

Dated: August 5, 1996.

A. Stanley Meiburg,

*Acting Regional Administrator.*

[FR Doc. 96-24042 Filed 9-19-96; 8:45 am]

BILLING CODE 6560-50-P

#### 40 CFR Parts 153 and 159

[OPP-60010F; FRL-5396-1]

RIN 2070-AB50

#### **Reporting Requirements for Risk/ Benefit Information; Extension of Comment Period to Request Comments on Burden Estimates; Denial of Petition**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposal; extension of comment period; denial of petition.

**SUMMARY:** In the Federal Register of August 12, 1996, EPA reopened the comment period for a proposed rule that published in the Federal Register of September 24, 1992, which defined the specifics of reporting requirements under section 6(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act. This document announces the extension of the comment period for an additional 30 days. This document also announces the Agency's decision to deny a petition request to reopen the comment period to address broader issues of the proposed rule.

**DATES:** Comments must be submitted on or before October 21, 1996.

**ADDRESSES:** Submit written comments identified by the docket control number OPP-60010F by mail to: Public Response Section, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments directly to the OPP docket which is located in Rm. 1132 of Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form or encryption. Comments and data will also be accepted on disks in WordPerfect 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number "OPP-60010F." No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this document may be

filed online at many Federal Depository Libraries.

Information submitted as a comment concerning this document may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All comments will be available for public inspection in Rm. 1132 at the Virginia address given above from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

**FOR FURTHER INFORMATION CONTACT:** Jim Roelofs, Policy and Special Projects Staff, Office of Pesticide Programs, Environmental Protection Agency, Mail Code (7501C), 401 M St., SW., Washington, DC 20460, Telephone: (703) 308-2964, e-mail: roelofs.jim@epamail.epa.gov.

#### **SUPPLEMENTARY INFORMATION:**

In the Federal Register of August 12, 1996 (61 FR 41764) (FRL-5388-1), EPA announced the reopening of the comment period to a proposed rule published in the Federal Register of September 24, 1992 (57 FR 44290), which defined the specifics of reporting requirements under section 6(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Comments were limited to the sole issue of the costs or burdens associated with the proposed rule and the latest draft of the final rule.

On August 29, 1996, a number of industry trade associations formally petitioned the Agency to extend the comment period for 60 days, and to initiate a broader reopening of the rulemaking record to take comment on a number of provisions in the June 14, 1996 "draft final" version of the rule. In addition to specific provisions, the petitioners seem to argue that this broader reopening is necessary in order to allow commenters to address the value and legality of the requested information in addition to the burden associated with the information. The Agency believes that all the information covered by the draft final rule is information contained within the broad scope of section 6(a)(2). The Agency does not believe that a notice and comment opportunity is necessary or would be particularly helpful to resolve this legal issue. Similarly, the Agency does not believe that a notice and comment opportunity is either legally

mandated or would be particularly helpful in assisting the Agency to assess the regulatory utility of the information covered in the draft final rule. Finally, the petitioners assert that specific provisions of the June 14 "draft final" rule which differ from provisions of the 1992 proposed rule were wholly unanticipated and did not arise from comments received on the proposed rule. The Agency does not agree; the specific provisions noted by the petitioners arose from the Agency's interpretation of and response to comments received, including, in some instances, comments from the petitioners themselves. While the Agency appreciates the concerns of the petitioners and has no interest in the imposition of unnecessary or undue reporting burdens on pesticide registrants, EPA continues to believe that a reopening of the record limited to information concerning the nature of the burden associated with the draft final reporting requirements is both legally sufficient and the best way of providing interested parties with an opportunity to provide information to the Agency that could be helpful in concluding this rulemaking.

The Agency is therefore denying the petition request to reopen the record to include issues other than that of the burden associated with the reporting requirements. The Agency believes an additional period of 30 days is appropriate and sufficient to give petitioners added opportunity to comment on burden issues.

#### List of Subjects in Part 153 and 159

Environmental protection, Information collection requests, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: September 12, 1996.

Lynn R. Goldman,

*Assistant Administrator for Prevention,  
Pesticides and Toxic Substances.*

[FR Doc. 96-24201 Filed 9-19-96; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### **National Highway Traffic Safety Administration**

#### **49 CFR Part 571**

[Docket No. 96-095, Notice 02]

RIN 2127-AG50

### **Federal Motor Vehicle Safety Standards; Child Restraint Systems**

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), DOT.

**ACTION:** Notice of public workshop; correction.

**SUMMARY:** This document announces that NHTSA has rescheduled the public workshop on potential requirements for universal child restraint anchorage systems. The workshop will be held on October 17 and October 18 rather than on October 9 and 10. The agency is making this change to accommodate the schedules of certain attendees to the workshop. Readers should refer to the September 10, 1996 Federal Register for detailed information about this workshop. (61 FR 47728).

