

codes for the enzyme neomycin phosphotransferase and has been used as a selectable marker in the development of the transgenic cotton plants. Expression of the introduced genes is controlled in part by noncoding DNA sequences derived from the plant pathogens *Agrobacterium tumefaciens* and cauliflower mosaic virus. The *Agrobacterium* transformation system was used to transfer the added genes into the *Gossypium hirsutum* (var. Coker 130) parental plants.

The subject cotton lines are currently considered regulated articles under the regulations in 7 CFR part 340 because they contain gene sequences derived from plant pathogenic sources. Events 31807 and 31808 have been evaluated in field trials conducted since 1994 under APHIS notifications. In the process of reviewing the notifications for field trials of these cotton lines, APHIS determined that the vectors and other elements were disarmed and that the trials, which were conducted under conditions of reproductive and physical containment or isolation, would not present a risk of plant pest introduction or dissemination.

In the Federal Plant Pest Act, as amended (7 U.S.C. 150aa *et seq.*), "plant pest" is defined as "any living stage of: Any insects, mites, nematodes, slugs, snails, protozoa, or other invertebrate animals, bacteria, fungi, other parasitic plants or reproductive parts thereof, viruses, or any organisms similar to or allied with any of the foregoing, or any infectious substances, which can directly or indirectly injure or cause disease or damage in any plants or parts thereof, or any processed, manufactured or other products of plants." APHIS views this definition very broadly. The definition covers direct or indirect injury, disease, or damage not just to agricultural crops, but also to plants in general, for example, native species, as well as to organisms that may be beneficial to plants, for example, honeybees, rhizobia, etc.

The U.S. Environmental Protection Agency (EPA) is responsible for the regulation of pesticides under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (7 U.S.C. 136 *et seq.*). FIFRA requires that all pesticides, including insecticides and herbicides, be registered prior to distribution or sale, unless exempt by EPA regulation. Accordingly, the plant pesticide active ingredient Bt CryIA(c) delta-endotoxin will be regulated by EPA under an existing registration. In cases in which the genetically modified plant allows for a new or different use pattern for an herbicide, the EPA must approve the new or different use.

Residue tolerances for pesticides are established by the EPA under the Federal Food, Drug and Cosmetic Act (FFDCA) (21 U.S.C. 201 *et seq.*), and the Food and Drug Administration (FDA) enforces tolerances set by the EPA under the FFDCA.

The FDA published a statement of policy on foods derived from new plant varieties in the Federal Register on May 29, 1992 (57 FR 22984-23005). The statement of policy includes a discussion of the FDA's authority for ensuring food safety under the FFDCA, and provides guidance to industry on the scientific considerations associated with the development of foods derived from new plant varieties, including those plants developed through the techniques of genetic engineering. Calgene has entered into the consultative process with the FDA on the subject cotton lines.

In accordance with § 340.6(d) of the regulations, we are publishing this notice to inform the public that APHIS will accept written comments regarding the Petition for Determination of Nonregulated Status from any interested person for a period of 60 days from the date of this notice. The petition and any comments received are available for public review, and copies of the petition may be ordered (see the **ADDRESSES** section of this notice).

After the comment period closes, APHIS will review the data submitted by the petitioner, all written comments received during the comment period, and any other relevant information. Based on the available information, APHIS will furnish a response to the petitioner, either approving the petition in whole or in part, or denying the petition. APHIS will then publish a notice in the Federal Register announcing the regulatory status of Calgene's BXN® with Bt cotton lines derived from transformation events 31807 and 31808 and the availability of APHIS' written decision.

Authority: 7 U.S.C. 150aa-150jj, 151-167, and 1622n; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.2(c).

Done in Washington, DC, this 14th day of February 1997.

Terry L. Medley,

Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 97-4308 Filed 2-20-97; 8:45 am]

BILLING CODE 3410-34-P

Commodity Credit Corporation

Notice of Request for Extension and Revision of a Currently Approved Information Collection

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, this notice announces the Commodity Credit Corporation's (CCC) intention to request an extension for and revision to a currently approved information collection in support of the CCC's Dairy Export Incentive Program (DEIP) based on re-estimates.

DATES: Comments on this notice must be received by April 22, 1997.

ADDITIONAL INFORMATION OR COMMENTS:

Contact L.T. McElvain, Director, Commodity Credit Corporation Operations Division, Foreign Agricultural Service, U.S. Department of Agriculture, AgBox 1035, Washington, DC 20250-1035, telephone (202) 720-6211.

SUPPLEMENTARY INFORMATION:

Title: CCC's Dairy Export Incentive Program (DEIP).

OMB Number: 0551-0029.

Expiration Date of Approval: June 30, 1997.

Type of Request: Extension and revision of a currently approved information collection.

