

paragraph 3. The text of the paragraph is deleted in its entirety and the following is substituted in lieu thereof:

"DOE facilities are also required to examine mixed waste to verify that the waste has been assigned to the proper matrix parameter category (MPC) and to verify compliance with treatment/disposal facilities waste acceptance criteria (WAC). For example, the WIPP-WAC requires that waste containers be examined to detect the presence of free liquids (residual liquid <1% volume of external container), pressurized containers, and particulates (waste materials shall be immobilized if >1% by weight is particulate material <10 microns in diameter, or if >15% by weight is particulate material <200 microns in diameter). Appropriate MPC assignment is made by determining if the waste material parameters (e.g., glass, metal, plastics) meet the criteria specified in DOE Waste Treatability Group Guidance, DOE/LLW-217, for the assigned MPC."

5. Date, Time, and Place Proposals are DUE.

Mail Proposals to: U. S. Department of Energy, Morgantown Energy Technology Center, ATTN: Crystal A. Sharp, P. O. Box 880, 3610 Collins Ferry Road, Morgantown, WV 26507-0880.

All proposals are due at 3610 Collins Ferry Road, Morgantown, West Virginia, no later than 2:00 P.M. local prevailing time on May 2, 1997.

6. Information Package, Overall Arrangement of Proposal, Volume I, Section C. Attachment A titled, "Certificate of ES&H Program" is hereby made a part of this amendment and incorporated into the Information Package.

Attachment A—Certificate of ES&H Program

(Note: Successful Offerors will be required to execute this certification prior to contract award.)

By signing below, the contractor certifies that they have an Environmental, Safety and Health (ES&H) program which, to the best of their knowledge, is consistent and in accordance with applicable local, State, and Federal laws and regulations, and will take all necessary precautions in the performance of the work under this contract to protect the safety and health of its employees and the public and to prevent damage to property, materials, supplies, equipment, and environmental resources.

Name of Organization: _____

Signature of the Officer: _____

Typed Name and Title of the Officer: _____

Date of Execution: _____

The above certification is a material representation of fact upon which reliance was placed when making an award. If it is later determined that the contractor knowingly rendered an erroneous certification, the Contracting Officer may terminate the contract for default.

James J. Grabulis,

Director, Acquisition and Assistance Division.

[FR Doc. 96-22753 Filed 9-5-96; 8:45 am]

BILLING CODE 6450-01-P

Office of Energy Efficiency and Renewable Energy

[Case No. CW-005]

Energy Conservation Program for Consumer Products: Granting of the Application for Interim Waiver and Publishing of the Petition for Waiver of General Electric Appliances From the DOE Clothes Washer Test Procedure

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Notice.

SUMMARY: Today's notice grants an Interim Waiver to General Electric Appliances (GEA) and publishes GEA's Petition for Waiver from the existing Department of Energy (DOE or Department) clothes washer test procedure regarding GEA's clothes washer models YLXR1020T, WLXR1020T and VLXR1020T.

GEA seeks a waiver because its clothes washer models YLXR1020T, WLXR1020T and VLXR1020T have only two temperature selections, a configuration which is not covered in the existing DOE clothes washer test procedure. GEA seeks to test the wash temperature selections by modifying the existing test procedure Temperature Use Factors (TUF's) for a three temperature machine (hot/cold, warm/cold and cold/cold).

DATES: DOE will accept comments, data, and information not later than October 7, 1996.

ADDRESSES: Written comments and statements shall be sent to: Department of Energy, Office of Energy Efficiency and Renewable Energy, Case No. CW-005, Mail Stop EE-43, Room 1J-018, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC, 20585-0121 (202) 586-7140.

