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DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

7 CFR Part 1435

RIN 0560–AE94

Sugar Loan Program Crop Year Definition and Loan Availability Period

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Final rule.

SUMMARY: The proposed rule on the sugar loan program crop year and loan availability period, published in the **Federal Register** on April 2, 1997, at 62 FR 15622, is adopted with changes as a final rule. The final rule defines crop year for the sugar loan program as the Federal fiscal year and extends the loan availability period to the whole fiscal year. The final rule conforms to current statutory language by removing the restriction that supplemental loans, which permit sugar collateral to be repledged for a second loan in the following fiscal year, will be offered only on sugar from sugarcane or sugar beets normally harvested in July, August, or September.

EFFECTIVE DATE: June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Daniel Colacicco, Farm Service Agency, United States Department of Agriculture (USDA), STOP 0516, 1400 Independence Avenue, SW, Washington, DC 20250–0516, telephone 202–690–0734.

SUPPLEMENTARY INFORMATION:

Executive Order 12866

This rule has been determined to be not significant and therefore was not reviewed by OMB under Executive Order 12866.

Federal Assistance Program

The title and number of the Federal assistance program, as found in the Catalogue of Federal Domestic Assistance, to which this final rule applies are Commodity Loans and Purchases—10.051.

Regulatory Flexibility Act

It has been determined that the Regulatory Flexibility Act is not applicable because CCC is not required by 5 U.S.C. 553 or any other provision of law to publish a notice of final rulemaking with respect to the subject matter of this rule.

Environmental Evaluation

An Environmental Evaluation with respect to the rule has been completed. It has been determined that this action will not have significant adverse effects on environmental factors such as wildlife habitat, water quality, air quality, land use, and appearance. Therefore, neither an Environmental Assessment nor an Environmental Impact Statement is needed.

Executive Order 12372

This program is not subject to the provisions of Executive Order 12372, which requires intergovernmental consultation with State and local officials. See the Notice related to 7 CFR part 3015, subpart V, published at 48 FR 29115 (June 24, 1983).

Paperwork Reduction Act

A request for comments to revise the previously approved information collection (OMB number 0560–0138) was published in the **Federal Register** with the publication of the proposed rule on April 2, 1997, at 62 FR 15622. No comments were received. The revised information collection package will be submitted for OMB approval.

Executive Order 12998

This final rule has been reviewed in accordance with Executive Order 12998. The provisions of this final rule preempt State laws to the extent such laws are inconsistent with the provisions of this final rule, are not retroactive, and are not subject to administrative appeal remedies.

Background

A proposed rule was published in the **Federal Register** on April 2, 1997, at 62 FR 15622 to simplify program administration and ensure conformity between the statutory language of section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (the 1996 Act), 7 U.S.C. 156, and the implementing regulations. The proposed rule redefined the 1996 crop year as the period from July 1, 1996 through September 30 1997; redefined the crop years for 1997 through 2001 from the current period, July 1 through June 30, to the Federal fiscal year, October 1 through September 30; and redefined the 2002 crop year as the period from October 1, 2002 through June 30, 2003. The proposed rule reaffirms that the loan program expires on June 30, 2003, so as not to extend the program authority through administrative action.

The proposed rule extended the loan availability period from October 1 through June 30, to the whole fiscal year, except for the 2002 crop year which ends on June 30, 2003, reflecting the statutory language of section 156(d)(2). This removed the restriction that the Commodity Credit Corporation (CCC) could only make loans during July through September on sugar from sugarcane or sugar beets normally harvested during that 3-month period as previous legislation had required. All sugar collateral pledged during July through September would be eligible for supplemental loans during October of the following fiscal year. The proposed rule also recommended elimination of an obsolete provision governing the 1995 crop year price support program.

Summary of Comments

Four sugar industry associations commented on the proposed rule. Three supported all proposed rule changes. One recommended that the restriction be retained that CCC can only make supplemental loans on sugar from sugarcane or sugar normally harvested in July, August, or September.

The commenter agreed that the language of the 1996 Act no longer explicitly limits supplemental loans to sugar from sugarcane or sugar beets normally harvested during the July–September period as did the language of the Food, Agriculture, Conservation, and Trade Act of 1990. However, the commenter contends that there is nothing in the legislative history of the 1996 Act to suggest Congress intended to expand the eligibility for supplemental loans. The commenter also contends that: (1) If such broad loan eligibility is authorized by the 1996 Act,

it is discretionary and the Secretary is not required to implement it; (2) broadening supplemental loan eligibility will complicate rather than simplify program administration; and (3) such action will increase uncertainty as to forfeitures and double the period that processors may forfeit their loan collateral.

CCC reaffirms its position that the statutory language clearly provides for any domestically grown sugar to be put under loan during July through September and that all sugar put under loan during that 3-month period is eligible for a supplemental loan. Both sections 156 (a) and (b) of the 1996 Act state: ''The Secretary shall make loans available to processors of domestically grown* * *.'' Section 156(d)(2) states: ''In the case of a loan made under this section in the last 3 months of a fiscal year, the processor may repledge* * *.'' The only discretion is on the part of the processor who may choose to, or not to, repledge collateral for a supplemental period.

Section 1435.105(g), which describes the conditions for the supplemental loan, is simplified by removing redundant language that states that loans made in July, August, or September must be settled by September 30. Section 1435.105(f) clearly states that all loans made during the fiscal year must be settled by September 30.

List of Subjects in 7 CFR Part 1435

Loan programs/agriculture, Price-support programs, Reporting and record keeping requirements, Sugar.

Accordingly, the proposed rule modifying 7 CFR part 1435, which was published in the **Federal Register** on April 2, 1997, at 62 FR 15622 is adopted with changes as a final rule to read as follows:

PART 1435—SUGAR

1. The authority citation for 7 CFR part 1435 continues to read as follows:

Authority: 7 U.S.C. 7272 and 15 U.S.C. 714b and 714c.

§ 1435.1 [Amended]

2. Section 1435.1 is amended by removing paragraph (a) and removing the designation ''(b)'' from paragraph (b).

3. In § 1435.2, the definition for ''Crop year'' is revised to read as follows:

§ 1435.2 Definitions.

* * * * *

Crop year for the 1996 crop means the period from July 1, 1996 through September 30, 1997. *Crop year* for the 1997–2001 crops means the period from October 1 through September 30, inclusive, and is identified by the year in which the crop year begins. For example, the 1997 crop year begins on October 1, 1997. The 1997 crop of sugar beets, sugarcane, or sugar means domestically-produced sugar beets, domestically-produced sugarcane, or sugar processed from domestically-produced sugar beets or sugarcane during the 1997 crop year. *Crop year* for the 2002 crop means the period from October 1, 2002 through June 30, 2003. Sugar from desugaring molasses is considered to be from the crop year the desugaring took place.

* * * * *

4. Section 1435.105 is amended by revising paragraphs (a) and (g) and adding paragraph (h) to read as follows:

§ 1435.105 Availability, disbursement, and maturity of loans.

(a) To obtain a loan, a processor must:

(1) File a loan request, as CCC prescribes, no later than September 30, 1997, for the 1996 crop year, no earlier than October 1 and no later than September 30 of the applicable crop year for the 1997–2001 crop years, and no earlier than October 1, 2002 and no later than June 30, 2003, for the 2002 crop year, with the State committee of the State where such processor is headquartered, or with a county committee designated by the State committee;

* * * * *

(g) Processors receiving loans in July, August, or September may repledge the sugar as collateral for a supplemental loan. Such supplemental loan shall:

(1) Be requested by the processor during the following October;

(2) Be recourse or nonrecourse depending on which type of loan is in effect according to § 1435.102;

(3) Be made at the loan rate in effect at the time the supplemental loan is made; and

(4) Mature in 9 months minus the number of whole months that the initial loan was in effect.

(h) No loans will be made after June 30, 2003.

Signed in Washington, DC, on June 23, 1997.

Bruce R. Weber,

Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc. 97–16847 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–05–P

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 77

[Docket No. 97–041–1]

Tuberculosis in Cattle and Bison; State Designation

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Interim rule and request for comments.

SUMMARY: We are amending the tuberculosis regulations concerning the interstate movement of cattle and bison by raising the designation of Virginia from a modified accredited State to an accredited-free State. We have determined that Virginia meets the criteria for designation as an accredited-free State.

DATES: Interim rule effective June 27, 1997. Consideration will be given only to comments received on or before August 26, 1997.

ADDRESSES: Please send an original and three copies of your comments to Docket No. 97–041–1, 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. 97–041–1. 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. Mitchell A. Essey, Senior Staff Veterinarian, National Animal Health Programs, VS, APHIS, 4700 River Road Unit 36, Riverdale, MD 20737–1231, (301) 734–7727; or e-mail: messey@aphis.usda.gov.

SUPPLEMENTARY INFORMATION:

Background

Bovine tuberculosis is the contagious, infectious, and communicable disease caused by *Mycobacterium bovis.* The regulations in 9 CFR part 77, ''Tuberculosis'' (referred to below as the regulations), regulate the interstate movement of cattle and bison because of tuberculosis. Cattle or bison not known to be affected with or exposed to tuberculosis are eligible for interstate movement without restriction if those cattle or bison are moved from a State

designated as an accredited-free, accredited-free (suspended), or modified accredited State. The regulations restrict the interstate movement of cattle or bison not known to be affected with or exposed to tuberculosis if those cattle or bison are moved from a nonmodified accredited State.

The status of a State is based on its freedom from evidence of tuberculosis, the effectiveness of the State's tuberculosis eradication program, and the degree of the State's compliance with the standards contained in a document titled ''Uniform Methods and Rules—Bovine Tuberculosis Eradication,'' which has been made part of the regulations via incorporation by reference. A State must have no findings of tuberculosis in any cattle or bison in the State for at least 5 years to be designated as an accredited-free State. A State that reverts to modified accredited status from accredited free status due to the detection of tuberculosis in two or more herds in the State within a 48-month period is eligible to apply for the reinstatement of its accredited-free status following 2 years of freedom from evidence of tuberculosis and full compliance with the standards contained in the ''Uniform Methods and Rules—Bovine Tuberculosis Eradication.''

Before publication of this interim rule, Virginia was designated in § 77.1 of the regulations as a modified accredited State. Virginia, which had held accredited-free status, was designated as a modified accredited State in an interim rule published and effective on November 29, 1994 (59 FR 60885–60886, Docket No. 94–053–2) after the detection of tuberculosis in two herds in the State within 48 months. However, Virginia now meets the requirements for designation as an accredited-free State. Therefore, we are amending the regulations by removing Virginia from the list of modified accredited States in § 77.1 and adding it to the list of accredited-free States in that section.

Immediate Action

The Administrator of the Animal and Plant Health Inspection Service has determined that there is good cause for publishing this interim rule without prior opportunity for public comment. Immediate action is warranted to change the regulations so that they accurately reflect the current tuberculosis status of Virginia as an accredited-free State. This will provide prospective cattle and bison buyers with accurate and up-to-date information, which may affect the marketability of cattle and bison since some prospective buyers prefer to buy cattle and bison from accredited-free States.

Because prior notice and other public procedures with respect to this action are impracticable and contrary to the public interest under these conditions, we find good cause under 5 U.S.C. 553 to make it effective upon publication in the **Federal Register**. We will consider comments that are received within 60 days of publication of this rule in the **Federal Register**. After the comment period closes, we will publish another document in the **Federal Register**. It will include a discussion of any comments we receive and any amendments we are making to the rule as a result of the comments.

Executive Order 12866 and Regulatory Flexibility Act

This rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

Cattle and bison are moved interstate for slaughter, for use as breeding stock, or for feeding. Virginia has approximately 2,200 dairy herds and 28,800 beef herds with a combined total of approximately 1,212,100 cattle. Approximately 95 percent of herd owners would be considered small businesses. Changing the status of Virginia may enhance the marketability of cattle and bison from the State, since some prospective cattle and bison buyers prefer to buy cattle and bison from accredited-free States. This may result in some beneficial economic impact on some small entities. However, based on our experience in similar designations of other States, the impact should not be significant.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action will not have a significant economic impact on a substantial number of small entities.

Executive Order 12372

This program/activity is listed in the Catalog of Federal Domestic Assistance under No. 10.025 and is subject to Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V.)

Executive Order 12988

This rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule: (1) Preempts all State and local laws and regulations that are in conflict with this rule; (2) has no retroactive effect; and (3) does not require administrative proceedings before parties may file suit in court challenging this rule.

Paperwork Reduction Act

This rule contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

List of Subjects in 9 CFR Part 77

Animal diseases, Bison, Cattle, Reporting and recordkeeping requirements, Transportation, Tuberculosis.

Accordingly, 9 CFR part 77 is amended as follows:

PART 77—TUBERCULOSIS

1. The authority citation for part 77 continues to read as follows:

Authority: 21 U.S.C. 111, 114, 114a, 115–117, 120, 121, 134b, and 134f; 7 CFR 2.22, 2.80, and 371.2(d).

§ 77.1 [Amended]

2. In § 77.1, in the definition of *Accredited-free state*, paragraph (2) is amended by adding ''Virginia,'' immediately after ''Vermont,''.

3. In § 77.1, in the definition of *Modified accredited state*, paragraph (2) is amended by removing the words ''Texas, and Virginia'' and adding the words ''and Texas'' in their place.

Done in Washington, DC, this 23rd day of June 1997.

Terry L. Medley,

Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 97–16867 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–34–P

FEDERAL RESERVE SYSTEM

12 CFR Parts 204 and 209

[Regulations D and I; Docket No. R–0963]

Reserve Requirements of Depository Institutions and Issue and Cancellation of Capital Stock of Federal Reserve Banks

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final rule.

SUMMARY: The Board is amending Regulations D and I, Reserve Requirements of Depository Institutions and Issue and Cancellation of Capital Stock of Federal Reserve Banks, respectively, to define the location of a depository institution for purposes of Federal Reserve membership and reserve account maintenance. These amendments will facilitate interstate banking.

EFFECTIVE DATE: October 1, 1997.

FOR FURTHER INFORMATION CONTACT: Oliver Ireland, Associate General Counsel, (202/452–3625) or Stephanie Martin, Senior Attorney (202/452–3198), Legal Division. For the hearing impaired *only,* contact Diane Jenkins, Telecommunications Device for the Deaf (TDD) (202/452–3544), Board of Governors of the Federal Reserve System, 20th and C Streets, N.W., Washington, D.C. 20551.

SUPPLEMENTARY INFORMATION: Recent statutory changes have eliminated many barriers to interstate banking.[1] Consequently, the number of depository institutions that operate branches in more than one Federal Reserve District is expected to increase. On January 2, 1998, the Federal Reserve Banks will begin to implement a new account structure that will provide a single Federal Reserve account for each domestic depository institution.

The advent of interstate banking raises questions as to how certain provisions of the Federal Reserve Act (FRA)[2] will apply to banks with interstate branches. Many of these questions are related to a bank's ''location.'' To date, the Board and the Federal Reserve Banks generally have interpreted the term ''location,'' as used in the FRA, to mean the geographic location of a bank, heavily influenced by the location specified in the bank's charter, or if no charter location is specified, the location of the bank's head office. This interpretation, however, may not always be appropriate in an interstate branching environment, where a bank may have offices in multiple Federal Reserve Districts and do most of its business in places other than its charter or head office location. In March 1997, the Board proposed amendments to its Regulation D (12 CFR part 204, Reserve Requirements of Depository Institutions) and Regulation I (12 CFR part 209, Issue and Cancellation of Capital Stock of Federal Reserve Banks) to define ''location'' for purposes of the Federal Reserve membership and reserve account maintenance (62 FR 11117, March 11, 1997).

Background

A member bank, even if it has interstate branches, must be a member of a particular Federal Reserve Bank. The membership question is closely related to other location issues such as where reserve accounts are located and where account entries are posted. Every national bank is required to become a member and stockholder of the Federal Reserve Bank of its district (FRA section 2(1)). State banks may apply to the Board to subscribe to the stock of the Federal Reserve Bank organized within the district in which the applying bank is located (FRA section 9(1)). These provisions suggest that membership is limited to one Federal Reserve Bank and that membership is to be determined by the geographical location of the bank.

A bank must hold reserves at the Federal Reserve Bank of which it is a member or where it maintains an account (FRA section 19(c)(1)). Therefore, a nonmember bank would hold its reserve account at the Reserve Bank where it maintains an account for purposes of check collection and other payments services. FRA section 13(1) provides that the nonmember bank may maintain this clearing account with the Federal Reserve Bank of its district.

Charter or head office location is the *status quo* under the FRA as to where a bank is located for membership purposes and nonmember reserve account purposes. The National Bank Act requires a national bank's organization certificate to state the place where its operations of discount and deposit are to be carried on, designating the state, territory, or district, and the particular county and city, town, or village (12 U.S.C. 22). State laws may be less specific with respect to state-chartered banks, and the determination of the bank's location may not be ascertainable from the bank's charter.

Under a strict interpretation of the charter/head office rule, a bank could be a member only of the Reserve Bank whose district encompasses the location specified in its charter or, in the case of a state bank with no specific charter location, the location of its head office. For a bank with interstate branches, however, this location test may not be the appropriate means of determining where the bank is located for membership or reserve account purposes. An interstate bank may have its main office or do the bulk of its business somewhere other than its charter location and may wish to establish a Federal Reserve Bank relationship closer to its business headquarters. Similarly, a bank holding company with subsidiary banks in multiple Federal Reserve Districts that manages those banks as a combined business may wish to centralize operations in a single district. In addition, the Board and the Federal Reserve Banks may find it more efficient to administer a bank's account and perform other functions in a district other than the district encompassing the charter or head office location.

Board's Proposal

Section 9(1) of the FRA authorizes the Board to prescribe rules and regulations governing applications by state banks to subscribe to the stock of the Federal Reserve Bank organized within the district in which the applying bank is located. Section 2(1) of the FRA requires national banks to become member banks in accordance with the provisions of the FRA, and section 11(i) gives the Board general authority to write rules necessary to perform its duties, functions, and services under the FRA. Accordingly, the Board proposed to amend Regulation I to set forth a definition of ''location'' for the purpose of acquiring Federal Reserve Bank stock. This amendment also would help answer other member bank location questions related to reserve account maintenance, supervision, and other issues.

The proposed Regulation I provision stated a general rule that, for membership purposes, a bank is considered to be located in the Federal Reserve District specified in the bank's charter or organizing certificate, or, if no such location is specified, the location of its head office. The Board could make exceptions to the general rule for a particular bank after considering certain criteria. Thus, if the bank's location were uncertain or its location based on its charter, organizing certificate, or head office differed from the location where it conducted most of its business, the Board, after consultation with the relevant Reserve Banks, could designate the appropriate location for membership purposes. (The relevant Reserve Banks are the Reserve Bank whose district contains the bank's charter or head office location and the Reserve Bank in whose district the bank is proposed to be located.)

One consideration in making this determination would be whether any other laws would require the bank to have a relationship with a particular Reserve Bank. For example, Massachusetts and Nebraska laws provide that state banks may become members of the Boston and Kansas City Reserve Banks, respectively.[3] The Board could also consider other criteria, such as the business needs of the bank, where the head office of the bank is located, where the bank does the bulk of its business, and the location that would allow the bank, the Board, and the Reserve Banks to perform their

[1] *See,* the Riegle-Neal Interstate Banking and Branching Efficiency Act, Pub. L. 103–328, 108 Stat. 2338 (1994).

[2] 12 U.S.C. 221 *et seq.*

[3] Mass. Gen. L. ch. 167F, section 8 (1996) and Neb. Rev. Stat. section 8–130 (1996).

functions most efficiently and effectively. For example, the Board might consider the efficiency of bank supervisory functions, account management, and Federal Reserve monetary policy. Generally, these amendments would not affect current relationships between banks and Federal Reserve Banks. A bank that already owns stock in or has an account at a Federal Reserve Bank may, but need not, seek a Board determination to change its location. The Board anticipates that the ''location'' issue will arise principally from mergers of existing banks or other changes in the organization or management of bank holding companies. Ordinarily, the Board expects that ''location'' decisions would be worked out between the Reserve Banks and the bank.

Although the proposed Regulation I amendment would be sufficient to determine where a member bank's reserve account would be located, the Board also proposed to amend Regulation D to clarify the location of nonmember bank reserve accounts. The Board proposed this amendment under the authority of section 19(c)(1) of the FRA, which provides that depository institutions must hold reserves subject to such rules and regulations that the Board may prescribe. The Regulation D amendment is similar to the Regulation I proposal and would, in effect, assure that nonmember banks are treated comparably to member banks for account location purposes.

Regulation D also applies to Edge and agreement corporations and U.S. branches and agencies of foreign banks. Section 25A of the FRA requires Edge corporations to carry reserves in the same amounts as the Board prescribes for member banks and authorizes the Board to write rules governing the operations of such corporations. Section 25 of the FRA also authorizes the Board to require agreement corporations to maintain reserves. Section 7 of the International Banking Act provides that Federal branches and agencies of foreign banks are subject to the FRA's reserve requirement provisions (including section 19(c)) as if they were member banks. That Act also provides that the Board may impose the same requirements on state-licensed branches and agencies of foreign banks after consultation and in cooperation with the state bank supervisory authorities. The Board requested comment on whether it should apply the same or similar criteria for determining the location of reserve accounts for U.S. branches and agencies of foreign banks and Edge and agreement corporations as it does for depository institutions.

Summary of Public Comments

The Board received 12 comments on the proposed amendments from the following categories of entities:

Federal Reserve Banks	4
Bank holding companies	3
Commercial banks	2
Trade associations	2
Credit unions	1
Total	12

All of the commenters supported the Board's proposed amendments in general and agreed that the amendments would provide operational efficiencies and flexibility that will be necessary in an interstate banking environment.

Role of Affected Bank

Three commenters asked the Board to clarify that, when making a location determination, the Board will consult with the affected depository institution as well as the affected Reserve Banks, as the decision could have a significant impact on the depository institution's operations. On a related point, two commenters suggested that the Board clarify that a depository institution may request a location determination. The Board had always intended that a location determination would involve consideration of the views of, and in many cases would be made at the initiation of, the affected institution. The Board has modified the final regulatory language to provide that the Board could make a location determination if it believes such a determination is necessary to enable the institution operate efficiently. The final amendments also provide that the Board will consult with the affected institution, as well as the relevant Reserve Banks, before making a location determination.

Limited Relocations

One commenter suggested that Board should avoid ''forum-shopping'' by limiting the number of times a bank may change its designated location and by allowing relocations only when undertaken in good faith and on a showing of good cause. As frequent relocations would probably not allow the Board and the Reserve Banks to perform their functions efficiently and effectively, the Board does not expect to allow frequent relocations for a single institution.

Multiple Federal Reserve Memberships

One commenter stated that, should the Board consider accommodating interstate banking and branching by allowing banks to become members of two or more Reserve Banks, such a proposal would require careful analysis, further public comment, and perhaps a legislative change. The Board is not at this time considering allowing multiple Federal Reserve memberships for a single bank.

Pass-Through Provisions

One commenter encouraged the Board to consider additional amendments to Regulation D's pass-through provisions related to member banks and out-of-district correspondents. The Board is in the process of reviewing the pass-through provisions in light of the Reserve Banks' single-account structure.

Obtaining Payments Services From Other Reserve Banks

Two commenters asked what effect, if any, the proposed amendments would have on the ability of a depository institution to obtain payments and other financial services from a Reserve Bank other than the Reserve Bank at which it holds an account. The Board has proposed amendments to Regulation J (12 CFR part 210), governing the collection and return of checks through Federal Reserve Banks, that would allow an institution to use the check collection services of any Reserve Bank, regardless of where the institution maintains an account (62 FR 27547, May 20, 1997). The Reserve Banks are currently revising their operating circulars to provide institutions with similar flexibility for all Federal Reserve services. These amendments to Regulations D and I, therefore, would not affect the ability of an institution to obtain services from any Reserve Bank.

One of these commenters also asked whether an institution's account relationship and supervisory relationship could be with different Reserve Banks. Absent unusual circumstances, the Board expects that the most efficient and effective administration of Federal Reserve functions generally would require the account and supervisory functions for a particular depository institution to be located at a single Reserve Bank.

U.S. Branches and Agencies of Foreign Banks; Edge and Agreement Corporations

The Board received four comments on the treatment of U.S. branches and agencies of foreign banks and Edge and agreement corporations under the proposed amendments to Regulation D. All four commenters believed that it would be logical to determine the location of these entities in the same manner as for domestic institutions. The commenters also raised questions related to the number of Federal Reserve

accounts that a foreign bank family (or Edge or agreement corporation family) should maintain. The Board is currently reviewing the appropriate treatment for accounts of these entities for reserve purposes.

Effective Date

The effective date of the amendments to Regulations D and I is October 1, 1997. This will allow institutions to request location determinations three months in advance of the single account implementation date. Although the Board may make determinations during this three-month period, these determinations generally would not be effective until January 2, 1998.

Delegation of Authority

In conjunction with the final amendments discussed above, the Board is also amending its Rules Regarding the Delegation of Authority (12 CFR part 265) to provide that the Secretary of the Board may determine an institution's location under Regulation D or Regulation I if the relevant Federal Reserve Banks and the institution agree on the specific Reserve Bank in which the institution should hold stock or with which the institution should maintain a reserve account, and the agreed-upon location does not raise any significant policy issues. See Docket R–0973, elsewhere in today's **Federal Register**.

Final Regulatory Flexibility Analysis

Two of the three requirements of a final regulatory flexibility analysis (5 U.S.C. 604), (1) a succinct statement of the need for and the objectives of the rule and (2) a summary of the issues raised by the public comments, the agency's assessment of the issues, and a statement of the changes made in the final rule in response to the comments, are discussed above. The third requirement of a final regulatory flexibility analysis is a description of significant alternatives to the rule that would minimize the rule's economic impact on small entities and reasons why the alternatives were rejected.

The final amendments will apply to all depository institutions, regardless of size, and represent relatively minor changes to the existing rules. The amendments should not have a negative economic impact on small institutions, and, therefore, there were no significant alternatives that would have minimized the economic impact on those institutions. The amendments will clarify the location of an institution for Federal Reserve membership and reserve account maintenance purposes and, in some cases, could reduce economic burden on affected institutions by allowing them to establish that location more conveniently.

List of Subjects

12 CFR Part 204

Banks, banking, Federal Reserve System, Reporting and recordkeeping requirements.

12 CFR Part 209

Banks, banking, Federal Reserve System, Reporting and recordkeeping requirements, Securities.

For the reasons set out in the preamble, 12 CFR parts 204 and 209 are amended as set forth below.

PART 204—RESERVE REQUIREMENTS OF DEPOSITORY INSTITUTIONS (REGULATION D)

1. The authority citation for part 204 continues to read as follows:

Authority: 12 U.S.C. 248(a), 248(c), 371a, 461, 601, 611, and 3105.

2. In § 204.3, paragraph (b) is revised to read as follows:

§ 204.3 Computation and maintenance.

* * * * *

(b) *Form and location of reserves.* (1) A depository institution, a U.S. branch or agency of a foreign bank, and an Edge or agreement corporation shall hold reserves in the form of vault cash, a balance maintained directly with the Federal Reserve Bank in the Federal Reserve District in which it is located, or a pass-through account. Reserves held in the form of a pass-through account shall be considered to be a balance maintained with a Federal Reserve Bank.

(2) (i) For purposes of this section, a depository institution is located in the Federal Reserve District that contains the location specified in the institution's charter or organizing certificate, or, if no such location is specified, the location of its head office, unless otherwise determined by the Board under paragraph (b)(2)(ii) of this section.

(ii) If the location specified in paragraph (b)(2)(i) of this section, in the Board's judgment, is ambiguous, would impede the ability of the Board or the Federal Reserve Banks to perform their functions under the Federal Reserve Act, or would impede the ability of the institution to operate efficiently, the Board will determine the Federal Reserve District in which the institution is located, after consultation with the institution and the relevant Federal Reserve Banks. The relevant Federal Reserve Banks are the Federal Reserve Bank whose District contains the location specified in paragraph (b)(2)(i) of this section and the Federal Reserve Bank in whose District the institution is proposed to be located. In making this determination, the Board will consider any applicable laws, the business needs of the institution, the location of the institution's head office, the locations where the institution performs its business, and the locations that would allow the institution, the Board, and the Federal Reserve Banks to perform their functions efficiently and effectively.

* * * * *

PART 209—ISSUE AND CANCELLATION OF CAPITAL STOCK OF FEDERAL RESERVE BANKS (REGULATION I)

3. The authority citation for part 209 continues to read as follows:

Authority: 12 U.S.C. 248, 321–338, 486, 1814, 1816.

4. A new § 209.15 is added to read as follows:

§ 209.15 Location of bank.

(a) *General rule.* For purposes of this part, a national bank or a state bank is located in the Federal Reserve District that contains the location specified in the bank's charter or organizing certificate, or, if no such location is specified, the location of its head office, unless otherwise determined by the Board under paragraph (b) of this section.

(b) *Board determination.* If the location of a bank as specified in paragraph (a) of this section, in the Board's judgment, is ambiguous, would impede the ability of the Board or the Federal Reserve Banks to perform their functions under the Federal Reserve Act, or would impede the ability of the bank to operate efficiently, the Board will determine the Federal Reserve District in which the bank is located, after consultation with the bank and the relevant Federal Reserve Banks. The relevant Federal Reserve Banks are the Federal Reserve Bank whose District contains the location specified in the paragraph (a) of this section and the Federal Reserve Bank in whose District the bank is proposed to be located. In making this determination, the Board will consider any applicable laws, the business needs of the bank, the location of the bank's head office, the locations where the bank performs its business, and the locations that would allow the bank, the Board, and the Federal Reserve Banks to perform their functions efficiently and effectively.

By order of the Board of Governors of the Federal Reserve System, June 23, 1997.

William W. Wiles,

Secretary of the Board.

[FR Doc. 97–16872 Filed 6–26–97; 8:45 am]

BILLING CODE 6210–01–P

FEDERAL RESERVE SYSTEM

12 CFR Part 265

[Docket No. R–0973]

Rules Regarding Delegation of Authority

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Final rule.

SUMMARY: The Board is amending its delegation rules to allow the Secretary of the Board to determine the Federal Reserve District in which an institution is located for purposes of Federal Reserve membership and reserve account maintenance. This amendment should provide for more expeditious handling of location determinations.

EFFECTIVE DATE: October 1, 1997.

FOR FURTHER INFORMATION CONTACT: Oliver Ireland, Associate General Counsel, (202/452–3625) or Stephanie Martin, Senior Attorney (202/452–3198), Legal Division. For the hearing impaired *only*, contact Diane Jenkins, Telecommunications Device for the Deaf (TDD) (202/452–3544), Board of Governors of the Federal Reserve System, 20th and C Streets, N.W., Washington, D.C. 20551.

SUPPLEMENTARY INFORMATION: The Board has adopted amendments to its Regulations D (Reserve Requirements of Depository Institutions, 12 CFR part 204) and Regulation I (Issue and Cancellation of Capital Stock of Federal Reserve Banks, 12 CFR part 209) to define the location of a depository institution for purposes of Federal Reserve membership and reserve account maintenance. (See Docket No. R–0963, elsewhere in today's **Federal Register**.) The amendments provide that an institution is considered to be located in the Federal Reserve District specified in its charter or organizing certificate, or, if no such location is specified, the location of its head office. The Board could make exceptions to the general rule for a particular institution after considering certain criteria. Thus, if the institution's location were uncertain or its location based on its charter, organizing certificate, or head office differed from the location where it conducted most of its business, the Board could designate the appropriate location, after consultation with the institution and the relevant Reserve Banks. (The relevant Reserve Banks are the Reserve Bank whose district contains the bank's charter, organizing certificate, license, or head office location and the Reserve Bank in whose district the bank is proposed to be located.)

The Board is delegating to the Secretary of the Board the authority to make a location determination under Regulation D or Regulation I if the relevant Federal Reserve Banks and the institution agree on the specific Reserve Bank in which the institution should hold stock or with which the institution should maintain a reserve account, and the agreed-upon location does not raise any significant policy issues.

Administrative Procedure Act

The Administrative Procedure Act (5 U.S.C. 553(b)(A)) exempts ''rules of agency organization, procedure, or practice'' from the notice of proposed rulemaking and public comment requirements. As the Board's delegation rules fall under this exemption, the Board is adopting these amendments without notice-and-comment procedures.

List of Subjects in 12 CFR Part 265

Authority delegations (Government agencies), Banks, banking, Federal Reserve System.

For the reasons set forth in the preamble, the Board is amending 12 CFR Part 265 as set forth below:

PART 265—RULES REGARDING DELEGATION OF AUTHORITY

1. The authority citation for part 265 continues to read as follows:

Authority: 12 U.S.C. 248 (i) and (k).

2. Section 265.5 is amended by adding a new paragraph (f) to read as follows:

§ 265.5 Functions delegated to Secretary of the Board.

* * * * *

(f) *Location of institution.* To determine the Federal Reserve District in which an institution is located pursuant to § 204.3(b)(2)(ii) of Regulation D (12 CFR part 204) or § 209.15(b) of Regulation I (12 CFR part 209) if:

(1) The relevant Federal Reserve Banks and the institution agree on the specific Reserve Bank in which the institution should hold stock or with which the institution should maintain reserve balances; and

(2) The agreed-upon location does not raise any significant policy issues.

By order of the Board of Governors of the Federal Reserve System, June 23, 1997.

William W. Wiles,

Secretary of the Board.

[FR Doc. 97–16871 Filed 6–26–97; 8:45 am]

BILLING CODE 6210–01–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 96–NM–154–AD; Amendment 39–10051; AD 97–13–05]

RIN 2120–AA64

Airworthiness Directives; Fokker Model F28 Mark 0100 Series Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD), applicable to certain Fokker Model F28 Mark 0100 series airplanes, that requires loosening certain nuts on the horizontal stabilizer control unit (HSCU) to reduce stress on bolts; a one-time inspection of certain bolts on the HSCU to detect cracking, and replacement, if necessary; application of corrosion protection to these bolts; and reassembly and reidentification of the modified HSCU. This amendment is prompted by reports indicating that stress corrosion, resulting from overtightening of nuts on these bolts, has caused some of these bolts to crack and fail. The actions specified by this AD are intended to prevent failure of these bolts because of stress corrosion cracking which, if not corrected, could lead to loss of control of the horizontal stabilizer and reduced controllability of the airplane.

DATES: Effective August 1, 1997.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of August 1, 1997.

ADDRESSES: The service information referenced in this AD may be obtained from Fokker Services B.V., Technical Support Department, P.O. Box 75047, 1117 ZN Schiphol Airport, The Netherlands. This information may be examined at the Federal Aviation Administration (FAA), Transport Airplane Directorate, Rules Docket, 1601 Lind Avenue, SW., Renton, Washington; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Tim Dulin, Aerospace Engineer,

Standardization Branch, ANM–113, FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington 98055–4056; telephone (425) 227–2141; fax (425) 227–1149.

SUPPLEMENTARY INFORMATION: A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an airworthiness directive (AD) that is applicable to certain Fokker Model F28 0100 series airplanes was published in the **Federal Register** on November 8, 1996 (61 FR 57832). That action proposed to require loosening of nuts on lower bolts that join the dog-links to the pistons of the horizontal stabilizer control unit (HSCU); a one-time inspection of these bolts to detect cracking, and replacement of discrepant bolts with serviceable bolts; application of corrosion protection to these bolts; and reassembly and reidentification of the HSCU that has been modified. (Some airplanes were modified on the production line, but the HSCU was not reidentified. That action proposes to require that the HSCU on those airplanes also be reidentified.)

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to the single comment received.

