94.18(a)(1) of regions where BSE

exists. Regions on both lists are subject to the same restrictions on the importation of ruminants, meat, meat products, and certain other products of ruminants, into the United States.

We solicited comments concerning our proposal for 60 days ending July 17, 2000. We did not receive any comments. Therefore, for the reasons given in the proposed rule, we are adopting the proposed rule as a final rule, without change.

**Executive Order 12866 and Regulatory Flexibility Act**

This proposed rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

We are amending the regulations by adding Denmark to the list of regions where BSE exists because the disease has been detected in a native-born animal in that region.

Denmark has been listed among the regions that present an undue risk of introducing BSE into the United States. Regardless of which of the two lists a region is on, the same restrictions apply to the importation of ruminants, meat, meat products, and certain other products of ruminants that have been in that region. Therefore, this final rule will not result in any change in the rules that apply to the importation of ruminants, meat, meat products, or other products of ruminants that have been in Denmark.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action will not have a significant impact on a substantial number of small entities.

**Executive Order 12988**

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule: (1) Preempts all State and local laws that are inconsistent with this rule; (2) has no retroactive effect; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

**Paperwork Reduction Act**

This final rule contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

**List of Subjects in 9 CFR Part 94**

Animal diseases, Imports, Livestock, Meat and meat products, Milk, Poultry and poultry products, Reporting and recordkeeping requirements.

Accordingly, we are amending 9 CFR part 94 as follows:

**PART 94—RINDERPEST, FOOT-AND-MOUTH DISEASE, FOWL PEST (FOWL PLAGUE), EXOTIC NEWCASTLE DISEASE, AFRICAN SWINE FEVER, HOG CHOLERA, AND BOVINE SPONGIFORM ENCEPHALOPATHY: PROHIBITED AND RESTRICTED IMPORTATIONS**

1. The authority citation for part 94 continues to read as follows:

**Authority:** Title IV, Pub. L. 106-224, 114 Stat. 438, 7 U.S.C. 7701-7772; 7 U.S.C. 450; 19 U.S.C. 1306; 21 U.S.C. 111, 114a, 134a, 134b, 134c, 134f, 136, and 136a; 31 U.S.C. 9701; 42 U.S.C. 4331 and 4332; 7 CFR 2.22, 2.80, and 371.4.

**§ 94.18 [Amended]**

2. Section 94.18 is amended as follows:

- a. In paragraph (a)(1), by adding the word "Denmark," in alphabetical order.
- b. In paragraph (a)(2), by removing the word "Denmark,".

Done in Washington, DC this 18th day of August 2000.

**Bobby R. Acord,**

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

[FR Doc. 00-21650 Filed 8-23-00; 8:45 am]

**BILLING CODE 3410-34-U**

**FEDERAL RESERVE SYSTEM**

**12 CFR Part 220**

[Regulation T]

**Credit by Brokers and Dealers; List of Foreign Margin Stocks**

**AGENCY:** Board of Governors of the Federal Reserve System.

**ACTION:** Final rule; determination of applicability of regulations.

**SUMMARY:** The List of Foreign Margin Stocks (Foreign List) is composed of certain foreign equity securities that qualify as *margin securities* under Regulation T. The Foreign List is published twice a year by the Board.

**EFFECTIVE DATE:** September 1, 2000.

**FOR FURTHER INFORMATION CONTACT:** Peggy Wolfrum, Securities Regulation Analyst, Division of Banking Supervision and Regulation, (202) 452-2837, or Scott Holz, Senior Counsel, Legal Division, (202) 452-2966, Board of Governors of the Federal Reserve System, Washington, DC 20551. For the hearing impaired *only*, contact Janice Simms, Telecommunications Device for the Deaf (TDD) at (202) 872-4984.

**SUPPLEMENTARY INFORMATION:** Listed below is a complete edition of the Board's Foreign List. The Foreign List was last published on February 24, 2000 (65 FR 9207), and became effective March 1, 2000.

