section, from the date of the sale of the property to a date (to be determined by the director) preceding the date of return by not more than 30 days.

(e) *Effective date.* This section is effective as of December 30, 1994.

Approved: December 13, 1994.

#### Margaret Milner Richardson,

Commissioner of Internal Revenue.

### Leslie Samuels,

Assistant Secretary of the Treasury. [FR Doc. 94–31665 Filed 12–30–94; 8:45 am] BILLING CODE 4830–01–U

# DEPARTMENT OF JUSTICE

#### Federal Bureau of Investigation

#### 28 CFR Part 16

[A.G. Order No. 1943-94]

#### Fee for Production of Identification Record

**AGENCY:** Federal Bureau of Investigation, Department of Justice. **ACTION:** Final rule.

**SUMMARY:** The cost for production of a Federal Bureau of Investigation (FBI) identification record has increased from \$17 to \$18. This final rule will permit the FBI to increase the fee from \$17 to \$18 for the production of identification records for the subjects of such records.

EFFECTIVE DATE: February 2, 1995. FOR FURTHER INFORMATION CONTACT:

Bennie F. Brewer, FBI, Criminal Justice Information Services Division, Programs Support Section, Washington, D.C. 20535, telephone number (202) 324– 2607.

**SUPPLEMENTARY INFORMATION:** A proposed rule to increase the fee for the production of identification records to the subjects of such records was published for notice and comment in the **Federal Register** on August 29, 1994 (59 FR 44383). Interested persons were allowed 30 days to submit comments on the proposal. No comments were received.

Departmental Order 556–73 (38 FR 32806, November 28, 1973) directed that the FBI publish rules for dissemination of arrest and conviction records upon request. That order resulted from a determination that 28 U.S.C. 534 does not prohibit the subjects of arrest and conviction records from having access to those records. In accordance with the Attorney General's directive, the FBI has been releasing copies of identification records to the subjects of such records upon submission of a written request, a set of rolled-inked fingerprint impressions, and the appropriate processing fee. Based on current cost analysis, the cost for production of an FBI identification record has increased from \$17 to \$18.

This regulation has been drafted and reviewed in accordance with Executive Order No. 12866, Section 1(b), Principles of Regulation. The Attorney General has determined that this rule is not a "significant regulatory action" under Executive Order 12866, Section 3(f), Regulatory Planning and Review, and accordingly this rule has not been reviewed by the Office of Management and Budget.

The Attorney General, in accordance with the Regulatory Flexibility Act, 5 U.S.C. 605(b), has reviewed this regulation and by approving it certifies that this regulation will not have a significant economic impact on a substantial number of small entities.

#### List of Subjects in 28 CFR Part 16

Administrative practice and procedure, Courts, Freedom of Information, Privacy, and Sunshine Act.

By virtue of the authority vested in me as Attorney General, including 28 U.S.C. 509 and 510, and 5 U.S.C. 301, Part 16 of Title 28 of the CFR is amended as follows:

# PART 16-[AMENDED]

1. The authority citation for Part 16 continues to read as follows:

**Authority:** 5 U.S.C. 301, 552, 552a, 552b(g), 553; 18 U.S.C. 4203(a)(1); 28 U.S.C. 509, 510, 534; 31 U.S.C. 3717, 9701.

2. Section 16.33 is revised to read as follows:

# $\$ 16.33 Fee for production of identification record.

Each written request for production of an identification record must be accompanied by a fee of \$18 in the form of a certified check or money order, payable to the Treasury of the United States. This fee is established pursuant to the provisions of 31 U.S.C. 9701 and is based upon the clerical time beyond the first quarter hour to be spent in searching for, identifying, and reproducing each identification record requested as specified in §16.10. Any request for waiver of the fee shall accompany the original request for the identification record and shall include a claim and proof of indigency.

Dated: December 20, 1994.

# Janet Reno,

Attorney General.

[FR Doc. 94–32197 Filed 12–30–94; 8:45 am] BILLING CODE 4410–01–M

#### ENVIRONMENTAL PROTECTION AGENCY

# 40 CFR Part 52

[CA 96-1-6799a FRL-5130-9]

#### Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, Mojave Desert Air Quality Management District

**AGENCY:** Environmental Protection Agency (EPA). **ACTION:** Notice of direct final rulemaking.

SUMMARY: EPA is taking direct final action on revisions to the California State Implementation Plan. The revisions concern negative declarations from the Mojave Desert Air Quality Management District (MDAQMD) for two source categories that emit volatile organic compounds (VOC): Natural Gas or Gasoline Processing Equipment and Chemical Processing and Manufacturing. The MDAQMD has certified that these source categories are not present in the District and this information is being added to the federally approved State Implementation Plan. The intended effect of approving these negative declarations is to meet the requirements of the Clean Air Act. as amended in 1990 (CAA or the Act). In addition, the final action on these negative declarations serves as a final determination that the finding of nonsubmittal for these source categories has been corrected and that on the effective date of this action, any Federal Implementation Plan (FIP) clock is stopped. Thus, EPA is finalizing the approval of these revisions into the California SIP under provisions of the CAA regarding EPA action on SIP submittals, SIPs for national primary and secondary ambient air quality standards and plan requirements for nonattainment areas.

**EFFECTIVE DATE:** This action is effective on March 6, 1995 unless adverse or critical comments are received by February 2, 1995. If the effective date is delayed, a timely notice will be published in the **Federal Register**.

**ADDRESSES:** Copies of the submitted negative declarations are available for public inspection at EPA's Region IX office and also at the following locations during normal business hours.

Rulemaking Section (A–5–3), Air and Toxics Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105