The commenter supports the proposal and remarks, ''However, we seek the FAA to ensure that the change in stress loading of the certain bolts does not result in a change to the integrity of the HSCU that could cause it to become jammed or fail in some manner that could be hazardous if it happened in flight.'' The FAA has determined that the change does not affect the structural integrity of the HSCU, since the bolts are loaded in shear not tension. No change to the final rule is required.

Conclusion

After careful review of the available data, including the comment noted above, the FAA has determined that air safety and the public interest require the adoption of the rule as proposed.

Cost Impact

The FAA estimates that 125 Fokker Model F28 Mark 0100 series airplanes of U.S. registry will be affected by this AD, that it will take approximately 5 work hours per airplane to accomplish the required loosening of nuts, and that the average labor rate is $60 per work hour. Based on these figures, the cost impact of the loosening of nuts on U.S. operators is estimated to be $37,500, or $300 per airplane.

The FAA also estimates that it will take approximately 6 work hours per airplane to accomplish the required inspection, apply corrosion protection to the bolts, and reassemble and reidentify the HSCU. The average labor rate is $60 per work hour. Based on these figures, the cost impact of these actions on U.S. operators is estimated to be $45,000, or $360 per airplane.

There currently are no known airplanes of U.S. registry that will be required to accomplish the required reidentification of the HSCU because the HSCU was modified on the production line and not reidentified.

The cost impact figures discussed above are based on assumptions that no operator has yet accomplished any of the requirements of this AD action, and that no operator would accomplish those actions in the future if this AD were not adopted.

Regulatory Impact

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (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 11034, February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A final evaluation has been prepared for this action and it is contained in the rules docket. A copy of it may be obtained from the rules docket at the location provided under the caption **ADDRESSES.**

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

97–13–05 Fokker: Amendment 39–10051. Docket 96–NM–154–AD.

Applicability: Model F28 Mark 0100 series airplanes, as listed in Fokker Service Bulletin SBF100–27–069, dated January 1, 1996; certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been otherwise modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (d) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent failure of the lower bolts that join the dog-links to the piston of the horizontal stabilizer control unit (HSCU) because of stress corrosion cracking, which could result in loss of control of the horizontal stabilizer and reduced controllability of the airplane, accomplish the following:

(a) Within 3 months after the effective date of this AD, loosen the nut [part number (P/N) MS17825–10] on each lower bolt (P/N 23233–1) that joins the dog-links to the piston of the HSCU, in accordance with Part 1 of the Accomplishment Instructions of Fokker Service Bulletin SBF100–27–069, dated January 1, 1996, as revised by Part 1 of Fokker Service Bulletin Change Notification SBF100–27–069/01, dated January 8, 1996; and Part A of the Accomplishment Instructions of Menasco Aerospace Ltd. Service Bulletin 23100–27–19, dated November 10, 1995.

(b) Within 6 months after the effective date of this AD, inspect each lower bolt (P/N 23233–1) that joins the dog-links to the pistons of the HSCU to detect cracking and failure, in accordance with Part 2 of the Accomplishment Instructions of Fokker Service Bulletin SBF100–27–069, dated January 1, 1996, as revised by Part 2 of Fokker Service Bulletin Change Notification SBF100–27–069/01, dated January 8, 1996; and Part B of the Accomplishment Instructions of Menasco Aerospace Ltd. Service Bulletin 23100–27–19, dated November 10, 1995.

(1) If no cracking or failure is detected, prior to further flight, apply corrosion protection to each bolt, and reassemble and reidentify the HSCU, in accordance with Part 2 of the Accomplishment Instructions of Fokker Service Bulletin SBF100–27–069, dated January 1, 1996, as revised by Part 2

of Fokker Service Bulletin Change Notification SBF100–27–069/01, dated January 8, 1996; and Part B of the Accomplishment Instructions of Menasco Aerospace Ltd. Service Bulletin 23100–27–19, dated November 10, 1995.

(2) If any cracking or failure is detected, prior to further flight, replace the discrepant bolt with a serviceable bolt, apply corrosion protection to each serviceable bolt, and reassemble and identify the HSCU, in accordance with Part 2 of the Accomplishment Instructions of Fokker Service Bulletin SBF100–27–069, dated January 1, 1996, as revised by Part 2 of Fokker Service Bulletin Change Notification SBF100–27–069/01, dated January 8, 1996; and Part B of the Accomplishment Instructions of Menasco Aerospace Ltd. Service Bulletin 23100–27–19, dated November 10, 1995.

(c) For airplanes having serial numbers 11500, 11505, and 11511: Within 6 months after the effective date of this AD, reidentify the HSCU in accordance with Part 3 of the Accomplishment Instructions of Fokker Service Bulletin SBF100–27–069, dated January 1, 1996.

(d) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Standardization Branch, ANM–113, FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Standardization Branch, ANM–113.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Standardization Branch, ANM–113.

(e) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(f) The actions shall be done in accordance with Fokker Service Bulletin SBF100–27–069, dated January 1, 1996, as revised by Fokker Service Bulletin Change Notification SBF100–27–069/01, dated January 8, 1996; and Menasco Aerospace Ltd. Service Bulletin 23100–27–19, dated November 10, 1995. This incorporation by reference was approved by the Director of the Federal Register n accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Fokker Services B.V., Technical Support Department, P.O. Box 75047, 1117 ZN Schiphol Airport, The Netherlands. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(g) This amendment becomes effective on August 1, 1997.

Issued in Renton, Washington, on June 13, 1997.

S.R. Miller,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 97–16103 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 97–ANE–24–AD; Amendment 39–10054; AD 97–13–07]

RIN 2120–AA64

Airworthiness Directives; Hamilton Standard 54H60 Series Propellers

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; request for comments.

SUMMARY: This amendment adopts a new airworthiness directive (AD) that is applicable to Hamilton Standard 54H60 series propellers. This action requires removing from service affected propeller blades, and returning those blades to the manufacturer or an approved facility for inspection, rework, and return to service. This amendment is prompted by reports of a propeller blade manufacturing defect. The actions specified in this AD are intended to prevent propeller blade fracture due to the manufacturing defect, which could result in propeller blade separation and loss of control of the aircraft.

DATES: Effective July 14, 1997.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of July 14, 1997.

Comments for inclusion in the rules docket must be received on or before August 26, 1997.

ADDRESSES: Submit comments in triplicate to the Federal Aviation Administration (FAA), New England Region, Office of the Assistant Chief Counsel, Attention: Rules Docket No. 97–ANE–24–AD, 12 New England Executive Park, Burlington, MA 01803–5299. Comments may also be sent via the Internet using the following address: ''9-ad-engineprop@faa.dot.gov''. Comments sent via the Internet must contain the docket number in the subject line.

The service information referenced in this AD may be obtained from Hamilton Standard, Attn: Publications Mail Stop 6–B12, One Hamilton Rd., Windsor Locks, CT 06096–1010; telephone (860) 654–6876, fax (860) 654–6906. This information may be examined at the FAA, New England Region, Office of the Assistant Chief Counsel, 12 New England Executive Park, Burlington, MA; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Frank Walsh, Aerospace Engineer, Boston Aircraft Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803–5299; telephone (617) 238–7158, fax (617) 238–7199.

SUPPLEMENTARY INFORMATION: The Federal Aviation Administration (FAA) has received reports of a propeller blade fracture and subsequent blade departure on a Hamilton Standard Model 54H60–111 propeller installed on a military Lockheed Martin KC–130 aircraft. Propellers with the same or similar design are installed on many civil aircraft. The crack initiated in the beveled radius of the blade root. The investigation revealed that the propeller blades were manufactured during the fourth quarter of 1983 when a possible random deficiency cold rolling intensity occurred. Further investigation revealed that this manufacturing defect may exist for a larger propeller blade population than those propellers originally inspected in accordance with Hamilton Standard Alert Service Bulletin (ASB) No. 54H60–61–A125, dated May 23, 1990. This condition, if not corrected, could result in propeller blade fracture due to the manufacturing defect, which could result in propeller blade separation and loss of control of the aircraft.

The FAA has reviewed and approved the technical contents of Hamilton Standard Alert Service Bulletin (ASB) No. 54H60–61–A133, Revision 1, dated May 29, 1997, that lists serial numbers of affected propeller blades, and describes procedures for removing from service affected propeller blades, and returning those blades to the manufacturer or an approved repair facility for return to service. The FAA is concerned with the structural integrity of certain propeller blades in the suspect population, identified in that SB, with propeller repair records indicating that the beveled radius was recut and cold rolled at a repair facility as the result of repair of the beveled radius area of the blade root. The recutting and cold rolling repair procedure may mask damage and permit the blade to be acceptable with the inspection method specified in this AD. These propeller blades must be retained

at the repair facility and further inspected by a more extensive inspection procedure now under development. These propeller blades may only be returned to service when this more extensive inspection procedure and subsequent repair is approved by the FAA.

Since an unsafe condition has been identified that is likely to exist or develop on other propellers of the same type design, this AD is being issued to prevent propeller blade fracture. This AD requires removing from service affected propeller blades, and returning those blades to the manufacturer or an approved facility for inspection, rework, and return to service. The actions are required to be accomplished in accordance with the ASB described previously.

Since a situation exists that requires the immediate adoption of this regulation, it is found that notice and opportunity for prior public comment hereon are impracticable, and that good cause exists for making this amendment effective in less than 30 days.

Comments Invited

Although this action is in the form of a final rule that involves requirements affecting flight safety and, thus, was not preceded by notice and an opportunity for public comment, comments are invited on this rule. Interested persons are invited to comment on this rule by submitting such written data, views, or arguments as they may desire. Communications should identify the rules docket number and be submitted in triplicate to the address specified under the caption **ADDRESSES.** All communications received on or before the closing date for comments will be considered, and this rule may be amended in light of the comments received. Factual information that supports the commenter's ideas and suggestions is extremely helpful in evaluating the effectiveness of the AD action and determining whether additional rulemaking action would be needed.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the rule that might suggest a need to modify the rule. All comments submitted will be available, both before and after the closing date for comments, in the rules docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this AD will be filed in the rules docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this notice must submit a self-addressed, stamped postcard on which the following statement is made: ''Comments to Docket Number 97–ANE–24–AD.'' The postcard will be date stamped and returned to the commenter.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and is not a ''significant regulatory action'' under Executive Order 12866.

It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the rules docket. A copy of it, if filed, may be obtained from the rules docket at the location provided under the caption **ADDRESSES.**

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

97–13–07 Hamilton Standard: Amendment 39–10054. Docket 97–ANE–24–AD.

Applicability: Hamilton Standard Models 54H60–77, –91, –111, –117, –123, and –125 propellers, with serial numbers listed in Hamilton Standard Alert Service Bulletin (ASB) No. 54H60–61–A133, Revision 1, dated May 29, 1997. These propellers are installed on but not limited to Lockheed Martin C–130, C–130A, 382 series, L–100 series, L–188 series; Aero Space Lines Model 3775GT, and Lockheed Martin (Convair) CV580 series aircraft.

Note 1: This airworthiness directive (AD) applies to each propeller identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For propellers that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (c) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent propeller blade fracture due to a manufacturing defect, which could result in propeller blade separation and loss of control of the aircraft, accomplish the following:

(a) Within 50 hours time in service after the effective date of this AD, remove from service affected propeller blades, and return those blades to the manufacturer or an approved facility for inspection, rework, and return to service, in accordance with Hamilton Standard ASB No. 54H60–61–A133, Revision 1, dated May 29, 1997.

(b) Those propeller blades that had the beveled radius recut and cold rolled at an FAA approved repair facility in accordance with the reference maintenance documents and cannot be returned to service at this time. Inspection and repair procedures are currently under development.

(c) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Boston Aircraft Certification Office. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Boston Aircraft Certification Office.

Note 2: Information concerning the existence of approved alternative methods of compliance with this airworthiness directive, if any, may be obtained from the Boston Aircraft Certification Office.

(d) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the aircraft to a location where the requirements of this AD can be accomplished.

(e) The actions required by this AD shall be done in accordance with the following Hamilton Standard ASB:

Document No.	Pages	Revi-sion	Date
54H60–61–A133 ..... Total Pages: 9.	1–9	1	May 29, 1997.

This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Hamilton Standard, Attn: Publications Mail Stop 6–B12, One Hamilton Rd., Windsor Locks, CT 06096–1010; telephone (860) 654–6876, fax (860) 654–6906. Copies may be inspected at the FAA, New England Region, Office of the Assistant Chief Counsel, 12 New England Executive Park, Burlington, MA; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(f) This amendment becomes effective on July 28, 1997.

Issued in Burlington, Massachusetts, on June 13, 1997.

Jay J. Pardee,

Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 97–16281 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 96–ANE–38; Amendment 39–10057; AD 97–13–10]

RIN 2120–AA64

Airworthiness Directives; General Electric Aircraft Engines CF700 Series Turbofan Engines

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD), applicable to General Electric Aircraft Engines CF700 series turbofan engines, that requires replacement of existing fan guards with new, improved fan guards. This amendment is prompted by a report of uncontained fan blades which separated from the engine during an overspeed. The actions specified by this AD are intended to prevent an overspeed of the aft fan disk from resulting in an uncontained engine failure and damage to the aircraft.

DATES: Effective August 26, 1997.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of August 26, 1997.

ADDRESSES: The service information referenced in this AD may be obtained from GE Aircraft Engines, 1000 Western Ave., Lynn, MA 01910; telephone (617) 594–3140, fax (617) 594-4805. This information may be examined at the Federal Aviation Administration (FAA), New England Region, Office of the Assistant Chief Counsel, 12 New England Executive Park, Burlington, MA; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Dave Keenan, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803–5299; telephone (617) 238–7139, fax (617) 238–7199.

SUPPLEMENTARY INFORMATION: A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an airworthiness directive (AD) that is applicable to General Electric Aircraft Engines (GE) CF700 series turbofan engines was published in the **Federal Register** on February 19, 1997 (62 FR 7387). That action proposed to require, within two years after the effective date of this AD, replacement of existing fan guards with new, improved fan guards in accordance with GE Service Bulletin (SB) No. (CF700) 72–154, dated December 20, 1996.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to the comments received.

Eight commenters state that the AD should be withdrawn, since there has only been one fan guard related uncontained failure event in 30 years with 10 million operating hours fleet-wide. The FAA does not concur. Implicit in the comment is the assumption that since there has been only one such event to date, that necessarily means that there can be no other like events until the fleet has operated for another 30 years and 10 million hours. As a result of the uncontained failure and subsequent crash, the FAA has identified a new critical failure mode in the GE CF700 engine. This mode, exacerbated by the CF700 having a passive aft fan without overspeed protection, can result in an unsafe condition that needs addressing through an AD. The FAA has, therefore, determined that safety in air commerce requires that this new failure mode is addressed through the issuance of this AD.

Seven commenters state that the AD should be withdrawn due to the excessive financial burden of compliance. The FAA does not concur. The FAA is aware of the high cost of the improved containment guards; however, the basis for the AD is that an unsafe condition has been identified and needs to be addressed. During the certification of the affected engine's type design, the FAA determined that the design met applicable airworthiness requirements that established a cost beneficial level of safety. The FAA's current finding, that an unsafe condition exists requiring an AD, reflects only that in order to maintain the level of safety already established by the regulations at the time of type certification operators must perform certain required actions. Since these requirements do not add an additional regulatory burden, but merely return the affected engines to that level of safety, a full cost-benefit analysis is not required. The FAA has provided a cost analysis, and General Electric has reduced the cost of these fan guards for early orders to help offset this burden on operators.

Six commenters state that the AD should be withdrawn since the FAA and NTSB did not directly participate in the accident investigation. The FAA does not concur. Although the FAA and NTSB did not participate directly in the investigation, the FAA worked closely with representatives from GE's Flight Safety office, who were involved in the investigation with the French Authorities. This investigation involved hardware inspections, witness reports, and cockpit voice recorder information.

Two commenters state that the AD should be withdrawn since the increased weight of containment hardware would reduce the payload capacity and range of the aircraft. The FAA does not concur. The FAA has determined that the actions required in this AD are necessary to maintain the level of safety established by the certification basis at the time of type certification. This action is consistent with the FAA's statutory mandate to ensure safety in air commerce. While the FAA need not consider indirect costs, such as any reduction in the payload capacity or range of aircraft on

which the affected engines are installed, the FAA finds that the increase of 80 pounds of aircraft weight is more than offset by the need to address this unsafe condition, which could result in an overspeed of the aft fan disk, an uncontained engine failure, and damage to the aircraft.

One commenter states that the AD should be withdrawn since the new aft fan guard will not prevent an overspeed of the engine in a similar circumstance. The FAA does not concur. The new fan guard is not intended to prevent an overspeed for occurring, but to prevent uncontained debris resulting from an overspeed of the fan from damaging the aircraft. While preventing fan overspeed might constitute one method of addressing this unsafe condition, the FAA finds that requiring the installation of a new fan guard offers the best method for addressing this problem on this engine, considering the required design changes, availability of parts, difficulty of making the necessary engine modifications, and timeliness of completion.

One commenter states that this containment requirement should be imposed on every turbofan engine currently in service, as every turbofan engine in service has the same probability of experiencing a similar event. The FAA does not concur. The GE CF700 engine is a unique design in that it has a passive aft fan module without any overspeed protection. The FAA is not aware of any other similar type design engine that could exhibit such a failure condition.

One commenter states that the correct name for the Marcel Avions Dassault Falcon 20 aircraft listed in the applicability paragraph should be Dassault-Aviation Fan Jet Falcon 20. The FAA concurs and has revised this AD accordingly.

Since issuance of the NPRM, the FAA has received updated economic information from the manufacturer, decreasing the cost of parts to reflect current pricing. The FAA has revised the economic analysis of this final rule accordingly.

After careful review of the available data, including the comments noted above, the FAA has determined that air safety and the public interest require the adoption of the rule with the changes described previously. The FAA has determined that these changes will neither increase the economic burden on any operator nor increase the scope of the AD.

There are approximately 826 engines of the affected design in the worldwide fleet. The FAA estimates that 414 engines installed on aircraft of U.S. registry will be affected by this AD, that it will take approximately 20 work hours per engine to accomplish the required actions, and that the average labor rate is $60 per work hour. Required parts will cost approximately $40,000 per engine. Based on these figures, the total cost impact of the AD on U.S. operators is estimated to be $17,056,800.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (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 11034, February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A final evaluation has been prepared for this action and it is contained in the Rules Docket. A copy of it may be obtained from the rules docket at the location provided under the caption **ADDRESSES.**

List of Subjects in 14 CFR Part 39

Air Transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

99–13–10 General Electric Aircraft Engines: Amendment 39–10057. Docket 96–ANE–38.

Applicability: General Electric Aircraft Engines (GE) CF700 series turbofan engines, installed on but not limited to Dassault-Aviation Fan Jet Falcon 20, and Sabreliner NA265 series aircraft.

Note 1: This airworthiness directive (AD) applies to each engine identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For engines that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (b) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously.

To prevent an overspeed of the aft fan disk from resulting in an uncontained engine failure and damage to the aircraft, accomplish the following:

(a) Within 2 years after the effective date of this AD, replace existing fan guards with new, improved fan guards, in accordance with GE Service Bulletin (SB) No. (CF700) 72–154, dated December 20, 1996.

(b) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Engine Certification Office. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Engine Certification Office.

Note 2: Information concerning the existence of approved alternative methods of compliance with this airworthiness directive, if any, may be obtained from the Engine Certification Office.

(c) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the aircraft to a location where the requirements of this AD can be accomplished.

(d) The actions required by this AD shall be done in accordance with the following GE SB:

Document No.	Pages	Date
(CF700) 72–154 Total Pages: 9.	1–9	Dec. 20, 1996.

This incorporation by reference was approved by the Director of the **Federal Register** in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from GE Aircraft Engines, 1000 Western Ave., Lynn, MA 01910; telephone (617) 594–3140, fax (617) 594–4805. Copies may be inspected at the FAA, New England Region, Office of the Assistant Chief Counsel, 12 New England Executive Park, Burlington, MA; or at the Office of the Federal Register, 800 North Capitol Street NW., suite 700, Washington, DC.

(e) This amendment becomes effective on August 26, 1997.

Issued in Burlington, Massachusetts, on June 11, 1997.

Jay J. Pardee,

Manager, Engine and Propeller Directorate, Aircraft Certification Service.

[FR Doc. 97–16695 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 97–NM–28–AD; Amendment 39–10060; AD 97–14–03]

RIN 2120–AA64

Airworthiness Directives; Boeing Model 737–100, –200, –300, –400, and –500 Series Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new airworthiness directive (AD), applicable to all Boeing Model 737–100, –200, –300, –400, and –500 series airplanes, that requires installation of a newly designed rudder-limiting device and yaw damper system. This amendment is prompted by a report indicating that a full rudder input, either commanded or uncommanded, could result in a rapid roll upset; and by reports of malfunctions of the yaw damper system. The actions specified by this AD are intended to prevent excessive rudder authority and consequent reduced controllability of the airplane; and malfunctions of the yaw damper system, which could result in sudden uncommanded yawing of the airplane and consequent injury to passengers and crewmembers.

EFFECTIVE DATE: August 1, 1997.

ADDRESSES: Information concerning this amendment may be obtained from or examined at the Federal Aviation Administration (FAA), Transport Airplane Directorate, Rules Docket, 1601 Lind Avenue, SW., Renton, Washington.

FOR FURTHER INFORMATION CONTACT: T. Tin Truong, Aerospace Engineer, Systems and Equipment Branch, ANM–130S, FAA, Transport Airplane Directorate, Seattle Aircraft Certification Office, 1601 Lind Avenue, SW., Renton, Washington 98055–4056; telephone (425) 227–2552; fax (425) 227–1181.

SUPPLEMENTARY INFORMATION: A proposal to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) to include an airworthiness directive (AD) that is applicable to all Boeing Model 737–100, –200, –300, –400, and –500 series airplanes was published in the **Federal Register** on March 14, 1997 (62 FR 12121). That action proposed to require installation of a newly designed rudder-limiting device and yaw damper system.

Interested persons have been afforded an opportunity to participate in the making of this amendment. Due consideration has been given to the comments received.

Support for the Proposal

Three commenters support the proposed AD.

Request To Revise Discussion Section of Proposal

One commenter requests that the second paragraph of the Discussion section that appeared in the preamble to the proposed rule be revised to remove any reference to wear of any bearing in the yaw damper coupler as the cause of the identified unsafe condition. The commenter states that its evaluations of the rate gyroscope from uncommanded yaw incidents do not support the conclusion that rudder kicks can be caused by wear of rotor bearings in the yaw damper coupler; therefore this commenter does not support replacement of the existing yaw damper couplers. The commenter also suggests that the word ''gimbal'' (in reference to the bearings) should be referenced in the proposal in lieu of ''rotor.''

The FAA concurs partially. The FAA is aware of a number of incidents of failure of the rate gyroscope of the yaw damper coupler as a result of wear of the rotor bearing. Such wear causes increased vibration within the yaw damper coupler, which can lead to brinnels (i.e., dents) in the gimbal bearings. This situation can cause faults in the gyroscope at certain input rates, which could result in the identified unsafe condition. Therefore, while wear of the rotor bearing alone does not cause rudder kicks, it does contribute to the unsafe condition.

The FAA agrees that the word ''gimbal'' could be referenced in place of ''rotor.'' However, the Discussion section of a proposal does not reappear in a final rule. Therefore, the FAA finds that no change to this final rule is necessary.

Request To Extend the Comment Period of the Proposal

Several commenters request an extension of the public comment period for the proposed AD. These commenters state that such an extension will enable operators to better understand the issues surrounding the proposed actions and to review material that Boeing will present. The FAA does not concur. The FAA is unaware of material from Boeing and, therefore, is unable to extend the public comment period based on this request. Further, the FAA finds that to delay issuance of this final rule would be inappropriate, since the FAA has determined that an unsafe condition exists and the actions required by this AD are necessary to ensure continued safety.

Request To Delay Issuance of Final Rule

One commenter requests that the FAA delay issuance of the final rule until Boeing can release the service bulletins containing procedures for installation of a newly designed yaw damper system and rudder-limiting device. The commenter states that neither Boeing nor its suppliers have completed engineering the proposed design changes; therefore, the commenter is unable to provide meaningful or technically relevant comments regarding the actions specified in the proposed AD.

In light of the critical nature of the addressed unsafe condition, the FAA does not consider that delaying this action until after the release of Boeing's planned service bulletins is warranted. Furthermore, the FAA disagrees with the commenter's assertion that it is unable to submit meaningful comments on this AD until Boeing's design changes are completed. On the contrary, the proposed AD provided extensive information on the nature of the unsafe condition, the proposed corrective actions, and the proposed compliance times for those actions. The only information not provided (because it was not available) was reference to a specific service document providing details on specific methods for accomplishing the proposed actions.

The FAA considers that this proposed AD has complied fully with the requirements of the Administrative Procedure Act to provide the public with a reasonable opportunity to comment by including in the proposal ''either the terms or substance of the proposed rule or a description of the subjects and issues involved.''

Requests To Reduce Compliance Time for Modification

One commenter requests a revision to the proposed compliance time of 3 years for accomplishment of the requirements of this proposed AD. The commenter requests that the requirements proposed by the AD be accomplished by

December 31, 1997. The commenter states that the National Transportation Safety Board (NTSB) and FAA have known about the problems associated with the rudder power control unit (PCU) since 1986 or earlier. The commenter asserts that further delays will only increase the possibility of another catastrophic accident.

The FAA does not concur with the commenter's request to reduce the compliance time. In response to the comment that the FAA has known about the problems associated with the main rudder PCU since 1986 or earlier, the FAA finds this statement to be incorrect. The FAA learned of the design deficiencies in the main rudder PCU servo valve and control rod bolts in the last quarter of 1996, and has specifically addressed concerns associated with the main rudder PCU in a notice of proposed rulemaking that was issued on March 7, 1997 (reference Docket No. 97–NM–29–AD).

In the case of this AD, the FAA finds that a compliance time of less than 3 years would significantly increase the possibility of new design or manufacturing errors. Further, the FAA points out that once Boeing has developed the design changes for the rudder-limiting device and yaw damper system, time will be necessary to test the new design changes to ensure those changes meet certification requirements for FAA approval.

Further, in developing an appropriate compliance time for the required modifications, the FAA considered not only the degree of urgency associated with addressing the unsafe condition, but the availability of required parts and the practical aspect of accomplishing the replacements within an interval of time that parallels normal scheduled maintenance for the majority of affected operators. In consideration of all of these factors, the FAA has determined that 3 years represents an appropriate interval of time allowable wherein the modifications can be accomplished during scheduled maintenance intervals for the majority of affected operators, and an acceptable level of safety can be maintained.

Requests To Eliminate Rudder Authority at Altitudes Above 1,500 Feet

Three commenters note that paragraph (a)(1) of the proposed AD requires installation of the newly designed rudder-limiting device that reduces the rudder authority at altitudes above 1,500 feet above ground level (AGL).

One of these commenters requests that the rudder limiting device be changed from an altitude-based device to one based on airplane speed and the asymmetrical thrust of the engines. This commenter states that excessive rudder authority should be restricted at any altitude and speed. This commenter also states that a malfunction on the rudder system could occur at altitudes above 1,500 feet above ground level (AGL) when the rudder limiting device is activated. Such a failure could be transparent to the flightcrew until the airplane descends below 1,500 feet AGL, at which point the rudder-limiting device will no longer be in effect.

The second commenter also requests that airspeed (or dynamic pressure) be the triggering point for activation of the rudder limiter. This commenter contends that an active rudder-limiting device is necessary to reduce the rudder authority. The commenter points out that such a reduction should occur in any situation in which a full rudder deflection (i.e., hardover) can result in a rolling movement due to a sideslip that exceeds the maximum rolling moment available by control wheel inputs. The commenter states that this scenario can exist both above and below 1,500 feet AGL. The commenter also states that an airspeed driven rudder limiter would be consistent with past practices and industry standards.

The third commenter also requests that the proposal be revised to require rudder limiting ''at flight conditions where full rudder authority is not required.'' The commenter states that the requirements of paragraph (a)(1) of the proposal (i.e., at altitudes above 1,500 feet AGL) are too restrictive. The commenter asserts that it will be possible to reduce this altitude.

The FAA finds that clarification is necessary. The FAA finds that, as paragraph (a)(1) is currently worded, operators could only install a newly designed rudder-limiting device that reduces that rudder authority at altitudes above 1,500 feet AGL. However, the FAA finds the various designs may reduce rudder authority; thus, basing the rudder-limiting device on an altitude is too restrictive. Therefore, the FAA has determined that revising paragraph (a)(1) of the final rule to replace the phrase ''at altitudes above 1,500 feet above ground level (AGL)'' with the phrase ''at flight conditions where full rudder authority is not required'' will allow operators to submit various designs that reduce rudder authority to the FAA for approval. The FAA has revised paragraph (a)(1) of the final rule accordingly.

Request That Proposed Modifications Terminate Another AD

One commenter requests that the requirements of the proposed AD constitute terminating action for the requirements of Notice of Proposed Rulemaking (NPRM) Docket No. 96–NM–151–AD that address the yaw damper coupler/rate gyroscope.

The FAA finds that clarification is necessary. The FAA points out that the NPRM referenced by the commenter proposed to require actions associated with the yaw damper engage solenoid valve and the yaw damper coupler/rate gyroscope. Additionally, since receipt of the comment, the FAA has issued the final rule for that NPRM [reference AD 97–09–15, amendment 39–10011 (62 FR 24325, May 5, 1997)]. That AD addresses only actions associated with the yaw damper engage solenoid valve.

In the preamble of AD 97–09–15, the FAA indicated that it is considering issuance of a separate rulemaking action to address actions relative to the yaw damper coupler/rate gyroscope. The FAA is considering whether accomplishing the actions required by this final rule would constitute terminating action for the requirements of that separate proposed AD.

Request That Parts Be Available for Concurrent Accomplishment of Modifications

One commenter requests that parts for both modification of the yaw damper system (required by this proposed AD) and modification of the rudder PCU (proposed by NPRM Docket No. 97–NM–29–AD) be made available at the same time. The commenter states that such parts availability will allow accomplishment of both modifications at the same time, which would minimize the down time of the airplane.

The FAA has no way of ensuring that parts can be made available at a specific time so that these modifications can be accomplished concurrently. The FAA acknowledges that accomplishment of both modifications at the same time would minimize down time of the airplane. The FAA points out that the compliance time for this AD is 3 years, and the proposed compliance time for NPRM Docket No. 97–NM–29–AD is 2 years. Based on parts availability, it is an operator's prerogative to special schedule its fleet of airplanes to accomplish both modifications concurrently, provided that the required actions are accomplished within the specified compliance times. The FAA finds that no change to this final rule is necessary.

Request To Add a New Requirement for ON/OFF Switches

One commenter requests that the shut-off valves of the rudder hydraulic supply be installed and controlled by ON/OFF switches in the control cabin. The commenter states that such switches are installed on Boeing Model 727 series airplanes. The FAA does not concur with the commenter's request. The FAA does not consider it appropriate to include various provisions in an AD applicable to a single operator's unique use of an affected airplane. However, paragraph (b) of this AD contains a provision for requesting approval of an alternative method of compliance to address these types of unique circumstances.

Request To Add a New Requirement To Revise Operating Procedures

One commenter requests that the FAA require a revision to operating procedures of Boeing Model 737 series airplanes that would give pilots a reliable margin of safety until operators could accomplish the proposed installation of the newly designed rudder limiter. The commenter points out that, for certain weight and approach flap combinations of the airplane, the approach speeds that Boeing recommended are at or very near the ''cross over point'' (a speed below which the lateral controls become inadequate to counter a fully deflected rudder). The commenter contends that increasing the recommended approach speed by an additional 10 knots will increase the controllability of the airplane and will provide the flightcrew with additional time to take appropriate action in the event of a rudder hardover.

The FAA does not concur with the commenter's request. On December 23, 1996, the FAA issued AD 96–26–07, amendment 39–9871 (62 FR 15, January 2, 1997), which is applicable to all Boeing Model 737 series airplanes. That AD requires revising the FAA-approved Airplane Flight Manual to include procedures that will enable the flightcrew to take appropriate action to maintain control of the airplane during an uncommanded yaw or roll condition, and to correct a jammed or restricted flight control condition. The FAA has determined that the requirements of AD 96–26–07 adequately address the controllability issue raised by the commenter.

Conclusion

After careful review of the available data, including the comments noted above, the FAA has determined that air safety and the public interest require the adoption of the rule with the changes previously described. The FAA has determined that these changes will neither increase the economic burden on any operator nor increase the scope of the AD.

Cost Impact

There are approximately 2,900 Boeing Model 737 series airplanes of the affected design in the worldwide fleet. The FAA estimates that 1,350 airplanes of U.S. registry will be affected by this AD.

The FAA estimates that it will take approximately 87 work hours per airplane to accomplish the required installation of a newly designed rudder-limiting device, at an average labor rate of $60 per work hour. Required parts will be supplied by the manufacturer at no cost to operators. Based on these figures, the cost impact of the required AD on U.S. operators is estimated to be $7,047,000, or $5,220 per airplane.

The FAA also estimates that it will take approximately 20 work hours per airplane to accomplish the required installation of a newly designed yaw damper system, at an average labor rate of $60 per work hour. Required parts will be supplied by the manufacturer at no cost to operators. Based on these figures, the cost impact of the required AD on U.S. operators is estimated to be $1,620,000, or $1,200 per airplane.

The cost impact figures discussed above are based on assumptions that no operator has yet accomplished any of the requirements of this AD action, and that no operator would accomplish those actions in the future if this AD were not adopted.

Regulatory Impact

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this action (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 11034, February 26, 1979); and (3) will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A final evaluation has been prepared for this action and it is contained in the Rules Docket. A copy of it may be obtained from the Rules Docket at the location provided under the caption **ADDRESSES.**

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

97–14–03 Boeing: Amendment 39–10060. Docket 97–NM–28–AD.

Applicability: All Model 737–100, –200, –300, –400, and –500 series airplanes, certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been otherwise modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (b) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously. To prevent excessive rudder authority and consequent reduced controllability of the airplane; and malfunctions of the yaw damper system, which could result in sudden uncommanded yawing of the airplane and consequent injury to passengers and crewmembers; accomplish the following:

(a) Within 3 years after the effective date of this AD, accomplish paragraphs (a)(1) and (a)(2) of this AD in accordance with a method approved by the Manager, Seattle Aircraft Certification Office (ACO), FAA, Transport Airplane Directorate.

(1) Install a newly designed rudder-limiting device that reduces the rudder authority at flight conditions where full rudder authority is not required.

(2) Install a newly designed yaw damper system that improves the reliability and fault monitoring capability.

(b) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Seattle ACO. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Seattle ACO.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Seattle ACO.

(c) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(d) This amendment becomes effective on August 1, 1997.

Issued in Renton, Washington, on June 23, 1997.

S.R. Miller,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 97–16853 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 95

[Docket No. 28936; Amdt. No. 403]

IFR Altitudes; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

EFFECTIVE DATE: 0901 UTC, July 17, 1997.

FOR FURTHER INFORMATION CONTACT: Paul J. Best, Flight Procedures Standards Branch (AFS–420), Technical Programs Division, Flight Standards Service Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267–8277.

SUPPLEMENTARY INFORMATION: This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment effective in less than 30 days. The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current.

It, therefore—(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 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will 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 95

Airspace, Navigation (air).

Issued in Washington, D.C. on June 13, 1997.

David E. Hanley,

Acting Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective at 0901 UTC, July 17, 1997.

