

petition area would be short to medium term, but would nevertheless be considered incompatible with the goals of the master plan which are to preserve the park's natural resources and minimize adverse effects on these resources and visitation because of strip mining (see previous discussion on page 7).

D. Allegation No. 4 is that surface coal mining operations should not be allowed because the watershed, due to frequent flooding, constitutes a natural hazard land.

The petitioners have alleged that any additional mining would increase surface water runoff and increase sediment loading and flooding to downstream areas in the Cumberland Gap National Historical Park and the City of Middlesborough. They support this by making a statement that, without any major surface disturbances within the watershed, there is still evidence of current sediment loading from the headwaters (identified as logging roads) which are depositing sediment in the stream channel of Little Yellow Creek.

With regard to Allegation No. 4, OSM's findings in the PED/EIS demonstrated that mining in the petition area would not substantially affect the flooding potential in the Yellow Creek basin and that the Fern Lake watershed does not constitute a natural hazard land. Mining in the watershed would constitute a minor change in the overall land use, which, when coupled with the storage capacity of the required sediment basins, should not significantly alter surface water runoff to the Little Yellow Creek watershed. As a result, I have determined that the area does not constitute a natural hazard land and that mining would not significantly alter the flooding potential of the area.

VIII. Conclusion

I find that surface coal mining operations in the petition area would affect the renewable resource lands in that area and result in a substantial loss in long-range productivity of Fern Lake, which serves as the Middlesborough public water supply. Surface mining would alter the physical and chemical properties of the water stored in the lake. Changes in sediment loading and water chemistry could degrade the water quality of the lake so as to be a major burden on the city's water treatment plant. Mining in the petition area would cause this loss in productivity even if conducted in full compliance with the environmental performance standards of SMCRA.

In addition, I find that surface coal mining operations in the petition area

would affect fragile lands resulting in damage to important esthetic values and natural systems and would be incompatible with the goals of the master plan for the Cumberland Gap National Historical Park. I considered these findings in my decision on the petition, but the most important consideration was the impact of surface coal mining operations in the petition area on productivity of the Fern Lake water supply.

I find that alternative No. 1, designating the entire petition area as unsuitable for surface coal mining operations but allowing underground mining from outside the petition area, will best prevent the harms discussed in this decision. The other designation alternatives would not effectively address the adverse effects identified in Section V of the PED/EIS.

IX. Future Action

OSM is responsible for approving or denying applications for proposed surface coal mining operations in the Fern Lake petition area. Under this decision, OSM would not receive and process applications for proposed surface coal mining operations on any coal seam within the Fern Lake petition area. However, if a petitioner provides information to terminate this designation, the petition would require new allegations of fact that would support such a termination.

X. Notification

Pursuant to 30 CFR 942.764.19, this "Statement of Reasons" is being sent simultaneously by certified mail to the petitioners and by regular mail to every other party to the petition process. My decision becomes final upon the date of signing this statement. Any appeal from this decision must be filed within 60 days from this date in the United States District Court for the Eastern District of Tennessee, as required by Section 526(a)(1) of SMCRA.

Dated: September 13, 1996.

Robert J. Uram,

*Director, Office of Surface Mining
Reclamation and Enforcement.*

[FR Doc. 96-24262 Filed 9-20-96; 8:45 am]

BILLING CODE 4310-05-M

DEPARTMENT OF JUSTICE

Office of Justice Programs

[OJP No. 1100]

RIN 1121-ZA49

Solicitation for Corrections Technical Assistance and Conference Series

AGENCY: Office of Justice Programs, Corrections Program Office, Justice.

ACTION: Notice of solicitation of applications.

SUMMARY: The Corrections Program Office is soliciting proposals to establish a Corrections Technical Assistance and Conference Series. The purpose of the series is to provide training and technical assistance to State and local jurisdictions to support the effective implementation of corrections-related grant programs authorized by the Violent Crime Control and Law Enforcement Act of 1994, as amended.

DATES: Applications are due to the Corrections Program Office no later than close of business on October 25, 1996.

ADDRESSES: Corrections Program Office, 633 Indiana Avenue, NW, Washington, DC 20531.

FOR FURTHER INFORMATION CONTACT: Patricia Malak, Corrections Program Office, at (800) 848-6325 or (202) 305-4866 if calling from Metropolitan Washington, DC. Applications for this solicitation may be obtained through this number.

SUPPLEMENTARY INFORMATION:

Authority

This action is authorized under the Violent Crime Control and Law Enforcement Act of 1994, as amended, 42 U.S.C. 13701-9 and 42 U.S.C. 13911, and the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 42 U.S.C. 3796ff-3796ff-4.

Background

The Corrections Program Office is responsible for administration of the following corrections-related grant programs authorized by the Violent Crime Control and Law Enforcement Act of 1994, as amended:

- Violent Offender Incarceration and Truth-in-Sentencing Incentive Formula Grants

- Discretionary Grants to Build Jail Facilities on Tribal Lands

- Residential Substance Abuse Treatment for State Prisoners

- Prevention, Diagnosis, and Treatment of Tuberculosis in Correctional Institutions

The solicitation describes these programs, outlines the scope of work

and tasks to be performed, describes the administrative and application requirements, and provides the forms needed to prepare an application. One award for up to \$1.8 million will be issued as a cooperative agreement. The duration will be one year, with supplemental awards made annually for up to 5 years, based on the recipients performance, program needs, and the availability of funds. The recipient will be expected to work in close partnership with Corrections Program Office and other Department of Justice personnel to define and address the needs for assistance by State and local jurisdictions.

