

announcing the availability of additional data and the EPA's consideration of this new data, today's action does not create a mandate upon State, local, or tribal governments.

*H. Executive Order 13045: Protection of Children From Environmental Health Risks and Safety Risks*

Executive Order 13045 applies to any rule that the EPA determines (1) is economically significant as defined under Executive Order 12866, and (2) the environmental health or safety risk addressed by the rule has a disproportionate effect on children. If the regulatory action meets both criteria, the EPA must evaluate the environmental health or safety effects of the planned rule on children and explain why the planned regulation is preferable to other potentially effective and reasonably feasible alternatives considered by the EPA.

Today's action is not subject to Executive Order 13045 because it does not involve decisions on environmental health or safety risks that may disproportionately affect children.

*I. Executive Order 13084: Consultation and Coordination With Indian Tribal Governments*

Under Executive Order 13084, the EPA may not issue a regulation that is not required by statute, that significantly or uniquely affects the communities of Indian tribal governments, and that imposes substantial direct compliance costs on those communities unless the Federal government provides the funds necessary to pay the direct compliance costs incurred by the tribal governments, or the EPA consults with those governments. If the EPA complies by consulting, Executive Order 13084 requires the EPA to provide to the OMB, in a separately identified section of the preamble to the rule, a description of the extent of the EPA's prior consultation with representatives of affected tribal governments, a summary of the nature of their concerns, and a statement supporting the need to issue the regulation. In addition, Executive Order 13084 requires the EPA to develop an effective process permitting elected officials and other representatives of Indian tribal governments to provide meaningful and timely input in the development of regulatory policies on matters that significantly or uniquely affect their communities.

Today's action does not significantly or uniquely affect the communities of Indian tribal governments. The proposed rule, published on February 6,

1998, does not create mandates upon tribal governments. Because today's action announces the availability of additional data and the EPA's interpretation of that data, today's action does not create a mandate on tribal governments. Accordingly, the requirements of section 3(b) of Executive Order 13084 do not apply to this action.

*J. National Technology Transfer and Advancement Act*

Section 12(d) of the National Technology Transfer and Advancement Act (NTTAA) directs all Federal agencies to use voluntary consensus standards instead of government-unique standards in their regulatory activities unless to do so would be inconsistent with applicable law or otherwise impractical. Voluntary consensus standards are technical standards (e.g., materials specifications, test methods, sampling procedures, business practices) that are developed or adopted by one or more voluntary consensus standards bodies. Examples of organizations generally regarded as voluntary consensus standards bodies include the American Society for Testing and Materials (ASTM), the National Fire Protection Association (NFPA), and the Society of Automotive Engineers (SAE). The NTTAA requires Federal agencies like the EPA to provide Congress, through OMB, with explanations when an agency decides not to use available and applicable voluntary consensus standards.

Today's notice does not involve any new technical standards or the incorporation by reference of existing technical standards. Therefore, consideration of voluntary consensus standards is not relevant to this action.

Dated: January 7, 1999.

**Robert Perciasepe,**

*Assistant Administrator, Office of Air and Radiation.*

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## FEDERAL MARITIME COMMISSION

### 46 CFR Part 520

[Docket No. 98-29]

#### Carrier Automated Tariff Systems

**AGENCY:** Federal Maritime Commission.  
**ACTION:** Proposed Rule; Correction.

**SUMMARY:** This document corrects Appendix A to part 520 in the proposed rule published December 21, 1998 (63 FR 70368). The proposed rule

concerned the requirements for carrier automated tariff systems in accordance with the Shipping Act of 1984, as modified by Public Law 105-258 (the Ocean Shipping Reform Act of 1988) and § 424 of Public Law 105-383 (the Coast Guard Authorization Act of 1998).

**FOR FURTHER INFORMATION CONTACT:**

Bryant L. VanBrakle, Secretary, Federal Maritime Commission, 800 North Capitol St., NW, Washington, DC 20573, (202) 523-5725.

**SUPPLEMENTARY INFORMATION:** As published, the proposed rule, in error, omitted parts of Appendix A, Standard Terminology and Codes. The portions omitted contained the codes under the headings Inland Transportation Modes, Shipment Service Types, Freight Forwarder/Broker Type Codes and Tariff Type Codes. Accordingly, in the proposed rule beginning on page 70368 in the issue of December 21, 1998, make the following correction. Beginning on page 70379, Appendix A to part 520 is corrected to read as follows:

#### Appendix A—Standard Terminology and Codes

##### I. Publishing/Amendment Type Codes

###### Code Definition

- A Increase.
- C Change resulting in neither increase nor decrease in rate or charges.
- E Expiration (also use "A" if the deletion results in the application of a higher "cargo, n.o.s." or similar rate).
- I New or initial matter.
- K Rate or change filed by a controlled common carrier member of a conference under independent action.
- M Transportation of U.S. Department of Defense cargo by American-flag common carriers.
- P Addition of a port or point.
- R Reduction.
- S Special Case matter filed pursuant to Special Permission, Special Docket or other Commission direction, including filing of tariff data after suspension, such as for controlled carriers. Requires "Special Case Number."
- T Terminal Rates, charges or provisions or canal tolls over which the carrier has no control.
- W Withdrawal of an erroneous publication on the same publication date.
- X Exemption for controlled carrier data in trades served exclusively by controlled carriers or by controlled carriers of states receiving most-favored-nation treatment.

##### II. Valid Unit Codes

###### Weight Units

Kilograms.....	KGS
1000 Kgs (Metric Ton) .....	KT
Pounds.....	LBS
Long Ton (2240 LBS).....	LT
Short Ton (2000 LBS).....	ST

###### Volume Units

Cubic Meter.....	CBM
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Cubic feet .....	CFT	35FT 9'6" High Cube .....	35B	Bushel .....	BUS
Length Units		35FT 8'0" .....	35S	Box, with Inner Cntn .....	BXI
Centimeters .....	CM	35FT Any Height .....	35X	Bucket .....	BXT
Feet .....	FT	40FT 8'6" .....	40	Cabinet .....	CAB
Inches .....	IN	40FT 9'0" High Cube .....	40A	Cage .....	CAG
Meters .....	M	40FT 9'6" High Cube .....	40B	Can .....	CAN
Measure Board Feet		40FT 8'0" .....	40S	Carrier .....	CAR
Thousand Board Feet .....	MBF	40FT Any Height .....	40X	Case .....	CAS
Distance Units		42FT 8'6" .....	42	Cntnrs of Bulk Cargo .....	CBC
Kilometers .....	KM	42FT 9'0" High Cube .....	42A	Carboy .....	CBY
Miles .....	MI	42FT 9'6" High Cube .....	42B	Can Case .....	CCS
Rate Basis		42FT 8'0" .....	42S	Cheese .....	CHE
Ad Valorem .....	AV	42FT Any Height .....	42X	Core .....	COR
Each .....	EA	43FT 8'6" .....	43	Cradle .....	CRD
Lump Sum .....	LS	43FT 9'0" High Cube .....	43A	Crate .....	CRT
Measure .....	M	43FT 9'6" High Cube .....	43B	Cask .....	CSK
Thousand Board Feet .....	MBF	43FT 8'0" .....	43S	Carton .....	CTN
Per Container .....	PC	43FT Any Height .....	43X	Cylinder .....	CYL
Weight .....	W	45FT 8'6" .....	45	Dry Bulk .....	DBK
Weight/Measure .....	WM	45FT 9'0" High Cube .....	45A	Double-length Rack .....	DRK
Container Size Codes		45FT 9'6" High Cube .....	45B	Drum .....	DRM
Not Applicable .....	N/A	45FT 8'0" .....	45S	Double-length Skid .....	DSK
Less Than Load .....	LTL	45FT Any Height .....	45X	Double-length .....	DTB
10FT Any Height .....	10X	48FT 8'6" .....	48	Firkin .....	FIR
Weight Units		48FT 9'0" High Cube .....	48A	Flo-Bin .....	FLO
Kilograms .....	KGS	48FT 9'6" High Cube .....	48B	Frame .....	FRM
1000 Kgs (Metric Ton) .....	KT	48FT 8'0" .....	48S	Flask .....	FSK
Pounds .....	LBS	48FT Any Height .....	48X	Forward Reel .....	FWR
Long Ton (2240 LBS) .....	LT	53FT 8'6" .....	53	Garment on Hanger .....	GOH
Short Ton (2000 LBS) .....	ST	53FT 9'0" High Cube .....	53A	Heads of Beef .....	HED
Volume Units		53FT 9'6" High Cube .....	53B	Hogshead .....	HGH
Cubic meter .....	CBM	53FT 8'0" .....	53S	Hopper Car .....	HPC
Cubic feet .....	CFT	53FT Any Height .....	53X	Hopper Truck .....	HPT
Length Units		Container Type Codes		On Hanger/Rack in bx .....	HRB
Centimeters .....	CM	Not Applicable .....	N/A	Half-Standard Rack .....	HRK
Feet .....	FT	Atomsphere Control .....	AC	Half-Stand. Tote Bin .....	HTB
Inches .....	IN	Collapsible Flatrack .....	CF	Jar .....	JAR
Meters .....	M	Drop Frame .....	DF	Keg .....	KEG
Measure Board Feet		Flat Bed .....	FB	Kit .....	KIT
Thousand Board Feet .....	MBF	Flat Rack .....	FR	Knockdown Rack .....	KRK
Distance Units		Garment Container .....	GC	Knockdown Tote Bin .....	KTB
Kilometers .....	KM	Half-Height .....	HH	Liquid Bulk .....	LBK
Miles .....	MI	Hardtop .....	HT	Lifts .....	LIF
Rates Basis		Insulated .....	IN	Log .....	LOG
Ad Valorem .....	AV	Open Top .....	OT	Loose .....	LSE
Each .....	EA	Dry .....	PC	Lug .....	LUG
Lump Sum .....	LS	Platform .....	PL	Lift Van .....	LVN
Measure .....	M	Reefer .....	RE	Multi-roll Pak .....	MRP
Thousand Board Feet .....	MBF	Tank .....	TC	Noil .....	NOL
Per Container .....	PC	Top Loader .....	TL	Nested .....	NST
Weight .....	W	Trailer .....	TR	Pail .....	PAL
Weight/Measure .....	WM	Vehicle Racks .....	VR	Packed—NOS .....	PCK
Container Size Codes		Container Temperature Codes		Pieces .....	PCS
Not Applicable .....	N/A	Not Appl/Operating .....	N/A	Pirns .....	PIR
Less Than Loan .....	LTL	Artificial Atmo Ctrl .....	AC	Package .....	PKG
10FT Any Height .....	10X	Chilled .....	CLD	Platform .....	PLF
20FT 8'6" .....	20	Frozen .....	FRZ	Pipe Line .....	PLN
20FT 9'0" High Cube .....	20A	Heated .....	HTD	Pallet .....	PLT
20FT 9'6" High Cube .....	20B	Refrigerated .....	RE	Private Vehicle .....	POV
20FT 8'0" .....	20S	Ventilated .....	VEN	Pipe Rack .....	PRK
20FT Any Height .....	20X	Packaging Codes		Quarters of Beef .....	QTR
24FT 8'6" .....	24	Bag .....	BAG	Rail (semiconductor) .....	RAL
24FT 9'0" High Cube .....	24A	Bale .....	BAL	Rack .....	RCK
24FT 9'6" High Cube .....	24B	Bar .....	BAR	Reel .....	REL
24FT 8'0" .....	24S	Barrel .....	BBL	Roll .....	ROL
24FT Any Height .....	24X	Bundle .....	BDL	Reverse Reel .....	RVR
35FT 8'6" .....	35	Beam .....	BEM	Sack .....	SAK
35FT 9'0" High Cube .....	35A	Bing Chest .....	BIC	Shook .....	SHK
		Bin .....	BIN	Sides of Beef .....	SID
		Bulk .....	BLK	Skid .....	SKD
		Bobbin .....	BOB	Skid, Elev, Lift Trk .....	SKE
		Box .....	BOX	Sleeve .....	SLV
		Barge .....	BRG	Spin Cylinders .....	SPI
		Basket/Hamper .....	BSK	Spool .....	SPL
				Tube .....	TBE
				Tote Bin .....	TBN