The Foreign List is composed of foreign equity securities that qualify as margin securities under Regulation T by meeting the requirements of § 220.11(c) and (d). Additional foreign securities qualify as margin securities if they are deemed by the Securities and Exchange Commission (SEC) to have a "ready market" under SEC Rule 15c3-1 (17 CFR 240.15c3-1) or a "no-action" position issued thereunder. This includes all foreign stocks in the FTSE World Index Series.

It is unlawful for any creditor to make, or cause to be made, any representation to the effect that the inclusion of a security on the Foreign List is evidence that the Board or the SEC has in any way passed upon the merits of, or given approval to, such security or any transactions therein. Any statement in an advertisement or other similar communication containing a reference to the Board in connection with the Foreign List or the stocks thereon shall be an unlawful representation.

There are no additions to the Foreign List. The stock of GEHE AG from Germany is being removed because it appears on the FTSE World Index Series and continued inclusion on the Foreign List would be redundant. The stock of ASATSU INC. from Japan has been changed to ASATSU-DK INC. The following two Japanese stocks are being removed because they no longer substantially meet the provisions of § 220.11(d) of Regulation T:

BANK OF KINKI, LTD.

¥ 50 par common  
SURUGA BANK LTD.

¥ 50 par common

**Public Comment and Deferred Effective Date**

The requirements of 5 U.S.C. 553 with respect to notice and public participation were not followed in connection with the issuance of this amendment due to the objective character of the criteria for inclusion and continued inclusion on the Foreign List specified in § 220.11(c) and (d). No additional useful information would be gained by public participation. The full requirements of 5 U.S.C. 553 with respect to deferred effective date have not been followed in connection with the issuance of this amendment because the Board finds that it is in the public interest to facilitate investment and credit decisions based in whole or in

part upon the composition of the Foreign List as soon as possible. The Board has responded to a request by the public and allowed approximately a one-week delay before the Foreign List is effective.

**List of Subjects in 12 CFR Part 220**

Brokers, Credit, Margin, Margin requirements, Investments, Reporting and recordkeeping requirements, Securities.

Accordingly, pursuant to the authority of sections 7 and 23 of the Securities Exchange Act of 1934, as amended (15 U.S.C. 78g and 78w), and in accordance with 12 CFR 220.2 and 220.11, there is set forth below a complete edition of the Foreign List.

*Japan*

AIWA CO., LTD.

¥ 50 par common

AKITA BANK, LTD.

¥ 50 par common

AOMORI BANK, LTD.

¥ 50 par common

ASATSU-DK INC.

¥ 50 par common

BANDAI CO., LTD.

¥ 50 par common

BANK OF NAGOYA, LTD.

¥ 50 par common

CHUDENKO CORP.

¥ 50 par common

CHUGOKU BANK, LTD.

¥ 50 par common

CLARION CO., LTD.

¥ 50 par common

DAIHATSU MOTOR CO., LTD.

¥ 50 par common

DAINIPPON SCREEN MFG. CO., LTD.

¥ 50 par common

DENKI KAGAKU KOGYO

¥ 50 par common

EIGHTEENTH BANK, LTD.

¥ 50 par common

FUTABA CORP.

¥ 50 par common

FUTABA INDUSTRIAL CO., LTD.

¥ 50 par common

HIGO BANK, LTD.

¥ 50 par common

HITACHI CONSTRUCTION

MACHINERY CO., LTD.

¥ 50 par common

HITACHI SOFTWARE ENGINEERING CO., LTD.

¥ 50 par common

HITACHI TRANSPORT SYSTEM, LTD.

¥ 50 par common

HOKKOKU BANK, LTD.

¥ 50 par common

HOKUETSU BANK, LTD.

¥ 50 par common

HOKUETSU PAPER MILLS, LTD.

¥ 50 par common

IYO BANK, LTD.

¥ 50 par common

JAPAN AIRPORT TERMINAL CO., LTD.

¥ 50 par common

JAPAN SECURITIES FINANCE CO., LTD.