Abstract: The major objectives of the DEIP are to expand U.S. dairy exports and to encourage other countries exporting agricultural commodities to undertake serious negotiations on agricultural trade problems. At the current time, more than 112 countries and 3 country regions are targeted destinations under the program and more than 226 exporters are eligible to participate. Under 7 CFR Part 1494, exporters are required to submit the following: (1) information required for program participation (section 1494.301), (2) performance security (section 1494.401), (3) export sales information in connection with applying for a CCC bonus (section 1494.501), (4) evidence of export and related information (section 1494.701), and (5) evidence that the eligible commodity entered into the eligible country (section 1494.401). In addition, each exporter must maintain accurate records showing sales and deliveries of the eligible commodity exported in connection with an agreement made under the DEIP as outlined in section 1494.1001. The information collected is

used by CCC to manage, plan for and evaluate the use of, and account for Government resources. The reports and records are required to ensure the proper and judicious use of public funds.

Estimate of Burden: The public reporting burden for these collections is estimated to average .3722 hours per response.

Respondents: U.S. exporters of U.S. dairy products, U.S. banks or other financial institutions, dairy associations, U.S. export trade associations, and U.S. Government agencies.

Estimated Number of Respondents: 47 per annum.

Estimated Number of Responses per Respondent: 64 per annum.

Estimated Total Annual Burden of Respondents: 1,119.58 hours.

Copies of this information collection can be obtained from Valerie Countiss, the Agency Information Collection Coordinator, at (202) 720-6713.

Requests for comments: Send comments regarding (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Comments may be sent to L.T. McElvain, Director, Commodity Credit Corporation Operations Division, Foreign Agricultural Service, U.S. Department of Agriculture, AgBox 1035, Washington, DC 20250-1035.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Christopher E. Goldthwait,
General Sales Manager, Foreign Agricultural Service, and Vice President, Commodity Credit Corporation.

[FR Doc. 97-4108 Filed 2-20-97; 8:45 am]

BILLING CODE 3410-10-M

Notice of Request for Extension and Revision of a Currently Approved Information Collection

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, this notice announces the Commodity Credit Corporation's (CCC) intention to request an extension for and revision to a currently approved information collection in support of the CCC's Export Enhancement Program (EEP) based on re-estimates.

DATES: Comments on this notice must be received by April 22, 1997.

ADDITIONAL INFORMATION OR COMMENTS: Contact L. T. McElvain, Director, Commodity Credit Corporation Operations Division, Foreign Agricultural Service, U.S. Department of Agriculture, AgBox 1035, Washington, DC 20250-1035, telephone (202) 720-6211.

SUPPLEMENTARY INFORMATION:

Title: CCC's Export Enhancement Program (EEP).

OMB Number: 0551-0028.

Expiration Date of Approval: June 30, 1997.

Type of Request: Extension and revision of a currently approved information collection.

Abstract: The major objectives of the EEP are to expand U.S. agricultural exports and to challenge unfair trade practices by paying cash to exporters as bonuses, allowing them to sell U.S. agricultural products in targeted countries at competitive prices. At the current time, more than 87 countries and 5 country regions are targeted export destinations under the program and more than 311 exporters are eligible to participate. Under 7 CFR part 1494, exporters are required to submit the following: (1) information required for program participation (section 1494.301), (2) performance security (section 1494.401), (3) export sales information in connection with applying for a CCC bonus (section 1494.501), (4) evidence of export and related information (section 1494.701), and (5) evidence that the eligible commodity entered into the eligible country (section 1494.401). In addition, each exporter must maintain accurate records showing sales and deliveries of the eligible commodity exported in connection with an agreement made under the EEP as outlined in section 1494.1001. The information collected is used by CCC to manage, plan for and evaluate the use of, and account for Government resources. The reports and records are required to ensure the proper and judicious use of public funds.

Estimate of Burden: The public reporting burden for these collections is estimated to average .3535 hours per response.

Respondents: U.S. exporters of U.S. agricultural commodities, U.S. banks or other financial institutions, producer associations, U.S. export trade associations, and U.S. Government agencies.

Estimated Number of Respondents: 40 per annum.

Estimated Number of Responses per Respondent: 139 per annum.

Estimated Total Annual Burden of Respondents: 1,965.46 hours.

Copies of this information collection can be obtained from Valerie Countiss, the Agency Information Collection Coordinator, at (202) 720-6713.

Requests for comments: Send comments regarding (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on those who are to respond, including through the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Comments may be sent to L.T. McElvain, Director, Commodity Credit Corporation Operations Division, Foreign Agricultural Service, U.S. Department of Agriculture, AgBox 1035, Washington, DC 20250-1035.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

Christopher E. Goldthwait,

General Sales Manager, Foreign Agricultural Service, and Vice President, Commodity Credit Corporation.

[FR Doc. 97-4109 Filed 2-20-97; 8:45 am]

BILLING CODE 3410-10-M

ASSASSINATION RECORDS REVIEW BOARD

Formal Determinations, Releases, Designation, Reconsideration, and Corrections

AGENCY: Assassination Records Review Board.

ACTION: Notice.