PART 95—[AMENDED]

1. The authority citation for part 95 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44719, 44721.

2. Part 95 is amended to read as follows:

REVISIONS TO MINIMUM ENROUTE IFR ALTITUDES AND CHANGEOVER POINTS

Amendment 403 effective date, July 17, 1997

From	To	MEA
§ 95.1001 Direct Routes-U.S.		
Bahama Routes—55V Is Amended To Read in Part		
Preda, FL FIX	Beech, BF FIX	4000
Beech, BF FIX	Bimini, BF VORTAC	4000
Atlantic Routes—AR 4 Is Amended To Read in Part		
Ashly, SC NDB	*Metta, SC FIX	9000

REVISIONS TO MINIMUM ENROUTE IFR ALTITUDES AND CHANGEOVER POINTS—Continued

Amendment 403 effective date, July 17, 1997

From	To	MEA
*16000—MRA		
§ 95.6013 VOR Federal Airway 13 Is Amended To Read in Part		
Siren, WI VOR/DME	Duluth, MN VORTAC	4000
§ 95.6026 VOR Federal Airway 26 Is Amended To Read in Part		
Farmington, MN VORTAC *2800—MOCA	Eau Claire, WI VORTAC	*3500
§ 95.6036 VOR Federal Airway 36 Is Amended To Read in Part		
U.S. Canadian Border *2700—MOCA	Buffalo, NY VOR/DME	*6000
Dalee, NY FIX *3600—MOCA	Burst, NY FIX	*6000
Think, NY FIX	Elmira, NY VOR/DME	3500
Elmira, NY VOR/DME	Hawly, PA FIX	4500
Hawly, PA FIX *3300—MOCA	Hopce, NJ FIX	*15500
Hopce, NJ FIX *3300—MOCA	Neion, NJ FIX	*13500
§ 95.6081 VOR Federal Airway 81 Is Amended To Read in Part		
Patts, TX FIX *7000—MRA	*Welch, TX FIX	5200
Welch, TX FIX	Lubbock, TX VORTAC	5200
§ 95.6177 VOR Federal Airway 177 Is Amended To Read in Part		
Joliet, IL VORTAC	Nuelg, IL FIX	2600
Nuelg, IL FX *2300—MOCA	Janesville, WI VORTAC	*4000
§ 95.6314 VOR Federal Airway 314 Is Amended To Read in Part		
Millinocket, ME VOR/DME	Princeton, ME VOR/DME	2900
§ 95.6345 VOR Federal Airway 345 Is Amended To Read in Part		
Eau Claire, WI VORTAC	Hayward, WI VOR/DME	4000
Hayward, WI VOR/DME	Ashland, WI VOR/DME	4000
§ 95.6368 VOR Federal Airway 368 Is Amended To Read in Part		
Rodds, CO FIX *14000—MRA	*Wapre, CO FIX	13000
Wapre, CO FIX	Manul, NM FIX	13000
§ 95.6491 VOR Federal Airway 491 Is Amended To Read in Part		
Rapid City, SD VORTAC	Union, SD FIX	5000
Union, SC FIX *4600—MOCA	Hayni, ND FIX	*9000
Hayni, ND FIX	Dickinson, ND VORTAC	5000
§ 95.6505 VOR Federal Airway 505 Is Amended To Read in Part		
Siren, WI VOR/DME	Duluth, MN VORTAC	4000

Airway segment		Changeover points	
From	To	Distance	From
V—153 Is Amended by Adding			
§ 95.8003 VOR Federal Airways Changeover Points			
Lake Henry, PA VORTAC	Georgetown, NY VORTAC	60	Lake Henry

Airway segment		Changeover points	
From	To	Distance	From
V—177 Is Amended by Adding			
Joliet, IL VORTAC	Janesville, WI VORTAC	40	Joliet
V—491 Is Amended To Delete			
Rapid City, SD VORTAC	Dickinson, ND VORTAC	80	Rapid City
V—505 Is Amended by Adding			
Gopher, MN VORTAC	Siren, WI VOR/DME	20	Gopher

[FR Doc. 97–16870 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–13–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 177

[Docket No. 97F–0198]

Indirect Food Additives: Polymers; Technical Amendment

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; technical amendment.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations that provide for the safe use of ethylene/1,3-phenylene oxyethylene isophthalate/terephthalate copolymer. The document was published with an error in the limitations. This document corrects that error.

FOR FURTHER INFORMATION CONTACT: Richard H. White, Center for Food Safety and Applied Nutrition (HFS–215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3094.

EFFECTIVE DATE: JUNE 27, 1997.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of December 5, 1994 (59 FR 62317), FDA amended the food additive regulations to provide for the safe use of ethylene/1,3-phenylene oxyethylene isophthalate/terephthalate copolymers in blends with polyethylene terephthalate polymers in contact with food. The document inadvertently failed to reflect the correct Type of food in one of the exceptions in the use of copolymer. Accordingly, the agency is amending 21 CFR 177.1345 to correct the error.

Publication of this document constitutes final action on this change under the Administrative Procedure Act (5 U.S.C. 553). Notice and public comment are unnecessary because FDA is merely correcting a nonsubstantive error.

List of Subjects in 21 CFR Part 177

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 177 is amended as follows:

PART 177—INDIRECT FOOD ADDITIVES: POLYMERS

1. The authority citation for 21 CFR part 177 continues to read as follows:

Authority: Secs. 201, 402, 409, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348, 379e).

§ 177.1345 [Amended]

2. Section 177.1345 *Ethylene/1,3-phenylene oxyethylene isophthalate/terephthalate copolymer* is amended in the second sentence of paragraph (d) by removing ''VIII–A'' and adding in its place ''VII–A''.

Dated: June 16, 1997.

L. Robert Lake,

Director, Office of Policy, Planning and Strategic Initiatives, Center for Food Safety and Applied Nutrition.

[FR Doc. 97–16793 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 178

[Docket No. 97F–0004]

Indirect Food Additives: Adjuvants, Production Aids, And Sanitizers

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the safe use of 2-(4,6-diphenyl-1,3,5-triazin-2-yl)-5-(hexyloxy)phenol as a light stabilizer/ultraviolet (UV) absorber for polycarbonate resins and polyester elastomers intended for use in contact with food. This action is in response to a petition filed by Ciba Specialty Chemicals Corp.

DATES: Effective June 27, 1997; written objections and requests for a hearing by July 28, 1997.

ADDRESSES: Submit written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Vir D. Anand, Center for Food Safety and Applied Nutrition (HFS–215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3081.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of January 16, 1997 (62 FR 2373), FDA announced that a food additive petition (FAP 7B4531) had been filed by Ciba Specialty Chemicals Corp., 540 White Plains Rd., Tarrytown, NY 10591–9005. The petition proposed to amend the food additive regulations in § 178.2010 *Antioxidants and/or stabilizers for polymers* (21 CFR 178.2010) to provide for the safe use of 2- (4,6-diphenyl-1,3,5-triazin-2-yl)-5-(hexyloxy)phenol as a light stabilizer/UV absorber for polycarbonate resins complying with 21 CFR 177.1580 and polyester elastomers complying with 21 CFR 177.1590 intended for use in contact with food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that: (1) The proposed use of the additive is safe, (2) the additive will achieve its intended technical effect, and (3) the regulations in § 178.2010 should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the

documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in § 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action. FDA has concluded that the action will not have a significant impact on the human environment, and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

Any person who will be adversely affected by this regulation may at any time on or before July 28, 1997, file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this document. Any objection received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

1. The authority citation for 21 CFR part 178 continues to read as follows:

Authority: Secs. 201, 402, 409, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348, 379e).

2. Section 178.2010 is amended in the table in paragraph (b) by alphabetically adding a new entry under the headings ''Substances'' and ''Limitations'' to read as follows:

§ 178.2010 Antioxidants and/or stabilizers for polymers.

* * * * *

(b) * * *

Substances	Limitations
* * *	* * * *
2-(4,6-Diphenyl-1,3,5-triazin-2-yl)-5-hexyloxy)phenol (CAS Reg. No. 147315–50–2).	For use only 1. At levels not to exceed 0.5 percent by weight of polycarbonate resins complying with § 177.1580 of this chapter. 2. At levels not to exceed 0.5 percent by weight of polyester elastomers complying with § 177.1590 of this chapter.
* * *	* * * *

Dated: June 16, 1997.

L. Robert Lake,

Director, Office of Policy, Planning and Strategic Initiatives, Center for Food Safety and Applied Nutrition.

[FR Doc. 97–16794 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 178

[Docket No. 97F–0062]

Indirect Food Additives: Adjuvants, Production Aids, and Sanitizers

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the food additive regulations to provide for the expanded safe use of triisopropanolamine as a component of phosphorous acid, cyclic butylethyl propanediol, 2,4,6-tri-*tert*-butylphenyl ester, a stabilizer for olefin polymers intended for use in contact with food. This action is in response to a petition filed by General Electric Co.

DATES: Effective June 27, 1997; written objections and requests for a hearing by July 28, 1997.

ADDRESSES: Submit written objections to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Vir D. Anand, Center for Food Safety and Applied Nutrition (HFS–215), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–418–3081.

SUPPLEMENTARY INFORMATION: In a notice published in the **Federal Register** of February 28, 1997 (62 FR 9197), FDA announced that a food additive petition (FAP 7B4535) had been filed by General Electric Co., One Lexan Lane, Mt. Vernon, IN 47620–9364. The petition proposed to amend the food additive regulations in § 178.2010 *Antioxidants and/or stabilizers for polymers* (21 CFR 178.2010) to provide for the expanded safe use of triisopropanolamine as a component of phosphorous acid, cyclic butylethyl propanediol, 2,4,6-tri-*tert*-butylphenyl ester, a stabilizer for olefin polymers intended for use in contact with food.

FDA has evaluated data in the petition and other relevant material. The agency concludes that: (1) The proposed use of the additive is safe, (2) the additive will achieve its intended technical effect, and (3) the regulations in § 178.2010 should be amended as set forth below.

In accordance with § 171.1(h) (21 CFR 171.1(h)), the petition and the documents that FDA considered and

relied upon in reaching its decision to approve the petition are available for inspection at the Center for Food Safety and Applied Nutrition by appointment with the information contact person listed above. As provided in § 171.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

The agency has carefully considered the potential environmental effects of this action. FDA has concluded that the action will not have a significant impact on the human environment, and that an environmental impact statement is not required. The agency's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (address above) between 9 a.m. and 4 p.m., Monday through Friday.

Any person who will be adversely affected by this regulation may at any time on or before July 28, 1997, file with the Dockets Management Branch (address above) written objections thereto. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents shall be submitted and shall be identified with the docket number found in brackets in the heading of this document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 178

Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

1. The authority citation for 21 CFR part 178 continues to read as follows:

Authority: Secs. 201, 402, 409, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 342, 348, 379e).

2. Section 178.2010 is amended in the table in paragraph (b) by revising the entry for ''Phosphorous acid, cyclic butylethyl propanediol, 2,4,6-tri-*tert*-butylphenyl ester'' under the headings ''Substances'' and ''Limitations'' to read as follows:

§ 178.2010 Antioxidants and/or stabilizers for polymers.

* * * * *

(b) * * *

Substances	Limitations
* * *	* * * *
Phosphorous acid, cyclic butylethyl propanediol, 2,4,6-tri-*tert*-butylphenyl ester (CAS Reg. No. 161717–32–4), which may contain not more than 1 percent by weight of triisopropanolamine (CAS Reg. No. 122–20–3).	For use only: 1. At levels not to exceed 0.2 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter, items 1.1, 1.2, or 1.3, and items 2.1, 2.2, or 2.3 (where the density of these polymers is not less than 0.94 gram per cubic centimeter), and items 3.1 or 3.2, provided that the finished polymer contacts foods of types I, II, and VI–B as described in Table 1 of § 176.170(c) of this chapter only under conditions of use B, C, D, E, F, G, and H as described in Table 2 of § 176.170(c) of this chapter. 2. At levels not to exceed 0.1 percent by weight of olefin polymers complying with § 177.1520(c) of this chapter, items 1.1, 1.2, or 1.3, that contact food of types III, IV, V, VI–A, VI–C, VII, VIII, and IX as described in Table 1 of § 176.170(c) of this chapter, only under conditions of use C, D, E, F, and G as described in Table 2 of § 176.170(c) of this chapter. 3. At levels not to exceed 0.1 percent by weight of olefin copolymers complying with § 177.1520(c) of this chapter, items 3.1 or 3.2, having a density less than 0.94 grams per cubic centimeter, in contact with food only of types III, IV, V, VI–A, VI–C, VII, VIII, and IX and under conditions of use C, D, E, F, and G as described in Tables 1 and 2 of § 176.170(c) of this chapter; provided that the food-contact surface does not exceed 0.003 inch (0.076 mm) in thickness.
* * *	* * * *

Dated: June 16, 1997.

L. Robert Lake,

Director, Office of Policy, Planning and Strategic Initiatives, Center for Food Safety and Applied Nutrition.

[FR Doc. 97–16795 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Parts 510 and 520

Animal Drugs, Feeds, and Related Products; Selegiline Hydrochloride Tablet

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of a new animal drug application (NADA) filed by Deprenyl Animal Health, Inc. The NADA provides for oral use of selegiline hydrochloride tablets for dogs for the control of clinical signs associated with uncomplicated pituitary-dependent hyperadrenocorticism.

EFFECTIVE DATE: June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Marcia K. Larkins, Center For Veterinary Medicine (HFV–112), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301–594–0614.

SUPPLEMENTARY INFORMATION: Deprenyl Animal Health, Inc., 7101 College Blvd., suite 580, Overland Park, KS 66210, filed NADA 141–080, which provides for oral use of Anipryl® (selegiline hydrochloride) tablets for dogs for the control of clinical signs associated with uncomplicated pituitary-dependent hyperadrenocorticism. The drug is limited to use by or on the order of a licensed veterinarian. The NADA is approved as of May 30, 1997, and the regulations are amended by adding new 21 CFR 520.2098 to reflect the approval. The basis of approval is discussed in the freedom of information summary.

In addition, Deprenyl Animal Health, Inc., has not previously been listed in the animal drug regulations as the sponsor of an approved application. At this time, 21 CFR 510.600(c) is amended to add listings for the firm.

In accordance with the freedom of information provisions of 21 CFR part 20 and 514.11(e)(2)(ii), a summary of safety and effectiveness data and information submitted to support approval of this application may be seen in the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857, between 9 a.m. to 4 p.m., Monday to Friday.

Under section 512(c)(2)(F)(i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b(c)(2)(F)(i)), this approval qualifies for 5 years of marketing exclusivity beginning May 30, 1997, because no active ingredient of the drug, including any ester or salt of the active ingredient, has been approved in any other application.

FDA has carefully considered the potential environmental effects of this action and has concluded that this action will not have a significant impact on the human environment, and that an environmental impact statement is not required. FDA's finding of no significant impact and the evidence supporting that finding, contained in an environmental assessment, may be seen in the Dockets Management Branch (see above).

List of Subjects

21 CFR Part 510

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

21 CFR Part 520

Animal drugs.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR parts 510 and 520 are amended as follows:

PART 510—NEW ANIMAL DRUGS

1. The authority citation for 21 CFR part 510 continues to read as follows:

Authority: Secs. 201, 301, 501, 502, 503, 512, 701, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 331, 351, 352, 353, 360b, 371, 379e).

2. Section 510.600 is amended in the table in paragraph (c)(1) by alphabetically adding a new entry for ''Deprenyl Animal Health, Inc.''and in the table in paragraph (c)(2) by numerically adding a new entry for ''063248'' to read as follows:

§ 510.600 Names, addresses, and drug labeler codes of sponsors of approved applications.

* * * * *

(c) * * *

(1) * * *

Firm name and address	Drug labeler code
* * *	* * * *
Deprenyl Animal Health, Inc., 7101 College Blvd., suite 580, Overland Park., KS 66210.	063248
* * *	* * * *

(2) * * *

Drug labeler code	Firm name and address
* * *	* * * *
063248	Deprenyl Animal Health, Inc., 7101 College Blvd., suite 580, Overland Park, KS 66210.
* * *	* * * *

PART 520—ORAL DOSAGE FORM NEW ANIMAL DRUGS

3. The authority citation for 21 CFR part 520 continues to read as follows:

Authority: Sec. 512 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b).

4. New § 520.2098 is added to read as follows:

§ 520.2098 Selegiline hydrochloride tablets.

(a) *Specifications.* Each tablet contains either 2, 5, 10, 15, or 30 milligrams of selegiline hydrochloride.

(b) *Sponsor.* See No. 063248 in § 510.600(c) of this chapter.

(c) [Reserved]

(d) *Conditions of use*— (1) *Dosage.* 1 milligram per kilogram (0.45 milligram per pound) of body weight.

(2) *Indications for use.* For control of clinical signs associated with uncomplicated pituitary-dependent hyperadrenocorticism.

(3) *Limitations.* Administer orally once daily. If no improvement in clinical signs or physical examination findings after 2 months of therapy, increase dose to a maximum of 2 milligrams per kilogram once daily. Federal law restricts this drug to use by or on the order of a licensed veterinarian.

Dated: June 16, 1997.

Stephen F. Sundlof,

Director, Center for Veterinary Medicine.

[FR Doc. 97–16791 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–01–F

UNITED STATES INFORMATION AGENCY

22 CFR Part 514

Exchange Visitor Program

AGENCY: United States Information Agency.

ACTION: Interim final rule with request for comment.

SUMMARY: The Agency is amending existing regulations in order to enhance the Agency's oversight of au pair programs. These amendments provide additional specificity to existing regulations that will facilitate consistent compliance with programmatic requirements. Specifically, these amendments will further define the selection and screening requirements for au pair participants and require that the participant attend rather than merely enroll for six hours of academic credit. Further, the number of hours an au pair may provide child care services is limited to no more than 10 hours per day and forty-five in any given week.

DATES: This rule is effective September 1, 1997. Written comments regarding this rule will be accepted July 28, 1997.

ADDRESSES: Comments regarding this rule must be presented in duplicate and addressed as follows: United States Information Agency, Office of the General Counsel, Rulemaking 210, 301 4th Street, SW., Washington, DC 20547.

FOR FURTHER INFORMATION CONTACT: Exchange Visitor Program Services, Program Designation Branch, United States Information Agency, 301 4th Street, SW., Washington, DC 20547; Telephone (202) 401–9810.

SUPPLEMENTARY INFORMATION: In consultation with the eight sponsors designated by the Agency to conduct au pair programs, the Agency is amending the regulations that govern the administration of au pair programs. These regulations were adopted February 15, 1995 (60 FR 8547) following an extensive public comment period that generated more than 3,000 public comments. As is often the case in the promulgation of regulations governing a program-based activity such as the au pair program, the need for further sepcificity regarding regulatory implementation and compliance has arisen. Accordingly, the Agency has worked with the eight designated sponsors to amend these regulations to provide such additional specificity.

First, the Agency is amending the existing requirement set forth at 22 CFR 514.31(c)(3) to ensure that au pair participants attend rather than merely enroll for six hours of academic credit at an institution of higher education. The requirement that au pair participants pursue academic course work is considered to be the foundation underlying the au pair program. This requirement ensures that the young adults participating in this program are engaged in activities other than child care and provides the opportunity for the au pair to interact with persons their own age and gain further insight regarding the United States and its people.

Secondly, the Agency is amending the requirements governing the selection and placement of au pair participants set forth at 22 CFR 514.31(d) and (h) in order to enhance the ability of an au pair host family to more actively participate in the selection of the au pair participant that the family will host. A report by the organizational representative interviewing the au pair participant will be provided to the host family. With this information and the references also provided to the host family, such family may develop a more informed opinion regarding the au pair participant's potential compatibility with the family. The Agency anticipates that host families may contact the listed references as they deem appropriate. Further, amendment of this regulation will more clearly define the requirement that an au pair participant successfully pass a personality profile. This amendment will require that the au pair successfully complete a personality profile based on a psychometric test that measures the differences in characteristics among applicants against those characteristics considered most important to successfully participate in the au pair program.

In concert with these changes that will assist the host family in selecting an au pair, the Agency is also introducing requirements set forth at 22 CFR 514.31 (f) and (i) that will require au pair sponsors to provide all host families and au pair participants with a statement from the Agency regarding the au pair program itself. The Agency believes that the few complaints that arise from this program are often related to the lack of a full and complete understanding of the program by either the host family or the au pair. By providing a statement from the Agency that sets forth an overview of the program, the Agency is of the opinion that many conflicts between the au pair, the sponsoring organization, and the au pair will be avoided.

The Agency has also reviewed the training and experience requirements for au pair participants and amends 22 CFR 514.31 (e), (f) and (g) to enhance and clarify such requirements. To this end, au pair participants that will care for children under the age of two must have no less than 200 hours of documented infant child care experience. This experience must involve the direct care and supervision of infant children. Further, au pairs will receive, prior to departure from their home country, a pre-departure package that both clearly describes their prospective child care responsibilities and enumerates unacceptable behavior. Au pairs will continue to receive not less than eight hours of child safety instruction and not less than twenty-four hours of child development instruction. The Agency is, however, amending this requirement to specifically require that no less than four hours of the child safety instruction be infant related and that not less than four of the twenty-four hours of child development instruction be devoted to training for the care of children under the age of two. Child safety instruction shall be provided by the American Red

Cross or other recognized experts in the field of safety instruction. The child development instruction is expected to include topics such as stress management and Shaken Baby Syndrome.

Finally, the Agency is amending 22 CFR 514.31(j) which governs an au pair's wages and hours. The United States Department of Labor has determined that au pair participants are covered under the provisions of the Fair Labor Standards Act and therefore must receive federal minimum wage. The Agency is amending this regulation to ensure that there is no future confusion regarding the payment of minimum wage. Finally, this regulation is amended to specify that an au pair may not provide more than 10 hours of child care on any given day or more than 45 hours of child care in any given week. This specific provision amends the existing requirement that an au pair not provide more than a reasonable number of hours per day. Amendment is necessary based upon the Agency's experience that indicates the existing standard is subject to abuse and a source of dispute.

Comment

The Agency invites comments regarding this interim final rule notwithstanding the fact that it is under no legal requirement to do so. The oversight and administration of the Exchange Visitor Program are deemed to be a foreign affairs function of the Untied States Government. The Administrative Procedures Act, 5 U.S.C. 553(a)(1) (1989), specifically exempts foreign affairs functions from the rulemaking requirements of the Act.

The Agency will accept comments for 30 days following publication of this interim final rule. A final rule will be adopted following Agency review of all comments received.

In accordance with 5 U.S.C. 605(b), the Agency certifies that this rule does not have a significant adverse economic impact on a substantial number of small entities. This rule is not considered to be a major rule within the meaning of section 1(b) of E.O. 12291, nor does it have federal implications warranting the preparation of a Federalism Assessment in accordance with E.O. 12612.

List of Subjects in 22 CFR Part 514

Cultural exchange programs.

Dated: June 23, 1997.

Les Jin,

General Counsel.

Accordingly, 22 CFR part 514 is amended as follows:

PART 514—EXCHANGE VISITOR PROGRAM

1. The authority citation for part 514 continues to read as follows:

Authority: 8 U.S.C. 1101(a)(15(J), 1182, 1258; 22 U.S.C. 1431–1442, 2451–2460; Reorganization Plan No. 2 of 1977, 42 FR 62461, 3 CFR 1977, Comp. p. 200; E.O. 12048, 43 FR 13361, 3 CFR 1978, Comp. p. 168, USIA Delegation Order No. 85–5 (50 FR 27393).

2. Section 514.31 is amended by revising paragraphs (c), (d), (e), (f), (g), (h) and (j) to read as follows:

§ 514.31 Au pairs.

* * * * *

(c) *Program eligibility.* Sponsors designated by the Agency to conduct an au pair exchange program shall;

(1) Limit the participation of foreign nationals in such programs to not more than one year;

(2) Limit the number of hours an au pair participant is obligated to provide child care services to not more than 45 hours per week;

(3) Require that the au pair participant register and attend classes offered by an accredited U.S. post-secondary institution for not less than six semester hours of academic credit or its equivalent;

(4) Require that all officers, employees, agents, and volunteers acting on their behalf are adequately trained and supervised;

(5) Require that the au pair participant is placed with a host family within one hour's driving time of the home of the local organizational representative authorized to act on the sponsor's behalf in both routine and emergency matters arising from the au pair's participation in their exchange program;

(6) Require that each local organizational representative maintain a record of all personal monthly contacts (or more frequently as required) with each au pair and host family for which he or she is responsible and issues or problems discussed;

(7) Require that all local organizational representatives contact au pair participants and host families twice monthly for the first two months following a placement other than the initial placement for which the au pair entered the United States.

(8) Require that local organizational representatives not devoting their full time and attention to their program obligations are responsible for no more than fifteen au pairs and host families; and

(9) Require that each local organizational representative is provided adequate support services by a regional organizational representative.

(d) *Au pair selection.* In addition to satisfying the requirements of § 514.10(a), sponsors shall ensure that all participants in a designated au pair exchange program:

(1) Are between the ages of 18 and 26;

(2) Are a secondary school graduate, or equivalent;

(3) Are proficient in spoken English;

(4) Are capable of fully participating in the program as evidenced by the satisfactory completion of a physical;

(5) Have been personally interviewed, in English, by an organizational representative who shall prepare a report of the interview which shall be provided to the host family; and

(6) Have successfully passed a background investigation that includes verification of school, three, non-family related personal and employment references, a criminal background check or its recognized equivalent and a personality profile. Such personality profile will be based upon a psychometric test designed to measure differences in characteristics among applicants against those characteristics considered most important to successfully participate in the au pair program.

(e) *Au pair placement.* Sponsors shall secure, prior to the au pair's departure from the home country, a host family placement for each participant. Sponsors shall not:

(1) Place an au pair with a family unless the family has specifically agreed that a parent or other responsible adult will remain in the home for the first three days following the au pair's arrival;

(2) Place an au pair with a family having a child aged less than three months unless a parent or other responsible adult is present in the home;

(3) Place an au pair with a host family having children under the age of two, unless the au pair has at least 200 hours of documented infant child care experience;

(4) Place the au pair with a family unless a written agreement between the au pair and host family outlining the au pair's obligation to provide not more than 45 hours of child care services per week has been signed by both; and

(5) Place the au pair with a family who cannot provide the au pair with a suitable private bedroom.

(f) *Au pair orientation.* In addition to the orientation requirements set forth herein at § 514.10 all sponsors shall provide au pairs, prior to their departure from the home country, with the following information:

(1) A copy of all operating procedures, rules, and regulations, grievance

procedures, and the Agency's written statement regarding the au pair program which govern the au pair's participation in the exchange program;

(2) Detailed profile of the family and community in which the au pair will be placed;

(3) A detailed profile of the educational institutions in the community where the au pair will be placed, including the financial cost of attendance at these institutions;

(4) A detailed summary of travel arrangements; and

(5) A complete and thorough pre-departure package clearly describing child care responsibilities and expectations and enumerating behavior that is unacceptable.

(g) *Au pair training.* Sponsors shall provide the au pair participant with child development and child safety instruction, as follows:

(1) Prior to placement with the host family, the au pair participant shall receive not less than eight hours of child safety instruction no less than 4 of which shall be infant-related; and

(2) Prior to placement with the American host family, the au pair participant shall receive not less than twenty-four hours of child development instruction of which no less than 4 shall be devoted to specific training for children under the age of two.

(h) *Host family selection.* Sponsors shall adequately screen all potential host families and at a minimum shall;

(1) Require that the host parents are U.S. citizens or legal permanent residents;

(2) Require that host parents are fluent in spoken English;

(3) Require that all adult family members resident in the home have been personally interviewed by an organizational representative;

(4) Require that host parents have successfully passed a background investigation including employment and personal character references;

(5) Require that the host family has adequate financial resources to undertake all hosting obligations;

(6) Provide a written detailed summary of the exchange program and the parameters of their and the au pair's duties, participation, and obligations; and

(7) Provide the host family with the prospective au pair participant's complete application, including all references.

(i) *Host family orientation.* In addition to the requirements set forth at § 514.10 sponsors shall:

(1) Inform all host families of the philosophy, rules, and regulations governing the sponsor's exchange program and provide all families with a copy of the Agency's written statement regarding the au pair program;

(2) Provide all selected host families with a complete copy of Agency-promulgated Exchange Visitor Program regulations including the published supplemental information;

(3) Advise all selected host families of their obligation to attend at least one family day conference to be sponsored by the au pair organization during the course of the placement year. Host family attendance at such a gathering is a condition of program participation and failure to attend will be grounds for possible termination of their continued or future program participation; and

(4) Require that the organization's local counselor responsible for the au pair placement contacts the host family and au pair within forty eight hours of the au pair's arrival and meets, in person, with the host family and au pair within two weeks of the au pair's arrival at the host family home.

(j) *Wages and hours.* Sponsors shall require that au pair participants:

(1) Are compensated at a weekly rate based upon 45 hours per week and paid in conformance with the requirements of the Fair Labor Standards Act as interpreted and implemented by the United States Department of Labor;

(2) Do not provide more than 10 hours of child care on any given day, nor more than 45 hours of child care in any one week;

(3) Receive a minimum of one and a half days off per week in addition to one complete weekend off each month; and

(4) Receive two weeks of paid vacation.

* * * * *

[FR Doc. 97–16909 Filed 6–26–97; 8:45 am]

BILLING CODE 8230–01–M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

Income Taxes

CFR Correction

In title 26 of the Code of Federal Regulations, part 1 (§§ 1.641 to 1.850), revised as of April 1, 1997, on page 357, in § 1.704–2, paragraph (m), Example 1, text was inadvertently omitted, the text should appear at the top of the first column. The omitted text should read:

§ 1.704–2 Allocations attributable to nonrecourse liabilities.

* * * * *

(m) * * *

Example 1. * * * the general partner, form a limited partnership to acquire and operate a commercial office building. LP contributes $180,000, and GP contributes $20,000. The partnership obtains an $800,000 nonrecourse loan and purchases the building (on leased land) for $1,000,000. The nonrecourse loan is secured only by the building, and no principal payments are due for 5 years. The partnership agreement provides that GP will be required to restore any * * *.

[FR Doc. 97–55502 Filed 6–26–97; 8:45 am]

BILLING CODE 1505–01–D

DEPARTMENT OF THE TREASURY

Bureau of Alcohol, Tobacco and Firearms

27 CFR Part 178

[T.D. ATF–391; Ref: Notice No. 839]

RIN 1512–AB41

Definitions for the Categories of Persons Prohibited From Receiving Firearms (95R–051P)

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

ACTION: Final rule, Treasury decision.

SUMMARY: The Bureau of Alcohol, Tobacco and Firearms (ATF) is amending the regulations to provide definitions for the categories of persons prohibited from receiving or possessing firearms. The definitions will facilitate the implementation of the national instant criminal background check system (NICS) required under the Brady Handgun Violence Prevention Act.

DATES: The final regulations are effective on August 26, 1997.

FOR FURTHER INFORMATION CONTACT: James P. Ficaretta, Regulations Branch, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue, NW., Washington, DC 20226 (202–927–8230).

SUPPLEMENTARY INFORMATION:

Background

On November 30, 1993, Pub. L. 103–159 (107 Stat. 1536) was enacted, amending the Gun Control Act of 1968 (GCA), as amended (18 U.S.C. Chapter 44). Title I of Pub. L. 103–159, the ''Brady Handgun Violence Prevention Act'' (hereafter, ''Brady''), as an interim measure, imposed a waiting period of 5 days before a licensed importer, licensed manufacturer, or licensed dealer may transfer a handgun to a nonlicensed individual (interim provision). Brady requires that the licensee wait for up to 5 days before making the transfer while the chief law

enforcement officer makes a reasonable effort to determine whether the nonlicensed individual (transferee) is prohibited by law from receiving or possessing the handgun sought to be purchased. The interim provisions of the law became effective on February 28, 1994, and will cease to apply on November 30, 1998.

Brady also provides for the establishment of a national instant criminal background check system (NICS) that a firearms licensee must contact before transferring any firearm to nonlicensed individuals. Brady requires that NICS be established not later than November 30, 1998.

Section 922(g) of the GCA prohibits certain persons from shipping or transporting any firearm in interstate or foreign commerce, or receiving any firearm which has been shipped or transported in interstate or foreign commerce, or possessing any firearm in or affecting commerce. These prohibitions apply to any person who—

(1) Has been convicted in any court of a crime punishable by imprisonment for a term exceeding one year;

(2) Is a fugitive from justice;

(3) Is an unlawful user of or addicted to any controlled substance;

(4) Has been adjudicated as a mental defective or committed to a mental institution;

(5) Is an alien illegally or unlawfully in the United States;

(6) Has been discharged from the Armed Forces under dishonorable conditions;

(7) Having been a citizen of the United States, has renounced U.S. citizenship;

(8) Is subject to a court order that restrains the person from harassing, stalking, or threatening an intimate partner or child of such intimate partner; or

(9) Has been convicted in any court of a misdemeanor crime of domestic violence.

Section 922(n) of the GCA makes it unlawful for any person who is under indictment for a crime punishable by imprisonment for a term exceeding one year to ship or transport any firearm in interstate or foreign commerce, or receive any firearm which has been shipped or transported in interstate or foreign commerce.

To implement NICS, Brady authorizes the development of hardware and software systems to link State criminal history check systems into the national system. It also authorizes the Attorney General to obtain official information from any U.S. department or agency about persons for whom receipt of a firearm would be in violation of the law.

In order to establish NICS in such a way that it incorporates the information needed for all the categories of prohibited persons mentioned above, records systems from both Federal and State agencies will be included in the national system. For example, records on fugitives are needed from State and Federal law enforcement agencies. To ensure that the information provided to the national system is accurate, the categories of prohibited persons must be defined in the regulations as clearly as possible.

Notice of Proposed Rulemaking

On September 6, 1996, ATF published in the **Federal Register** a notice proposing to amend the regulations to provide definitions for the various categories of persons who are prohibited from receiving or possessing firearms (Notice No. 839; 61 FR 47095). In some instances, the proposed definition merely clarified an existing regulation. In other cases, the proposed definitions were new. A definition for ''crime punishable by imprisonment for a term exceeding 1 year'' was not proposed since that term is already defined in the regulations. A definition for the last category of persons prohibited from receiving or possessing firearms, i.e., persons who have been convicted in any court of a misdemeanor crime of domestic violence, is being addressed in a separate rulemaking proceeding.

The comment period for Notice No. 839 closed on December 5, 1996.

Analysis of Comments

ATF received 11 comments in response to Notice No. 839. Six comments were submitted by Federal agencies including two comments from agencies within the U.S. Department of Justice (DOJ) (the Immigration and Naturalization Service and the Office of Policy Development), the U.S. Department of State (Office of Passport Policy and Advisory Services), the U.S. Department of Veterans Affairs, the U.S. Department of Defense, and the U.S. Department of Health & Human Services (Substance Abuse and Mental Health Services Administration). Five comments were submitted on behalf of State agencies.

A number of commenters expressed concern about the disclosure of personal information to NICS by States and Federal agencies. Commenters also expressed doubt that agencies can retrieve relevant data based upon the definitions in this regulation. For example, one agency noted that the definition of fugitive from justice requires that the person has left the State. While the State system may indicate the person is a ''fugitive,'' the State system may not have any data indicating the person has fled the jurisdiction.

This regulation is limited to defining the various categories of prohibited persons under the Gun Control Act. It does not address, nor can it resolve, issues related to the retrieval of information on persons under firearms disabilities from agencies' records or issues of confidentiality. It is recognized, however, that any disclosure of information to NICS must comply with all applicable Federal and State privacy laws.

In the subsequent paragraphs, ATF will restate the proposed definition for each of the categories of prohibited persons and discuss the comments received concerning the proposed definition.

Persons Who Are Under Indictment for a Crime Punishable by Imprisonment for a Term Exceeding 1 Year

The term ''indictment,'' as proposed in Notice No. 839, is defined as follows:

Indictment. Includes an indictment or any formal accusation of a crime made by a prosecuting attorney, in any court under which a crime punishable by imprisonment for a term exceeding 1 year may be prosecuted or where a case has been referred to court-martial if the person is in the military.