FOR FURTHER INFORMATION CONTACT:

P. Marc LaFrance, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Mail Station

EE-431, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-8423

Eugene Margolis, Esq., U.S. Department of Energy, Office of General Counsel, Mail Station GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0103, (202) 586-9507

SUPPLEMENTARY INFORMATION: The Energy Conservation Program for Consumer Products (other than automobiles) was established pursuant to the Energy Policy and Conservation Act, as amended, (EPCA) 42 USC 6291 *et seq.*, which requires DOE to prescribe standardized test procedures to measure the energy consumption of certain consumer products, including clothes washers. The intent of the test procedures is to provide a comparable measure of energy consumption that will assist consumers in making purchasing decisions. These test procedures appear at Title 10 CFR Part 430, Subpart B.

DOE amended the test procedures rules to provide for a waiver process by adding § 430.27 to Title 10, CFR Part 430. (45 FR 64108, September 26, 1980). Thereafter, DOE further amended the appliance test procedure waiver process to allow the Assistant Secretary for Energy Efficiency and Renewable Energy (Assistant Secretary) to grant an Interim Waiver from test procedure requirements to manufacturers that have petitioned DOE for a waiver from such prescribed test procedures. (51 FR 42823, November 26, 1986).

The waiver process allows the Assistant Secretary to temporarily waive the test procedures for a particular basic model when a petitioner shows that the basic model contains one or more design characteristics which prevent testing according to the prescribed test procedures or when the prescribed test procedures may evaluate the basic model in a manner so unrepresentative of its true energy consumption as to provide materially inaccurate comparative data. Waivers generally remain in effect until final test procedure amendments become effective, resolving the problem that is the subject of the waiver.

The Interim Waiver provisions, added by the 1986 amendment, allow the Assistant Secretary to grant an Interim Waiver when it is determined that the applicant will experience economic hardship if the Application for Interim Waiver is denied, if it appears likely that the Petition for Waiver will be granted, and/or the Assistant Secretary determines that it would be desirable for

public policy reasons to grant immediate relief pending a determination on the Petition for Waiver. An Interim Waiver remains in effect for a period of 180 days or until DOE issues its determination on the Petition for Waiver, whichever is sooner, and may be extended for an additional 180 days, if necessary.

On December 19, 1995, GEA filed a Petition for Waiver and an Application for Interim Waiver regarding its clothes washer models YLXR1020T, WLXR1020T and VLXR1020T. On February 8, 1996, GEA withdrew its Application for Interim Waiver and Petition for Waiver. On March 26, 1996, GEA resubmitted its Application for Interim Waiver and Petition for Waiver for the same model numbers. The GEA clothes washers have only two temperature selections (warm/cold and cold/cold). However, the DOE clothes washer test procedure does not have a provision to test a clothes washer with only two temperature selections.

GEA proposed a test method for its clothes washers which would modify the existing test procedure TUF's for a three temperature machine (hot/cold, warm/cold and cold/cold) found in the existing test procedure at Section 5.3 of Appendix J to Subpart B. GEA's proposal would combine the existing TUF's (proration values) for hot/cold (30 percent) and warm/cold (55 percent) for its warm/cold temperature selection. Furthermore, GEA's proposal would maintain the existing test procedure TUF for a cold/cold temperature selection (15 percent) for its machines. The existing test procedure TUF's are based on old (1970's) consumer usage habits. GEA believes that the TUF's for its two temperature machines should be consistent with the existing test procedure. Thus, the GEA clothes washers would be tested with TUF values of 85 percent for warm/cold and 15 percent for cold/cold.

Discussion of Comments

The Whirlpool Corporation (Whirlpool) provided comments relative to the GEA Interim Waiver Application and Petition for Waiver. Whirlpool stated that it supported the GEA request and indicated that both the Interim Waiver and Petition for Waiver should be granted.

The Speed Queen Company (Speed Queen) also commented on the GEA Interim Waiver Application and Petition for Waiver. Speed Queen stated that it supported the GEA proposed test methodology.

GEA provided justification for an Interim Waiver based on the likely approval of the Petition for Waiver. GEA

stated that the Petition for Waiver is likely to be granted because the test procedure proposed is very conservative, and to the best of its knowledge is the current practice in the industry.

