

presence of an agent of the Office of Inspector General.

- (f) Prepare a report on the referendum.
- (g) Announce the results to the public.

§ 1214.204 Subagents.

The referendum agent may appoint any individual or individuals deemed necessary or desirable to assist the agent in performing such agent's functions hereunder. Each individual so appointed may be authorized by the agent to perform any or all of the functions which, in the absence of such appointment, shall be performed by the agent.

§ 1214.205 Ballots.

The referendum agent and subagents shall accept all ballots cast; but, should they, or any of them, deem that a ballot should be challenged for any reason, the agent or subagent shall endorse above their signature, on the ballot, a statement to the effect that such ballot was challenged, by whom challenged, the reasons therefore, the results of any investigations made with respect thereto, and the disposition thereof. Ballots invalid under this subpart shall not be counted.

§ 1214.206 Referendum report.

Except as otherwise directed, the referendum agent shall prepare and submit to the Administrator a report on results of the referendum, the manner in which it was conducted, the extent and kind of public notice given, and other information pertinent to analysis of the referendum and its results.

§ 1214.207 Confidential information.

The ballots and other information or reports that reveal, or tend to reveal, the vote of any person covered under the Act and the voting list shall be held confidential and shall not be disclosed.

Dated: September 23, 1996.

Robert C. Keeney,
Director, Fruit and Vegetable Division.
[FR Doc. 96-24843 Filed 10-1-96; 8:45 am]
BILLING CODE 3410-02-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 440

[Docket No. 28635; Notice 96-8A]

RIN 2120-AF98

Financial Responsibility Requirements for Licensed Launch Activities

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM); reopen comment period.

SUMMARY: This document announces that the comment period for the NPRM on financial responsibility requirements for licensed launch activities is reopened. The initial comment period closed September 23, 1996. In response to industry requests that more time be provided for comment development, the comment period is reopened October 2, 1996 through December 2, 1996.

DATES: The comment period is being reopened from October 2, 1996 through December 2, 1996.

ADDRESSES: Comments on this NPRM should be mailed in triplicate to the Federal Aviation Administration, Office of Chief Counsel, Attention: Rules Docket (AGC-200), 800 Independence Avenue, SW, Washington, DC 20591. Comments may also be sent electronically to the Rules Docket by using the following Internet address: nprmcmts@mail.faa.gov. All comments must be marked Docket No. 28635. Comments may be examined Monday through Friday, except Federal holidays, between the hours of 8:30 a.m. and 5:00 p.m. in Room 915G.

FOR FURTHER INFORMATION CONTACT:

Ms. Esta M. Rosenberg, Attorney-Advisor, Regulations Division, Office of the Chief Counsel, Federal Aviation Administration, U.S. Department of Transportation, (202) 366-9305.

SUPPLEMENTARY INFORMATION: Notice No. 96-8 was published on July 25, 1996 [61 FR 38992]. This Notice, as published, provided a 60 day comment period which closed September 23, 1996.

Background

The Associate Administrator for Commercial Space Transportation currently prescribes financial responsibility requirements for licensees authorized to conduct commercial space launch activities on a case-by-base basis, after analyzing the risks associated with licensed activities. The proposed rulemaking would codify the Associate Administrator's approach to implementing these requirements in rules of general applicability. Specifically, the proposed regulations would establish how certain risks are allocated and addressed among the various launch participants through financial responsibility requirements, including statutorily based reciprocal waivers of claims. The proposed regulations would also address eligibility for payment by the United States Government of certain third party claims. The Notice requested comments on appropriate means of implementing

this obligation. The FAA is undertaking this rulemaking initiative to implement financial responsibility requirements under the Commercial Space Launch Act of 1984, as amended, codified at 49 U.S.C. Subtitle IX, ch. 701, Commercial Space Launch Activities.

On September 19, 1996, Orbital Sciences Corporation (OSC), as well as several other major U.S. commercial space launch industry participants, (i.e., Lockheed Martin, McDonnell Douglas, and Rockwell International Corporations) requested that the comment period be extended 60 days beyond September 23, 1996, to allow interested parties to respond adequately to the complex issues in the Notice. OSC states that in light of the detail needed to respond accurately and in a costly fashion, an extension is needed.