ATF received four comments on the proposed definition, two from Federal agencies and two from State agencies. The U.S. Department of Defense (DOD) states that in the military the proposed definition equates indictment to referral to any court-martial. This would include referral to a special court-martial for an offense which carries a maximum punishment of over 1 year, but for which the maximum punishment that could be imposed could not exceed 6 months. Consequently, DOD recommends that the definition be amended to limit the prohibition as it applies in military cases to any offense punishable by imprisonment for a term exceeding 1 year which has been referred to a general court-martial. ATF finds that DOD's suggested change clarifies the meaning of the term ''indictment'' with respect to the military and this final rule amends the definition accordingly.

In addition, at the request of the DOJ Office of Policy Development, the definition has been revised to include an information, which is a formal accusation of a crime but differs from an indictment because it is made by a prosecuting attorney rather than a grand jury. The definition would not cover a mere criminal complaint.

One State agency requested clarification whether an indictment for a crime classified as a misdemeanor, but punishable by a term of imprisonment exceeding 1 year, would fall within the definition. Section 921(a)(20) of the GCA provides that the term ''crime punishable by imprisonment for a term exceeding one year'' does not include any State offense classified by the laws of the State as a misdemeanor and punishable by a term of imprisonment of 2 years or less. The definition of indictment is being clarified in the regulations by adding a reference to the definition of ''crime punishable by imprisonment for a term exceeding one year.''

Persons Who Are Fugitives From Justice

As proposed in Notice No. 839, the term ''fugitive from justice'' is defined as follows:

Fugitive from justice. Any person who has fled from any State to avoid prosecution for a felony or a misdemeanor; or any person who leaves the State to avoid giving testimony in any criminal proceeding. The term also includes any person who knows that misdemeanor or felony charges are pending against such person and who leaves the State of prosecution.

Two Federal agencies and three State agencies commented on the proposed definition. One Federal agency stated that the term is defined in the statute (18 U.S.C. 921(a)(15)) and, as such, any expansion of the definition would require legislative action. ATF is not proposing to ''expand'' the definition of fugitive from justice. Rather, the proposed definition is intended to clarify the meaning of the term. As mentioned in the preamble of Notice No. 839, the legislative history of section 921(a)(15), defining ''fugitive,'' indicates that the term includes both felonies and misdemeanors, but makes no specific reference to misdemeanors. In addition, the statute does not spell out that to be a fugitive from justice it is not necessary that the person left a State with the intent of fleeing the charges. Rather, a person is a fugitive from justice if the individual, knowing that charges are pending, purposefully leaves the State of prosecution and does not appear before the prosecuting tribunal. Accordingly, ATF's proposed regulatory definition merely clarifies the statutory definition by covering these points.

DOD stated that the proposed definition should be tailored to the military setting whereby an individual in the military, without authority, absents himself or herself to avoid a military prosecution. DOD recommends that the following be added to the definition of the term:

The term also includes any member of the Armed Forces who knows that court-martial charges are pending against such member, and without authority, leaves military control; or any member of the Armed Forces who, without authority, leaves military control to avoid giving testimony in any court-martial or any pretrial hearing or deposition conducted under the Uniform Code of Military Justice (10 U.S.C. chap. 47).

ATF is not adopting DOD's proposed amendment into the final regulations. Under military law, a person is considered a fugitive when the person, knowing that charges are pending, leaves military control. Under the GCA, such a person would not be a fugitive unless the person left the State. Because the definition at issue is for purposes of enforcement of the GCA, DOD's proposed definition could not be adopted.

One State agency expressed concern regarding ATF's statement in the preamble of Notice No. 839 that a person is not a fugitive from justice merely because he or she has outstanding traffic citations. The commenter asked whether this includes criminal as well as civil traffic citations. The commenter also believed that the proposed definition should be amended to include individuals with outstanding traffic warrants. To be a fugitive from justice under the statute, a person must have left the State where criminal charges are pending against the person. A person who has an outstanding civil traffic citation or who has not left the State, does not meet the statutory definition. The statute and the final regulation make it clear that ''fugitive from justice'' does not include a person having only civil traffic citations.

Another State agency expressed the concern that it may have difficulty retrieving information from its records to show that a person with pending charges in a State actually left the State or was aware of the charges. It is recognized that agencies may have difficulty identifying this information. However, the definition in the regulation cannot eliminate elements required by the statute.

Persons Who Are Unlawful Users of or Addicted to Any Controlled Substance

As proposed in Notice No. 839, the terms ''controlled substance'' and ''unlawful user of or addicted to any controlled substance'' are defined as follows:

Controlled substance. A drug or other substance, or immediate precursor, as defined in section 102 of the Controlled Substances Act, 21 U.S.C. 802. The term includes, but is not limited to, marijuana, depressants, stimulants, and narcotic drugs. The term does not include distilled spirits, wine, malt beverages, or tobacco, as those terms are defined or used in Subtitle E of the Internal Revenue Code of 1986, as amended.

Unlawful user of or addicted to any controlled substance. A person who uses a controlled substance and has lost the power of self-control with reference to the use of the controlled substance; and any person who is a current user of a controlled substance in a manner other than as prescribed by a licensed physician. Such use is not limited to the use of drugs on a particular day, or within a matter of days or weeks before, but rather that the unlawful use has occurred recently enough to indicate that the individual is actively engaged in such conduct. A person may be an unlawful current user of a controlled substance even though the substance is not being used at the precise time the person seeks to acquire a firearm or receives or possesses a firearm. An inference of current use may be drawn from evidence of a recent use or possession of a controlled substance or a pattern of use or possession that reasonably covers the present time, e.g., a conviction for use or possession of a controlled substance within the past year, or multiple arrests for such offenses within the past five years if the most recent arrest occurred within the past year.

The DOJ Office of Policy Development inquired whether the proposed definition includes persons found through a drug test to use a controlled substance unlawfully, provided the test was administered within the past year. In response, ATF agrees that this information would give rise to an inference of unlawful drug use. Accordingly, the final regulations are being amended to identify these persons in the definition as an example of unlawful drug user.

DOD commented that the examples should be expanded to include illegal drug use as evidenced by nonjudicial or administrative proceedings. DOD believes that it would be helpful to add the following at the end of the proposed definition:

For a current or former member of the Armed Forces, an inference of current use may be drawn from recent disciplinary or other administrative action based on confirmed drug use, e.g., court-martial conviction, nonjudicial punishment, or an administrative discharge based on drug use or drug rehabilitation failure.

ATF finds that the Defense Department's proposed language helps to clarify the definition with respect to the military and is adopting the proposed amendment into the final regulations.

Persons Who Have Been Adjudicated as Mental Defectives or Been Committed to a Mental Institution

The terms ''adjudicated as a mental defective,'' ''committed to a mental institution,'' and ''mental institution,'' as proposed in Notice No. 839, are defined as follows:

Adjudicated as a mental defective. (a) A determination by a court, board, commission, or other lawful authority that a person, as a result of marked subnormal intelligence, or mental illness, incompetency, condition, or disease:

(1) Is a danger to himself or to others; or

(2) Lacks the mental capacity to contract or manage his own affairs.

(b) The term shall include a finding of insanity by a court in a criminal case.

Committed to a mental institution. A formal commitment of a person to a mental institution by a court, board, commission, or other legal authority. The term includes a commitment to a mental institution involuntarily. The term includes a commitment for mental defectiveness or mental illness. It also includes commitments for other reasons, such as for drug use. The term does not include a person in a mental institution for observation or a voluntary admission to a mental institution.

Mental institution. Includes mental health facilities, mental hospitals, sanitariums, psychiatric facilities, and other facilities that provide diagnoses by licensed professionals of mental retardation or mental illness, including a psychiatric ward in a general hospital.

Four Federal agencies and three State agencies commented on ATF's proposed definitions. Two State agencies questioned the meaning of ''lawful authority'' as used in the proposed regulations. In ATF's view, ''lawful authority'' as used in the proposed regulations clearly means a government entity having the legal authority to make adjudications or commitments, other than courts, boards, or commissions which are specifically mentioned. Therefore, the final regulations do not further define ''lawful authority.''

Another State agency asked whether the proposed definition of ''adjudicated as a mental defective'' must include a court finding of insanity in all cases. The proposed definition includes a determination that a person, as a result of mental illness, is a danger to himself or to others. The term also includes a finding of insanity by a court in a criminal case. These are separate and distinct definitions. Therefore, a determination of mental illness under the first part of the definition would give rise to firearms disabilities and would not require a court finding of insanity.

DOD commented that the Uniform Code of Military Justice was recently amended to include procedures for the commitment of military personnel for reason of a lack of mental responsibility. Consequently, DOD recommends that the following be added to the definition of ''adjudicated as a mental defective'':

The definition * * * shall also include those persons found incompetent to stand trial or found not guilty by reason of lack of mental responsibility pursuant to articles 50a and 72b of the Uniform Code of Military Justice, 10 U.S.C. 850a, 876b.

DOD's proposed amendment will clarify the meaning of the term ''adjudicated as a mental defective'' with respect to the military and ATF is adopting the suggested change into the final regulations.

In its comment, the U.S. Department of Veterans Affairs correctly interpreted the proposed definition of ''adjudicated as a mental defective'' to mean that any person who is found incompetent by the Veterans Administration under 38 CFR 3.353 will be considered to have been adjudicated as a mental defective for purposes of the GCA. Section 3.353 provides that a mentally incompetent person is one who, because of injury or disease, lacks the mental capacity to contract or manage his or her own affairs.

Persons Who Are Aliens and Are Illegally or Unlawfully in the United States

As proposed in Notice No. 839, the term ''alien illegally or unlawfully in the United States'' is defined as follows:

Alien illegally or unlawfully in the United States. (a) Aliens who are unlawfully in the United States or are not in a valid nonimmigrant or immigrant status. The term includes any alien—

(1) Who has entered the country illegally;

(2) Nonimmigrant whose authorized period of admission has expired;

(3) Student who has failed to maintain status as a student; or

(4) Under an order of deportation, whether or not he or she has left the United States.

(b) The term does not include aliens who are in ''immigration parole'' status in the United States pursuant to the Immigration and Naturalization Act (INA).

The Immigration and Naturalization Service (INS) suggested that the definition be modified to better reflect the terminology used in the Immigration and Nationality Act (INA). The commenter states that the INA uses specific legal terms to refer to the status of aliens in the United States. Therefore, INS recommends that the proposed definition be amended to read as follows:

Alien illegally or unlawfully in the United States. Aliens who are unlawfully in the United States are not in valid immigrant, nonimmigrant or parole status. The term includes any alien—

(a) Who unlawfully entered the United States without inspection and authorization by an immigration officer and who has not been paroled into the United States under section 212(d)(5) of the Immigration and Nationality Act (INA);

(b) Nonimmigrant whose authorized period of stay has expired or who has violated the terms of the nonimmigrant category in which he or she was admitted;

(c) Paroled under INA section 212(d)(5) whose authorized period of parole has expired or whose parole status has been terminated; or

(d) Under an order of deportation, exclusion, or removal, or under an order to depart the United States voluntarily, whether or not he or she has left the United States.

ATF agrees with the INS that the wording of the definition for this particular category of prohibited persons should reflect the terminology used in the Immigration and Nationality Act. Accordingly, ATF is adopting INS' proposed definition into the final regulations.

The DOJ Office of Policy Development asked whether the proposed definition of illegal aliens would cover asylum applicants. According to the INS, asylum applicants are not lawfully in the United States and would fall within the definition.

Persons Who Have Been Discharged From the Armed Forces Under Dishonorable Conditions

As proposed in Notice No. 839, the term ''discharged under dishonorable conditions'' is defined as follows:

Discharged under dishonorable conditions. Separation from the U.S. Armed Forces resulting from a Dishonorable Discharge. The term does not include separation from the Armed Forces resulting from any other discharge, e.g., a bad conduct discharge or a dismissal.

Section 922(g)(6) of the GCA makes it unlawful for persons who have been discharged from the Armed Forces under dishonorable conditions to receive or possess firearms. As ATF stated in Notice No. 839, the legislative history of this provision shows that the prohibition originally applied to persons discharged under ''other than honorable conditions.'' The Omnibus Crime and Safe Streets Act of 1968, Pub. L. 90–351, Title VII, sec. 1202(2), 82 Stat. 226 (1968). However, Title VII was amended by the GCA to limit the prohibition to persons discharged under ''dishonorable conditions.'' Therefore, the proposed definition provides that the prohibition applies only to persons discharged under dishonorable conditions, but not to persons separated from the Armed Forces as a result of other types of discharges, such as a bad conduct discharge or a dismissal.

DOD was the only commenter to address ATF's proposed definition. DOD believes that the proposed definition should be expanded to include commissioned officers, cadets, midshipmen, and warrant officers who have been sentenced to dismissal from the service by a general court-martial. DOD states that a dismissal is a punitive discharge to characterize the separation of an officer under conditions of dishonor (see Rules for Courts-Martial, 1003(c)(2)(A)(iv)). DOD also makes reference to the Military Judges Benchbook, DA Pam 27–9 (September 1996) which provides the following instruction for court members concerning the decision on whether to adjudge a dismissal as part of a sentence:

> * * * a sentence to dismissal * * * is, in general, the equivalent of a dishonorable discharge. * * * A dismissal deprives one of substantially all benefits administered by the Veteran's Administration and the Army establishment. It should be reserved for those who, in the opinion of the court, should be separated under conditions of dishonor after conviction of serious offenses of a civil or military nature warranting such severe punishment * * *

In addition, DOD advises that Federal law construes a dismissal as equivalent to a dishonorable discharge for purposes of eligibility for veteran's benefits. (See 38 U.S.C. 530(a)). Finally, DOD believes that defining the term ''under dishonorable conditions'' to include only dishonorable discharges could lead to an unfair application of the statute between officers and enlisted service members convicted of the same offenses.

Based on the DOD's comments, ATF reexamined the legislative history of the GCA and has determined that the term ''under dishonorable conditions'' can be interpreted to include a dismissal. Accordingly, this final rule amends the definition of ''under dishonorable conditions'' to include a ''dismissal adjudged by a general court-martial.''

Persons Who Have Renounced Their United States Citizenship

As proposed in Notice No. 839, the term ''renounced U.S. citizenship'' is defined as follows:

> *Renounced U.S. citizenship.* A person has renounced his U.S. citizenship if the person, having been a citizen of the United States, has renounced citizenship either—
>
> (a) Before a diplomatic or consular officer of the United States in a foreign state pursuant to 8 U.S.C. 1481(a) (5) and (6); or
>
> (b) Before an officer designated by the Attorney General when the United States is in a state of war.

Two Federal agencies commented on ATF's proposed definition, the Office of Passport Policy and Advisory Services (Department of State) and the Office of Policy Development (DOJ). The Office of Passport Policy and Advisory Services commented that the definition should be written to exclude renunciations that have been reversed on administrative or judicial appeals and renunciations by persons who subsequently regain citizenship through naturalization. ATF agrees that a reversal of a renunciation would remove the person's Federal firearms disabilities. This is consistent with the removal of disabilities resulting from a felony conviction that has been reversed on appeal. Therefore, the definition will include an exception for reversed renunciations.

On the other hand, a person who has renounced his or her citizenship and has subsequently regained citizenship through naturalization would remain under firearms disabilities. Section 922(g)(7) of the Act makes it unlawful for any person ''who * * * has renounced his citizenship'' to possess firearms and there is no exception for subsequent naturalization. A similarly worded disability was addressed by the Supreme Court in *Dickerson* v. *New Banner*, 460 U.S. 103, 116 (1983), where the Supreme Court held that a person who ''has been'' committed to a mental institution, but later cured and released, continues to have firearms disabilities.

The DOJ Office of Policy Development suggests that the statutory citation which appears at the end of paragraph (a), 8 U.S.C. 1481(a) (5) and (6), be moved to the end of paragraph (b). ATF is amending paragraph (b) of the proposed definition by moving the statutory cite, 8 U.S.C. 1481(a)(6), to paragraph (b).

Persons Who Are Subject to a Court Order Restraining Them From Committing Domestic Violence

ATF did not receive any comments addressing the proposed definition of ''actual notice.'' Therefore, the definition is included in the final regulations without change.

Executive Order 12866

It has been determined that this final rule is not a significant regulatory action as defined in E.O. 12866. Therefore, a Regulatory Assessment is not required.

Regulatory Flexibility Act

It is hereby certified that this final rule will not have a significant economic impact on a substantial number of small entities. This final rule prescribes definitions for the categories of persons prohibited from receiving or possessing firearms. The definitions are necessary to implement the national instant criminal background check system required under the Brady law. No new reporting, recordkeeping or other administrative requirements are imposed on firearms licensees by this final rule. Accordingly, a regulatory flexibility analysis is not required.

Paperwork Reduction Act

The provisions of the Paperwork Reduction Act of 1995, Public Law 104–13, 44 U.S.C. Chapter 35, and its implementing regulations, 5 CFR part 1320, do not apply to this final rule because no requirement to collect information is imposed.

Disclosure

Copies of the notice of proposed rulemaking, the written comments, and this final rule will be available for public inspection during normal business hours at: ATF Public Reading Room, Room 6480, 650 Massachusetts Avenue, NW., Washington, DC.

Drafting Information

The author of this document is James P. Ficaretta, Regulations Branch, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects in 27 CFR Part 178

Administrative practice and procedure, Arms and ammunition, Authority delegations, Customs duties and inspection, Exports, Imports, Military personnel, Penalties, Reporting requirements, Research, Seizures and forfeitures, and Transportation.

Authority and Issuance

Accordingly, 27 CFR PART 178—COMMERCE IN FIREARMS AND AMMUNITION is amended as follows:

Paragraph 1. The authority citation for 27 CFR part 178 continues to read as follows:

Authority: 5 U.S.C. 552(a); 18 U.S.C. 847, 921–930; 44 U.S.C. 3504(h).

Par. 2. Section 178.11 is amended by revising the definitions for ''discharged under dishonorable conditions,'' ''fugitive from justice,'' and ''indictment,'' and by adding definitions for ''adjudicated as a mental defective,'' ''alien illegally or unlawfully in the United States,'' ''committed to a mental institution,'' ''controlled substance,'' ''mental institution,'' ''renounced U.S. citizenship,'' and ''unlawful user of or addicted to any controlled substance'' to read as follows:

§ 178.11 Meaning of terms.

* * * * *

Adjudicated as a mental defective. (a) A determination by a court, board,

commission, or other lawful authority that a person, as a result of marked subnormal intelligence, or mental illness, incompetency, condition, or disease:

(1) Is a danger to himself or to others; or

(2) Lacks the mental capacity to contract or manage his own affairs.

(b) The term shall include—

(1) A finding of insanity by a court in a criminal case; and

(2) Those persons found incompetent to stand trial or found not guilty by reason of lack of mental responsibility pursuant to articles 50a and 72b of the Uniform Code of Military Justice, 10 U.S.C. 850a, 876b.

Alien illegally or unlawfully in the United States. Aliens who are unlawfully in the United States are not in valid immigrant, nonimmigrant or parole status. The term includes any alien—

(a) Who unlawfully entered the United States without inspection and authorization by an immigration officer and who has not been paroled into the United States under section 212(d)(5) of the Immigration and Nationality Act (INA);

(b) Who is a nonimmigrant and whose authorized period of stay has expired or who has violated the terms of the nonimmigrant category in which he or she was admitted;

(c) Paroled under INA section 212(d)(5) whose authorized period of parole has expired or whose parole status has been terminated; or

(d) Under an order of deportation, exclusion, or removal, or under an order to depart the United States voluntarily, whether or not he or she has left the United States.

* * * * *

Committed to a mental institution. A formal commitment of a person to a mental institution by a court, board, commission, or other lawful authority. The term includes a commitment to a mental institution involuntarily. The term includes a commitment for mental defectiveness or mental illness. It also includes commitments for other reasons, such as for drug use. The term does not include a person in a mental institution for observation or a voluntary admission to a mental institution.

Controlled substance. A drug or other substance, or immediate precursor, as defined in section 102 of the Controlled Substances Act, 21 U.S.C. 802. The term includes, but is not limited to, marijuana, depressants, stimulants, and narcotic drugs. The term does not include distilled spirits, wine, malt beverages, or tobacco, as those terms are defined or used in Subtitle E of the Internal Revenue Code of 1986, as amended.

* * * * *

Discharged under dishonorable conditions. Separation from the U.S. Armed Forces resulting from a dishonorable discharge or dismissal adjudged by a general court-martial. The term does not include separation from the Armed Forces resulting from any other discharge, e.g., a bad conduct discharge.

* * * * *

Fugitive from justice. Any person who has fled from any State to avoid prosecution for a felony or a misdemeanor; or any person who leaves the State to avoid giving testimony in any criminal proceeding. The term also includes any person who knows that misdemeanor or felony charges are pending against such person and who leaves the State of prosecution.

* * * * *

Indictment. Includes an indictment or information in any court, under which a crime punishable by imprisonment for a term exceeding 1 year (as defined in this section) may be prosecuted, or in military cases to any offense punishable by imprisonment for a term exceeding 1 year which has been referred to a general court-martial. An information is a formal accusation of a crime, differing from an indictment in that it is made by a prosecuting attorney and not a grand jury.

* * * * *

Mental institution. Includes mental health facilities, mental hospitals, sanitariums, psychiatric facilities, and other facilities that provide diagnoses by licensed professionals of mental retardation or mental illness, including a psychiatric ward in a general hospital.

* * * * *

Renounced U.S. citizenship. (a) A person has renounced his U.S. citizenship if the person, having been a citizen of the United States, has renounced citizenship either—

(1) Before a diplomatic or consular officer of the United States in a foreign state pursuant to 8 U.S.C. 1481(a)(5); or

(2) Before an officer designated by the Attorney General when the United States is in a state of war pursuant to 8 U.S.C. 1481(a)(6).

(b) The term shall not include any renunciation of citizenship that has been reversed as a result of administrative or judicial appeal.

* * * * *

Unlawful user of or addicted to any controlled substance. A person who uses a controlled substance and has lost the power of self-control with reference to the use of the controlled substance; and any person who is a current user of a controlled substance in a manner other than as prescribed by a licensed physician. Such use is not limited to the use of drugs on a particular day, or within a matter of days or weeks before, but rather that the unlawful use has occurred recently enough to indicate that the individual is actively engaged in such conduct. A person may be an unlawful current user of a controlled substance even though the substance is not being used at the precise time the person seeks to acquire a firearm or receives or possesses a firearm. An inference of current use may be drawn from evidence of a recent use or possession of a controlled substance or a pattern of use or possession that reasonably covers the present time, e.g., a conviction for use or possession of a controlled substance within the past year; multiple arrests for such offenses within the past 5 years if the most recent arrest occurred within the past year; or persons found through a drug test to use a controlled substance unlawfully, provided that the test was administered within the past year. For a current or former member of the Armed Forces, an inference of current use may be drawn from recent disciplinary or other administrative action based on confirmed drug use, e.g., court-martial conviction, nonjudicial punishment, or an administrative discharge based on drug use or drug rehabilitation failure.

* * * * *

Par. 3. Section 178.32(e) is added to read as follows:

§ 178.32 Prohibited shipment, transportation, possession, or receipt of firearms and ammunition by certain persons.

* * * * *

(e) The actual notice required by paragraphs (a)(8)(i) and (d)(8)(i) of this section is notice expressly and actually given, and brought home to the party directly, including service of process personally served on the party and service by mail. Actual notice also includes proof of facts and circumstances that raise the inference that the party received notice including, but not limited to, proof that notice was left at the party's dwelling house or usual place of abode with some person of suitable age and discretion residing therein; or proof that the party signed a return receipt for a hearing notice which had been mailed to the party. It does not include notice published in a newspaper.

Signed: April 21, 1997.

John W. Magaw,

Director.

Approved: May 5, 1997.

John P. Simpson,

Deputy Assistant Secretary, (Regulatory, Tariff and Trade Enforcement).

[FR Doc. 97–16900 Filed 6–26–97; 8:45 am]

BILLING CODE 4810–31–P

DEPARTMENT OF LABOR

Mine Safety and Health Administration

30 CFR Parts 7, 31, 32, 36, 70, and 75

RIN 1219–AA27

Approval, Exhaust Gas Monitoring, and Safety Requirements for the Use of Diesel-Powered Equipment in Underground Coal Mines

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Final rule; corrections.

SUMMARY: This document corrects errors in the final rule for the approval, exhaust gas monitoring, and safety requirements for the use of diesel-powered equipment in underground coal mines which appeared in the **Federal Register** on October 25, 1996.

DATES: Effective June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Patricia W. Silvey, Director, Office of Standards, Regulations, and Variances; 703–235–1910 (voice); psilvey@msha.gov (internet e-mail); or 703–235–5551 (facsimile).

SUPPLEMENTARY INFORMATION: On October 25, 1996, MSHA published a final rule on the approval, exhaust gas monitoring, and safety requirements for the use of diesel-powered equipment in underground coal mines (61 FR 55412). This document corrects errors that appeared in the final rule.

This notice corrects the effective date section to include that the removal of part 32 is also effective November 25, 1996; and editorial errors in the numbers and mathematical symbols in § 7.88, § 7.89, § 7.98(q)(7) Table F–1, and § 7.100.

This notice corrects the preamble language for § 75.1906 by deleting language inadvertently included that would have imposed an earlier compliance deadline for the requirements of § 75.1903(c) and (d). In the final rule, MSHA did not adopt a different compliance date in § 75.1906(l) for § 75.1903(c) and (d). Instead, the compliance date for these paragraphs is the same 12-month deadline as that for the rest of §§ 75.1902 through 75.1906. Removing reference to the earlier compliance date conforms the preamble language to that of the final rule and eliminates conflicting information.

This notice also corrects the rule and corresponding preamble language for § 75.1909 to reflect existing § 75.523–3 requirements which govern automatic emergency-parking brakes on electric-powered haulage equipment. Section 75.523–3 provided the basis for § 75.1909 requirements for supplemental brake systems on heavy duty diesel-powered equipment. MSHA's intent is that § 75.1909(c)(5) specify essentially the same requirements as existing § 75.523–3(c).

The provision for supplemental brake systems was included in § 75.523–3 to eliminate accidents occurring when the machine was in operation without an operator in the operator's compartment. The preamble to the March 24, 1989 final rule for § 75.523–3 (54 FR 12410) states in part that:

> * * * at least five fatalities have occurred since 1978 when equipment operators were repositioning themselves or were not at the controls of an energized machine when it rolled away.

The preamble discussion in the October 25, 1996 diesel equipment final rule (61 FR 555468) states in part that § 75.1909(c)(1) through (c)(5):

> * * * closely track the brake system requirements for electric haulage equipment in existing § 75.523–3 with the exception of the requirement that the brake system be engaged by an emergency deenergization device or panic bar.

The emergency deenergization device is the only difference intended between the technical requirements for the braking systems required by existing § 75.523–3 and the braking systems required for diesel equipment in the final rule. It is an editorial oversight that the two requirements differ.

Existing § 75.523–3 requires a means to ''apply the brakes manually without deenergizing the equipment;'' whereas, the current language in § 75.1909(c)(5) of the final rule requires a means to ''apply the brakes manually without the engine operating.'' This notice corrects the final rule and preamble language for § 75.1909(c)(5) by replacing the phrase ''without the engine operating'' with the phrase ''without shutting down the engine.'' Without this change to the rule and the preamble, the two parts of § 75.1909(c)(5) partially repeat rather than complement each other.

List of Subjects

30 CFR Part 7

Diesel-powered equipment, Mine safety and health, Reporting and recordkeeping requirements.

30 CFR Part 75

Diesel-powered equipment, Mine safety and health, Underground coal mines, Reporting and recordkeeping requirements.

Dated: June 19, 1997.

J. Davitt McAteer,

Assistant Secretary for Mine Safety and Health.

Accordingly, the final rule published on October 25, 1996 (61 FR 55412) is corrected as follows:

1. The **DATES** section of the preamble on page 55412, column one, is corrected to add the words ''and part 32'' after the words ''the removal of part 31''.

PART 7—TESTING BY APPLICANT OR THIRD PARTY

2. The authority citation for part 7 continues to read as follows:

Authority: 30 U.S.C. 957.

§ 7.88 [Corrected]

3. Section 7.88(a)(9)(vi), on page 55516, column one, line six, is corrected by deleting a ''5'' in the number ''(0.00552)'' to read ''(0.0052)''.

4. Section 7.88(a)(9)(xi), on page 55516, column two, line one is corrected by adding a slash after ''K=13,913.4'' to read ''K=13,913.4/''.

§ 7.89 [Corrected]

5. Section 7.89(a)(9)(i) and (ii), on page 55517, is corrected by changing the abbreviation ''P_F'' to read ''P_f'' in column two, line eight, and in column three, line one.

6. Section 7.89(a)(9)(iv)(A), on page 55517, is corrected by changing the abbreviation ''P_{Fcorr}'' to read ''P_{fcorr}'' in line one of the equation section.

§ 7.98 [Corrected]

7. Section 7.98(q)(7), Table F–1, on page 55520, second column, is corrected in the fifth entry by changing the subscript number 3 following ''0.008‴'' to a superscript footnote number 3.

8. Section 7.98(q)(7), Table F–1 is further corrected on page 55521 as follows:

a. In the second column, second entry by changing ''1⁄16‴'' to read ''3⁄8‴'';

b. In the first column, by adding a dot leader after the third entry and a corresponding entry in the second column to read ''1⁄16‴''; and

c. In the second column, by reducing the size of the footnote numbers for

footnotes 8 and 12 following the entry ''7/16'''' to appropriate footnote size.

9. Section 7.98(q)(7) Table F–1, footnote 12, on page 55521, is corrected by changing ''f'' to read ''If'' in the first word of the sentence.

§ 7.100 [Corrected]

10. Section 7.100(a)(3)(iii)(B) and (C) on page 55523, column two, is corrected by deleting the words ''rated speed'' from the first sentence of each paragraph.

PART 75—[AMENDED]

11. The authority citation for part 75 continues to read as follows:

Authority: 30 U.S.C. 811.

12. The preamble discussion of § 75.1906(l), on page 55455, is corrected by deleting the last sentence which begins at the bottom of column two and ends at the top of column three.

13. The preamble discussion of § 75.1909(c)(5), on page 55468, is corrected by removing the words ''without the engine operating'' in the last line of column one and the first line of column two, and adding in their place the words ''without shutting down the engine''.

§ 75.325 [Corrected]

14. Section 75.325(k), on page 55527, column two, is corrected by changing the effective date in the first sentence from ''November 25, 1977'' to read ''November 25, 1997.''

§ 75.1909 [Corrected]

15. Section 75.1909(c)(5) on page 55531, column two, is corrected by replacing the words ''without the engine operating'' in lines three and four with the words ''without shutting down the engine''.

[FR Doc. 97–16878 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–43–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR PART 52

[AS–AZ–CA–HW–NV–000–0002; FRL–5847–8]

Correction of Implementation Plans; American Samoa, Arizona, California, Hawaii, and Nevada State Implementation Plans

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is finalizing the promulgation of corrections to the American Samoa State Implementation Plan (SIP), the Arizona SIP, the California SIP, the Hawaii SIP, and the Nevada SIP. The proposed rule was published in the **Federal Register** on July 25, 1996. These corrections concern the deletion from the SIPs of a variety of administrative provisions concerning variances, hearing board procedures, and fees. The intended effect of promulgating these corrections to the SIPs is to delete the above referenced rules and make the SIPs consistent with the requirements of the Clean Air Act, as amended in 1990 (CAA or ''the Act''), regarding EPA action on SIP submittals and SIPs for national primary and secondary ambient air quality standards.

EFFECTIVE DATE: This rule is effective on July 28, 1997.

ADDRESSES: Copies of the rules being deleted are available for public inspection at EPA's Region IX office during normal business hours. Copies of the rules are also available for inspection at the locations listed in **SUPPLEMENTARY INFORMATION** under ''Public inspection''.

FOR FURTHER INFORMATION CONTACT: Julie A. Rose, Rulemaking Office (AIR–4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, Telephone: (415) 744–1184.

SUPPLEMENTARY INFORMATION:

I. Public Inspection

Arizona Department of Environmental Quality, P.O. Box 600, Phoenix, CA 85001–0600,

Coconino County Air Pollution Control District, 1515 East Cedar Avenue, Flagstaff, AZ 86004

Maricopa County, Environmental Services Department, 2406 S. 24th Street, Suite E–214, Phoenix, AZ 85034

Pima County Department of Environmental Quality, 130 West Congress Street, 3rd Floor, Tucson, AZ 85701–1317

Pinal County Air Quality Control District, P.O. Box 987, Florence, AZ 85232

California Air Resources Board Stationary Source Division, Rule Evaluation Section, 2020 ''L'' Street, Sacramento, CA 95814

Amador County Air Pollution Control District, 500 Argonaut Lane, Jackson, CA 95642

Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, CA 94109

Butte County Air Quality Management District, 2525 Dominic Drive, Chico, CA 95928

Calaveras County Air Pollution Control District, 891 Mountain Ranch Road, San Andreas, CA 95249–9709

Colusa County Air Pollution Control District, 100 Sunrise Blvd., Suite F, Colusa, CA 95932

Glenn County Air Pollution Control District, P.O. Box 351, Willows, CA 95988

Great Basin Unified Air Pollution Control District, 157 Short Street, Suite 6, Bishop, CA 93514

Imperial County Air Pollution Control District, 150 South Ninth Street, El Centro, CA 92243–2801

Kern County (Southeast Desert) Air Pollution Control District, 2700 M. Street, Suite 290, Bakersfield, CA 93301

Lake County Air Quality Management District, 883 Lakeport Blvd., Lakeport, CA 95453

Lassen County Air Pollution Control District, 175 Russell Avenue, Susanville, CA 96130

Mariposa County Air Pollution Control District, P.O. Box 2039, Mariposa, CA 95338

Mendocino County Air Quality Management District, 306 E. Gobbi Street, Ukiah, CA 95482

Modoc County Air Pollution Control District, 202 W. Fourth Street, Alturas, CA 96101

Mojave Desert Air Quality Management District, 15428 Civic Drive, Suite 200, Victorville, CA 92392

Monterey Bay Unified Air Pollution Control District, 24580 Silver Cloud Ct., Monterey, CA 93940

Northern Sierra Air Quality Management District, P.O. Box 2509 Grass Valley, CA 95945

North Coast Unified Air Quality Management District, 2389 Myrtle Avenue, Eureka, CA 95501

Northern Sonoma County Air Pollution Control District, 109 North Street, Healdsburg, CA 95448

Placer County Air Pollution Control District, 11464 B Avenue, Auburn, CA 95603

Sacramento Metropolitan Air Quality Management District, 8411 Jackson Road, Sacramento, CA 95826

San Diego County Air Pollution Control District, 9150 Chesapeake Drive, San Diego, CA 92123–1096

San Joaquin Valley Unified Air Pollution Control District (Formerly: Fresno County APCD, Kern County APCD, Kings County APCD, Madera County APCD, Merced County APCD, San Joaquin County APCD, Stanislaus County APCD, and Tulare County APCD), 1999 Tuolumne Street, Suite 200, Fresno, CA 93721

San Luis Obispo Air Pollution Control District, 2156 Sierra Way, Suite B, San Luis Obispo, CA 93401
Santa Barbara County Air Pollution Control District, 26 Castilian Drive, B–23, Goleta, CA 93117
Shasta County Air Quality Management District, 1640 West Street, Redding, CA 96001
South Coast Air Quality Management District, 21865 E. Copley Drive, Diamond Bar, CA 91765
Sutter County Air Pollution Control District (Now Feather River Air Quality Management District), 938 14th Street, Marysville, CA 95901
Tehama County Air Pollution Control District, 1750 Walnut Street, Red Bluff, CA 96080
Tuolumne County Air Pollution Control District, 2 South Green Street, Sonora, CA 95370
Ventura County Air Pollution Control District, 669 County Square Drive, Ventura, CA 93003
Yolo-Solano Air Quality Management District, 1947 Galileo Court, Suite 103, Davis, CA 95616
Hawaii Department of Health, Environmental Management Division, P.O. Box 3378, Honolulu, HI 96801
American Samoa Environmental Quality Commission, Governor's Office, Pago Pago, American Samoa 96799
Nevada Division of Environmental, Protection, 333 West Nye Lane, Carson City, NV 89710
Clark County Air Pollution Control Division, P.O. Box 4426, Las Vegas, NV 89127

II. Applicability

The rules being deleted from the American Samoa, Arizona, California, Hawaii, and Nevada SIPs include administrative provisions concerning variances, hearing board procedures, and fees. These rules were submitted by the respective state agencies to EPA prior to the Clean Air Act amendments of 1990. The rules and statutes being deleted from each SIP were listed in the proposed rule published in the **Federal Register** on July 25, 1996 (61 FR 38664).