Tank Car Rail .....	TKR
Tank Truck .....	TKT
Intermdl Trlr/Cntnr .....	TLD
Tank .....	TNK
Tierce .....	TRC
Trunk and Chest .....	TRK
Tray .....	TRY
Trunk, Salesmen Samp .....	TSS
Tub .....	TUB
Unpacked .....	UNP
Unit .....	UNT
Vehicles .....	VEH
Van Pack .....	VPK
On Own Wheels .....	WHE
Wheeled Carrier .....	WLC
Wrapped .....	WRP
Not Applicable .....	N/A
Shipment Stowage Location Codes	
Not Applicable .....	N/A
On Deck .....	OD
Bottom Stowage .....	BS
Hazard Codes	
Not Applicable .....	N/A
IMD Stow Category A .....	A
IMD Stow Category B .....	B
IMD Stow Category C .....	C
IMD Stow Category D .....	D
IMD Stow Category E .....	E
Hazardous .....	HAZ
Non-Hazardous .....	NHZ
Stuffing/Stripping Modes	
Not Applicable .....	N/A
Mechanical .....	MECH
Hand Loading .....	HAND
Inland Transportation Modes	
Not Applicable .....	N/A
Motor .....	M
Rail .....	R
Barge .....	B
Motor/Rail .....	MR
Rail/Motor .....	RM
Motor/Barge .....	MB
Barge/Motor .....	BM
Rail/Barge .....	RB
Barge/Rail .....	BR
Shipment Service Types	
Barge .....	B
Door .....	D
House .....	H
Motor .....	M
Ocean Port .....	O
Pier .....	P
Rail Yard .....	R
Container Station .....	S
Terminal .....	T
Container Yard .....	Y
Rail Siding .....	U
Team Tracks .....	X
Freight Forwarder/Broker Type Codes	
Not Applicable .....	N/A
Freight Forwarder .....	FF
Customs House Broker .....	CB
Other .....	OTH
Tariff Type Codes	
BL .....	Bill of Lading Tariff
EI .....	Equipment Interchange Agreement Tariff
ET .....	Essential Terms Publication
FC .....	Foreign Commodity Tariff
FR .....	Foreign Rules Tariff
TM .....	Terminal Tariff