Reopen Comment Period

The comment period closed on September 23, 1996, which prevented an extension. In order to allow industry additional time for a more thorough review of applicable issues and drafting of responsive comments, the FAA finds that it is in the public interest to reopen the comment period. Accordingly, the comment period is being reopened from October 2, 1996 through December 2, 1996.

Issued in Washington, DC, on September 27, 1996.

Patti Grace Smith,
Acting Associate Administrator for Commercial Space Transportation, Federal Aviation Administration.

[FR Doc. 96-25187 Filed 10-1-96; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF COMMERCE

Bureau of Export Administration

15 CFR Ch. VII

[Docket No. 950920234-6268-02]

RIN 0694-XX02

Request for Comments on Effects of Foreign Policy-Based Export Controls

AGENCY: Bureau of Export Administration, Commerce.

ACTION: Request for comments on foreign policy-based export controls.

SUMMARY: The Bureau of Export Administration (BXA) is reviewing the foreign policy-based export controls in the Export Administration Regulations to determine whether they should be modified, rescinded or extended. To help make these determinations, BXA is seeking comments on how existing

foreign policy-based export controls have affected exporters and the general public.

Under the provisions of section 6 of the Export Administration Act of 1979, as amended (EAA), foreign policy controls expire one year after imposition unless they are extended. The EAA requires a report to Congress whenever foreign policy-based export controls are extended. Although the EAA expired on August 20, 1994, the President, invoking the International Emergency Powers Act (IEEPA), continued in effect the export control system in place under the provisions of the Act and the Export Administration Regulations, to the extent permitted by law (Executive Order 12924 of August 19, 1994 and Notices of August 15, 1995 and August 14, 1996). The Department of Commerce, insofar as appropriate, is following the provisions of section 6 in reviewing foreign policy-based export controls and requesting comments on such controls. Foreign Policy controls need to be extended in January 1997.

DATES: Comments must be received by November 1, 1996 to assure full consideration in the formulation of export control policies as they relate to foreign policy-based controls.

ADDRESSES: Written comments (three copies) should be sent to Patricia Muldonian, Regulatory Policy Division (Room 2096), Office of Exporter Services, Bureau of Export Administration, Department of Commerce, P.O. Box 273, Washington, DC 20044.

FOR FURTHER INFORMATION CONTACT: Anita McNamee, Foreign Policy Division, Office of Strategic Trade and Foreign Policy Controls, Bureau of Export Administration, Telephone: (202) 482-4252. Copies of the current 1996 Annual Foreign Policy Report to the Congress can also be requested.

SUPPLEMENTARY INFORMATION: The current foreign policy controls maintained by the Bureau of Export Administration (BXA) are set forth in the Export Administration Regulations (EAR), Parts 742 and 776A (Special Commodity Policies and Provisions), 744 and 778A (Proliferation Controls), and 742 and 785A (Special Country Policies and Provisions). These controls apply to: high performance computers (§§ 742.12 and 776A.11); crime control and detection commodities (§§ 742.7 and 776A.14); specially designed implements of torture (§§ 742.11 and 776A.19); regional stability commodities and equipment (§§ 742.6 and 776A.16); equipment and related technical data used in the design, development, production, or use of missiles capable of

delivering nuclear weapons (§§ 744.3 and 778A.7); chemical precursors and biological agents, associated equipment, technical data, and software related to the production of chemical and biological agents (§§ 744.4 and 778A.8); activities of U.S. persons in transactions related to missile technology or chemical or biological weapons proliferation in named countries (§§ 744.6 and 778A.9); embargoed countries (Part 746 and § 785A.1); countries designated as supporters of acts of international terrorism (§§ 742.8, 742.9, 742.10, 746.2, 746.3, 746.5, 746.7 and 785A.4(d)); and, Libya (§§ 744.8, 746.4, and 785A.7). Attention is also given in this context to the controls on nuclear-related commodities and technical data (§§ 744.2 and 778A.2), which principally implement the Nuclear Non Proliferation Act and are not foreign policy-based controls in the exact sense.