III. Background

On July 25, 1996 in 61 FR 38664, EPA proposed to delete various rules from the American Samoa, Arizona, California, Hawaii, and Nevada SIPs. EPA has determined that the rules to be deleted from the above-referenced SIPs were erroneously incorporated into the SIPs by EPA. In addition, the variance provisions were rendered without legal effect by amendments to the Clean Air Act enacted by Congress in 1977. In addition, the presence of these provisions in the SIPs is potentially confusing, and thus, harmful to the regulated community, the states and EPA.

IV. Response to Public Comments

A 30-day public comment period was provided in 61 FR 38664. EPA received three comments, one from the Arizona Department of Environmental Quality (ADEQ), the second from the Pinal County Air Quality Control District (PCAQCD) in Arizona, and the third from the Mojave Desert Air Quality Management District (MDAQMD) in California.

Comment: The ADEQ commented that they agreed that improvements must be made to Arizona's SIP, but they opposed the proposed action because EPA failed to coordinate with the State or the local air pollution control agencies in Arizona. The ADEQ also objected to the piecemeal repeal of portions of the SIP.

Response: EPA has evaluated the comment and agrees that it was an oversight not to communicate this action to each State and local agency prior to its being published in the **Federal Register**. While EPA has no legal obligation to do so, such communication is appropriate to maintain good working relationships between the State and Federal agencies. EPA has since contacted the ADEQ and apologized for not communicating its intention to update the SIP and explained that EPA is in the process of evaluating other types of updates as well. As a result, EPA is proceeding with the deletion of these provisions from the Arizona SIP.

Comment: The PCAQCD commented that they endorse EPA's proposed repeal of parts of the Arizona SIP. In a previous letter to EPA, the PCAQCD expressly asked that the subject provisions be deleted as SIP elements.

Response: EPA agrees with this comment and is proceeding with the deletion of these provisions from the Arizona SIP.

Comment: The MDAQMD commented that they support EPA's action to delete rules relating to variances from the SIP. They noted some errors in the titles and numbers of the rules proposed to be deleted. The MDAQMD requested that additional rules be deleted that were originally submitted for the South Coast Air Quality Management District (SCAQMD). At one time the SCAQMD included the Palo Verde/Blythe area of Riverside County. Since the approval of these rules into the SIP, the Palo Verde Valley/Blythe area has been added to the jurisdiction of the MDAQMD.

Response: While this comment was received after the close of the comment period, EPA believes it includes important information that should be considered in this rulemaking. EPA agrees with the MDAQMD comment that certain rules listed in the proposal were numbered incorrectly and will delete the rules as correctly numbered by the MDAQMD. The SCAQMD rules that pertain to the Palo Verde/Blythe area of Riverside County cannot be deleted in this final action because they were not proposed for deletion in the proposed rule published on July 25, 1996. EPA will evaluate these rules and determine if they can be deleted in a future action.

V. EPA Action

EPA has reviewed the rules previously incorporated into the American Samoa, Arizona, California, Hawaii, and Nevada SIPs and has determined that the rules were approved in error. These rules include administrative provisions regarding variances, hearing board procedures, and fee provisions. These rules were listed in Table 1 in the proposed rule. Therefore, EPA is deleting the rules from these SIPs under section 110(k)(6) of the Act, which gives EPA the authority to revise existing SIPs by removing rules without additional State submission to correct an error.

Nothing in this action should be construed as permitting or allowing or establishing a precedent for any future request for revision to any state implementation plan. Each request for revision to the state implementation plan shall be considered separately in light of specific technical, economic, and environmental factors and in relation to relevant statutory and regulatory requirements.

VI. Administrative Requirements

A. Executive Order 12866

This action has been classified as a Table 3 action for signature by the Regional Administrator under the procedures published in the **Federal Register** on January 19, 1989 (54 FR 2214–2225), as revised by a July 10, 1995 memorandum from Mary Nichols, Assistant Administrator for Air and Radiation. The Office of Management and Budget (OMB) has exempted this regulatory action from E.O. 12866 review.

B. Regulatory Flexibility Act

Under the Regulatory Flexibility Act, 5 U.S.C. 600 *et seq.*, EPA must prepare a regulatory flexibility analysis assessing the impact of any proposed or final rule on small entities. 5 U.S.C. 603 and 604. Alternatively, EPA may certify

that the rule will not have a significant impact on a substantial number of small entities. Small entities include small businesses, small not-for-profit enterprises, and government entities with jurisdiction over populations of less than 50,000.

SIP approvals under section 110 and subchapter I, part D of the Clean Air Act do not create any new requirements but simply approve requirements that the State is already imposing. Therefore, because the Federal SIP approval does not impose any new requirements, the Administrator certifies that it does not have a significant impact on any small entities affected. Moreover, due to the nature of the Federal-State relationship under the CAA, preparation of a flexibility analysis would constitute Federal inquiry into the economic reasonableness of state action. The Clean Air Act forbids EPA to base its actions concerning SIPs on such grounds. *Union Electric Co.* v. *U.S. EPA*, 427 U.S. 246, 255–66 (1976); 42 U.S.C. 7410(a)(2).

C. Unfunded Mandates

Under Section 202 of the Unfunded Mandates Reform Act of 1995 (''Unfunded Mandates Act''), signed into law on March 22, 1995, EPA must prepare a budgetary impact statement to accompany any proposed or final rule that includes a Federal mandate that may result in estimated costs to State, local, or tribal governments in the aggregate; or to private sector, of $100 million or more. Under section 205, EPA must select the most cost-effective and least burdensome alternative that achieves the objectives of the rule and is consistent with statutory requirements. Section 203 requires EPA to establish a plan for informing and advising any small governments that may be significantly or uniquely impacted by the rule.

EPA has determined that the approval action promulgated does not include a Federal mandate that may result in estimated costs of $100 million or more to either State, local, or tribal governments in the aggregate, or to the private sector. This Federal action approves pre-existing requirements under State or local law, and imposes no new Federal requirements. Accordingly, no additional costs to State, local, or tribal governments, or to the private sector, result from this action.

D. Submission to Congress and the General Accounting Office

Under 5 U.S.C. 801(a)(1)(A) of the Administrative Procedure Act (APA) as amended by the Small Business Regulatory Enforcement Fairness Act of 1996, EPA submitted a report containing this rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the General Accounting Office prior to publication of the rule in today's **Federal Register**. This rule is not a ''major'' as defined by 804(2) of the APA as amended.

E. Petitions for Judicial Review

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by August 26, 1997. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this rule for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Intergovernmental relations, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements, Volatile organic compounds.

Note: Incorporation by reference of the State Implementation Plan for the State of California was approved by the Director of the Federal Register on July 1, 1982.

Dated: June 15, 1997.

Felicia Marcus,

Regional Administrator.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401–7671q.

Subpart D—Arizona

2. Section 52.120 is amended by adding paragraphs (c)(3)(i), (c)(18)(i)(A), (c)(18)(iv)(A), (c)(38)(i)(C), (c)(50)(ii)(C), (c)(51)(i)(B), and (c)(52)(ii)(B) to read as follows:

§ 52.120 Identification of plan.

* * * * *

(c) * * *

(3) * * *

(i) Maricopa County Bureau of Air Pollution Control.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 60 to 67.

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(18) * * *

(i) * * *

(A) Previously approved on November 15, 1978 and now deleted without replacement Rules 12–7–2, 12–7–3, 12–7–5, and 12–7–6.

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(iv) * * *

(A) Previously approved on November 15, 1978 and now deleted without replacement Rules 7–1–4.1 to 7–1–4.2 and 7–1–5.1 to 7–1 5.6.

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(38) * * *

(i) * * *

(C) Previously approved on April 16, 1982 and now deleted without replacement Rules 141, 143 to 147, 702, and 711 to 714.

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(50) * * *

(ii) * * *

(C) Previously approved on June 18, 1982 and now deleted without replacement Statutes 36–781, 36–782, 36–784, 36–784.01 to 36–784.04, 36–785, 36–785.01, and 36–786 to 36–788.

* * * * *

(51) * * *

(i) * * *

(B) Previously approved on April 16, 1982 and now deleted without replacement Rule 142.

* * * * *

(52) * * *

(ii) * * *

(B) Previously approved on June 18, 1982 and now deleted without replacement Statutes 36–1709 to 36–1712, 36–1712.01 to 36–1712.04, 36–1713, 36–1713.01, and 36–1714 to 36–1716.

* * * * *

Subpart F—California

3. Section 52.220 is amended by adding paragraphs (b)(1) through (b)(3), (c)(6)(i)(B), (c)(6) (ii) through (xiv), (c)(21)(vi)(B), (c)(21)(ix)(C), (c)(21)(xiv)(B), (c)(24)(vi)(C), (c)(24)(vii)(D), (c)(24)(ix)(C), (c)(25)(i)(E), (c)(25)(ii)(D), (c)(25)(iv)(B), (c)(26)(iv)(C), (c)(26)(vii)(B), (c)(26)(viii)(C), (c)(26)(xvi)(D), (c)(26)(xvii) (B) and (C), (c)(27)(vii)(B), (c)(28)(iv)(B), (c)(30)(x)(B), (c)(31)(i)(F), (c)(31)(xiii)(B), (c)(31)(xviii)(D), (c)(32)(ii)(B), (c)(32)(iii)(E), (c)(32)(iv)(D), (c)(32)(iv)(E), (c)(35)(iii)(C), (c)(35)(v)(B), (c)(35)(vi)(C), (c)(35)(xii)(F), (c)(35)(xiii)(C), (c)(35)(xiv)(E), (c)(35)(xv)(E), (c)(35)(xvi)(C), (c)(35)(xvii)(D),

(c)(37)(iv)(D), (c)(37)(v)(C), (c)(39)(ii)(F), (c)(39)(iii)(F), (c)(39)(iv)(F), (c)(39)(vii)(C), (c)(39)(viii)(C), (c)(39)(ix)(B), (c)(39)(x)(B), (c)(41)(ii)(D), (c)(41)(ix)(C), (c)(41)(x) (B) and (C), (c)(41)(xii)(B), (c)(42)(i)(E), (c)(42)(iii)(C), (c)(42)(xiii)(D), (c)(42)(xiv)(C), (c)(44)(iv)(C), (c)(44)(v)(B), (c)(45)(iii)(B), (c)(50)(i)(B), (c)(50)(ii)(B), (c)(50)(iii)(B), (c)(50)(iv)(B), (c)(50)(v)(B), (c)(51)(i)(C), (c)(51)(iii)(B), (c)(51)(iv)(B), (c)(51)(v)(B), (c)(51)(vi)(B), (c)(51)(vii)(D), (c)(51)(viii) (D) and (E), (c)(51)(ix)(D), (c)(51)(xii)(C), (c)(51)(xiii)(B), (c)(51)(xv)(C), (c)(51)(xvi)(B), (c)(51)(xx)(B), (c)(52)(iv) (D) and (E), (c)(52)(ix)(C), (c)(52)(xi)(B), (c)(52)(xii)(B), (c)(52)(xv)(C), (c)(52)(xix)(C), (c)(54)(iii)(B), (c)(54)(iv)(D), (c)(58)(ii)(C), (c)(74)(i)(B), (c)(87)(vi)(B), (c)(88)(i)(D), (c)(89)(vi)(B), (c)(92)(ii)(D), (c)(93)(iv)(C), (c)(95)(v)(C), (c)(96)(iii)(B), (c)(98)(i)(D), (c)(101)(ii)(E), (c)(103)(ii)(D), (c)(103)(iv)(E), (c)(103)(vi)(B), (c)(103)(vii)(B), (c)(103)(viii)(B), (c)(103)(ix)(B), (c)(103)(x)(B), (c)(103)(xii)(C), (c)(103)(xiv)(B), (c)(103)(xvii)(B), (c)(103)(xviii)(B), (c)(124)(iii)(B), (c)(124)(v)(C), (c)(124)(vi)(C), (c)(124)(vii)(C), (c)(124)(viii)(C), (c)(124)(ix)(C), (c)(124)(x)(C), (c)(125)(iv)(B), (c)(125)(vi)(B), (c)(126)(i)(C), (c)(126)(iii)(C), (c)(126)(v)(C), (c)(127) introductory text, (c)(127)(iii)(B), (c)(127)(vi)(B), (c)(127)(vii)(D), (c)(137)(ii)(D), (c)(137)(iv)(C), (c)(137)(vii)(C), (c)(137)(viii)(B), (c)(138)(v)(D), (c)(140)(i)(C), (c)(153)(ii)(C), (c)(154)(i)(C), (c)(154)(iii)(C), (c)(159)(iii)(B), (c)(168)(i)(A)(*3*), (c)(168)(i)(E)(*3*), (c)(171)(i)(D)(*5*), and (c)(177)(i)(D)(*2*) to read as follows:

§ 52.220 Identification of plan.

* * * * *

(b) * * *

(1) Mendocino County APCD.

(i) Previously approved on May 31, 1972 and now deleted without replacement Parts XI, XII, and Part XIII.

(2) Placer County APCD.

(i) Previously approved on May 31, 1972 and now deleted without replacement Rule 42 (Mountain Counties Air Basin), Rules 40 and 42 (Lake Tahoe Air Basin).

(3) Tehama County APCD.

(i) Previously approved on May 31, 1972 and now deleted without replacement Rule 5.1.

* * * * *

(c) * * *

(6) * * *

(i) * * *

(B) Previously approved on September 22, 1972 and now deleted without replacement Rules 44, 75, 77 to 80, 82 to 84, and 86 to 91.

(ii) Calaveras County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rule 305.

(iii) Colusa County APCD.

(A)Previously approved on September 22, 1972 and now deleted without replacement Rules 3.1 and 5.1 to 5.17.

(iv) Fresno County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 501, 502, 504, 506, 508 to 512, 514, 516, and 517.

(v) Glenn County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 111, 113 to 117, 119 to 125, and 150.

(vi) Kern County APCD (including Southeast Desert).

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 502, 505 to 510, 512 to 515, and 517.

(vii) Kings County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 502 to 509, 511 to 517.

(viii) Lassen County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 1.5, 3.1 and 5.1 to 5.17.

(ix) Madera County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 507 to 510 and 512 to 517.

(x) Merced County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 502, 503, 506 to 510, and 512 to 517.

(xi) Modoc County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 1.5 and 4.1 to 4.17.

(xii) San Joaquin County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 502 and 506 to 509.

(xiii) Stanislaus County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 303, 304, 502, 505 to 510 and 512 to 517.

(xiv) Tulare County APCD.

(A) Previously approved on September 22, 1972 and now deleted without replacement Rules 303, 304, 501, 502, 506 to 514, and 516 to 518.

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(21) * * *

(vi) * * *

(B) Previously approved on May 11, 1977 and now deleted without replacement Rule 41.

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(ix) * * *

(C) Previously approved on August 22, 1977 and now deleted without replacement Rule 510.

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(xiv) * * *

(B) Previously approved on June 14, 1978 and now deleted without replacement Rules 4.4, 4.5, 5.2, 5.3, 5.5, 5.7 to 5.9, and 5.13 to 5.17.

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(24) * * *

(vi) * * *

(C) Previously approved on August 22, 1977 and now deleted without replacement Rules 4.2 to 4.4, 4.8 to 4.10, 4.15, and 4.23.

(vii) * * *

(D) Previously approved on August 22, 1977 and now deleted without replacement Rule 516 (including Southeast Desert).

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(ix) * * *

(C) Previously approved on June 14, 1978 and now deleted without replacement Rules 5.6 and 5.12.

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(25) * * *

(i) * * *

(E) Previously approved on August 22, 1977 and now deleted without replacement Rule 505.

(ii) * * *

(D) Previously approved on August 22, 1977 and now deleted without replacement Rules 504, 505, 510, 512 to 518, and 520.

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(iv) * * *

(B) Previously approved on August 22, 1977 and now deleted without replacement Rule 503 to 505, 515, and 519.

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(26) * * *

(iv) * * *

(C) Previously approved on May 11, 1977 and now deleted without replacement Rules 118 and 122.1 to 122.3.

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(vii) * * *

(B) Previously approved on August 22, 1977 and now deleted without replacement Rules 503, 507, 513, and 515.

(viii) * * *

(C) Previously approved on August 22, 1977 and now deleted without replacement Rules 601, 602, 604 to 609, 611 to 616, and 618.

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(xvi) * * *

(D) Previously approved on June 14, 1978 and now deleted without replacement Rules 705 to 709.

(xvii) * * *

(B) Previously approved on June 14, 1978 and now deleted without replacement Rules 701, 707, 711 to 714, and 716 (Mountain Counties Air Basin).

(C) Previously approved on June 14, 1978 and now deleted without replacement Rules 701, 705, 707, 711 to 714, and 716 (Lake Tahoe Air Basin).

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(27) * * *

(vii) * * *

(B) Previously approved on June 14, 1978 and now deleted without replacement Rules 701 to 703, 705 to 709, and 712 to 716.

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(28) * * *

(iv) * * *

(B) Previously approved on August 22, 1977 and now deleted without replacement Rules 701, 704 to 709, 711 to 714, and 716.

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(30) * * *

(x) * * *

(B) Previously approved on June 14, 1978 and now deleted without replacement Rules 501, 502, 506 to 509, 511 to 518, 801, 803 to 804, 807 to 811, 813 to 815, and 817.

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(31) * * *

(i) * * *

(F) Previously approved on June 6, 1977 and now deleted without replacement Rules 600 to 615 and 800 to 817.

(xiii) * * *

(B) Previously approved on August 15, 1977 and now deleted without replacement Rule 43.

* * * * *

(xviii) * * *

(D) Previously approved on January 24, 1978 and now deleted without replacement Rules 705 to 709 and 712 to 716.

* * * * *

(32) * * *

(ii) * * *

(B) Previously approved on August 22, 1977 and now deleted without replacement Rules 501, 404, and 511.

(iii) * * *

(E) Previously approved on June 14, 1978 and now deleted without replacement Rules 105, 501, and 504.

(iv) * * *

(D) Previously approved on June 14, 1978 and now deleted without replacement Rules 504, 505, 510, 802, 805, 806, 812, and 816.

(E) Previously approved on June 14, 1978 and now deleted without replacement.

(*1*) Los Angeles County APCD Rule 505.

(*2*) Riverside County APCD Rule 505.

(*3*) San Bernardino County APCD Rule 505.

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(35) * * *

(iii) * * *

(C) Previously approved on August 15, 1977 and now deleted without replacement Rules 115 to 119, 112, and 128 to 129.

(v) * * *

(B) Previously approved on October 4, 1977 and now deleted without replacement Rules 501.

(vi) * * *

(C) Previously approved on September 21, 1976 and now deleted without replacement Rules 105 and 305.

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(xii)* * *

(F) Previously approved on August 4, 1978 and now deleted without replacement Rules 801 to 817.

(xiii) * * *

(C) Previously approved on March 22, 1978 and now deleted without replacement Rules 105, 501, 504, and 511 (including Southeast Desert).

(xiv) * * *

(E) Previously approved on August 2, 1978 and now deleted without replacement Rules 340, 510, and 620 to 650.

(xv) * * *

(E) Previously approved on November 7, 1978 and now deleted without replacement rules 510, 620, 640, and 650.

(xvi) * * *

(C) Previously approved on August 16, 1978 and now deleted without replacement Rules 340, 510, 600, 610, 620, 630, 640, and 650.

(xvii) * * *

(D) Previously approved on August 2, 1978 and now deleted without replacement Rules 340, 510, and 620 to 650.

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(37) * * *

(iv) * * *

(D) Previously approved on August 4, 1978 and now deleted without replacement Rules 300, 800, 1600, 1601, 1610 to 1612, 1620, 1700 to 1701, 1710 to 1714, 1720 to 1725, 1730 to 1736, and Tables I to V.

(v) * * *

(C) Previously approved on December 6, 1979 and now deleted without replacement Rules 601 to 605, 700 to 704, and 705 to 716.

* * * * *

(39) * * *

(ii) * * *

(F) Previously approved on September 8, 1978 and now deleted without replacement Rules 503 to 508, 510 to 516, 518, and 801 to 817.

(iii) * * *

(F) Previously approved on September 8, 1978 and now deleted without replacement Rules 502 to 516, 518, and 801 to 817.

(iv) * * *

(F) Previously approved on September 8, 1978 and now deleted without replacement Rules 503 to 516, 518, and 801 to 817.

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(vii) * * *

(C) Previously approved on June 6, 1977 and now deleted without replacement Rules 600, 603 and 610.

(viii) * * *

(C) Previously approved on September 14, 1978 and now deleted without replacement Rules 601 to 602, 604 to 609, and 611.

(ix) * * *

(B) Previously approved on September 14, 1978 and now deleted without replacement Rules 602 to 605, 700, and 710.

(x) * * *

(B) Previously approved on September 14, 1978 and now deleted without replacement Rules 704, 710, and 711(A).

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(41) * * *

(ii) * * *

(D) Previously approved on August 31, 1978 and now deleted without replacement Rules 77, 85, and 96.

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(ix) * * *

(C) Previously approved on November 7, 1978 and now deleted without replacement Rules 700, 702, 703, 710, 715.

(x) * * *

(B) Previously approved on November 15, 1978 and now deleted without replacement Rules 703, 704, 708 to 710, and 715 (Mountain Counties Air Basin).

(C) Previously approved on November 15, 1978 and now deleted without replacement Rules 603 to 605, 702 to 704, 706, 708 to 710, and 715 (Lake Tahoe Air Basin).

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(xii) * * *

(B) Previously approved on November 14, 1978 and now deleted without replacement Rules 4.5 and 4.6.

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(42) * * *

(i) * * *

(E) Previously approved on August 11, 1978 and now deleted without

replacement Rules 501 to 512 and 514 to 516.

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(iii) * * *

(C) Previously approved on August 4, 1978 and now deleted without replacement Rules 105 and 501.

* * * * *

(xiii) * * *

(D) Previously approved on December 21, 1978 and now deleted without replacement Rules 501, 502, and 509.

(xiv) * * *

(C) Previously approved on December 21, 1978 and now deleted without replacement Rule 501.

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(44) * * *

(iv) * * *

(C) Previously approved on January 29, 1979 and now deleted without replacement Rule 5.1, 5.10 and 5.11.

(v) * * *

(B) Previously approved on March 28, 1979 and now deleted without replacement Rule 503.

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(45) * * *

(iii) * * *

(B) Previously approved on July 30, 1979 and now deleted without replacement Rules 76 and 97.

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(50) * * *

(i) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 615.

(ii) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 615.

(iii) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 615.

(iv) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 615.

(v) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rules 320 and 615.

(51) * * *

(i) * * *

(C) Previously approved on August 11, 1980 and now deleted without replacement Rule 503 (including Southeast Desert).

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(iii) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 320.

(iv) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 320.

(v) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 320.

(vi) * * *

(B) Previously approved on October 31, 1980 and now deleted without replacement Rule 320.

(vii) * * *

(D) Previously approved on September 28, 1981 and now deleted without replacement Rules 95 and 98.

(viii) * * *

(D) Previously approved on December 9, 1981 and now deleted without replacement Rules 301, 303 to 311, and 511.

(E) Previously approved on June 18, 1982 and now deleted without replacement Rule 302.

(ix) * * *

(D) Previously approved on June 18, 1982 and now deleted without replacement Rule 519.

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(xii) * * *

(C) Previously approved on January 27, 1981 and now deleted without replacement Rule 501.1.

(xiii) * * *

(B) Previously approved on May 18, 1981 and now deleted without replacement Rules 210 to 211, 501 to 504, 506 to 512, 514 to 516, and 518.

(xv) * * *

(C) Previously approved on May 18, 1981 and now deleted without replacement Rule 404, 602, and 603.

(xvi) * * *

(B) Previously approved on January 26, 1982 and now deleted without replacement Rule 71.

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(xx) * * *

(B) Previously approved on June 18, 1982 and now deleted without replacement Rules 40, 110 to 114, 120 to 121, 123 to 126, and 130.

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(52) * * *

(iv) * * *

(D) Previously approved on October 9, 1981 and now deleted without replacement Rule 302.

(E) Previously approved on June 18, 1982 and now deleted without replacement Rule 519.

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(ix) * * *

(C) Previously approved on December 9, 1981 and now deleted without replacement Rules 301 and 302.

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(xi) * * *

(B) Previously approved on May 18, 1981 and now deleted without replacement Rules 605, 700 to 704, and 710 to 711.

(xii) * * *

(B) Previously approved on May 18, 1981 and now deleted without replacement Rule 404.

(xv) * * *

(C) Previously approved on December 9, 1981 and now deleted without replacement Rule 305.

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(xix) * * *

(C) Previously approved on January 26, 1982 and now deleted without replacement Rule 4.3.

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(54) * * *

(iii) * * *

(B) Previously approved on May 18, 1981 and now deleted without replacement Rules 303 and 304.

(iv) * * *

(D) Previously approved on January 26, 1982 and now deleted without replacement Rule 5.4.

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(58) * * *

(ii) * * *

(C) Previously approved on September 28, 1981 and now deleted without replacement Rule 501.1.

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(74) * * *

(i) * * *

(B) Previously approved on January 27, 1981 and now deleted without replacement Rule 517.

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(87) * * *

(vi) * * *

(B) Previously approved on June 18, 1982 and now deleted without replacement Rule 74.

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(88) * * *

(i) * * *

(D) Previously approved on December 9, 1981 and now deleted without replacement Rule 305.

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(89) * * *

(vi) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rule 301 and Table VI.

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(92) * * *

(ii) * * *

(D) Previously approved and now deleted without replacement Rules 601 and 702.

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(93) * * *

(iv) * * *

(C) Previously approved on April 23, 1982 and now deleted without replacement Rule 522.

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(95) * * *

(v) * * *

(C) Previously approved on June 18, 1982 and now deleted without replacement Rule 301.

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(96) * * *

(iii) * * *

(B) Previously approved on January 26, 1982 and now deleted without replacement Rules 110 and 112.

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(98) * * *

(i) * * *

(D) Previously approved on April 12, 1982 and now deleted without replacement Rules 5.0 to 5.17, 5.19, 6.0 to 6.7, and 7.0 to 7.2.

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(101) * * *

(ii) * * *

(E) Previously approved on July 6, 1982 and now deleted without replacement Rule 305 (including Southeast Desert).

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(103) * * *

(ii) * * *

(D) Previously approved on July 6, 1982 and now deleted without replacement Rule 42.

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(iv) * * *

(E) Previously approved on June 18, 1982 and now deleted without replacement Rule 42.

(vi) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rules 300 and 310.

(vii) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rules 300 and 310.

(viii) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rules 300 and 310.

(ix) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rules 300 and 310.

(x) * * *

(B) Previously approved on April 13, 1982 and now deleted without replacement Rules 300 and 310.

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(xii) * * *

(C) Previously approved on June 18, 1982 and now deleted without replacement Rule 301.

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(xiv) * * *

(B) Previously approved on May 27, 1982 and now deleted without replacement Rule 305.

(xvii) * * *

(B) Previously approved on May 27, 1982 and now deleted without replacement Rule 516.

(xviii) * * *

(B) Previously approved on July 6, 1982 and now deleted without replacement Rule 504.1.

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(124) * * *

(iii) * * *

(B) Previously approved on November 10, 1982 and now deleted without replacement Rules 503 and 521.

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(v) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rule 503.

(vi) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rules 616 and 618.

(vii) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rules 616 and 618.

(viii) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rules 616 and 618.

(ix) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rules 616 and 618.

(x) * * *

(C) Previously approved on November 10, 1982 and now deleted without replacement Rules 616 and 618.

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(125) * * *

(iv) * * *

(B) Previously approved on November 10, 1982 and now deleted without replacement Rule 4.4.

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(vi) * * *

(B) Previously approved on November 10, 1982 and now deleted without replacement Rules 4.1 and 4.2.

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(126) * * *

(i) * * *

(C) Previously approved on June 1, 1983 and now deleted without replacement Rule 70.

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(iii) * * *

(C) Previously approved on June 18, 1982 and now deleted without replacement Rule 302.

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(v) * * *

(C) Previously approved on June 1, 1983 and now deleted without replacement Rule 519.

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(127) Revised regulations for the following APCDs submitted on February 3, 1983 by the Governor's designee.

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(iii) * * *

(B) Previously approved on November 18, 1983 and now deleted without replacement Rule 350.

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(vi) * * *

(B) Previously approved on November 18, 1983 and now deleted without replacement Rule 302.

(vii) * * *

(D) Previously approved on November 18, 1983 and now deleted without replacement Rule 303.

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(137) * * *

(ii) * * *

(D) Previously approved on February 1, 1984 and now deleted without replacement Rules 305 and 519.

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(iv) * * *

(C) Previously approved on February 1, 1984 and now deleted without replacement Rule 40.

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(vii) * * *

(C) Previously approved on February 1, 1984 and now deleted without replacement Rule 502.

(viii) * * *

(B) Previously approved on February 1, 1984 and now deleted without replacement Rule 41.

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(138) * * *

(v) * * *

(D) Previously approved on November 18, 1983 and now deleted without replacement Rules 305 and 502 to 503.

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(140) * * *

(i) * * *

(C) Previously approved on May 3, 1984 and now deleted without replacement Rule 3–301.

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(153) * * *

(ii) * * *

(C) Previously approved on December 5, 1984 and now deleted without replacement Rules 600 and 610.

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(154) * * *

(i) * * *

(C) Previously approved on December 5, 1984 and now deleted without replacement Rules 600 and 610.

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(iii) * * *

(C) Previously approved on December 5, 1984 and now deleted without replacement Rules 601 and 602.

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(159) * * *

(iii) * * *

(B) Previously approved on July 13, 1987 and now deleted without

replacement Rules 600 to 617 and 800 to 816.

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(168) * * *

(i) * * *

(A) * * *

(*3*) Previously approved on February 3, 1987 and now deleted without replacement Rules 601 to 618, 620 to 621, and 801 to 802.

(E) * * *

(*3*) Previously approved on February 3, 1987 and now deleted without replacement Rules 5.2 to 5.3, 5.6 to 5.9, 5.11 to 5.12, 5.13, 5.15 to 5.18, and 5.20 to 5.23.

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(171) * * *

(i) * * *

(D) * * *

(*5*) Previously approved on April 12, 1989 and now deleted without replacement Rule 4.1.

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(177) * * *

(i) * * *

(D) * * *

(*2*) Previously approved on April 16, 1991 and now deleted without replacement Rules 106, 501, 504 to 506, and 519.

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Subpart M—Hawaii

4. Section 52.620 is amended by adding paragraphs (b)(1) and (c)(16)(i)(B) and revising paragraphs (c)(10) and (c)(14) to read as follows:

§ 52.620 Identification of plan.

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(b) * * *

(1) Previously approved on May 31, 1972 and now deleted without replacement Chapter 43, Section 7.

(c) * * *

(10) Previously approved on April 23, 1979 and now deleted without replacement: A variance to the Hawaii Public Health Regulations, Chapter 43, Section 7 (b)(5) submitted on September 12, 1978, by the Governor.

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(14) Previously approved on September 30, 1982 and now deleted without replacement: A variance of the Hawaii Public Health Regulations, Chapter 43, Section 8 (b)(1) submitted on April 6, 1982, by the Governor.

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(16) * * *

(i) * * *

(B) Previously approved on August 18, 1983 and now deleted without replacement Section 11–60–36.

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Subpart DD—Nevada

5. Section 52.1470 is amended by adding paragraphs (b)(1), (c)(14)(ii)(A), (c)(16)(viii)(A), and (c)(24)(iv)(A) to read as follows:

§ 52.1470 Identification of plan.

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(b) * * *

(1) Previously approved on May 31, 1972 and now deleted without replacement Rules 2.8 and 2.11.

(c) * * *

(14) * * *

(i) * * *

(ii) * * *

(A) Previously approved on July 10, 1980 and now deleted without replacement Statutes 445.506, 445.511, 445.516, and 445.521.

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(16) * * *

(viii) * * *

(A) Previously approved on August 27,1981 and now deleted without replacement Section 9, Rules 9.2 to 9.3.

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(24) * * *

(iv) * * *

(A) Previously approved on June 18, 1982 and now deleted without replacement Section 7, Rules 7.1 to 7.19 and Section 9, Rule 9.1.

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Subpart DDD—American Samoa

6. Section 52.2820 is amended by adding the following paragraph (b)(1) to read as follows:

§ 52.2820 Identification of plan.

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(b) * * *

(1) Previously approved on May 31, 1972 and now deleted without replacement Chapter 35.01, Section 35.0113 of the Environmental Quality Act.

[FR Doc. 97–16650 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–U

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Chapter I

[General Docket No 96–113; FCC 97–164]

Section 257 Proceeding To Identify and Eliminate Market Entry Barriers for Small Businesses

AGENCY: Federal Communications Commission.

ACTION: Policy statement.

SUMMARY: The attached Report summarizes the Commission's implementation of Section 257 of the Telecommunications Act of 1996 (1996 Act), which requires the Commission to identify and eliminate market entry barriers for entrepreneurs and small businesses in the provision and ownership of telecommunications services and information services or in the provision of parts or services to providers of telecommunications services or information services. The Report addresses issues raised by the more than 80 entities that filed comments, describes the Commission's policies to foster small business opportunities in the telecommunications industry, and explains agency-wide small business initiatives that the Commission has undertaken since enactment of the 1996 Act, as well as steps that the Commission intends to take in the future. The Report also describes the Commission's comprehensive study of the participation of small businesses and businesses owned by women or minorities in the telecommunications market. Through this Report the Commission reaffirms its commitment to achieving the policy goals of Section 257; to eliminate market entry barriers for small communications businesses.

ADDRESSES: The complete text of this report is available for inspection and copying during normal business hours in the FCC Reference Center (room 239), 1919 M Street, N.W., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Office of General Counsel: Linda L. Haller or Sheryl Wilkerson, at (202) 418–1720. Office of Communications Business Opportunities: Catherine K. Sandoval or Vivian Keller, at (202) 418–0990.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report which was adopted on May 8, 1997 and released on May 8, 1997. The complete text of this report also can be obtained on-line at the FCC's Internet Home Page at www.fcc.gov., and may be purchased from the Commission's copy contractor, International Transcription Service (202) 857–3800, 2100 M Street, N.W., Suite 140, Washington, D.C. 20037.