¥ 50 par common

JUROKU BANK, LTD.

¥ 50 par common

KAGOSHIMA BANK, LTD.

¥ 50 par common

KAMIGUMI CO., LTD.

¥ 50 par common

KATOKICHI CO., LTD.

¥ 50 par common

KEISEI ELECTRIC RAILWAY CO., LTD.

¥ 50 par common

KEIYO BANK, LTD.

¥ 50 par common

KIYO BANK, LTD.

¥ 50 par common

KOMORI CORP.

¥ 50 par common

KONAMI CO., LTD.

¥ 50 par common

KYOWA EXEO CORP.

¥ 50 par common

MATSUSHITA SEIKO CO., LTD.

¥ 50 par common

MAX CO., LTD.

¥ 50 par common

MICHINOKU BANK, LTD.

¥ 50 par common

MUSASHINO BANK, LTD.

¥ 50 par common

NAMCO, LTD.

¥ 50 par common

NICHICON CORP.

¥ 50 par common

NIHON UNISYS, LTD.

¥ 50 par common

NIPPON COMSYS CORP.

¥ 50 par common

NIPPON TRUST BANK, LTD.

¥ 50 par common

NISHI-NIPPON BANK, LTD.

¥ 50 par common

NISHI-NIPPON RAILROAD CO., LTD.

¥ 50 par common

NISSAN CHEMICAL INDUSTRIES, LTD.

¥ 50 par common

OGAKI KYORITSU BANK, LTD.

¥ 50 par common

Q.P. CORP.

¥ 50 par common

RINNAI CORPORATION

¥ 50 par common

RYOSAN CO., LTD.

¥ 50 par common

SAGAMI RAILWAY CO., LTD.

¥ 50 par common

SAIBU GAS CO., LTD.

¥ 50 par common

SAKATA SEED CORP.

¥ 50 par common

SANTEN PHARMACEUTICAL CO., LTD.

¥ 50 par common

SHIMADZU CORP.

¥ 50 par common

SHIMAMURA CO., LTD.  
 ¥ 50 par common  
 SUMITOMO RUBBER INDUSTRIES,  
 LTD.  
 ¥ 50 par common  
 TAIYO YUDEN CO., LTD.  
 ¥ 50 par common  
 TAKARA STANDARD CO., LTD.  
 ¥ 50 par common  
 TAKUMA CO., LTD.  
 ¥ 50 par common  
 TOHO BANK, LTD.  
 ¥ 50 par common  
 TOHO GAS CO., LTD.  
 ¥ 50 par common  
 TOKYO OHKA KOGYO CO., LTD.  
 ¥ 50 par common  
 TOKYO TOMIN BANK, LTD.  
 ¥ 500 par common  
 UNI-CHARM CORP.  
 ¥ 50 par common  
 USHIO, INC.  
 ¥ 50 par common  
 YAMAHA MOTOR CO., LTD.  
 ¥ 50 par common  
 YAMANASHI CHUO BANK, LTD.  
 ¥ 50 par common  
 YODOGAWA STEEL WORKS, LTD.  
 ¥ 50 par common

By order of the Board of Governors of the Federal Reserve System, acting by its Director of the Division of Banking Supervision and Regulation pursuant to delegated authority (12 CFR 265.7(f)(10)), August 18, 2000.

**Jennifer J. Johnson,**  
*Secretary of the Board.*

[FR Doc. 00-21590 Filed 8-23-00; 8:45 am]

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## EMERGENCY STEEL GUARANTEE LOAN BOARD

### 13 CFR Part 400

RIN 3003-ZA00

#### Emergency Steel Guarantee Loan Program; Participation in Unguaranteed Tranche

**AGENCY:** Emergency Steel Guarantee Loan Board.

**ACTION:** Final rule.

**SUMMARY:** The Emergency Steel Guarantee Loan Board (Board) is amending the regulations governing the Emergency Steel Guarantee Loan Program (Program). These changes are meant to clarify the regulations applicable to certain types of loan participations. The intent of these changes is to make explicit the Board's position with respect to participations in wholly unguaranteed tranches of loans that are guaranteed under the Program.