**DATES:** *Public workshop:* The public workshop will be held in Washington, DC on October 17 and 18, 1996, from 9:30 a.m. to 5:00 p.m.

Those wishing to participate in the workshop should contact Dr. George Mouchahoir, at the address or telephone number listed below, by October 11, 1996.

*Written comments:* Written comments may be submitted to the agency and must be received by October 28, 1996.

**ADDRESSES:** *Public workshop:* The public workshop will be held in room 2230 of the Nassif Building, 400 Seventh St., SW., Washington, DC 20590.

*Written comments:* All written comments must refer to the docket and notice number of this notice and be submitted (preferable 10 copies) to the Docket Section, National Highway Traffic Safety Administration (NHTSA), Room 5109, 400 Seventh St., SW., Washington, DC 20590. Docket hours are from 9:30 a.m. to 4:00 p.m. Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:**

Dr. George Mouchahoir, Office of Crashworthiness Standards, National Highway Traffic Safety Administration, 400 Seventh St., SW., Washington, DC 20590 (telephone 202-366-4919).

Issued on: September 16, 1996.

L. Robert Shelton,

*Acting Associate Administrator for Safety Performance Standards.*

[FR Doc. 96-24136 Filed 9-19-96; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**50 CFR Part 648**

[Docket No. 960910252-6252-01; I.D. 082296B]

**RIN 0648-A177**

**Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Amendment 5**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Proposed rule; request for comments.

**SUMMARY:** NMFS proposes regulations to implement Amendment 5 to the Fishery Management Plan for the Atlantic Sea Scallop Fishery (FMP). The amendment would: Close a 9 mi<sup>2</sup> (23.31 km<sup>2</sup>) site to mobile fishing gear and partially close the site to non-mobile gear for an 18-month period, and temporarily exempt certain vessels from fishing regulations. The intended effect is to support an aquaculture research project and prevent conflicts between fishing gear and project equipment for the limited duration of the research project.

**DATES:** Comments on the proposed rule must be received on or before November 1, 1996.

**ADDRESSES:** Comments on the proposed rule, Amendment 5, or its supporting documents should be sent to Dr. Andrew A. Rosenberg, Director, Northeast Regional Office, NMFS, 1 Blackburn Drive, Gloucester, MA 01930. Mark the outside of the envelope "Comments on Sea Scallop Plan."

Comments regarding burden-hour estimates for collection-of-information requirements contained in this proposed rule should be sent to Dr. Andrew A. Rosenberg, at the address above, and to the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Washington, D.C. 20502 (Attention: NOAA Desk Officer).

Copies of Amendment 5, its regulatory impact review, initial regulatory flexibility analysis, and the environmental assessment are available from Christopher Kellogg, Acting Executive Director, New England Fishery Management Council, Suntaug Office Park, 5 Broadway, Saugus, MA 01906-1097.

**FOR FURTHER INFORMATION CONTACT:** Paul H. Jones, Fishery Policy Analyst, 508-281-9273.

**SUPPLEMENTARY INFORMATION:**

Regulations implementing the FMP are found at 50 CFR part 648. The objectives of the FMP are: (1) To restore adult stock abundance and age distribution; (2) to increase yield-per-recruit for each stock; (3) to evaluate plan research, development and enforcement costs; and (4) to minimize adverse environmental impacts on sea scallops. This amendment would address these objectives indirectly by implementing regulations in support of a sea scallop aquaculture project that may yield information applicable to improving conservation and management of this species.

**Proposed Management Measures**

Amendment 5 to the FMP was prepared by the New England Fishery Management Council (Council). A notice of availability for the proposed amendment was published in the Federal Register on August 29, 1996, (61 FR 45395). The amendment proposes to establish a 9 mi<sup>2</sup> (23.31 km<sup>2</sup>) area closure approximately 12 mi (22.22 km) southwest of the island of Martha's Vineyard, MA, for 18 months, during which time a scallop aquaculture project sponsored by NMFS under the Saltonstall-Kennedy grant program would take place. This area is hereafter called the Sea Scallop Experimental Area.

This action would allow some vessels participating in the project to receive exemptions from current fishing regulations. Eleven fishing vessels and two research vessels would participate in the project research and activity. Scientific research vessels conducting scientific research are exempt from fishing regulations implemented under the Magnuson Fishery Conservation and Management Act (Magnuson Act). However, fishing vessels engaged in project activities must receive written authorization in the form of an experimental fishing permit (EFP) from the Director, Northeast Regional, NMFS (Regional Director) to be exempted from any of the regulations. Activities that may be exempted include, but are not limited to: Fishing within the Sea Scallop Experimental Area, using fishing gear that does not conform to the regulations, or possessing scallops when not fishing under a days-at-sea (DAS) allocation. This requirement for an EFP differs from the Council's proposed amendment but is necessary to ensure consistency with and enforceability of the new regulations under § 600.745 regarding scientific research and exempted fishing activities.

This action would prohibit fishing with gillnet and mobile gear, i.e., trawls