I. Introduction and Statement of Policy

1. Section 257 of the Telecommunications Act of 1996 (Telecommunications Act or 1996 Act) [1] requires the Commission to identify and eliminate ''market entry barriers for entrepreneurs and other small businesses in the provision and ownership of telecommunications

[1] Telecommunications Act of 1996, Pub. L. No. 104–104, 110 Stat. 56 (1996), Section 257.

services and information services, or in the provision of parts or services to providers of telecommunications services and information services.'' [2] In carrying out this mandate, the Commission must ''promote the policies and purposes of this Act favoring diversity of media voices, vigorous economic competition, technological advancement, and promotion of the public interest, convenience and necessity.'' [3]

2. This Report summarizes the Commission's implementation of Section 257, describes our strong commitment to continue to achieve its statutory goals, and outlines steps we plan to take in the future. Many of the measures described below occurred apart from this Report in other Commission proceedings or through agency access and outreach endeavors, in which the Commission integrated the mandate and policy goals of Section 257.

3. The Report also demonstrates our commitment to achieving the policy goals of Section 257(b). As described below, the Commission has taken a variety of measures to fulfill the four national policy objectives set forth in Section 257(b). First, with respect to ''vigorous economic competition,'' we have defined the term ''market entry barrier'' in a manner that facilitates entry by small businesses yet avoids unwarranted regulatory intervention that could distort a competitive marketplace.

4. Second, to promote ''technological advancement,'' the Commission has taken steps to eliminate outdated, unnecessary, or burdensome requirements and procedures. We have undertaken substantial efforts to disseminate information to small entities and entrepreneurs about Commission processes and communications opportunities, and to increase access to Commission decisionmakers. We also have made additional spectrum available which in turn should spur technological advancement. Third, we will continue to consider the policy favoring ''diversity of media voices,'' in our review of broadcast ownership rules and in other appropriate contexts, as well as in our further evaluation of issues relating to small businesses owned by women or minorities. Finally, we anticipate that our Section 257 actions thus far, combined with our ongoing commitment to enhance opportunities for small businesses, will promote the fourth policy goal of serving the ''public interest, convenience, and necessity'' by expediting entry in the telecommunications market, encouraging development of new, innovative communications services, facilitating the availability of services in various geographic markets, and contributing to a vibrant, competitive telecommunications marketplace.

5. This Report also reflects our independent recognition of the crucial role that small businesses play in the U.S. economy. Small businesses contribute 47% of all sales in the United States, are responsible for 50% of the private gross domestic product, employ 53% of the private workforce, and produced an estimated 75% of the 2.5 million new jobs created during 1995. Small businesses also produce more than twice the number of innovations per employee as large firms. In addition, while only 3% of the employees in large enterprises work in research and development, 19% of the employees in comparable small enterprises with intellectual property work in research and development. Despite their important role, small businesses represent only a small portion of the businesses in telecommunications.

6. We initiated an omnibus Section 257 proceeding in May 1996 by adopting a Notice of Inquiry. Section 257 Proceeding to Identify and Eliminate Market Entry Barriers for Small Businesses, 11 FCC Rcd 6280 (1996), in FCC 96–216, 61 FR 33066, June 26, 1996 (Market Entry Barriers Notice of Inquiry). We asked how to define small businesses, requested profile data about the characteristics of small telecommunications businesses, inquired about market entry barriers for small businesses generally, and asked whether small businesses owned by minorities or women face unique market entry barriers. Over 80 entities filed comments.[4] The commenters represent every sector of the telecommunications market and include individual entrepreneurs, small businesses, large communications companies, associations, federal and state government representatives, telecommunications policy groups, women's organizations, and minority interests. Many of the parties' recommendations concern other ongoing Commission rulemakings, and therefore, must be addressed and resolved under the timeframes and in the context of the records in those separate proceedings.

7. As described in this Report, some of our key measures implementing Section 257 to date are: deciding to use service-specific definitions of small businesses, rather than adopting a general definition; planning new initiatives that will better enable small businesses to file comments and participate in Commission proceedings; requiring the Bureaus and Offices to ensure that our rulemaking processes enable meaningful comment on Commission proposals and their impact on small businesses; instituting rulemaking proceedings so as to ensure effective and prompt enforcement of the Communications Act and our rules; reducing information filing and other burdens that create obstacles to entry for small businesses; ensuring that the Commission fully considers the interests of small carriers in proceedings to determine funding mechanisms for universal service support; adopting licensing incentives to facilitate small business participation in spectrum auctions; adopting and proposing policies that permit geographic partitioning and spectrum disaggregation in various wireless communications services; adopting spectrum initiatives to encourage technological innovation by equipment manufacturers and others; speeding resolution of complaints; sponsoring conferences on telecommunications services and financing options; increasing public access to the Commission through technology by creating sites on the World Wide Web and establishing the National Call Center; and making continued efforts to ensure that the Telecommunications Development Fund (TDF or Fund) becomes an effective vehicle for removing financial obstacles to entry.

8. As this Report demonstrates, we shall give careful consideration to the commenters' recommendations as we proceed to vigorously pursue the statutory objective of eliminating obstacles to entry and thereby to ensure a vibrant and strong telecommunications marketplace.

9. This Report focuses primarily on initiatives that relate to small businesses generally. Prior to taking any action specifically oriented to small businesses owned by women or minorities, we must fully evaluate the Section 257 record according to the constitutional requirements that govern action by the federal government based on race (strict scrutiny) or gender (intermediate scrutiny). As part of this evaluation, we are conducting a comprehensive study of the participation of small businesses and businesses owned by women and minorities in the telecommunications market.

[2] 47 U.S.C. 257(a).

[3] 47 U.S.C. 257(b).

[4] See Appendix A.

II. General Market Entry Barriers

A. Definitions and Characteristics

1. Definition of ''Market Entry Barrier''

10. In the Market Barriers Notice of Inquiry, we observed that ''market entry barriers'' could include:

> obstacles that deter individuals from forming small businesses, barriers that impede entry into the telecommunications market by existing small businesses, and obstacles that small telecommunications businesses face in providing service or expanding within the telecommunications industry * * *[5]

In their comments, parties discussed various kinds of obstacles and impediments that are currently faced by small telecommunications businesses. In this Report, we discuss these obstacles and impediments without deciding whether they qualify as ''market entry barriers.'' It is important to note that not all impediments to small business participation in the telecommunications industry qualify as ''market entry barriers'' relevant to Section 257(a). We also describe several other Commission initiatives to encourage small business participation in the telecommunications industry. In this regard, we believe that this Report goes beyond what Section 257(a) requires.

11. America's Carriers Telecommunications Association requests that the Commission construe ''market entry barrier'' in a commercially effective manner so as to ''create a competitive environment which permits small business'' ability to expand their market presence once entry has been achieved.'' The Small Business Administration notes that Section 257 ''does not define or limit'' the term ''market entry barrier'' and recommends that the Commission construe the term ''as aggressively as possible.'' Telecommunications Resellers Association claims that the market ''is an effective regulator only if market forces are adequate to discipline the behavior of all market participants; if one or more such participants retains vestiges of market power, regulatory intervention is essential to protect the public interest.'' It argues further that ''[r]egulatory intervention, therefore, continues to be necessary to ensure opportunities for small resale carriers in markets that are still dominated by much larger providers * * * [and that] [s]uch action could be deregulatory, but it also could require regulatory measures.''

12. AT&T opposes our original construction of ''market entry barrier,'' stating that the 1996 Act did not intend the Section 257 proceeding ''to carve out certain market niches as the preserve of small companies, or to subsidize their competition against larger entities.'' AT&T points out that barriers to small firm entry may simply result from the fundamental structure of a given market—for example, a market where there may be efficiencies due to economies of scale, or where a large up-front investment is required to begin operations.

13. From a public policy perspective, and consistent with the ''pro-competitive, de regulatory national policy framework'' established by Congress in the 1996 Act, we do not regard all impediments or obstacles to small business entry to necessarily be ''market entry barriers'' that require governmental intervention under Section 257. Instead, we believe that the term ''market entry barrier'' as used in Section 257(a) is primarily intended to encompass those impediments to entry within the Commission's jurisdiction that justify regulatory intervention because they so significantly distort the operation of the market and harm consumer welfare. Removing these impediments will, in our opinion, facilitate the entry or expansion of small businesses into telecommunications markets as required by Section 257(a) and also fulfill the national policy goals articulated in Section 257(b).

14. It is not our objective to make viable small business entry into every sector of the telecommunications and information services industries because there may be legitimate efficiency reasons that favor large-scale operation. Finally, our construction of the term ''market entry barrier'' does not in any way limit our broad obligation under Section 253 of the Act to preempt state or local legal requirements that ''may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service.''[6]

2. Definition of ''Small Business''

15. In the Market Entry Barriers Notice of Inquiry, we requested comment on how small businesses should be defined under Section 257. Specifically, we asked whether we should define the term by the number of employees, gross revenues, net revenues, assets or any other factors. In addition, we asked whether we should adopt a general size standard or a specific standard for particular services. We also sought comment on whether we should use other factors such as minimum capital requirements, debt/equity ratios, cash flow, net worth or other indicia of a business' ability to enter and compete in the marketplace.

16. The Commission historically has used a number of different size standards to define small businesses, depending on the particular communications service. The Commission has used size standards as a basis for analyzing the impact of its rules on small business entities pursuant to the Regulatory Flexibility Act.

17. Those parties commenting on the issue of whether we should adopt a general size standard or specific standards for particular services seem to prefer the latter approach. The Small Business Administration argues that the size standards already in place for all types of small telecommunications carriers have served small businesses well and the Commission has not explained why they should be jettisoned for purposes of this proceeding. The Small Business Administration also notes that it would be virtually impossible to develop a single definition of small businesses given the diversity inherent in the telecommunications industry. It argues that a single definition would be contrary to the intent of the Small Business Act, which specifies that the Administrator is to make a detailed definition and that definitions shall vary from industry to industry to the extent necessary to reflect differing characteristics of such industries. Similarly, America's Carriers Telecommunications Association suggests that the Commission fashion policy on the basis of identifiable spheres of services being offered.

18. We agree with those commenters who suggest that the Commission should not adopt a small business definition based on a general size standard. The comments demonstrate that each service has its own characteristics.

19. In light of this, we believe that the better approach would be to adopt specific size standards for individual services in proceedings implementing Section 257 incentives. We note that our decision here is consistent with our current approach to adopting small business definitions in the competitive bidding context.

20. Finally, several parties commented on the small business definitions adopted by the Commission

[5] Market Barriers Notice of Inquiry, FCC Rcd 6280, 6283 (1996), in FCC 96–216, 61 FR 33066, June 26, 1996. We also stated that discrimination could be a market entry barrier as well. Id. at 6305–6306. See also infra ¶¶ 210–225 (addresses unique obstacles facing small telecommunications businesses owned by women or minorities).

[6] 47 U.S.C. § 253(a).

for specific services in other contexts and proposed alternative definitions for purposes of Section 257. As we are not now adopting a generic small business definition for purposes of Section 257, we find it unnecessary to address those comments in this report.

3. Characteristics of Small Telecommunications Businesses

21. In the Market Entry Barriers Notice of Inquiry, we requested profile data about small telecommunications businesses, including their financing sources, types of services provided, markets served, geographic areas of operation, and information concerning their employee workforces.[7] We received much general information about the nature of small telecommunications businesses, as well as specific profile information on a number of services, including Specialized Mobile Radio (SMR) services, cable television services, and wireless resale services.

22. A number of commenters point out that, in contrast to small businesses in some other industries, small businesses in the telecommunications industry typically are start-up companies that require a significant amount of equity capital or a combination of debt and equity. In addition, Small Business in Telecommunications notes that due to insufficient capitalization, small telecommunications businesses tend to engage in localized operations, serving only a portion of a larger market. Small Business in Telecommunications also notes that unlike large companies, small businesses do not have the capital resources to spread costs over an extended period. Thus, they need to earn a profit in a shorter period of time.

B. Financial Impediments

1. The Record

23. Many parties have identified access to capital as a primary market entry obstacle for small businesses. Commenters assert that traditional sources of capital for small businesses are insufficient for today's entry costs. The record also is replete with comments that small businesses must assume great risks and make personal capital contributions to finance their companies.

24. Some parties suggest ways for the Commission to address financial impediments. One party suggests that the FCC should encourage lenders to provide non-personally guaranteed funds to small carriers under the same terms and conditions provided to larger carriers. Another commenter contends that the FCC must recognize that gaining access to a spectrum license itself is not enough—the availability and cost of financing is critical to the success of PCS entrepreneurs.

25. Many parties address the Telecommunications Development Fund as a source of financing and provide recommendations on how it should be administered.

2. Commission Measures

26. The record shows that financial obstacles create substantial impediments to small business entry in the telecommunications market. We recognize that the telecommunications industry is generally capital intensive and that substantial financial resources are necessary for successful participation in most telecommunications sectors. The Commission is limited, however, in its authority—and concomitant ability—to remove financial impediments and obstacles. The FCC has no statutory jurisdiction over the financial industry. Thus, we cannot directly require banks, lenders, investors, or any other entity to finance small businesses, or any sized business, in the telecommunications industry.

27. The Commission, however, has taken measures to enhance access to capital for small businesses in the auctions process. Pursuant to Section 309(j) of the Communications Act, the Commission has taken steps to promote capital access for small businesses, businesses owned by minorities or women, and rural telecommunications businesses in the provision of certain spectrum-based services. These mechanisms facilitate access to capital by making the license costs more affordable for small businesses.

28. Additionally, Congress created the Telecommunications Development Fund and provided the Commission with a statutory role in its operation. As provided in Section 707 of the Telecommunications Act, the Fund's mission is to promote access to capital for small businesses in the telecommunications industry, stimulate development of new technology, promote employment and training, and support universal service and the delivery of telecommunications services to underserved areas. TDF is funded primarily by the interest earned on certain deposits for spectrum auctions, and is authorized to make loans and extend credit to small businesses.

29. On November 20, 1996, the FCC Chairman appointed the full TDF board of directors.[8] Pursuant to the statute, the board is in the process of establishing general policies that will govern the overall structure and operation of the Fund. TDF, a non-profit corporation, is authorized to make loans, investments, or other extensions of credit to small businesses; to provide financial advice to small businesses; and to prepare research studies, financial analyses, or other services consistent with the purposes of the Fund. The Board is currently in the process of creating a sustainable source of capital for small communications businesses and is investigating means to leverage the more than $20.3 million in initial capitalization it has received to date from auction upfront payments in order to create a larger pool for small communications business loans and equity investments.

30. The full TDF board is finalizing its review of market opportunities where TDF could direct its resources. TDF is commencing a search for a fund manager. The board also is working to develop TDF's structure to provide loans, equity investments and technical assistance.

C. General Regulatory Obstacles

31. Many of the market entry impediments identified by the commenting parties concerned general regulatory issues, and in particular, difficulties in obtaining access to the Commission itself, participating in Commission proceedings, and in obtaining information about new services. The Commission already has taken several steps to eliminate many of these obstacles.

1. Access to Commission Decisionmakers

32. Several parties point out that, unlike large companies and associations, small businesses often do not have the time or resources to meet with Commission staff or participate in Commission proceedings. Others note that many small businesses historically have had little representation before the

[7] Market Entry Barriers Notice of Inquiry, FCC Rcd 6280, 6298 (1996), in FCC 96–216, 61 FR 33066, June 26, 1996.

[8] FCC Public Notice, Public Sector Board Members Appointed to the Telecommunications Development Board (released Nov. 20, 1996). The TDF Board members are: Interim Chairperson, Solomon D. Trujillo, President and Chief Executive Officer, U.S. West Communications Group; Richard L. Fields, Managing Director of Allen & Company Incorporated; Thomas A. Hart, Jr., Partner, Ginsburg, Feldman & Bress; Debra L. Lee, President and Chief Operating Officer of BET Holdings, Inc. (Black Entertainment Television), Ginger Ehn Lew, Deputy Administrator, Small Business Administration; Kirsten S. Moy, Director, Community Development Financial Institutions (CDFI) Fund, Department of Treasury; and William E. Kennard, General Counsel, Federal Communications Commission.

Commission and as a consequence, small businesses are frequently viewed as outsiders in the telecommunications industry.

33. At the outset, we note that particular measures, both legislative and regulatory, have been created to ensure that the interests of small businesses are appropriately taken into account by federal agencies. At the legislative level are the Regulatory Flexibility Act (RFA),[9] and, most recently, the Small Business Regulatory Enforcement Fairness Act (SBREFA), which Congress enacted as part of the Contract with America Advancement Act of 1996 (CWAAA), that strengthens and broadens the existing mandate under the RFA.

34. For example, the 1996 amendments to the RFA now provide for judicial review and include expanded authority for the Chief Counsel for Advocacy of the Small Business Administration to file *amicus curiae* briefs in court proceedings on the question of whether an agency properly complied with the RFA.

35. Other provisions of the new law expand on these efforts, e.g., Section 212 requires federal agencies to publish easily understood ''small entity compliance guides'' to assist businesses in complying with all regulations for which a final regulatory flexibility analysis is required. Section 213 requires federal agencies to establish within one year of enactment a program to answer inquiries of small entities seeking information on and advice about regulatory compliance, and Section 222 creates a Small Business and Agriculture Regulatory Enforcement Ombudsman within the Small Business Administration to give small businesses a confidential means to comment on agency enforcement activities.

36. In response to these requirements, the Commission is developing compliance guides to assist small entities. Small entities can call the FCC for informal guidance on compliance questions. Small entities and other businesses may also call the FCC's National Call Center toll free at 1–888–Call-FCC to receive fact sheets and answers to routine questions. The Call Center will direct callers to the appropriate Bureau or Office staff for more detailed questions.

37. The Commission's Office of Communications Business Opportunities specifically addresses small business concerns. The Commission is mindful of the financial and other difficulties that many small businesses face and of the limited resources that are available to them. As such, OCBO's primary mission is to promote opportunities for small business participation in the communications industry in order to increase competition, encourage innovation, increase employment opportunities, improve services to all communities, and increase the diversity of voices and viewpoints over the public airwaves. OCBO serves as the principal small business policy advisor to the Commissioners and is the Commission's primary resource for implementing SBREFA.

38. OCBO also engages in extensive outreach and research. It provides information to the public, industry, trade organizations, and public interest organizations on the participation of small businesses, minorities, and women in various communications services. OCBO also organizes and participates in numerous conferences throughout the country designed to increase small business participation in the telecommunications industry and the regulatory process.

39. We also wish to emphasize that any interested party may file or participate in Commission proceedings and file comments before the Commission. To assist them, the Commission has published several Fact Sheets describing how to participate in Commission proceedings. As a matter of general policy, we believe it is imperative to solicit the advice and perspectives of all interested parties, including small businesses. We have sought to do so by reaching out to groups who do not ordinarily visit the Commission or participate in its proceedings.

40. In addition, last year, the Commission adopted a Notice of Inquiry seeking suggestions from all interested parties on how best to streamline its processes and improve its delivery of services.[10] The responses ranged from proposals for major policy initiatives to suggestions for minor adjustments in the way we do business. The Commission has released a report summarizing its efforts to date to improve internal processes and to improve Commission operations.[11]

41. Another vehicle the Commission has used to assist small businesses in the Commission's processes is the use of seminars. One of the first seminars the Commission held following passage of the 1996 Act was designed to help individuals participate in the Commission process.[12] This forum provided the general public with instruction on how to get information from the FCC, how to track specific issues, how to file comments, and how to understand FCC terminology. The Commission also held two seminars about its World Wide Web site[13] and has participated in numerous other communications conferences for small businesses and minorities.

42. The Commission will consider the recommendations developed in this proceeding as it plans future public seminars. We will encourage bureaus and offices, to sponsor, on a regular basis, seminars on issues of importance to small businesses, including emerging technologies, spectrum opportunities, and financing of communications services. We also will encourage regional and local conferences, which are particularly valuable in reaching small businesses that are not able to attend conferences in Washington, D.C.

43. The Commission also has initiated an electronic comment filing effort which will make it easier for small businesses and organizations to file comments and review comments filed by others. On April 3, 1997, we adopted an Electronic Filing Notice of Proposed Rulemaking, FCC 96–113, 62 FR 19247, April 21, 1997, which proposes the necessary rule changes for implementing the electronic filing system and invites comment on implementation questions. In proceedings where comments have been filed on diskettes, the public is able to view those comments online as long as they can access the World Wide Web site. A contract has been awarded to develop a new database system to receive, process, and make available comments in electronic form.

44. Further, all Commission Offices and Bureaus are now accessible through the Commission's Internet site.[14] Each office has an e-mail address and personalized Web page with information about the office and where to direct inquiries. In addition, texts of Commission actions, including notices of proposed rulemaking, orders, public notices, press releases, and speeches are now available on the Internet. The Commission also has created a general FCC mailbox entitled ''fccinfo'' for

[9] Pub.L. No. 96–354, 94 Stat. 1164 (1980).

[10] In the Matter of Improving Commission Processes, Notice of Inquiry, 11 FCC Rcd 14006 (1996) (Commission Processes Notice of Inquiry).

[11] Report to the Commission, Office of Plans and Policy, In the Matter of Improving Commission Processes: FCC Notice of Inquiry PP 96–17, July 25, 1996.

[12] See FCC News Release, Learn Your NOIs: FCC Open Forum on How to Participate in the FCC Process (released May 2, 1996).

[13] These fora, titled How to Find FCC Information on the Internet, were held on June 24, 1996 and October 22, 1996.

[14] The URL address for the FCC home page is http://www.fcc.gov.

electronic mail to the FCC.[15] In addition, as described above, the public may utilize the FCC's National Call Center.

45. We believe that all of the initiatives described above will significantly enhance the ability of small businesses to make their perceived barriers known to the Commission and its decisionmakers. We also shall continue to be sensitive to the special needs of small businesses in this regard and to look for new ways to enhance their ability to have a voice in our decisionmaking process.

2. Commission Procedure as an Obstacle

46. According to the Cable Telecommunications Association, in many instances, the agency's rulemaking process does not set forth any proposed rule or variations thereof that enables commenters to analyze the potential impact on small businesses before final rules are adopted. It strongly recommends that the Commission reinstitute the practice of putting out for public comment in notices of proposed rulemaking the actual proposed language or variations thereof of the rules the Commission is actually considering adopting.

47. The Administrative Procedures Act (APA) requires an administrative agency to give ''either the terms or substance of the proposed rule or a description of the subjects and issues involved.'' [16] Thus, it does not require an agency to set forth the actual text or variations of proposed rules. Nevertheless, we shall make every effort to ensure our rulemaking process complies with the spirit and letter of the APA and SBREFA by facilitating meaningful comment on the effects of our rulemaking proposals and carefully analyzing, and setting forth in that analysis, the effects of our final actions on small businesses. To the extent not precluded by statutory time constraints or the complex nature of the particular subject matters involved, we can further these goals by including in our rulemaking notices the text of actual proposed rules or variations thereof. However, many times the Commission expresses a range of options in its proposals, to solicit comment on those options, and on the underlying issue, before concluding that one option is the best. We believe this practice is consistent with the APA and SBREFA and often allows small businesses and all commenters a fuller opportunity to be part of the FCC's decisionmaking process because their comments affect the Commission's choice of rules. We thus shall strongly encourage bureaus and offices when they craft rulemaking proposals for our consideration to set forth actual text of proposed rules where feasible and practicable, although comment on a range of options and issues also may be solicited.[17]

3. Access to Information

48. Several parties also claim difficulties in obtaining access to information about new communications services and related regulatory matters as market entry barriers. To remedy this, the parties recommend that the Commission make documents and information accessible electronically to all parties and at costs that are reasonable to the general public and small businesses.

49. We have taken many significant steps to ensure that information about new services and regulatory proceedings is made available. In addition, OCBO and the Commission's Office of Public Affairs (OPA) have made a special effort to reach out to small businesses and others who have less experience in working with the Commission and who are uncertain about how to obtain information from the Commission.

50. OPA's Public Service Division provides a variety of information, such as Fact Sheets,[18] Information Bulletins and Brochures, and handles incoming phone calls and requests from walk-in visitors on all topics.[19] OPA maintains mailing lists and performs outreach activities to organizations, businesses and individuals who are interested in particular issues. OPA also has expanded its outreach to ''nontraditional'' media, including community and Spanish language newspapers nationwide. Interested parties can obtain the Commission's Daily Digest over the Internet by subscribing to the Commission's list-server [20] or through the Commission's fax-on-demand [21] phone line service.

51. After passage of the Telecommunications Act, OPA established a special Telecommunications Act home page on the Commission's web site to provide a central location for all public information regarding Commission actions to implement the law. OPA also modified the Commission's Daily Digest to assist the public in tracking the Commission's proceedings.

52. OPA also publishes an Information Seekers Guide which contains detailed information about the Commission's reference rooms, and the various ways the public can obtain information at the Commission. In addition, OPA is consolidating public reference files into the main FCC Reference Center, which will enable the public to obtain all ownership, pending and granted licenses, and EEO files from one central location. All Commissions documents on the Commission's Internet site are available for free.

III. Impediments in Specific Services

A. Common Carrier Services

53. In the Market Entry Barriers Notice of Inquiry, the Commission sought comment on ways to eliminate market entry barriers and enhance opportunities for entrepreneurs and small businesses in wireline services. Many of the obstacles identified by small businesses in the common carrier services relate directly to control of vital inputs by incumbent carriers and accordingly fall within the definition of policy-relevant entry barriers. Examples of such barriers include: incumbent LEC refusal to comply with interconnection obligations; onerous conditions, such as high deposits for resale; incumbent LEC monopoly control over subscriber list

[15] The general mailbox for e-mail to the FCC is located at fccinfo@fcc.gov. Freedom of Information Act (FOIA) requests can be sent to fccfoia@fcc.gov. See also FCC News Release, FCC Upgrades on the Internet (released June 6, 1995).

[16] 5 U.S.C. § 553(b)(3).

[17] It should be fully understood, however, that this may not be possible where statutory time constraints exist, where numerous broad issues exist that make publication of a particular rule or set of rules impractical or inappropriate, or where other extenuating circumstances warrant expeditious action that would preclude setting forth with particularity a specific rule or versions thereof in the notice. To the extent that parties and other interested persons believe that final rules adopted do not adequately address their concerns, they can seek redress through the reconsideration process, i.e., requesting the Commission to modify or otherwise reconsider its rules.

[18] The Office of Public Affairs, Public Service Division has published Fact Sheets to help the public obtain information and participate in the Commission rule making process. They include, but are not limited to: FCC Fact Sheet, How to Participate in the FCC Process (released May 1996); FCC Fact Sheet, How to Participate in the FCC Rule Making Process (released May 1996); FCC Fact Sheet, Hints on Filing Comments With the FCC (released May 1996).

[19] The Office of Public Affairs is located at 1919 M Street, N.W., Room 254, Washington, D.C., (202) 418–0200. Interested parties who are unable to visit the FCC in person may obtain documents and services from the FCC's duplicating contractor, International Transcription Service Inc. (ITS) at 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857–3800.

[20] Request for subscriptions to the Commission's list-server should be sent via e-mail to subscribe@info.fcc.gov. See FCC Public Notice, Daily Digest on Listserver (released Oct. 30, 1995).

[21] The ''fax-on-demand'' service uses simple call and prompt instructions to send materials directly to a fax machine. Lengthy documents can be downloaded directly from the Commissions World Wide Web site at http://www.fcc.gov. The listserver provides only the Daily Digest and has recently expanded to include speeches.

information; and incumbent LEC control and assignment of NXXs.[22]

54. Commenting parties also assert that regulatory obstacles have evolved in a manner that favors incumbent carriers and thus create a tremendous disincentive for small businesses to enter the telecommunications marketplace. Examples of these perceived regulatory barriers include: the formal complaint process; regulatory filing burdens; support mechanisms for universal service; and the section 214 certification process.

1. Interconnection and Resale Barriers

55. Commenting parties raise a number of issues regarding interconnection and emphasize that aggressive enforcement of the interconnection and resale rights set forth in section 251 of the Communications Act, as amended, is essential for small businesses and new entrants to compete effectively in the telecommunications marketplace. Several commenters indicate that national implementation of the 1996 Act is essential because disparate regulations throughout the states would operate as a significant obstacle for small businesses, while some commenters claim that absent strong national standards, incumbent LECs will retain the ability to erect insurmountable barriers for new entrants, in particular small businesses.

56. The Commission concurs that carrier compliance with, and our diligent enforcement of, the rights and obligations set forth in section 251 are absolutely necessary for achievement of the pro-competitive goals and policies of the 1996 Act. In August 1996, as required by the 1996 Act, the Commission adopted rules to implement sections 251 and 252 of the Act, which establish the basic obligations of carriers, especially in the local exchange and exchange access markets.[23] Section 251 establishes the general interconnection obligations for all telecommunications carriers, delineates further obligations for LECs, and prescribes additional requirements for incumbent LECs. Section 252 generally sets forth the procedures that state commissions, incumbent LECs, and new entrants must follow to implement the requirements of section 251 and establish specific interconnection arrangements. The Commission's regulations implementing the local interconnection and resale provisions of the 1996 Act, however, have been partially stayed by the United States Court of Appeals for the Eighth Circuit.[24] Accordingly, although the Commission remains fully committed to enforcement of our rules implementing the various interconnection and resale rights and obligations set forth in section 251, we may do so only to the extent those rules are not currently stayed by the appellate court. We will, however, continue to advocate national pricing rules in court.

2. Enforcement and the Complaint Process

57. In the Market Entry Barriers Notice of Inquiry, the Commission specifically requested comment on whether small businesses have particular difficulties regarding Commission rules or policies. Several commenting parties identified the Commission's own formal complaint process as a barrier. Excessive delay, according to the commenting parties, renders the complaint process ineffective as a tool to enforce the Communications Act and the Commission's rules, in particular the provisions of the 1996 Act designed to promote entry into the local telecommunications marketplace. To remedy the perceived barriers of the Commission's existing formal complaint process, commenting parties advocate that the Commission adopt a streamlined, highly expedited complaint process for resolving carrier-to-carrier disputes.

58. We agree that effective enforcement of the Communications Act and existing Commission rules and policies is imperative if small businesses are to participate fully in the telecommunications marketplace. In recognition of this need, the Commission released a notice of proposed rulemaking that proposes procedures designed to expedite the resolution of formal complaints against common carriers.[25] As some parties recommend in this proceeding, the Formal Complaint NPRM sets forth proposed procedures, including legal and evidentiary standards, for requests for cease-and-desist orders and other forms of interim relief designed to expedite disposition of formal complaints and associated requests for relief. We also have proposed to waive potentially burdensome formal and content requirements upon a showing of financial hardship or other public interest showing. The Commission anticipates that what has become an obstacle for small businesses will likely be eliminated as a consequence of revising and expediting the complaint process for all common carriers.

59. Further, in response to suggestions regarding staffing necessary to ensure effective enforcement of and compliance with the Communications Act and the Commission's rules and policies, new staff has been added to both the formal and informal complaints branches of the Enforcement Division within the Common Carrier Bureau. A review of staffing in the Audits Branch of the Accounting and Audits Division in the Common Carrier Bureau is likewise being undertaken.

60. Finally, a ''paperless environment'' is being implemented to increase the efficiency of the informal complaint process. All such correspondence submitted to the Common Carrier Bureau in paper form will be optically scanned and posted to an imaging database for processing. This will increase efficiency by, among other things: providing a means for the Bureau to identify on-line the status of pending informal complaints and inquiries; facilitating rapid storage and management of documents associated with a particular complaint or inquiry; and providing Commission staff with a virtually real-time means of obtaining statistical information about complaints and inquiries.

3. Information Filing Burdens

61. Several parties have recognized that with movement to a competitive telecommunications marketplace, day-to-day regulatory filings are unnecessary and may serve anti-competitive purposes. Another commenting party proposes relaxed tariff filing requirements for all but the largest carriers.

62. As demonstrated by recent orders, the Commission is committed to eliminating or streamlining tariff filing and other reporting requirements applicable to entities providing common carrier services.[26] The Commission

[22] An ''NXX'' code, or central office code, is the second three digits of a ten digit telephone number and identifies the carrier switch that serves the particular customer location. See Administration of the North American Numbering Plan, Report and Order, 11 FCC Rcd 2588, 2593–2594 (1995) (Numbering Plan Order).

[23] See generally First Local Competition Order, 11 FCC Rcd 15499; Implementation of the Local Competition Provisions the Telecommunications Act of 1996, Second Report and Order and Memorandum Opinion and Order, 11 FCC Rcd 19392 (1996) (Second Local Competition Order).

[24] In particular, See Iowa Util. Board v. FCC, No. 96–3221 and consolidated cases (8th Cir. Oct 15, 1996).

[25] See Implementation of the Telecommunications Act of 1996: Amendment of Rules Governing Procedures To Be Followed When Formal Complaints Are Filed Against Common Carriers, Notice of Proposed Rulemaking, CC Docket No. 96–238, FCC 96–460 (released Nov. 27, 1996) (Formal Complaint NPRM).

[26] See Revision of Filing Requirements, Report and Order, 11 FCC Rcd 14110 (1996) (Revision of

believes that its actions taken with respect to reporting requirements will facilitate increased participation by entrepreneurs and small businesses in the provision of telecommunications services, while preserving their ability to obtain sufficient information to make rational market entry decisions.

4. Impact of Commission Proceedings on Small Telcos

63. Several commenting parties express concern that the Commission has failed to consider the potential adverse impact that its proceedings may have on small or rural incumbent LECs by automatically assuming the dominance of rural incumbent LECs and thus avoiding analysis under the Regulatory Flexibility Act.

64. The Commission continues to believe that incumbent LECs do not qualify as small businesses, as defined by the Small Business Administration, because they are dominant in their field of operation due to their current control of bottleneck facilities. Our assessment, however, may change in the future as local telecommunications markets become fully competitive. In the meantime, the Commission nevertheless has adopted the practice of including a discussion of the potential impact of Commission rules on small incumbent LECs. In addition, as suggested by at least one commenting party, the Commission has considered the impact on small carriers when revising the structural safeguards applicable to incumbent LECs as mandated by the 1996 Act.

5. Existing Universal Service Funding Mechanisms

65. According to America's Carriers Telecommunications Association, the looming reality that any small interexchange carrier will have to shoulder a portion of the financial burden for universal service once it reaches a certain size operates to discourage such small carriers from expanding their existing interexchange operations or from providing interexchange service in the first place. America's Carriers Telecommunication Association proposes that the Commission amend part 69 of this Chapter to fund Universal Service and Lifeline Assistance through a broad-based charge rather than through charges assessed upon a small segment of interexchange carriers.

66. In implementing the Joint Board's recommendations regarding reform of the mechanisms for preserving and advancing universal service, the Commission has already recognized the concern expressed by America's Carriers Telecommunication Association by adopting competitively neutral mechanisms for calculating universal service support.[27] Specifically, in the recently adopted Universal Service Report and Order, the Commission has required that any telecommunications carrier providing any interstate telecommunications service for a fee to the public (or to such classes of eligible users as to be effectively available to the public), and certain other providers of telecommunications, must contribute to the funding of universal service as well as that the contributions likewise must be determined in a competitively neutral manner based on end-user telecommunications revenues.

67. In a related vein, some commenting parties suggest that the Commission streamline, or forbear from, its policy of requiring study area waiver petitions for companies seeking to acquire, and subsequently add, additional telephone exchanges to their existing study areas,[28] claiming that the waiver procedure serves as yet another hurdle for small telecommunications carriers venturing to expand service through the acquisition of exchanges.

68. In evaluating petitions seeking a waiver of the rule freezing study areas, the Commission applies a three-prong test: (i) The change in the study area must not adversely affect the Universal Service Fund support program; (ii) the state commission having regulatory authority must not object to the change; and (iii) the public interest supports the change.[29] We just completed the first step in the process of effecting sweeping reform of the mechanisms for preserving and advancing universal service and will soon commence a proceeding to review our jurisdictional separations rules. Accordingly, we believe that it is premature to consider the streamlining proposal suggested by a commenter. Nevertheless, we shall carefully consider and evaluate the merits of any such proposals in future proceedings.

