

FEDERAL ELECTION COMMISSION**11 CFR Part 4****Public Records and Freedom of Information Act****AGENCY:** Federal Election Commission.**ACTION:** Final rule.

SUMMARY: This notice contains the final Federal Election Commission regulations setting forth procedures to implement the Freedom of Information Act (5 USC § 552) and creates a new part, Part 4, to be added to 11 CFR, Chapter 1.

EFFECTIVE DATE: June 8, 1979.

FOR FURTHER INFORMATION CONTACT: Frederick S. Eiland, Public Information Officer, (202) 523-4065.

SUPPLEMENTARY INFORMATION: The proposed regulation was published on November 22, 1977, at 42 FR 59944. A comment period was specified and a single party commented. The Commission adopted one of the suggestions made by that commentator and revised proposed 11 CFR 4.5(a)(3) to reflect a two-prong test for determining whether information is specifically exempted from disclosure by statute.

In addition, the Commission made several other changes to the proposed regulations. With the exception of the change to 11 CFR 4.4(a)(4) which was revised to provide for the availability of transcripts made from tapes of Commission meetings, all changes were minor.

Only minor changes have been made from the proposed rule and comments were received from only one party. The Commission at present has no FOIA regulations in effect. There is therefore good cause to dispense with the 30 day waiting period before the regulations may become effective. Pursuant to 5 USC 553(d)(3), the regulations are made effective upon publication.

Dated: June 4, 1979.

Robert O. Tiernan,
Chairman, Federal Election Commission.