**DATES:** This rule is effective August 24, 2000.

**FOR FURTHER INFORMATION CONTACT:** Marguerite S. Owen, General Counsel, Emergency Steel Guarantee Loan Board, U.S. Department of Commerce, Room H2500, Washington, D.C. 20230, (202) 219-0584.

**SUPPLEMENTARY INFORMATION:** On October 27, 1999, the Board published a final rule codifying at Chapter IV, Title 13, Code of Federal Regulations (CFR), regulations implementing the Program, as established in Chapter 1 of Public Law 106-51, the Emergency Steel Loan Guarantee Act of 1999 (64 FR 57932).

Section 400.210 sets forth terms and conditions governing assignment or transfer of loans and interests in loans between and among eligible lenders. This rule adds a new § 400.214 to make clear that certain types of participations in unguaranteed portions of loans are not transfers or assignments to a lender under the regulations, though a lender can participate in an unguaranteed portion of a loan. Further, this rule sets forth the terms and conditions governing participation in an unguaranteed tranche of a loan guaranteed under the Program. It does so by describing categories of entities that may act as participants without Board approval and providing that other entities may act as participants with Board approval. This rule also contains a requirement for a minimum percentage of the unguaranteed portion of a guaranteed loan that a lender is required to hold without participation.

Administrative Law Requirements

*Executive Order 12866*

This final rule has been determined not to be significant for purposes of Executive Order 12866.

*Administrative Procedure Act*

This rule is exempt from the rulemaking requirements contained in 5 U.S.C. 553 pursuant to authority contained in 5 U.S.C. 553(a)(2) as it involves a matter relating to loans. As such, prior notice and an opportunity for public comment and a delay in effective date otherwise required under 5 U.S.C. 553 are inapplicable to this rule.

*Regulatory Flexibility Act*

Because this rule is not subject to a requirement to provide prior notice and an opportunity for public comment pursuant to 5 U.S.C. 553, or any other law, the analytical requirements of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, are inapplicable.

*Congressional Review Act*

This rule has been determined to be not major for purposes of the

Congressional Review Act, 5 U.S.C. 801 *et seq.*

*Intergovernmental Review*

No intergovernmental consultations with State and local officials are required because the rule is not subject to the provisions of Executive Order 12372 or Executive Order 12875.

*Unfunded Mandates Reform Act of 1995*

This rule contains no Federal mandates, as that term is defined in the Unfunded Mandates Reform Act, on State, local and tribal governments or the private sector.

*Executive Order 13132*

This rule does not contain policies having federalism implications requiring preparation of a Federalism Summary Impact Statement.

*Executive Order 12630*

This rule does not contain policies that have takings implications.

#### List of Subjects in 13 CFR Part 400

Administrative practice and procedure, Loan programs—steel, Reporting and recordkeeping requirements.

Dated: August 14, 2000.

**Daniel J. Rooney,**  
*Executive Secretary, Emergency Steel Guarantee Loan Board.*

For the reasons set forth in the preamble, 13 CFR part 400 is amended to read as follows:

#### PART 400—EMERGENCY STEEL GUARANTEE LOAN PROGRAM

1. The authority citation for part 400 continues to read as follows:

**Authority:** Pub. L. 106-51, 113 Stat. 255 (15 U.S.C. 1841 note).

2. New § 400.214 is added to read as follows:

##### § 400.214 Participation in unguaranteed tranche of guaranteed loan.

(a) Subject to paragraphs (b) and (c) of this section, a Lender may distribute the risk of a wholly unguaranteed tranche of a loan guaranteed under the Program by purchase of participations therein from the Lender if:

(1) Neither the loan note nor the Guarantee is assigned, conveyed, sold, or transferred in whole or in part;

(2) The Lender remains solely responsible for the administration of the loan; and

(3) The Board's ability to assert any and all defenses available to it under the Guarantee and the law is not adversely affected.