Proposed Rules

Federal Register
Vol. 61, No. 38
Monday, February 26, 1996

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 92

[Docket No. 95–084–1]

RIN 0579–AA77

Permanent Private Quarantine Facilities for Horses

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Advance notice of proposed rulemaking; withdrawal.

SUMMARY: We are soliciting public comment on the need for and appropriate standards for the establishment of permanent private quarantine facilities for horses imported into the United States. We are also giving notice that we are withdrawing a previously published proposed rule that would have allowed the operation of permanent private quarantine facilities for horses, added new requirements for approval of temporary private quarantine facilities for horses, and required the government to collect payment from each privately operated quarantine facility for services provided by the government at the facility.

DATES: Consideration will be given only to comments received on or before April 26, 1996.

ADDRESSES: Please send an original and three copies of your comments to Docket No. 95–084–1, Regulatory Analysis and Development, PPD, APHIS, suite 3C03, 4700 River Road Unit 118, Riverdale, MD 20737–1238. Please state that your comments refer to Docket No. 95–084–1. Comments received may be inspected at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays. Persons wishing to inspect comments are requested to call ahead on (202) 690–2817 to facilitate entry into the comment reading room.

FOR FURTHER INFORMATION CONTACT: Dr. David Vogt, Senior Staff Veterinarian, Import/Export Animals, National Center for Import and Export, VS, APHIS, Unit 39, 4700 River Road, Riverdale, MD 20737, (301) 734–8170.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR part 92 (referred to below as the regulations) govern the importation into the United States of specified animals and animal products in order to prevent the introduction into the United States of various communicable diseases. The regulations require that certain animals be quarantined upon arrival in the United States as a condition of importation. There are two types of quarantine facilities for animals being imported into the United States: Government operated facilities and privately operated facilities. The regulations contain requirements for the approval of temporary private quarantine facilities for horses; however, the regulations do not provide for the approval of permanent private quarantine facilities for horses.

Withdrawal of Previous Proposal

On September 6, 1989, we published in the Federal Register (54 FR 36986–36996, Docket No. 85–061) a proposed rule that would have allowed the operation of permanent private quarantine facilities for horses, added new requirements for approval of temporary private quarantine facilities for horses, and required the government to collect payment from each privately operated quarantine facility for services provided by the government at the facility. However, on August 2, 1990, we published in the Federal Register (55 FR 31484–31562, Docket No. 90–023) a final rule that reorganized all of part 92, including those sections concerning quarantine facilities for horses, so that the proposed provisions are no longer consistent with the current part 92 format. In addition, because of the amount of time that has elapsed since publication of the proposed rule, some of the proposed provisions may no longer be appropriate. For these reasons, we are withdrawing the proposed rule and reopening public discussion of the issues.

Comments Requested

There appears to be occasional public demand for quarantine services for horses other than those available at existing federal facilities. It also appears that temporary private quarantine facilities may not be able to fill this demand because such facilities are established, approved, and operated by importers to handle horses imported for a particular event. We are requesting comments on the need for permanent private quarantine facilities for horses. We are also requesting comments on appropriate specific standards for the establishment of permanent private quarantine facilities for horses in order to meet any existing unfulfilled demand for quarantine services.

Authority: 7 U.S.C. 1622; 19 U.S.C. 1306; 21 U.S.C. 102–105, 111, 114a, 134a, 134b, 134c, 134d, 134f, 135, 136, and 136a; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.2(d).

Done in Washington, DC, this 21st day of February 1996.

Terry L. Medley,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 96–4247 Filed 2–23–96; 8:45 am]

BILLING CODE 3410–34–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 95–AWP–14]

Proposed Establishment of Class E Airspace; Auburn, CA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to establish a Class E airspace area at Auburn, CA. The development of a Global Positioning System (GPS) Standard Instrument Approach Procedure (SIAP) to Runway (RWY) 7 has made this proposal necessary. The intended effect of this proposal is to provide adequate controlled airspace for Instrument Flight Rules (IFR) operations at Auburn Municipal Airport, Auburn, CA.

DATES: Comments must be received on or before March 25, 1996.

ADDRESSES: Send comments on the proposal in triplicate to: Federal

Aviation Administration, Attn: Manager, System Management Branch, AWP–530, Docket No. 95–AWP–14, Air Traffic Division, P.O. Box 92007, Worldway Postal Center, Los Angeles, California, 90009.

The official docket may be examined in the Office of the Assistant Chief Counsel, Western Pacific Region, Federal Aviation Administration, Room 6007, 15000 Aviation Boulevard, Lawndale, California 90261.

An informal docket may also be examined during normal business at the Office of the Manager, System Management Branch, Air Traffic Division at the above address.

FOR FURTHER INFORMATION CONTACT: Scott Speer, Airspace Specialist, System Management Branch, AWP–530, Air Traffic Division, Western Pacific Region, Federal Aviation Administration, 15000 Aviation Boulevard, Lawndale, California 90261, telephone (310) 725–6533.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy-related aspects of the proposal. Communications should identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with the comments as self-addressed, stamped postcard on which the following statement is made: ''Comments to Airspace Docket No. 95–AWP–14.'' The postcard will be date/time stamped and returned to the commenter. All communications received on or before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the System Management Branch, Air Traffic Division, at 15000 Aviation Boulevard, Lawndale, California 90261, both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, System Management Branch, P.O. Box 92007, Worldway Postal Center, Los Angeles, California 90009. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11–2A, which describes the application procedures.

The Proposal

The FAA is considering an amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) by establishing a Class E airspace area at Auburn, CA. The development of GPS SIAP at Auburn Municipal Airport has made this proposal necessary. The intended effect of this proposal is to provide adequate Class E airspace for aircraft executing the Instrument Departure Procedure and the GPS RWY 7 SIAP at Auburn Municipal Airport, Auburn, CA. Class E airspace designations for airspace areas extending upward from 700 feet or more above the surface of the earth are published in Paragraph 6005 of FAA Order 7400.9C dated August 17, 1995, and effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in this Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this proposed regulation—(1) is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 10034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this proposed rule would not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

The Proposed Amendment

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 14 CFR part 71 as follows:

PART 71—[AMENDED]

1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

AWP CA E5 Auburn, CA [New]

Auburn Municipal Airport, CA
(Lat. 38°57′10″N, long. 121°04′55″W)

That airspace extending upward from 700 feet above the surface within a 4.3-mile radius of Auburn Municipal Airport and within 4.3 miles each side of the 291° bearing from the Auburn Municipal Airport extending from the 4.3-mile radius to 5.6 miles northwest of the Auburn Municipal Airport.

* * * * *

Issued in Los Angeles, California, on February 8, 1996.

James H. Snow,

Acting Manager, Air Traffic Division, Western-Pacific Region.

[FR Doc. 96–4269 Filed 2–23–96; 8:45 am]

BILLING CODE 4910–13–M

COMMODITY FUTURES TRADING COMMISSION

17 CFR Parts 1, 3, 145 and 147

Financial Reporting and Debt-Equity Ratio Requirements for Futures Commission Merchants and Introducing Brokers

AGENCY: Commodity Futures Trading Commission.

ACTION: Proposed rules.

SUMMARY: The Commodity Futures Trading Commission (Commission or CFTC) is proposing to amend several provisions of its Rule 1.10, which governs financial reporting requirements for futures commission merchants (FCMs) and introducing brokers (IBs). The proposed rule