Effective January 21, 1996, the Secretary of Commerce, on the recommendation of the Secretary of State, extended for one year all foreign policy controls then in effect.

To assure maximum public participation in the review process, comments are solicited on the extension or revision of the existing foreign policy controls for another year. Among the criteria the Departments of Commerce and State consider in determining whether to continue or revise U.S. foreign policy controls are the following:

1. The likelihood that such controls will achieve the intended foreign policy purpose, in light of other factors, including the availability from other countries of the goods or technology proposed for such controls;
2. Whether the foreign policy purpose of such controls can be achieved through negotiations or other alternative means;
3. The compatibility of the controls with the foreign policy objectives of the United States and with overall United States policy toward the country subject to the controls;
4. The reaction of other countries to the extension of such controls by the United States is not likely to render the controls ineffective in achieving the intended foreign policy purpose or be counterproductive to United States foreign policy interests;
5. The effect of the controls on the export performance of the United States, the competitive position of the United States in the international economy, the international reputation of the United States as a supplier of goods and technology, or the economic well-being of individual United States companies

and their employees and communities does not exceed the benefit to United States foreign policy objectives; and

6. The ability of the United States to enforce the controls effectively.

BXA is particularly interested in the experience of individual exporters in complying with the proliferation controls, with emphasis on economic impact and specific instances of business lost to foreign competitors. BXA is also interested in comments relating to the effects of foreign policy controls on exports of replacement and other parts.

Parties submitting comments are asked to be as specific as possible. All comments received before the close of the comment period will be considered by BXA in reviewing the controls and developing the report to Congress.

BXA will consider requests for confidential treatment. The information for which confidential treatment is requested should be submitted to BXA separate from any non-confidential information submitted. The top of each page should be marked with the term "Confidential Information." BXA will either accept the submission in confidence, or if the submission fails to meet the standards for confidential treatment, will return it. A non-confidential summary must accompany such submissions of confidential information. The summary will be made available for public inspection.

Information accepted by BXA as confidential will be protected from public disclosure to the extent permitted by law. Communications between agencies of the United States Government or with foreign governments will not be made available for public inspection.

All other information relating to the notice will be a matter of public record and will be available for public inspection and copying. In the interest of accuracy and completeness, BXA requires written comments. Oral comments must be followed by written memoranda, which will also be a matter of public record and will be available for public review and copying.

The public record concerning these comments will be maintained in the Freedom of Information Records Inspection Facility, Room 4525, U.S. Department of Commerce, 14th Street and Pennsylvania Avenue, NW., Washington, D.C. 20230. Records in this facility, including written public comments and memoranda summarizing the substance of oral communications, may be inspected and copied in accordance with regulations published in Part 4 of Title 15 of the Code of Federal Regulations.

Information about inspection and copying of records at this facility may be obtained from Henry Gaston, BXA Freedom of Information Officer, at the above address or by calling (202) 482-5653.

Dated: September 27, 1996.

Sue E. Eckert,

Assistant Secretary for Export Administration.

[FR Doc. 96-25237 Filed 10-1-96; 8:45 am]

BILLING CODE 3510-33-P

ARCHITECTURAL AND TRANSPORTATION BARRIERS COMPLIANCE BOARD

36 CFR Parts 1190 and 1191

Accessibility Guidelines for Play Facilities; Notice of Meeting of Regulatory Negotiation Committee

AGENCY: Architectural and Transportation Barriers Compliance Board.

ACTION: Notice of committee meeting.

SUMMARY: The Architectural and Transportation Barriers Compliance Board (Access Board) has established a regulatory negotiation committee to develop a proposed rule on accessibility guidelines for newly constructed and altered play facilities covered by the Americans with Disabilities Act and the Architectural Barriers Act. This document announces the times and location of the next meeting of the committee, which is open to the public.

DATES: The committee will meet on: Saturday, October 26, 1996, 1:00 p.m. to 5:00 p.m.

Sunday, October 27, 1996, 9:00 a.m. to 5:00 p.m.