6. Impartial Administration of NXXs

69. One party, which is a franchise under which individually owned and operated small business communications consultants provide voice messaging services, describes difficulties encountered as the result of allegedly improper administration of central office codes (i.e., NXXs) by incumbent LECs. This party states that it has encountered multiple instances of LEC service problems including, for example, LEC failure to update translation tables to assignment of numbers reserved for the LEC's own internal use.

70. The Commission agrees that access to numbering resources is essential to all entities, not just small businesses, desiring to participate in the telecommunications industry. The concerns raised over numbering plan administration have been, or are in the process of being, addressed by the Commission. For example, the newly added section 251(e)(1) of the Communications Act requires the Commission to create or designate one or more impartial entities to administer numbering and to make such numbers available on an equitable basis. Even prior to the passage of the 1996 Act, the Commission announced the establishment of the North American Numbering Council (NANC) and directed that central office code administration be transferred from the LECs to a neutral entity selected to serve as the North American Numbering Plan Administrator (NANP Administrator). To ensure efficient and impartial number administration, the Commission has required that the new NANP Administrator not be aligned with any particular telecommunications industry segment.

Filing Requirements Order). See also Implementation of the Telecommunications Act of 1996: Reform of Filing Requirements and Carrier Classifications, Order and Notice of Proposed Rulemaking, 11 FCC Rcd 11716, 11718 (1996) (amending the Commission's rules to specify that carriers may now file the Automated Reporting Management Information System (ARMIS) 43–0 quarterly report and the 43–06 semi-annual Service Quality report on an annual basis); FCC Public Notice, Common Carrier Bureau Seeks Suggestions on Forbearance, DA 96–798 (released May 17, 1996) (requesting suggestions on specific regulatory rules or requirements that meet the statutory standards for forbearance). The Commission also has eliminated tariff filing requirements for interstate, domestic, interexchange services offered by nondominant interexchange carriers. This detariffing order, however, has been stayed by the United States Court of Appeals for the D.C. Circuit. See Policy and Rules Concerning the Interstate, Interexchange Marketplace, Second Report and Order, CC Docket No. 96–61, FCC 96–424 (released Oct. 31, 1996), stay granted sub nom., MCI Telecommunications Corp. v. FCC, No. 96–1459 (D.C. Cir. Feb. 13, 1997).

[27] See Federal-State Joint Board on Universal Service, Report and Order, FCC 97–157 (adopted May 7, 1997) (Universal Service Report and Order). See also Federal-State Joint Board on Universal Service, Recommended Decision, 12 FCC Rcd 87, 91 (1996), FCC 96–45, 61 FR 63778, December 2, 1996 (Joint Board Universal Service Recommended Decision).

[28] A study area is a geographical segment of a carrier's telephone operation, which in general corresponds to a carrier's entire service territory within a state. See 47 CFR Part 36, Appendix. For jurisdictional separations purposes, the Commission froze all service area boundaries effective November 15, 1984.

[29] See U.S. West Communications, Inc., Memorandum Opinion and Order, 10 FCC Rcd 1771, 1772 (1995) (U.S. West Order).

71. NANC, through various working groups, is developing a plan for the transfer of central office code administration. It also anticipates that it will be recommending a NANP Administrator by May 15, 1997. In the interim period prior to the transfer, Bellcore and the incumbent LECs will continue their existing numbering administration functions. The Commission, however, has declared that any attempts to delay or deny central office code assignments, or to charge different ''code opening'' fees for different providers of telecommunications services, would violate sections 251(b)(3) and 202(a) of the Telecommunications Act, as well as the Commission's numbering guidelines.[30] The Commission remains committed to closely monitoring actions by incumbent LECs as central office code administrators until those functions are transferred to the new NANP Administrator.

72. In addition, the Commission has specifically declined to allow states to serve as central office code administrators. Moreover, to ensure that small businesses do not suffer competitive disadvantages, we have mandated that state commissions choosing to implement an all-services area code overlay must include: (i) mandatory 10-digit dialing by all customers between and within area codes in the area covered by the overlay; and (ii) the availability of at least one NXX in the existing area code to every telecommunications carrier authorized to provide telephone exchange service, exchange access, or paging service in the affected area code at least 90 days before introduction of the overlay.

73. The Commission believes that these actions adequately address any entry barriers that small businesses may have previously faced due to incumbent LEC control of central office code assignment. In addition, as further evidence of an ongoing commitment to eliminating obstacles faced by small telecommunications businesses, the Commission has recently launched a home page for the NANC to facilitate open participation in, and wide-spread dissemination of information regarding, numbering plan administration.[31]

7. Preemption of Onerous State Requirements

74. Several commenting parties cite perceived onerous state regulatory requirements as one of the major obstacles to small business entry into, and expanded participation in, common carrier services request preemption of burdensome municipal requirements. The Commission stands ready to enforce the general prohibition set forth in section 253 of the Communications Act, as amended, which prohibits any state or local requirement that prohibits or has the effect of prohibiting any entity from providing any interstate or intrastate telecommunications service. As required by statute, however, the Commission will consider any preemption request pursuant to section 253 on a case-by-case basis, after notice and opportunity for comment, depending on the facts presented.

B. Wireless Services

75. Some commenters argue that many market entry barriers in the wireless telecommunications services relate to Commission rules, policies and practices that create disincentives for small businesses to participate in the wireless telecommunications services. These include: the Commission's spectrum assignment decisions and its construction requirements, application processing, and enforcement practices. Other obstacles identified by commenters relate to the control of vital inputs by incumbent facilities-based carriers, including the reluctance of facilities-based carriers to negotiate resale agreements. Many commenters also express views concerning our competitive bidding incentives for small businesses in spectrum-based wireless services. We address all of these issues in this Report.

1. Spectrum Assignment Policies

76. Commenters indicate that our spectrum assignment decisions, and specifically the assignment of spectrum for large geographic service areas and in large spectrum blocks, create a barrier to entry for small businesses. Small Business in Telecommunications explains that wide-area geographic systems are more capital intensive to construct and operate than other types of systems. American Mobile Telecommunications Association argues that entry barriers for small businesses are even higher in circumstances in which the Commission has decided to convert from site-specific to geographic area licensing for services in which a substantial number of small, incumbent licensees are already operating. The commenters argue that small business incumbents are often left with limited expansion opportunities because they lack the resources to bid on more frequencies or territory.

77. As we have discussed in the service-specific rulemakings for those services where we have decided to or proposed to adopt geographic area licensing, we believe that using predefined geographic areas better serves the public interest than other types of licensing schemes, such as site-specific licensing. Under a geographic licensing approach, licensees can build and modify their systems in response to market demands without having to come to the Commission for additional authorizations. In addition, geographic licensing is administratively more efficient and less burdensome because licensees are required to file fewer license applications and, thus, the Commission has fewer applications to process.

78. With respect to the impact on incumbent licensees of geographic area licensing, we note that in the context of the service-specific rulemakings, the Commission has either proposed or adopted provisions designed to protect incumbent operations from harmful interference as a result of future operations under the new licensing approach. We believe that this approach represents a balancing of competing interests, including those of incumbents, new entrants, small businesses, and large businesses.

79. While we are mindful of the challenges that small businesses may face in their efforts to acquire geographic area licenses, we have taken steps to alleviate the perceived difficulties. For example, in some services, we have adopted band plans that included licenses for small geographic areas and spectrum blocks; thus, promoting economic opportunity for a wide variety of applicants, including small businesses, rural telephone companies and businesses owned by minorities or women. Moreover, in many of our auctionable services, we have adopted special provisions, such as bidding credits and installment payment plans, to assist small businesses, minority and women-owned businesses and rural telephone companies in acquiring spectrum assigned in geographic service areas and spectrum blocks.

80. Finally, we believe, and many commenters in this proceeding agree, that rules and policies that permit geographic partitioning and spectrum disaggregation may also address the concerns raised regarding geographic area licensing. We recently adopted rules permitting all licensees in the broadband PCS service to partition their license areas or disaggregate their spectrum blocks to entities that meet

[30] See Second Local Competition Order, 11 FCC Rcd at 19392.

[31] The URL address for the NANC home page is http://www.fcc.gov/bureaus/ common__carrier/ www/NANC.

certain minimum eligibility requirements.[32]

81. In addition, we currently permit or are considering similar partitioning and disaggregation rules in services other than broadband PCS, including the Multipoint Distribution Service (MDS), 800 MHz SMR, paging, 220 MHz, 38 GHz fixed point-to-point microwave, Wireless Communications Service (WCS), Local Multipoint Distribution Service (LMDS), cellular, and General Wireless Communications Services (GWCS). We also are exploring whether to allow partitioning and disaggregation for other Commercial Mobile Radio Services. We believe these efforts may enhance the ability of small businesses to compete in the wireless telecommunications industry.

2. Spectrum Warehousing and Construction Requirements

82. Small Business in Telecommunications argues that our policies relating to construction requirements encourage spectrum warehousing and thus, create a barrier to market entry for small businesses due to the unavailability of sufficient amounts of spectrum for their use. In particular, Small Business in Telecommunications points to our policy of granting extended implementation authority in the Specialized Mobile Radio (SMR) service to large companies which, it believes, encourages spectrum warehousing. It also suggests that the Commission's enforcement of its construction requirements has resulted in disparate treatment between large and small companies.

83. Extended implementation authority for SMRs was initially established to facilitate construction of wide-area systems by all licensees, both large and small.[33] In eliminating extended implementation authority in the 800 MHz SMR service, we noted that the geographic area licensing plan we adopted for the majority of the spectrum allocated to the service rendered extended implementation authority no longer necessary. We intend to initiate a proceeding that will examine the relationship between longer and more flexible construction requirements and spectrum warehousing. We also note that in recent years, we have adopted longer construction periods which benefit all licensees, both large and small, and have adopted proposals to adopt flexible construction requirements in other wireless services. In a separate proceeding, we have sought comment on whether our finder's preference program should be eliminated.

3. Application Processing and Filing

One party argues that some methods used by the Commission to process applications result in entry barriers for small businesses. We believe our recent Refarming decision[34] addresses some of the concerns raised. Specifically, we recently adopted rules that will inject competition in the frequency coordination process. We expect that such competition will reduce prices, improve coordination services, and provide more flexibility to private land mobile radio licensees.

85. We agree with one commenter that our processes for electronic filing and viewing should be readily accessible by small businesses. We are taking steps to alleviate difficulties experienced by small businesses and others in accessing application and other licensing information on-line.

4. Enforcement Policies

86. Small Business in Telecommunications also argues that the Commission does not allocate sufficient resources to the enforcement of its rules. It claims that complaints filed by its members remain pending for long periods, that alleged violations of construction requirements by large companies go unaddressed and that the Commission staff has, at times, urged settlement of complaints despite apparent rule violations. It argues that all of this, Telecommunications creates regulatory uncertainty which in turn results in unnecessary and unreasonable risk for small business operators.

87. We agree that speedy enforcement of the Communications Act and our rules is imperative if small businesses are to participate effectively in the telecommunications industry and recently issued the Formal Complaint NPRM, 61 FR 67978, December 26, 1996, proposing changes to our formal complaint procedures for common carriers in an effort to improve the speed and effectiveness of our formal complaint process. In addition, the Wireless Telecommunications Bureau's Enforcement Division has streamlined its informal complaint processes. The streamlined procedures have resulted in faster resolution of written informal complaints.

88. In an effort to reduce the filing of unfounded complaints against carriers, the Enforcement Division has taken steps to assist consumers in dealing with wireless carriers. For example, the Division has published a consumer information bulletin describing how to file a complaint with the FCC, fact sheets about industry practices and applicable FCC rules, and a consumer alert to potential investors, such as small business operators and consumers about how to avoid wireless telecommunications investment scams. Moreover, the Division provides information about consumer complaints to the National Fraud Information Center, provides information on licensing fraud issues to consumer groups, and provides technical support for the Federal Trade Commission and the Securities and Exchange Commission regarding wireless investment scams.

5. Outreach Efforts

89. Some commenters raise the issue of outreach efforts to small businesses. As discussed above, the Office of Communications Business Opportunities was established to address issues relating to small communications businesses. The Wireless Telecommunications Bureau has designated a small business contact person to coordinate issues of particular concern to small businesses in the wireless telecommunications industry, and has sponsored a number of seminars regarding auctions and wireless telecommunications services. In addition, members of the Commission and its staff have spoken at numerous industry, trade association, and public interest organization conferences on opportunities in wireless services licensed by the Commission, and will continue to do so.

6. Interconnection and Resale

90. National Wireless Resellers Association argues that the Commission's decision to sunset its longstanding rule prohibiting carriers from restricting resale of their services erects a market entry barrier because as facilities-based carriers will use the Commission's sunset provision as a basis for refusing to negotiate resale agreements, while financial institutions, sensing the carriers' reluctance to negotiate, will refuse to provide capital to resellers. It further argues that the Commission's inaction in resolving

[32] Geographic Partitioning and Spectrum Disaggregation by Commercial Mobile Radio Services Licensees, Report and Order and Further Notice of Proposed Rulemaking, WT Docket No. 96–148 and GN Docket No. 93–113, FCC 96–474 (released Dec. 20, 1996) (CMRS Partitioning and Disaggregation Order and FNPRM).

[33] See 800 MHz SMR Order and NPRM, 11 FCC Rcd at 1524.

[34] Replacement of Part 90 by Part 88 to Revise the Private Land Mobile Radio Services and Modify the Policies Governing Them, Second Report and Order, PR Docket No. 92–235, FCC 97–61 (released Mar. 12, 1997) (Refarming Second Report and Order).

disputes about Commercial Mobile Radio Service (CMRS) interconnection issues and the pending reseller complaints on the same subject have created a regulatory environment in which carriers, despite the requirements of Sections 201 and 202 of the Communications Act, feel no pressing obligation to negotiate in good faith with resellers regarding either resale or switch-based resale agreements, resulting in significant barriers to entry and expansion by delaying additional competition and the deployment of innovative services and by creating uncertainty in the industry impacting resellers' access to capital. In addition, National Wireless Resellers Association argues that the Commission must endeavor to balance the unequal bargaining positions between facilities-based carriers and resellers.

91. In our CMRS Resale decision, we extended the resale rule applying to cellular carriers to broadband PCS and covered SMR providers and provided that this rule will sunset five years after we award the last group of initial licenses for currently allocated broadband PCS spectrum. A petition for reconsideration is now pending regarding this issue and, therefore, we will address concerns about the resale sunset in the context of that proceeding. We note that we intend to actively enforce the requirements of Sections 201 and 202, as well as other provisions of the Act and our rules. To date, the Wireless Telecommunications Bureau has received ten formal complaints regarding resale obligations. Of these ten complaints, six have been resolved and four are pending. The Wireless Telecommunications Bureau also has received four complaints regarding interconnection obligations (including reseller/switch interconnection issues), which are pending. Finally, we note that in the First Local Competition Order,[35] we concluded that CMRS providers are not *de facto* LECs simply because they provide telephone exchange and exchange access services. In addition, we noted that Congress also concluded that CMRS providers' offering of such services, by itself, did not require them to be classified as LECs.

7. Definition of ''Covered SMR''

92. In the CMRS proceeding, the Commission determined that an SMR licensee offering interconnected service falls within the statutory definition of an CMRS provider. American Mobile Telecommunications Association argues that this definition will include many licensees offering primarily local, dispatch service to specialized customers. It contends that these entities cannot compete against other CMRS providers and will be subject to a panoply of CMRS related regulations that will result in increased costs. We note that the ''covered SMR'' definition issue is currently pending before the Commission in a number of proceedings.[36]

8. Competitive Bidding Incentives

93. As we stated in the Market Entry Barriers Notice of Inquiry, Section 309(j) of the Act, like Section 257, embodies Congress' intent to facilitate opportunities for small businesses in telecommunications. Section 309(j) requires the Commission to establish competitive bidding rules and other provisions to ensure that small businesses, businesses owned by minorities and women, and rural telephone companies (collectively referred to as ''designated entities'') have an opportunity to participate in the wireless telecommunications industry.

94.Many commenters stated that despite our incentives, the use of competitive bidding itself has become a barrier as it has resulted in higher costs for entry into wireless spectrum-based services. We have recognized previously that competitive bidding, despite the public interest benefits associated with its use, has the potential to erect another barrier for small businesses and other designated entities by raising the costs of entry into spectrum-based services.[37] However, we note that Section 309(j) provides mechanisms to address this potential problem, and the Commission has adopted special incentives for designated entities in various services. In addition, our policies regarding geographic partitioning and spectrum disaggregation should aid small businesses and other entrepreneurs through the creation of smaller, less capital intensive licenses that are more easily within the reach of smaller entities. Moreover, such policies may increase access to capital that can be used to construct and maintain wireless systems.[38] We further note that small businesses have both participated in and been successful bidders in the majority of spectrum auctions we have conducted to date. Specifically, in our simultaneous multiple-round spectrum auctions, 79% of the auction bidders were small businesses (as defined for each respective service) and small businesses acquired 54% of the total licenses offered in these auctions.[39]

94. Finally, with respect to Small Business in Telecommunications' suggestion that the Commission examine alternatives to competitive bidding, we note that in granting the Commission authority to assign licenses through competitive bidding, Congress recognized the benefits of this assignment method in ensuring the efficient use of spectrum and faster deployment of new services and technologies to the public as opposed to other methods of licensing. Specifically, Congress found that other licensing methods such as lotteries and comparative hearings ''in many respects * * * have not served the public interest.'' Indeed, in authorizing the Commission's use of competitive bidding, Congress limited the Commission's authority to license spectrum using lotteries. Consequently, we will continue to seek comment, where appropriate, on the use of competitive bidding to assign licenses for individual services in specific rulemaking proceedings, and we will continue to assign licenses for spectrum-based services through competitive bidding where permitted by the Communications Act and where we find that the public interest would be served. In addition, we note that Section 309(j)(12) requires the Commission, no later than September 30, 1997, to

[35] See First Local Competition Order, 11 FCC Rcd at 15995–15996 (the Commission declined to treat CMRS providers as local exchange carriers for purposes of Section 251(c) of the Communications Act). The National Wireless Resellers Association states that it disagrees with the Commission's conclusion in that proceeding.

[36] See, e.g., CMRS Resale Order, 11 FCC Rcd 18455; Telephone Number Portability, First Report and Order and Further Notice of Proposed Rulemaking, 11 FCC Rcd 8352 (1996,) First Memorandum Opinion and Order on Reconsideration, FCC 97–74 (released Mar. 11, 1997); American Mobile Telecommunications Association Petition for Declaratory Ruling (filed Dec. 16, 1996).

[37] See, e.g., Competitive Bidding Fifth Report and Order, 9 FCC Rcd at 5599–5600 (25% reduction for all broadband PCS C block small business applicants). See, e.g., D, E & F Block Competitive Bidding Report and Order, 11 FCC Rcd at 7875–7876 (25% bidding credit for small businesses and 15% bidding credit for very small businesses); Competitive Bidding Sixth Report and Order, 11 FCC Rcd at 161 (25% bidding credit for small businesses in broadband PCS C block auctions); 900 MHz SMR, 11 FCC Rcd at 1705–06 (15% bidding credit for very small businesses and 10% bidding credit for small businesses). See also 800 MHz SMR Order and NPRM, 11 FCC Rcd at 1574; Allocation of Spectrum Below 5 GHz Transferred from Federal Government Use, Second Report and Order, 11 FCC Rcd 624, 662–663 (1996) (GWCS Second Report and Order).

[38] See Geographic Partitioning and Spectrum Disaggregation by Commercial Mobile Radio Services Licensees, Notice of Proposed Rulemaking, 11 FCC Rcd at 10195–10196 (1996).

[39] These results include auctions for the narrowband PCS, broadband PCS, direct broadcast satellite, multipoint and/or multichannel distribution, 900 MHz SMR, and digital audio radio services. The Interactive Video and Data Service (IVDS) service auction was an oral outcry auction; thus, those results are excluded.

conduct a public inquiry and submit a report to Congress evaluating the use of competitive bidding, including the extent to which competitive bidding has improved the efficiency and effectiveness of the process for granting licenses and has facilitated the introduction of new spectrum-based technologies and the entry of new companies in the telecommunications market.

96. In the Market Entry Barriers Notice of Inquiry, we asked , we sought preliminary views on how Section 309(j) incentives have operated in the completed auctions employing small business incentives. While one party had a positive view of the competitive bidding incentives used thus far, other commenters, however, did not. Other commenters allege that the Commission has a practice of changing rules in mid-stream. Minority and women entrepreneurs, complain that they lost financing once the Commission eliminated its race and gender-specific competitive bidding provisions in light of *Adarand* v. *Peña*.[40]

97. We agree that we must continue to take steps to eliminate entry barriers and other burdens that discourage small businesses from participation in auctions for spectrum-based services. Some of the suggestions made by commenters already have been implemented. For example, the Commission continues to adopt special incentives to encourage the participation of small businesses in auctions. Indeed, the Commission has adopted or proposed tiered bidding credits and, in some cases, tiered installment payment plans as suggested in Williams' testimony in a number of services, such as: broadband PCS D, E & F block, WCS, 900 MHz SMR, 800 MHz SMR, Interactive Video and Data Service (IVDS), and paging. The Commission also has eliminated the PCS cross-ownership rule and is considering procedural changes to increase the pace of auctions, and thereby, shorten the duration of each auction.

98. Finally, one party argues that the Commission should consider policies that support entrepreneurs in their efforts to build their systems, recognizing that these small businesses will need to build out quickly not only to comply with FCC rules, but also to reduce the lead time of licensees in the Broadband PCS ''A'' and ''B'' block.

99. We are considering some steps to facilitate faster build-out of PCS systems by entrepreneurs. For example, we recently adopted rules, 62 FR 12752, March 18, 1997, that shorten the voluntary negotiation period for relocation of microwave incumbents by PCS licensees in the ''C,'' ''D,'' ''E,'' and ''F'' blocks from two years to one year.[41] We believe this rule change will help to eliminate an obstacle to entry for ''C'' and ''F'' block licensees by encouraging faster relocation of microwave incumbents and, therefore, enabling these licensees to more quickly build-out their PCS systems and commence operation. In addition, the Wireless Telecommunications Bureau is exploring using its current licensing databases to fashion specialized licensing databases which we anticipate will be of particular interest to small businesses. The Bureau is exploring ways to provide interested parties with information concerning spectrum availability and types of services being provided by existing licensees. We believe that the availability of such databases will facilitate small businesses' efforts to discover and realize partitioning and disaggregation opportunities.

C. Cable Services

100. Before addressing the specific cable-related market entry concerns raised by commenters, we note that even prior to the enactment of Section 257, the Commission already had taken significant steps to minimize the impact of our regulations on small cable businesses. In 1995, we established a new form of cable rate regulation designed to take into account the unique circumstances of small cable systems and companies.[42] By tailoring rules specifically for small cable systems, the Small System Order has had a significant impact in easing the burdens of regulation for smaller cable companies. The commenters in this proceeding have brought to our attention certain areas in which they believe market entry barriers exist for small cable operators and other small video programming providers.

1. Access to Programming and Related Obstacles

101. Several commenters assert that, due to their size, small cable operators have difficulty in obtaining programming on terms and conditions comparable to their larger competitors. These concerns implicate the program access rules we adopted pursuant to Section 628 of the Communications Act.[43] One of the purposes of Section 628 is to increase ''competition and diversity in the multichannel video programming market * * *.'' In adopting program access rules, the Commission sought to carry out Congress' preference that program access disputes be resolved in the marketplace[44] specifically rejecting a generally applicable approach to program access issues, such as requiring program vendors to offer their programming to all MVPDs [multichannel video programming distributors] at the same rate on the same terms narrowly tailoring our rules to address conduct by vertically integrated programmers, i.e., programmers affiliated with cable operators. Absent regulation, such programmers have the incentive and ability to favor their affiliated cable operators over competing MVPDs. Our rules thus focus on discrimination between MVPDs that are in competition with each other. Commenters in the instant proceeding urge us to expand the focus of the program access rules by more broadly regulating the disparity between programming rates paid by small cable operators and rates paid by larger MVPDs, even where that disparity does not involve competing MVPDs.

102. We do not deem it appropriate to seek to impose new regulations governing the relationship between programmers and distributors at the wholesale level. While higher programming rates obviously are not in the financial interest of smaller operators, this alone does not allow the Commission to step in with a new scheme of regulation. As discussed elsewhere in this item, our efforts to take account of the hardships faced by small cable systems have been aimed more at eliminating potentially burdensome regulatory requirements, rather than marketplace activity that does not appear to be intended to deter competition. The complaints articulated by commenters are consistent with the common practice of vendors offering discounts for bulk purchasers. Even our rules regulating vertically integrated programming vendors allow variations in rates, terms, and conditions when selling to a particular programming distributor based on ''economies of scale, cost savings, or other direct and legitimate economic benefits reasonably

[40] 115 S.Ct. 2097 (1995) (Adarand).

[41] Amendment to the Commission's Rules Regarding a Plan for Sharing the Costs of Microwave Relocation, Second Report and Order, WT Docket No. 95–157, FCC 97–48 (released Feb. 27, 1997).

[42] Implementation of Sections of the Cable Television Consumer Protection and Competition Act of 1992; Rate Regulation, Sixth Report and Order and Eleventh Order on Reconsideration, 10 FCC Rcd 7393 (1995) (Small System Order).

[43] 47 U.S.C. § 548. See 47 CFR § 76.1000–76.1003.

[44] Applications of Turner Broadcasting System, Inc., Memorandum Opinion and Order, 11 FCC Rcd 19595 (1996) (Turner).

attributable to the number of subscribers served by the distributor. * * *'' Likewise, Congress recently re-affirmed the right of a cable operator to engage in discriminatory pricing at the retail level by offering bulk discounts to multiple dwelling units. Although we found in 1992 that Congress sought to rely on the marketplace to the extent possible, the Telecommunications Act of 1996 reflects an even more deregulatory intent on the part of Congress. In this environment, we therefore do not believe it appropriate to seek to expand the scope of our program access rules to address the disparity in programming rates where competing MVPDs are not involved.

103. With respect to disparate pricing for programming acquired through broadcaster retransmission consent, Section 325 of the Communications Act[45] imposed upon the Commission the duty to ensure that its regulation of broadcaster retransmission consent did not conflict with its obligation under Section 623[46] to ensure that basic service rates are reasonable. Subject to this proviso, Congress expressly gave broadcasters flexibility to negotiate the terms of carriage and did not appear to exclude from the negotiating table such factors as the individual characteristics of the cable system requesting carriage. As the Senate Committee Report explaining Section 325 states, it ''is the Committee's intention to establish a marketplace for the disposition of the rights to retransmit broadcast signals; it is not the Committee's intention in the bill to dictate the outcome of the ensuing marketplace negotiations.''[47] We thus are reluctant to limit the scope of negotiations under the retransmission provisions of Section 325 absent clear and persuasive evidence that the present system is not meeting the objectives Congress had in mind.

2. Cable Technical Standards

104. Southwest Missouri Cable asserts that the Commission's stringent proof of performance technical standards require considerable expense and expertise that many small cable operators cannot afford. Our cable technical standards serve a number of important objectives, including ensuring broadcast signals retransmitted by cable systems are not subject to material degradation, promoting uniform and nationwide standards generally, and ensuring cable systems do not exceed our cable signal leakage standards by causing excessive radiation that might interfere with use of aeronautical radio services and thereby endanger life or property. In Cable Television Technical Standards,[48] we revised our cable technical rules and required proof of performance testing to ensure compliance. In addition, we stated that we would allow local franchising authorities of small cable systems to adopt less stringent standards because they are in the best position to evaluate the costs of compliance with technical standards and the impact that such costs will have on the provision of cable service. We continue to believe that this is a reasonable approach with respect to ensuring adequate signal quality and, absent a fuller reexamination, represents an appropriate balancing of the need for adequate technical standards and the interests of small cable businesses.

105. Additional testing and reporting requirements apply when a cable operator transmits signals over aeronautical frequencies. Although these rules further important safety considerations, it may be possible to eliminate certain reporting requirements to ease regulatory burdens on smaller entities, without jeopardizing public safety. After further examination, we will decide whether to propose relaxed reporting requirements in this context.

3. Access to Capital and the Definition of ''Affiliate''

106. Commenters suggest the Commission could ease the difficulty small cable operators face in obtaining access to capital by narrowly defining the term ''affiliate'' as that term is used in the small cable operator provisions of the Telecommunications Act.[49] As enacted by the 1996 Act, Section 623(m) of the Communications Act,[50] grants partial and, in some cases, total rate deregulation to small cable operators in franchise areas where they serve 50,000 or fewer subscribers. The Commission has requested comment on the manner in which the term ''affiliate'' should be defined for purposes of determining whether a particular cable operator qualifies as a ''small cable operator'' entitled to rate deregulation.

107. The Commission intends to give full and careful consideration to the concerns raised by small cable companies in the Cable Act Reform proceeding (Docket 96–85), 61 FR 19013, April 30, 1996, including the extent to which it would be appropriate to define the term ''affiliated'' to exclude passive investments in small cable companies. The commenters have raised important issues concerning the benefits of permitting such passive investments, but we note that substantial countervailing arguments also have been made that merit our consideration. We expect to address and resolve these issues in the near future.

4. Franchise Renewal Process

108. The Small Cable Business Association maintains that many cable operators face significant abuse in the franchise renewal process because municipalities fail to follow the procedural protections of 47 U.S.C. § 546, and, in other instances, demand system upgrades wholly unrelated to community needs and costs or seek compensation in excess of the five percent franchise fee cap. The Small Cable Business Association recommends that the Commission initiate an inquiry into the franchise renewal processes that exist at the municipal level and, from this investigation, recommend to Congress changes in federal law that will more affirmatively preempt overreaching by local franchise authorities.

109. As the commenters recognize, Section 626(e)(1) expressly provides for a right of judicial appeal for cable operators who have been denied renewal or have been ''adversely affected by a failure of the franchising authority to act in accordance with the procedural requirements'' of Section 626. In view of Congress' enactment of a specific judicial remedy, and in the absence of specific information that abuses have occurred, we believe it would be premature at this juncture to move forward on the Small Cable Business Association's proposal. Nevertheless, commenters are free to bring to the Commission's attention documented instances of abuse and, if appropriate, we shall recommend legislative initiatives to address any such issues.

5. Leased Access Requirements

110. Southwest Missouri Cable argues that imposing leased access requirements is not practicable, is a severe economic burden imposed on small business, and is totally unnecessary. The Small Cable Business Association states the Commission should adopt leased access rules that adequately compensate small cable companies for their true costs in meeting leased access requests so that such requirements do not cripple small

[45] 47 U.S.C. § 325.

[46] 47 U.S.C. § 543.

[47] Senate Committee on Energy and Commerce, S. Rep. No. 92, 102d Cong., 2nd Sess. at 36 (1991).

[48] Cable Television Technical and Operational Requirements, Review of the Technical and Operational Requirements of Part 76 Cable Television, Report and Order, 7 FCC Rcd 2021 (1992) (Cable Television Technical Standards).

[49] 1996 Act, § 302(c). See Cable Act Reform Order, 11 FCC Rcd at 5947–48.

[50] 47 U.S.C. § 543(m).

cable financially or competitively. Blab Television, on the other hand, asserts that the complexity of Commission rules and the inaccessibility of underlying information from cable operators make it extremely difficult to determine if a given rate is ''reasonable'' under the statute and that, consequently, leased access programmers face artificially high carriage rates. It states that a low, across-the-board, fixed rate would eliminate market entry barriers and protect both programmers and cable operators.

111. Section 612(b)(1)(D) exempts many smaller cable operators from leased access requirements altogether. In addition, we recently modified our leased access rules, excusing operators of eligible small systems from having to respond to requests for leased access unless the leased access programmer provides specified information designed to show that its request is bona fide and providing qualifying small system operators twice as much time as other cable operators to comply with certain procedural deadlines. The revised rules should benefit small leased access programmers such as Blab Television because they should result in lower maximum rates for tiered services, permit resale, grant access to highly penetrated tiers, and require part-time rates to be prorated without a surcharge. We believe the modified leased access rules strike the proper balance required to ensure that the congressional objectives underlying Section 612 are fully realized without imposing onerous burdens on small cable systems.

6. Access Contracts to Multiple Dwelling Units

112. OpTel maintains that cable operators often enter into service contracts with owners of multiple dwelling units (MDUs) that end up being ''perpetual'' and thus allow franchised cable operators to lock-up whole blocks of subscribers. It maintains that the Commission should apply a ''fresh look'' policy to perpetual or other long-term contracts and provide an opportunity for MDU owners or managers to escape such contracts. In a similar vein, Watson Cable states that exclusive agreements of larger cable companies with apartment complexes deny access to smaller cable companies that serve the same area. Both the National Cable Television Association and Tele-Communications, Inc. state that the contracts about which OpTel is concerned are not the type of market entry barrier contemplated by Section 257 because they do not reflect legal or regulatory barriers nor result from disparities in the ability to raise capital. Instead, such contracts are the result of arms-length, privately-negotiated agreements which are equally available to franchised cable operators and other MVPDs.

113. These issues are related to matters that are the subject of a pending proceeding known as the ''Inside Wiring'' rulemaking,[51] where the Commission is addressing, among other things, the ability of a cable operator or other MVPDs to claim ownership or control over wiring installed within MDUs. The Commission is considering whether MDU owners and residents have sufficient flexibility to choose between competing MVPDs, or whether Commission action would be appropriate. We believe the Inside Wiring rulemaking is the better forum to address the MDU issues raised by commenters in the instant proceeding. The Commission intends to act in the Inside Wiring proceeding shortly, and will address issues related to MDUs in an appropriate manner.

7. Pole Attachment-Related Impediments

114. Both the Small Cable Business Association and the National Cable Television Association maintain that cable systems that operate in rural areas face entry barriers and competitive barriers from electrical and telephone cooperatives because the rates and conditions which these entities charge for pole attachment usage are not subject to pole attachment regulation. They ask that we propose to Congress a statutory amendment to Section 224 of the Communications Act,[52] that would apply the pole attachment/access to right-of-way rules to telephone cooperatives and electric cooperatives.

115. When it created this exemption almost twenty years ago, Congress found that cooperative utilities charge the lowest pole rates to pole users. Further, in the rural areas generally served by cooperatives, the technical quality of over-the-air television was often poor, giving the customer-owners of these utilities an added incentive to foster the growth of cable television in their areas. While the comments suggest that some of the circumstances that gave rise to the exemption no longer exist, the record in this proceeding provides an inadequate basis to make a firm recommendation whether to retain or eliminate the exemption. We will continue to consider the matter.

8. Other Matters

116. The Commission is examining other areas not specifically raised in the Section 257 proceeding that have the potential for imposing barriers on small cable businesses. For example, the Commission is revisiting its current regulation that requires cable operators to be able to override normal programming to give viewers notice of a national emergency. The Commission also is giving careful consideration to whether an extended implementation schedule for smaller cable systems can be developed that would satisfy Section 624, without undermining the congressional intent underlying that section.

117. In Closed Captioning Notice[53] we have sought comment on the implementation of Section 713 which requires the Commission to prescribe rules mandating that video programming be closed captioned for the benefit of persons with hearing disabilities. Specifically, we recognized the market entry objectives of Section 257 and seeks comment on whether we should define economic burdens based on the size of the programmer or provider.