The Department agrees with GEA that the Petition for Waiver is likely to be granted. The GEA clothes washer should be tested on the same basis as other models on the market. The waiver should use TUF's that are consistent with the old consumer usage habits rather than reflecting current consumer habits. The test procedure has TUF's for three, four, five and six temperature machines which are used to prorate energy consumption among the various temperature selections. The current clothes washer test procedure specifies a TUF value of 15 percent for a cold wash/cold rinse temperature selection. This is consistent for all of the various multiple temperature selection clothes washers. Therefore, any remaining heated temperature selection should be tested with a TUF value of 85 percent. Furthermore, the Department has received comment supporting this test methodology.

Therefore, based on the likely approval of the Petition for Waiver, the Department grants GEA an Interim Waiver from the DOE test procedures for GEA's clothes washer models YLXR1020T, WLXR1020T and VLXR1020T. GEA shall be permitted to test its clothes washers on the basis of the test procedures specified in Title 10 CFR Part 430, Subpart B, Appendix J, with the following modifications:

(i) Add new section, 5.4 in Appendix J to read as follows:

5.4 Two temperature selection (n=2)

Wash/rinse temperature setting	Temperature use factor (TUF)
Heated/cold	0.85
Cold/cold	0.15

This Interim Waiver is based upon the presumed validity of statements and all allegations submitted by GEA. This Interim Waiver may be revoked or modified at any time upon a determination that the factual basis underlying the Application is incorrect.

This Interim Waiver is effective on the date of issuance by the Assistant Secretary for the Office of Energy Efficiency and Renewable Energy. This Interim Waiver shall remain in effect for a period of 180 days, or until the Department acts on the Petition for Waiver, whichever is sooner, and may be extended for an additional 180-day period, if necessary.

Pursuant to paragraph (b) of Title 10 CFR 430.27, DOE is hereby publishing the "Petition for Waiver" in its entirety. The petition contains no confidential information. DOE would appreciate comments, data and other information regarding the petition discussed above.

Issued in Washington, DC, August 29, 1996.

Robert L. SanMartin,

Director of Scientific Initiatives, Energy Efficiency and Renewable Energy.

March 26, 1996.

Assistant Secretary,
Conservation and Renewable Energy, United States Department of Energy, Forrestal Building, 1000 Independence Avenue SW., Washington, DC 20585.

RE: Application for Interim Waiver and Petition for Waiver, Appendix J, Subpart B CFR part 430, Test Method for Clothes Washers with Two Temperatures.

Dear Assistant Secretary:

This Application for Interim Waiver and Petition for Waiver is submitted pursuant to Title 10 CFR 430.27, which provides for modification of test method because of design characteristics preventing testing or producing data unrepresentative of a covered product's true energy consumption characteristics.

GE Appliances (GEA) is introducing a new model with two temperature selections. The model numbers are YLXR1020T, WLXR1020T, and VLXR1020T. The existing Appendix J test method does not provide a Temperature Usage Factor for a two temperature machine.

Other manufacturers who incorporate similar designs are Whirlpool (model #LBR2121D) and Frigidaire/White Westinghouse (models #MWX121RB/#MWL111RBW). There is also a Kenmore model #15122 with two temperature settings.

GEA requests an Interim Waiver and Waiver to allow testing of the machine per Appendix J with the following modifications: Add Section 5.4 Two temperature selection (n=2).

Wash/rinse temperature setting	TUF
Warm/cold85
Cold/cold15

The reasons why these TUF's are suggested are:

(1) The three temperature TUF is Hot/cold .30, Warm/cold .55, and Cold/cold .15. Adding the Hot/cold and Warm/cold TUF's together yields .85. One might assume, conservatively, that if only Warm were available, it would be used 85% of the time.

(2) The test procedures for Canada prescribe the TUF's above.

(3) The AHAM proposed test procedure, based on 1994 data, is less conservative. It uses TUF's of .64 for Warm/cold and .36 for Cold/cold.