SC.....Service Contracts  
**Bryant L. VanBrakle,**  
*Secretary.*  
 [FR Doc. 99-901 Filed 1-14-99; 8:45 am]  
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## DEPARTMENT OF DEFENSE

### 48 CFR Parts 204, 212, 213, 252, and 253

[DFARS Case 98-D027]

#### Defense Federal Acquisition Regulation Supplement; Taxpayer Identification Numbers and Commercial and Government Entity Codes

**AGENCY:** Department of Defense (DoD).

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

**SUMMARY:** The Director of Defense Procurement is proposing to amend the Defense Federal Acquisition Regulation Supplement (DFARS) to add procedures for reporting payment information to the Internal Revenue Service (IRS); to revise the procedures for obtaining Taxpayer Identification Numbers (TINs) and Commercial and Government Entity (CAGE) codes when contractors are required to register in the Central Contractor Registration (CCR) database; and to make editorial changes.

**DATES:** Comments on the proposed rule should be submitted in writing to the address identified below on or before March 16, 1999, to be considered in the formulation of the final rule.

**ADDRESSES:** Interested parties should submit written comments on the proposed rule to: Defense Acquisition Regulation Council, Attn: Ms. Sandra G. Haberlin, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax number (703) 602-0350. E-mail comments submitted over the Internet should be addressed to: dfars@acq.osd.mil. Please cite DFARS Case 98-D027 in all correspondence related to this issue. E-mail correspondence should cite DFARS Case 98-D027 in the subject line.

**FOR FURTHER INFORMATION CONTACT:** Ms. Sandra G. Haberlin, (703) 602-0131.

#### SUPPLEMENTARY INFORMATION:

##### A. Background

This proposed rule adds procedures for reporting payment information to the IRS; revises the procedures for obtaining TIN and CAGE codes when contractors are required to register in the CCR database; and makes a number of editorial changes.

1. *Reporting payment information to the IRS.* This DFARS rule supplements the FAR interim rule (Case No. 97-003) published as Item I of FAC 97-09 on October 30, 1998 (63 FR 58586).

a. The FAR rule renumbered and retitled FAR 4.903, Payment information, as FAR 4.904, Reporting payment information to the IRS; and deleted the list, previously located at FAR 4.903(b), of the types of payments that are exempt from reporting payment information to the IRS on Form 1099. The list was deleted as being unnecessary to include in the FAR because the payment office is responsible for submitting Form 1099 reports to the IRS.

b. This rule adds a new section at DFARS 204.904, Reporting payment information to the IRS. This section contains a list that is similar to the one previously found in the FAR, but the DFARS list has been updated to comply with the Taxpayer Relief Act of 1997 (Pub. L. 105-32). Section 1022 of the Act amends 26 U.S.C. 6041A to add payments under certain classified contracts to the list of exceptions, and to remove payments for services provided by corporations from the list. DFARS 204.904 also adds a requirement for the contracting officer to provide a statement to the payment office if the contractor is providing services subject to Form 1099 reporting to the IRS. This statement is not required if the contracting officer concludes that one of the exceptions listed at DFARS 204.904(1) applies. This procedure was added to the DFARS to facilitate issuance of Form 1099 reports by the payment office.

2. *Procedures for obtaining TINs and CAGE code numbers when CCR applies.* The FAR rule also modified the process for obtaining TINs, by permitting agencies to prescribe their own unique procedures for obtaining TINs from contractors and for providing the TINs to the payment office. DoD uses the CCR database for these purposes. DFARS 252.204-7004, Required Central Contractor Registration, requires most contractors doing business with DoD to register in the CCR database prior to award of a contract, basic agreement, basic ordering agreement, or blanket purchase agreement. As part of the registration process, contractors must provide their TINs and DoD-unique CAGE code numbers. DoD payment offices have access to this information through the CCR database. This DFARS rule clarifies that the contracting officer shall not use the solicitation provisions at FAR 52.204-3, Taxpayer Identification, and DFARS 252.204-7001, Commercial and Government