Dated: September 19, 1996.

Larry Meachum,

Director, Corrections Program Office.

[FR Doc. 96-24325 Filed 9-20-96; 8:45 am]

BILLING CODE 4410-18-P

LIBRARY OF CONGRESS

Copyright Office

[Docket No. 96-7 CARP CD 93-94]

Ascertainment of Controversy for 1993 and 1994 Cable Royalty Funds

AGENCY: Copyright Office, Library of Congress.

ACTION: Notice with request for comments.

SUMMARY: The Copyright Office of the Library of Congress directs all claimants to royalty fees collected for secondary transmission by cable systems in 1993 and 1994 to submit comments as to whether a Phase I or a Phase II controversy exists as to the distribution of these funds. The Office also requests comments as to whether it should consolidate the distribution of the 1993 cable royalties with the distribution of the 1994 cable royalties.

DATES: Comments are due November 1, 1996.

ADDRESSES: If sent by mail, an original and five copies of written comments and a Notice of Intent to Participate should be addressed to: Copyright Arbitration Royalty Panel (CARP), P.O. Box 70977, Southwest Station, Washington, D.C. 20024. If hand-delivered, an original and five copies of written comments and a Notice of Intent to Participate should be brought to: Office of the Copyright General Counsel, James Madison Memorial Building, Room 407, First and Independence Avenue, S.E., Washington, D.C. 20540.

FOR FURTHER INFORMATION CONTACT: William Roberts, Senior Attorney, or

Tanya M. Sandros, CARP Specialist, Copyright Arbitration Royalty Panels, P.O. Box 70977, Southwest Station, Washington, D.C. 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

SUPPLEMENTARY INFORMATION: Each year, cable systems submit royalties to the U.S. Copyright Office for a statutory license to retransmit broadcast signals to their subscribers. 17 U.S.C. 111. These royalties are, in turn, distributed to the copyright owners by means of an ad hoc Copyright Arbitration Royalty Panel (CARP) administered by the Librarian of Congress and the Copyright Office.

Before commencing a distribution proceeding, the Librarian of Congress must first ascertain whether a controversy exists as to the distribution of the funds. 17 U.S.C. 803(c). Therefore, the Copyright Office is requesting comment on the existence of controversies as to the distribution of 1993 and 1994 cable royalties. Additionally, the Office seeks comment on whether to consolidate the proceedings for distributing the 1993 cable royalties with the proceeding for distributing the 1994 cable royalties.

Finally, the Office requests that those claimants intending to participate in the 1993, 1994, or a consolidated distribution proceeding file a Notice of Intent to Participate, noting whether participation will be for 1993, 1994 or both; and the level of participation for each year, i.e. Phase I, Phase II, or both. Specifically for Phase II, each claimant must state each program category in which he or she has an interest which by the end of the comment period has not yet been satisfied by private agreement.

Participants must advise the Office of any particular controversy, Phase I or Phase II, by the end of the comment period. The Office will not consider controversies which come to its attention after the close of the comment period.

Dated: September 17, 1996.

Marybeth Peters,

Register of Copyrights.

[FR Doc. 96-24289 Filed 9-20-96; 8:45 am]

BILLING CODE 1410-33-P

[Docket No. 95-1 CARP DD 92-94]

Distribution of DART Royalty Funds for 1992, 1993, and 1994

AGENCY: Copyright Office, Library of Congress.

ACTION: Notice of prehearing conference.

SUMMARY: The Library of Congress issues this notice to inform the public

that the Copyright Arbitration Royalty Panel (CARP) which shall determine the distribution of the 1992, 1993, and 1994 digital audio recording technology (DART) royalties in the Musical Works Funds has scheduled a prehearing conference with the participants to the proceeding. At this meeting, the participants shall consider proposals for paying the panel for their services and establish a schedule for the hearings.

EFFECTIVE DATE: The prehearing conference will be held on Friday, October 4, 1996, beginning at 10:00 a.m., in the CARP hearing room, Room LM-414, located on the fourth floor of the Library of Congress, James Madison Building, First Street and Independence Avenue, S.E., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Tanya M. Sandros, CARP Specialist, Copyright Arbitration Royalty Panel, P.O. Box 70977, Southwest Station, Washington, D.C. 20024.

SUPPLEMENTARY INFORMATION: The Audio Home Recording Act (AHRA) requires manufacturers and importers to pay royalties on digital audio recording devices and media that are distributed in the United States. Each year, interested copyright parties file claims with the Copyright Office during January and February for royalties collected the preceding calendar year under chapter 10 of the Copyright Act, 17 U.S.C. Subsequently, these funds are distributed to the claimants in two ways; either the claimants negotiate a settlement for a share of the royalties, or the Librarian of Congress convenes a CARP to determine the distribution of the funds.

On August 8, 1996, the Librarian of Congress initiated the 180-day arbitration period for the distribution of the 1992-1994 DART royalties. 61 FR 39670 (July 30, 1996). The regulations governing the administration of the Copyright Arbitration Royalty Panels requires that all meetings of the panels be open to the public, and that the schedule for the proceeding shall be published in the Federal Register at least seven calendar days in advance of the first meeting. 37 CFR 251.11(a)(b). This notice announces the time, date, and place of the first meeting. The arbitrators, however, have not set the schedule for the presentation of the parties' cases at this time. Therefore, the Library will publish the original schedule for this proceeding as soon as it becomes available, as required by 37 CFR 251.11(b). Any changes to the original schedule will be announced in open meeting and issued as orders to the parties participating in the proceeding.