GEA requests immediate relief by grant of the proposed Interim Waiver, justified by the following reason:

Likely Approval of Waiver—The Petition for Waiver is likely to be granted because the

test procedure proposed is very conservative, even more so than the new test procedure supported by AHAM, and to the best of our knowledge is the current practice in the industry. Thank you for considering this petition.

Jane Ransdell,

Energy Standards Engineer.

cc: Earl Jones

[FR Doc. 96-22754 Filed 9-5-96; 8:45 am]

BILLING CODE 6450-01-P

Federal Energy Regulatory Commission

[Docket No. RP96-349-000]

Colorado Interstate Gas Company; Notice of Section 4 Filing

August 30, 1996.

Take notice that on August 27, 1996, Colorado Interstate Gas Company (CIG) tendered for filing pursuant to Section 4 of the Natural Gas Act, a notice of termination of gathering services which CIG currently provides on gathering facilities that the Commission has authorized to be transfer to its affiliate, CIG Field Service Company.¹ CIG states that the termination of service does not apply to gathering services provided by CIG using its Panhandle Field Gathering System in Potter, Moore, Hutchinson, Carson, Hartley, and Oldham Counties, Texas.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C., 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure. All such motions or protests should be filed on or before September 9, 1996. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 96-22735 Filed 9-5-96; 8:45 am]

BILLING CODE 6717-01-M

¹ Pursuant to authorization issued in Docket No. CP96-41-000, *et al.*, 75 FERC ¶61,324 (1996), the Commission authorized CIG to transfer a substantial portion of its gathering facilities and operation to CIG Field Services Company.

[Docket No. CP96-749-000]

Columbia Gas Transmission Corporation; Notice of Request Under Blanket Authorization

August 30, 1996.

Take notice that on August 27, 1996, Columbia Gas Transmission Corporation (Columbia), 1700 MacCorkle Avenue, S.E., Charleston, West Virginia 25314-1599, filed in Docket No. CP96-749-000 a request pursuant to Sections 157.205 and 157.212 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 157.212) for authorization to construct and operate a new point of delivery in Southampton County, Virginia, under Columbia's blanket certificate issued in Docket No. CP83-76-000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Columbia proposes to construct and operate a new point of delivery. The new delivery point has been requested by Commonwealth Gas Services, Inc. for additional firm transportation service for commercial service. Columbia states that there will be no impact on its existing peak day obligation to its other customers.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 96-22732 Filed 9-5-96; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TM97-1-23-000]

Eastern Shore Natural Gas Company; Notice of Tariff Filing

August 30, 1996.

Take notice that on August 27, 1996, Eastern Shore Natural Gas Company (Eastern Shore) tendered for filing revised tariff sheets to its FERC Gas

Tariff, First Revised Volume No. 1. Such proposed tariff sheets are proposed to be effective October 1, 1996.

Eastern Shore states that the purpose of the filing is to reflect a decrease in the Annual Charge Adjustment (ACA) Charge in the commodity portion of Eastern Shore's sales and transportation rates. Pursuant to Order No. 472, the Commission has assessed Eastern Shore its ACA unit rate of \$0.0020 per Mcf (\$0.0019 per dt on Eastern Shore's system) for the annual period commencing October 1, 1996.

Eastern Shore states that copies of the filing are being mailed to affected customers and interested State Commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Sections 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests must be filed as provided in Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 96-22728 Filed 9-5-96; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TM97-2-23-000]

Eastern Shore Natural Gas Company; Notice of Tariff Filing

August 30, 1996.

Take notice that on August 27, 1996 Eastern Shore Natural Gas Company (Eastern Shore) tendered for filing certain revised tariff sheets to its FERC Gas Tariff, First Revised Volume No. 1. Such proposed tariff sheets are proposed to be effective October 1, 1996.

Eastern Shore states that the purpose of the filing is to track the cost of storage service purchased from Columbia Gas Transmission Corporation under their Rate Schedules FSS and SST, the costs of which are included in the rates payable under Eastern Shore's Rate Schedules CWS and CFSS, respectively.