Monday, October 28, 1996, 9:00 a.m. to 4:00 p.m.

Committee work groups may hold additional meetings, as needed, on:

Sunday, October 27, 1996, 7:00 p.m. to 10:00 p.m.

Tuesday, October 29, 1996, 9:00 a.m. to 4:00 p.m.

ADDRESSES: The committee will meet at the Westin Crown Center, One Pershing Road, Kansas City, Missouri.

FOR FURTHER INFORMATION CONTACT: Peggy Greenwell, Office of Technical and Information Services, Architectural and Transportation Barriers Compliance Board, 1331 F Street, NW., suite 1000, Washington, DC. 20004-1111. Telephone number (202) 272-5434 extension 34 (Voice); (202) 272-5449 (TTY). This document is available in alternate formats (cassette tape, braille,

large print, or computer disc) upon request.

SUPPLEMENTARY INFORMATION: In February 1996, the Access Board established a regulatory negotiation committee to develop a proposed rule on accessibility guidelines for newly constructed and altered play facilities covered by the Americans with Disabilities Act and the Architectural Barriers Act. (61 FR 5723, February 14, 1996). The committee will hold its next meeting on the dates and at the location announced above. The meeting is open to the public. The meeting site is accessible to individuals with disabilities. Individuals with hearing impairments who require sign language interpreters should contact Peggy Greenwell by October 15, 1996, by calling (202) 272-5434 extension 34 (voice) or (202) 272-5449 (TTY).

Lawrence W. Roffee,

Executive Director.

[FR Doc. 96-25192 Filed 10-1-96; 8:45 am]

BILLING CODE 8150-01-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[KS 008-1008(b); FRL-5556-7]

Approval and Promulgation of Implementation Plans; State of Kansas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to approve the State Implementation Plan (SIP) revision submitted by the state of Kansas for the purpose of fulfilling the requirements set forth in the EPA's General Conformity rule. The SIP was submitted by the state to satisfy the Federal requirements in 40 CFR 51.852 and 93.151. In addition, the EPA proposes to approve a SIP revision submitted by the state pertaining to revision of the state's open burning rules.

In the final rules section of the Federal Register, the EPA is approving the state's SIP revision as a direct final rule without prior proposal, because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If the EPA receives adverse comments, the direct final rule will be withdrawn and all

public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

DATES: Comments on this proposed rule must be received in writing by November 1, 1996.

ADDRESSES: Comments may be mailed to Wayne Kaiser, Environmental Protection Agency, Air Planning and Development Branch, 726 Minnesota Avenue, Kansas City, Kansas 66101.

FOR FURTHER INFORMATION CONTACT: Wayne Kaiser at (913) 551-7603.

SUPPLEMENTARY INFORMATION: See the information provided in the direct final rule which is located in the rules section of the Federal Register.

Dated: August 2, 1996.

William Rice,

Acting Regional Administrator.

[FR Doc. 96-24527 Filed 10-1-96; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Parts 261, 271, and 302

[SWH-FRL-5628-7]

Extension of Comment Period for the Proposed Identification and Listing of Hazardous Waste/Solvents

AGENCY: U.S. Environmental Protection Agency.

ACTION: Proposed rule; extension of comment period.

SUMMARY: The U.S. Environmental Protection Agency (EPA or Agency) is extending the comment period for the proposed listing determination for spent solvents, which appeared in the Federal Register on August 14, 1996 (61 FR 42318). The public comment period for this proposed rule was to end on October 15, 1996. The purpose of this notice is to extend the comment period to end on November 14, 1996.

DATES: EPA will accept public comments on this proposed listing determination until November 14, 1996.

ADDRESSES: The public must send an original and two copies of their comments to EPA RCRA Docket Number F-94-SLDP-FFFFF, RCRA Information Center (5305W), U.S. EPA, 401 M Street, SW., Washington, DC. To hand-deliver comments, or to review docket materials, the address is U.S. EPA, Crystal Gateway, First Floor, 1235 Jefferson Davis Highway, Arlington, VA. The docket is open from 9 am to 4 pm, Monday through Friday, excluding Federal holidays. The public must make