D. Mass Media Services

118. In the mass media area, the Commission already has made considerable progress in reducing regulatory hurdles that may impact small businesses and impede entry. We have streamlined and improved our processes so that the average time for processing routine television station sales has been reduced from three months to two months and the average time for processing non-routine radio station sales from twelve months to five months. The Mass Media Bureau also has begun publishing radio application status and station technical information on the Internet so that it is readily available to the public. It has commenced work on a project to provide for electronic filing of broadcast applications, which will scan for incomplete or inaccurate applications and provide for automatic computer analysis of interference issues. The Commission also plans to resolve the proceeding instituted to reform the comparative hearing process for the award of new broadcast licenses. All of these efforts should significantly assist small businesses by generally easing the burdens and delays associated with the regulatory process. The commenters

[51] Implementation of the Cable Television Consumer Protection and Competition Act of 1992; Cable Home Wiring, Final Order on Reconsideration and Further Notice of Proposed Rulemaking, 11 FCC Rcd 4561 (1996).

[52] 47 U.S.C. § 224.

[53] 47 U.S.C. § 613. See In the Matter of Closed Captioning and Video Description of Video Programming, Notice of Proposed Rulemaking, 12 FCC Rcd 1044 (1997) (Closed Captioning Notice).

have raised additional entry barrier issues and these are addressed below.

1. Low Power Television

119. Community Broadcasters Association argues that small businesses, particularly, low power television (LPTV), have not been given the amount of regulatory attention they deserve and that Section 257 requires. More specifically, some commenters state that Section 257's goal of diversity will be rendered virtually meaningless under the Commission's proposed digital television (DTV) conversion proposal because low power television stands to lose approximately forty-five percent of its stations, thereby decreasing diversified ownership which will result in significantly less diversified programming. According to these interests, the Commission should change its ''small business'' focus from trying to facilitate multi-billion dollar bidding in spectrum auctions to assisting currently-existing businesses that are truly small so that these business are not eradicated. In particular, these commenters believe the Commission should propose multiple classes of DTV—full power and small stations—and open a second window for these smaller DTV allotments and designate only low power television station licensees as eligible. They urge the Commission to use a wide range of solutions proposed by the low power television industry to protect as many existing low power television authorizations as possible and to accommodate as many of these businesses with DTV conversion channels as feasible.

120. With respect to concerns expressed by some commenters about the impact of the conversion of DTV on LPTV stations, on April 21, 1997, the Commission released the DTV Fifth Report and Order in MM Docket No. 87–268,[54] 62 FR 26684, May 14, 1997, which issued initial licenses and established the service rules for DTV.[55] In the DTV Fifth Report and Order, following Congress' direction in Section 336(a)(1) of the 1996 Act, we determined that initial eligibility for DTV licenses should be limited to those full-power broadcasters who, as of the date of issuance of the initial digital licenses, hold a license to operate a television broadcast station or a permit to construct such a station, or both. We reiterated our previous determination that there is insufficient spectrum to include LPTV stations and translators, which are secondary under our rules and policies, to be initially eligible for a DTV channel and that we had not been able to find a means of resolving this problem. However, we also pointed out that limiting initial eligibility to full-power broadcasters does not necessarily exclude LPTV stations from the conversion to DTV.

121. On the same day, in the DTV Sixth Report and Order in MM Docket No. 87–268,[56] 62 FR 26996, May 16, 1997 we adopted a number of measures intended to minimize the impact of DTV implementation on existing LPTV service. These measures include many of the changes to the technical rules requested by the LPTV and TV translator industries. The new rules provide additional flexibility to accommodate low power operations during and after the transition to DTV and thus mitigate the impact of DTV implementation on LPTV. For example, low power stations that are displaced by new DTV stations may apply for a suitable replacement channel in the same area, on a first-come, first-served basis, without being subject to competing applications. We also deleted the restrictions on use of a channel either seven channels below or fourteen channels above the channel of another station in the low power TV service, allowed LPTV and TV translator stations to make use of appropriate interference abatement techniques to show that the station will not cause interference to other full or low power stations, and allow LPTV and TV translator station operators and applicants to agree to accept interference from other LPTV and TV translator stations.

122. In the DTV Sixth Report and Order, we also noted that, as secondary operations, LPTV and TV translator stations would be able to continue to operate until a displacing DTV station or a new primary service provider is operational. We concluded that these various rule changes would preserve many existing low power operations, open many new channels for those low power operations subject to possible displacement by DTV, and allow hundreds of LPTV and TV translators to continue service to their viewers. We further recognized that most low power stations would be able to continue to operate throughout the DTV transition.

123. We note that DTV may offer new opportunities for small businesses. For example, small businesses may have opportunities to apply for licenses to use much of the recovered spectrum. Also, new opportunities might arise for small businesses to participate in the manufacturing or sale of equipment for DTV, LPTV, and related services, or for wireless services that might possibly be provided over recovered spectrum from the transition by broadcasters to DTV.

2. Wireless Cable

124. Integration Communications International et al. maintain that the biggest barrier to wireless cable's competition with wireline cable and DBS services and to the goal of a level playing field is insufficient channel capacity. They state that wireless cable operators must digitize and compress the signal to increase capacity but the high costs of hardware to digitize and compress is prohibitive for small businesses. Wireless cable interests also contend that the Commission should allow wireless cable operators to receive digitalized, compressed signals from one source such as DBS service, in order to avoid the enormous capital investment that otherwise would be necessary for digital compression equipment at each system headend.

125. The Commission is sensitive to the commenters' complaint that existing technology for digital modulation in Multipoint Distribution Service station operation is too expensive for small businesses, and that the Commission should approve more cost effective methods of digitized signal reception by wireless cable operators. We already have taken some steps to address this issue. Specifically, we authorized the use of digital modulation techniques in MDS and ITFS on an interim basis until final rules could be promulgated.[57] In addition, on March 14, 1997, a group of entities in the wireless cable industry filed a petition for rulemaking

[54] See Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, Fifth Report and Order, MM Docket No. 87–268, FCC 97–116 (released Apr. 21, 1997) (DTV Fifth Report and Order).

[55] See DTV Sixth Further Notice, 11 FCC Rcd 10968. While this proceeding progressed further, all-digital advanced television systems were developed. Thereafter, the Commission began to refer to ''advanced television'' as ''digital television'' or ''DTV'' in recognition that, with the development of the technology, any advanced television system was certain to be digital. See Advanced Television Systems and Their Impact upon the Existing Television Broadcast Service, Fourth Report and Order, 11 FCC Rcd 17771, 17773 (1996).

[56] See Advanced Television Systems and Their Impact Upon the Existing Television Broadcast Service, Sixth Report and Order, MM Docket No. 87–268, FCC 97–115, ¶¶ 6, 114–147 (released Apr. 21, 1997) (DTV Sixth Report and Order) (adopting a Table of Allotments for DTV, rules for initial DTV allotments, procedures for assigning DTV frequencies, and plans for spectrum recovery). Thus, LPTV stations will continue to have secondary status to full-service television stations. See 47 CFR § 73.702(b).

[57] Request for Declaratory Ruling on the Use of Digital Modulation by Multipoint Distribution Service and Instructional Television Fixed Service Stations, Declaratory Ruling and Order, 11 FCC Rcd 18839 (1996).

proposing to engage in fixed two-way digital transmissions, and we issued a public notice seeking comment on the petition.[58] The Commission will continue to take suitable steps to enhance the wireless cable operators' ability to provide competition in the video marketplace, including, as appropriate, authorization of new technological advancements for use by such operators. Broadcast Data et al. maintain that the Commission should repeal or modify Sections 21.44 and 21.912, which, in their view, unfairly impose a so-called ''death penalty'' on MDS licensees. They apparently believe that, in order to operate, small MDS businesses must enter into channel leasing agreements whereby larger wireless cable entities provide programming or equipment in exchange for channel capacity as part of a channel aggregation strategy. Thus, the commentators urge that the Commission eliminate the ''death penalty'' provisions of the rules or guarantee the licensee access to the larger operator's site, equipment, and, if necessary, channel capacity.

126. Because wireless cable's ability to compete effectively with other providers on a more equal footing is tied, with other factors, to MDS operators' ability to attract investment capital, we continue to believe that channel accumulation is an essential element in the accomplishment of that goal.[59] Section 21.932 of our rules was specifically adopted to enhance the auction winner's opportunity for success. Thus, we held that the ''available MDS spectrum within a BTA authorization will increase if the unconstructed facilities or unused channels held by an MDS incumbent with transmitter locations within a particular BTA are forfeited or if previously proposed conditional licenses or modifications are not granted.'' Moreover, we believe our rules provide sufficient safeguards to protect existing licensees in a manner consistent with the public interest. Where appropriate we will grant reinstatement pursuant to Section 21.44(b) and waivers pursuant to Section 21.303 of our rules. We caution all small business licensees, however, to scrutinize carefully any channel lease agreement before entering into such an arrangement. We believe it is the responsibility of the respective parties to negotiate the terms most suited to their needs.

3. Broadcast Ownership Consolidation

127. Some commenters maintain that ownership consolidation in the broadcast industry under relaxed ownership restrictions constitute market entry barriers. For example, United Church of Christ and Minority Media and Telecommunications Council assert that minority-owned businesses are effectively being squeezed out of local markets by better financed group owners and that the Commission's definition of ''local market,'' in combination with Section 202(b) of the 1996 Act, permits undue concentrations of ownership in local communities. One party contends that FCC policies on consolidations, mergers, and acquisitions constitute market entry barriers for minorities because the resources of small businesses are limited and group owners greatly influence major advertisers and media budgets and buys.

128. Similarly, National Association of Black Owned Broadcasters maintains that the Commission, the courts, and Congress have fostered policies that have resulted in consolidation of ownership in the broadcast industry and a retreat from promotion of minority ownership and that these actions include: (1) Repeal of the ''seven station rule''; (2) adoption of rules permitting radio duopolies; (3) Congress' repeal of the tax certificate for sales to minorities and women; (4) the U.S. Supreme Court's Adarand decision; and (5) the Telecommunications Act of 1996. It, as well as the United Church of Christ and Minority Media and Telecommunications Council, maintain that the Commission should recommend to Congress reinstatement of the minority tax certificate policy.

129. Commenters are correct in pointing out that there has been greater consolidation of radio ownership since the relaxation of the Commission's broadcast radio ownership rules. This, however, is consistent with congressional policy as reflected in the 1996 Act, which explicitly directed the FCC to eliminate the national radio ownership rule and to replace the local radio ownership rule with specific, significantly relaxed limits on local radio ownership depending on the size of the local market. The Commission issued an order on March 8, 1996, revising the radio ownership rules accordingly.[60] In addition, we will consider the issues raised by the commenters regarding our former minority tax certificate program in our subsequent evaluation of unique obstacles for small businesses owned by women and minorities.

130. As to the commenters' proposals to redefine the local television market for purposes of enforcing the television duopoly rule, the Commission has recently released a Second Notice of Proposed Rule Making, 61 FR 66978, December 19, 1996, in its local television ownership proceeding.[61] This proceeding seeks comment on revising the television duopoly rule, including whether to modify the current Grade B signal contour test for measuring the local geographic market, as well as revising the radio-television cross-ownership rule. The Commission expressly sought comment on what aggregate effect these proposed rules may have on small stations, or stations owned by minorities and women. In addition, in a pending rulemaking, the Commission sought comment on the potential impact on our attribution rules resulting from the relaxation of our multiple ownership rules as required by the 1996 Act.[62]

131. Finally, Section 202(h) of the 1996 Act directs the Commission to conduct a biennial review of all its ownership rules. The first such review will be conducted in 1998. In this review, we expect to examine issues related to the changes and consolidation that have resulted in the market since the passage of the 1996 Act, including the impact on small businesses and small businesses owned by minorities or women, resulting from the industry and regulatory changes during the past several years. In addition, there is a pending proceeding in which the Commission proposed initiatives to increase minority and female ownership of mass media facilities.[63]

[58] FCC Public Notice, Pleading Cycle Established for Comments on Petition for Rulemaking to Amend Parts 21 and 74 of the Commission's Rules to Enhance the Ability of Multipoint Distribution Service and Instructional Television Fixed Service Licensees to Engage in Fixed Two-Way Transmissions, DA 97–637 (released Mar. 31, 1997).

[59] See Amendment of Parts 21 and 74 of the Commission's Rules With Regard to Filing Procedures in the Multipoint Distribution Service and in the Instructional Television Fixed Service and Implementation of Section 309(j) of the Communications Act—Competitive Bidding, Notice of Proposed Rulemaking, 9 FCC Rcd 7666, 7667 (1994).

[60] See Implementation of Sections 202(a) and 202(b)(1) of the Telecommunications Act of 1996, Order, 11 FCC Rcd 12368 (1996).

[61] Review of the Commission's Regulations Governing Television Broadcasting, Second Further Notice of Proposed Rule Making, FCC 96–438 (released Nov. 7, 1996).

[62] Review of the Commission's Regulations Governing Attribution of Broadcast and Cable /MDS Interests, Review of the Commissions Regulations and Policies Affecting Investment in the Broadcast Industry, Reexamination of the Commission's Cross-Interest Policy, Further Notice of Proposed Rule Making, MM Docket Nos. 94–150, 92–51 & 87–154, FCC 96–436 (released Nov. 7, 1996).

[63] See Policies and Rules Regarding Minority and Female Ownership of Mass Media Facilities, Notice

Continued

4. FCC Policing of Abuse and Enforcement of Rules

132. Brown-Blackwell states the Commission should be more active in investigating possible fraud and in monitoring licensees for abuse and enforcing its rules where ownership interests of minorities and women are affected because apathy in such areas can prevent entry into the marketplace. In a similar vein, Romar contends that the Commission should police against abuse of preferences, i.e., where after a construction permit is awarded, the interest of the minority or female is transferred to others.

133. As discussed in Part IV of this Report, the Commission is continuing to explore issues relating to minorities and women in telecommunications services and expects to issue a more comprehensive report on those issues in the future. As part of that effort, we shall fully consider issues relating to the potential abuses described by these commenters and take appropriate action where warranted.

E. Other Services

1. International Bureau

134. With respect to international services, several commenters express concern about Commission actions that they believe may hinder small businesses' ability to enter the telecommunications market, such as the Commission's actions with respect to TelQuest's application to operate a fixed transmit/receive earth station to uplink and receive U.S. and Canadian DBS programming. On July 15, 1996, the International Bureau concluded that, because Canada had not yet authorized the satellites with which TelQuest proposed to communicate, TelQuest's earth station applications should be dismissed, without prejudice, as premature. In taking this action, the International Bureau reiterated that its policy is to dismiss earth station applications where the space station with which the earth station will communicate has not yet been authorized.[64]

135. The specific matter of TelQuest's application is pending separately in connection with TelQuest's application for review of two International Bureau Orders. We will address that matter in that proceeding. Based on the comments received in this proceeding, we find nothing in the International Bureau policy reflected in that case that imposes burdens uniquely or predominantly on small businesses.[65]

136. Several commenting parties object to the Commission's financial qualifications requirements for satellite applicants, on the ground that the Commission's standards are an entry barrier for small businesses. Mobile Communications Holdings contends that Commission Rule 25.143(b)(3) adversely affects small businesses because it fails to take into account the unique ways that small businesses obtain capital. As a means of addressing these concerns, parties generally recommend that the Commission apply the financial standards more flexibly. However, one party disagrees with this proposal and asserts that a less rigorous standard is not in the public interest.

137. The specific requests for action concerning financial standards as applied to satellite services generally relate to other ongoing proceedings pending before the Commission and the courts, and are more appropriately addressed in connection with those specific proceedings. We also have pending petitions for reconsideration of our decision in the DISCO I Order to adopt a uniform financial standard for domestic and international fixed satellite service satellites. Furthermore, we have raised issues concerning the proper financial standard to be applied in the non-voice non-geostationary mobile satellite service (Little LEOs) in an outstanding Notice of Proposed Rulemaking.[66] We believe these matters are most appropriately addressed in connection with the records developed in those proceedings.

2. Office of Engineering and Technology

138. In December 1996, the Commission adopted a Notice of Proposed Rulemaking, 61 FR 68698, December 30, 1996, to eliminate unnecessary and burdensome Experimental Radio Service (ERS) regulations for ERS applicants and licensees, many of which are small entities.[67] If adopted, the proposals in the Experimental Radio Notice would provide an increased opportunity for manufacturers, inventors, entrepreneurs, and students to experiment with new radio technologies, equipment designs, characteristics of radio wave propagation, and new service concepts using the radio spectrum. Because the proposals would streamline the ERS regulations and would remove excessive regulatory burdens, they would be beneficial to small businesses.

139. In another recent proceeding, 62 FR 04920, February 3, 1997, the Commission has provided licensees an alternative means of demonstrating compliance with the Commission's antenna performance standards.[68] This measure removes an obstacle that had previously existed for manufacturers and licensees, a number of which are small businesses. The practical effect of the Flexible Antenna Report and Order is to permit licensees to use technologically innovative directional microwave antennas (such as planar-array antennas), which our rules had unintentionally prohibited.

140. On January 9, 1997, the Commission adopted the U–NII Report and Order, 62 FR 04649, January 31, 1997, making available 300 megahertz of spectrum at 5.15–5.35 GHz and 5.725–5.825 GHz for a new category of Unlicensed National Information Infrastructure (U–NII) devices[69] that will provide short-range, high speed wireless digital communications on an unlicensed basis.

141. By fostering development of a broad range of new devices and service offerings, the U–NII Report and Order should stimulate economic development and the growth of new industries and, at the same time, further our Section 257 objectives. Specifically, allowing unlicensed devices access to the 5.15–5.35 GHz and 5.725–5.825 GHz

of Proposed Rulemaking, 10 FCC Rcd 2788 (1995) (Minority and Female Ownership NPRM).

[64] See Applications of TelQuest Ventures, L.L.C. and Western Tele-Communications, Inc., 11 FCC Rcd 8151 (1996). The Commission noted that this policy prevents premature consideration of systems that may never operate and deters applicants from filing competing premature applications in the hope of obtaining earth station authorizations for the purpose of influencing space station licensing decisions. Id. at 8154. On October 29, 1996, the International Bureau denied TelQuest's petition for reconsideration finding that TelQuest's earth station application was properly dismissed, without prejudice. See Applications of TelQuest Ventures, L.L.C and Western Tele-Communications, Inc., Report and Order, 11 FCC Rcd 13943 (1996), applications for review pending.

[65] TelQuest has also sought reconsideration of our decision in Streamlining the Commission's Rules and Regulations for Satellite Application and Licensing Procedures, Report and Order, FCC 96–425 (released Dec. 16, 1996), on a number of related grounds. The arguments raised in that proceeding will be addressed in that proceeding.

[66] See Amendment of Part 25 of the Commission's Rules to Establish Rules and Policies Pertaining to the Second Processing Round of the Non-Voice, Non-Geostationary Mobile Satellite Service, Notice of Proposed Rulemaking, IB Docket No. 96–220, FCC 96–426 (released Oct. 29, 1996).

[67] Amendment of Part 5 of the Commission's Rules to Revise the Experimental Radio Service Regulations, Notice of Proposed Rulemaking, ET Docket No. 96–256, FCC 96–475 (released Dec. 20, 1996) (Experimental Radio Notice).

[68] Amendment of Parts 74, 78, and 101 of the Commission's Rules to Adopt More Flexible Standards for Directional Microwave Antennas, Report and Order, 12 FCC Rcd 1016 (1997) (Flexible Antenna Report and Order).

[69] Amendment of the Commission's Rules to Provide for Operation of Unlicensed NII Devices in the 5 GHz Frequency Range, Report and Order, 12 FCC Rcd 1576 (1997) (U–NII Report and Order).

bands will enable educational institutions to form inexpensive broadband wireless computer networks between classrooms, thereby providing cost-effective access to an array of multimedia services on the Internet. Use of the new spectrum by unlicensed wireless networks also could help improve the quality and reduce the cost of services provided by small business users (including medical providers) of the networks.

142. On March 13, 1997, the Commission adopted its Simplify and Streamline the Equipment Authorization Process Notice, 62 FR 24383, May 5, 1997.[70] By this action, the Commission proposes to eliminate two of its five equipment authorization procedures, namely, the type acceptance procedure and the notification procedure. As a result, there will be only one procedure for equipment that must be authorized by the Commission: certification. These proposals would lead to a simpler and far less cumbersome set of equipment authorization requirements, which will promote compliance. In addition, the Commission proposes to relax the equipment authorization requirements for a broad array of equipment, including unintentional radiators, consumer ISM equipment and a variety of radio transmitters. Thus, adoption of these proposals would further advance our Section 257 objectives to enhance market opportunities for small businesses, such as manufacturers who supply parts and services to telecommunications service providers, to speed delivery of their products to the public, and would save manufacturers some $100 million by reducing the number of applications necessary for equipment authorization.

3. Compliance and Information Bureau

143. The FCC's Compliance and Information Bureau is furthering the Commission's Section 257 mandate through information dissemination initiatives that are particularly valuable to small businesses, which, as discussed above, often lack resources and information. First, as part of its ongoing commitment to make information available to the public expeditiously and inexpensively, in 1996, CIB established a new FCC National Call Center.[71] The National Call Center provides consumers with free, one-stop shopping for Commission information in English and Spanish in 26 states, (it is being phased-in geographically as budget constraints permit). The Call Center also provides TTY access.[72]

144. CIB Public Affairs Specialists and Compliance Specialists in field offices throughout the country have provided various small telecommunications businesses, including women and minority businesses, information regarding telecommunication issues. In addition, CIB faxes a ''Welcome Letter'' to new telecommunications companies listed in local newspaper legal notices, advising that the FCC can assist and answer communications questions. In conjunction with the SBA, participated in the U.S. General Store for Small Businesses in Houston, Texas, which provides at one location all the information necessary to operate a small business.

145. CIB has specifically required state broadcast associations to include non-member licensees, many of which are small businesses, in their Alternative Broadcast Inspection Program (ABIP). On an continuing basis, CIB notifies radio stations about information regarding various communications-related matters, e.g., spectrum auctions, and cable complaint procedures, for inclusion in stations' public service information programs. CIB also made outreach efforts to manufacturers as well as participants to implement the new Emergency Alert System (EAS), and has worked with the cable industry to ensure that emergency messages will reach as many members of the public as possible without adverse financial impact on small cable operators. Further, CIB works closely with local chambers of commerce, which has been particularly effective in reaching small businesses. All of these steps serve to promote opportunities for small businesses by ensuring that, despite limited resources, small business have access to the most current information available about new telecommunication policies and services.

IV. Unique Obstacles for Small Businesses Owned by Women or Minorities

A. Background

146. In the Market Entry Barriers Notice of Inquiry, we inquired whether small businesses owned by women or minorities encounter unique obstacles in the telecommunications market.[73] We asked parties to submit personal accounts of individual experiences, studies, reports, statistical data, or any other information. We recognized that a prospective barrier is discrimination and requested evidence of any past or current discrimination or unfavorable treatment. Because governmental action that takes race or gender into account is subject to heightened judicial scrutiny, we sought comment on whether as a legal matter, the obstacles that women and minorities encounter are significant enough to justify special incentives for those groups.[74] We specifically asked whether there is sufficient evidence of discrimination in the communications industry against any particular minority group to support race-based incentives under the strict scrutiny standard and whether there is sufficient evidence to warrant incentives for women under either strict scrutiny (in the event that the Supreme Court raised the gender standard to strict scrutiny) or intermediate scrutiny (in the event that the Court maintained the existing intermediate scrutiny standard).

147. In addition, we sought comment on any nonremedial objectives that would justify the use of race and gender-based incentives while furthering the Section 257 mandate. Finally, we asked parties to propose specific licensing incentives to redress any discrimination or to further any nonremedial objectives. We encouraged parties to support their proposals with

[70] Amendment of Parts 2, 15, 18 and Other Parts of the Commission's Rules to Simplify and Streamline the Equipment Authorization Process for Radio Frequency Equipment, Notice of Proposed Rule Making, ET Docket No. 97–84, FCC 97–84 (released Mar. 27, 1997) (Simplify and Streamline the Equipment Authorization Process Notice).

[71] The National Call Center can be accessed by dialing 1–888-CALL FCC (1–888–225–5322). See FCC News Release, FCC's Toll-Free Information Service Expanded (September 30, 1996). The Call Center has received nearly 160,000 calls. Additional information about CIB resources and the National Call Center is available on the World Wide Web (http://www.fcc.gov/cib) (CIB homepage) and (http://www.fcc.gov/cib/ncc).

[72] Full Call Center services for the hearing impaired can be accessed through the Telecommunications Device of the Deaf (TYY) by dialing 1–888–TELL–FCC (835–5322).

[73] As explained in the Market Entry Barriers Notice of Inquiry, we explored this area for several reasons: the legislative history of Section 257 suggests Congress was concerned about the under representation of minority and women-owned small businesses in the telecommunications market and sought to increase competition by diversifying ownership, see 142 Cong. Rec. H1141 at H1176–77 (daily ed. Feb. 1, 1996) (statement of Rep. Collins); Section 309(j) requires the Commission to further opportunities for businesses owned by women and minorities in the provision of spectrum-based services; and FCC licensing and other statistical data show that a portion of small communications businesses are owned by women and minorities and there is evidence that these entities encounter unique market barriers. Market Entry Barriers Notice of Inquiry, 11 FCC Rcd at 6301–6305.

[74] Market Entry Barriers Notice of Inquiry, 11 FCC Rcd at 6308, 6315–6317. In Adarand, the Supreme Court held that government classifications based on race must satisfy strict scrutiny. 115 S.Ct. at 2113. For a full discussion of the constitutional standards, see Market Entry Barriers Notice of Inquiry, 11 FCC Rcd at 6309–6315.

data and to identify specific provisions of the Act that would authorize us to implement any such proposals.

148. At the Market Entry Barriers Forum, which included a panel on ''Unique Barriers for Minority or Women-Owned Businesses,'' several women and minority entrepreneurs described their personal experiences in trying to enter and participate in the telecommunications market, members of the financial industry described lending and advertising practices, and a representative from the Department of Justice addressed the constitutional standards for race and gender programs. Although we will address in more detail the comments regarding women and minorities in our subsequent report, in this Report we provide a summary of the principal barriers and proposals raised in the record to date.

B. Principal Obstacles and Proposals Identified in the Record

149. Parties to the Section 257 proceeding identify several obstacles that women or minority-owned businesses face based on race or gender. The predominant impediment to entry identified is access to and cost of capital. Many parties cite difficulty in obtaining credit and time-delayed payment options, as well as negative attitudes toward women or minority-owned businesses. Ofori, United Church of Christ and Minority Media and Telecommunications Council assert that minority entrepreneurs often must rely on financiers and venture capitalists that impose unfavorable terms, for example, requiring unreasonable performance goals for returns on investment or advertising revenue. Williams states that traditional sources of capital for minority businesses, such as small business investment companies (SBICs), are inadequate to cover entry costs into telecommunications. In addition, some parties contend that historical treatment of minorities and women has contributed to the difficulty those entities experience in financing small telecommunications ventures.

150. Some parties point to other possible barriers. For example, some commenters identify barriers in licensing of specific telecommunications services; numerous parties assert that employment and management experience is valuable for ownership in telecommunications and that lack of employment opportunity or employment discrimination is a barrier; several commenters advocate stronger enforcement of the Commission's EEO rules or preference policies; some parties contend that women and minorities are excluded from government procurement, which impedes participation in the telecommunications market, and one party cites political changes as barring entry. The Small Business Administration maintains that beyond all the general barriers that small businesses encounter, women and minorities also face an entirely different set of market entry barriers that result in a disproportionately low rate of ownership and participation in virtually every telecommunications field.

151. Numerous parties advocate adoption of licensing incentives for women and minorities. American Women in Radio and Television and Women of Wireless recommend that the Commission adopt gender-based policies for both remedial and nonremedial purposes—to redress prior and ongoing discrimination against women; to foster diversity in media voices under Section 257(b); and to widely disseminate spectrum licenses under Section 309(j). National Black Caucus of State Legislators argues that the Adarand decision, coupled with Congressional repeal of the tax certificate program, and the FCC's response to Adarand demonstrates that the federal government fails to address the ''growing erosion of economic opportunity on the part of African-Americans.'' Some commenters suggest that the Commission encourage industry to establish partnerships with women or minority-owned companies, and to provide training programs, business opportunities, or mentoring programs to assist such groups in developing skills and becoming successful telecommunications entrepreneurs. Some parties recommend specific auction-related provisions. They argue that the FCC should reinstate its pre-Adarand PCS incentive policies for women and minorities, while others raise Section 309(j) issues. Many parties urge the FCC to conduct a study of the participation of women and minorities in the telecommunications industry and market entry barriers.

C. Ongoing Commission Evaluation

152. There is a long history of recognition by this agency, as well as by courts, Congress, and the public, that minorities and women have experienced serious obstacles in attempting to participate in the telecommunications industry and that their greater participation would enhance the public interest. Since the late 1960's, the Commission has addressed women and minority access to employment and ownership opportunities in the telecommunications area. In 1982, Congress observed that ''the effects of past inequities stemming from racial and ethnic discrimination have resulted in a severe underrepresentation of minorities in the media of mass communications'' and enacted Section 309(i)(3)(A) of the Communications Act, authorizing the Commission to provide minority preferences in awarding spectrum licenses by lottery. More recently, in 1993, Congress reached beyond broadcast services to wireless spectrum-based services and enacted Section 309(j), which requires the Commission to adopt competitive bidding procedures that promote economic opportunity to a wide variety of applicants, including minorities and women. In implementing Section 309(j), the Commission designed rules to assist small, rural, women, and minority-owned businesses ''to overcome barriers that have impeded these groups' participation in the telecommunications arena, including barriers related to access to capital.'' Although the specific auction rules we adopted for businesses owned by women and minorities were held in abeyance after Adarand, since then, we have continued to request comment on the effect of Adarand on our policies and to seek evidence of discrimination against women or minorities in telecommunications services. Later, in enacting Section 257 of the 1996 Act, one member of Congress noted that women and minorities are ''extremely under represented'' in the telecommunications industry.

153. Thus, our Section 257 mandate continues a succession of measures over several decades to enhance opportunities for women and minorities. The goal in this aspect of the Section 257 proceeding is to identify the specific obstacles that women and minorities face and to determine whether they are of the nature that will satisfy heightened judicial scrutiny. As a federal government agency, our ability to adopt race or gender based incentives is limited by constitutional requirements. Under Adarand, any governmental classification based on race must satisfy strict scrutiny: it must be narrowly tailored to further compelling governmental interests. Remedying discrimination against a particular racial group in a specific field has been recognized as a compelling government interest. Thus, for us to adopt race-based incentives, there must be an appropriate record of discrimination against minorities in telecommunications. After we released the Market Entry Barriers Notice of Inquiry, the Supreme Court clarified the

applicable constitutional standard for classifications regarding gender. In *United States* v. *Commonwealth of Virginia*,[75] the Court affirmed and applied its pre-existing standard for reviewing gender classifications—intermediate scrutiny—to hold that a state male-only military college violated the Equal Protection Clause.[76] Under intermediate scrutiny, a government's justification for gender-based classifications must be ''exceedingly persuasive'' and specifically, the government must show at least that the classification serves important governmental objectives and is substantially related to those objectives.

154. The record in this proceeding, including comments on the Market Entry Barriers Notice of Inquiry and the testimony at the Market Entry Barriers Forum, supplemented by the record in various other proceedings, strongly indicates that minorities and women have experienced tremendous obstacles in participating in the telecommunications industry. To satisfy our statutory obligations under both Section 257 and Section 309(j), we are commencing a comprehensive study to further examine the role of small businesses and businesses owned by minorities or women in the telecommunications industry and the impact of our policies on access to the industry for such businesses. In addition to furthering the requirements of Section 257, the study will assist us in fulfilling our Section 309(j) mandates and in determining whether there are constitutionally-sound bases for adopting licensing incentives for women or minorities.

155. As to Section 257, the study will provide data and information to help us identify and eliminate market entry barriers for small businesses in the telecommunications market as the statute requires. In addition, the study will assist the Commission in reporting to Congress on our implementation of Section 257, as the statute also requires.[77] As to Section 309(j), the study will be useful in comparing the effectiveness of auction and non-auction methodologies, and in assessing entry of new companies into the market, prompt delivery of service to rural areas, and the participation and success of small businesses and businesses owned by minorities or women in the competitive bidding process, as well as reporting to Congress on the auction process as required.

156. The study will be conducted by an external contractor. It will focus on two types of communications services, the oldest and the newest—broadcast and wireless.[78] Specifically, the study will develop a profile of applicants and participants in broadcast licensing and the licensing of certain wireless services, both by auction and other previously used methods. It will analyze participation rates of small businesses, minority-owned businesses, women-owned businesses, and the difference between participants and potential participants. The study will identify and evaluate the effect of any market entry barriers and other impediments on participation and attainment of licenses, the impact of incumbency in the telecommunications industry, the effect of previous FCC licensing proceedings, the effect of the presence, absence and removal of race and gender-based provisions, and the effect of past employment or management experience in the communications industry on auction participation and success.

V. Conclusion

This Report, we believe, demonstrates our implementation of Section 257. As described above, the Commission has taken numerous steps to eliminate regulatory and other impediments to entry for small businesses in the telecommunications market and will continue to do so.

VI. Ordering Clauses

158. The motion of Blab Television to accept late-filed comments in this proceeding is *Granted*.

159. The motion of National Association of Black Owned Broadcasters to accept late-filed comments in this proceeding is *Granted*.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97–16868 Filed 6–26–97; 8:45 am]

BILLING CODE 6712–01–P

[75] 116 S.Ct. 2264 (1996).

[76] *United States* v. *Virginia*, 116 S.Ct. 2264, 2274–2276 (citing *J.E.B.* v. *Alabama ex rel. T.B.*, 511 U.S. 127, 136–137 & n.6 (1994) and *Mississippi University for Women* v. *Hogan*, 458 U.S. 718, 724 (1982)).

[77] 47 U.S.C. § 257(c). Section 257(c) requires the Commission to report to Congress every three years following completion of the proceeding on regulations that have been issued to eliminate barriers and any statutory barriers that the Commission recommends be eliminated.

[78] An analysis of broadcast licensing also will assist the Commission's analysis of auction participation. Many auction participants and investors are broadcast licensees. For example, the study will examine the impact of incumbency and the regulatory structure the FCC established for the licensing of broadcast spectrum on auction bidding.

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Parts 171 and 172

[Docket No. HM–224A]

RIN 2137–AD02

Hazardous Materials: Shipping Description and Packaging of Oxygen Generators; Delay of Effective Date, Technical Amendments and Corrections

AGENCY: Research and Special Programs Administration (RSPA), DOT.

ACTION: Final rule; delay of effective date, technical amendments and corrections.

SUMMARY: On June 5, 1997, RSPA published a final rule which amended the Hazardous Materials Regulations by adding a specific shipping description to the Hazardous Materials Table for chemical oxygen generators. In this revision to the final rule, RSPA is delaying the effective date of the final rule for one month, authorizing permissive compliance immediately, correcting the identification number for chemical oxygen generators and a typographic error in the Hazardous Materials Table entry for them, and revising Special provision 60 for clarity and to provide additional time to conform to additional approval procedures.

DATES: *Effective dates*: The effective date for the final rule published at 62 FR 30767 under Docket HM–224A on June 5, 1997, is delayed from July 7, 1997 to August 7, 1997. The amendments and corrections in this final rule are effective August 7, 1997.

Applicability: The provisions of § 172.101(l)(1)(ii), which otherwise would allow up to one year after a change in the Hazardous Materials Table to use up stocks of preprinted shipping papers and to ship packages that were marked prior to the change, do not apply to these amendments and corrections.

Permissive compliance date: Compliance with the requirements adopted in this final rule and in the final rule published at 62 FR 30767 is authorized immediately.

FOR FURTHER INFORMATION CONTACT: Diane LaValle, Office of Hazardous Materials Standards, 202–366–8553, Research and Special Programs Administration, U.S. Department of Transportation, 400 Seventh Street, SW, Washington, DC 20590–0001.

SUPPLEMENTARY INFORMATION: A final rule was published in the **Federal Register** on June 5, 1997 (62 FR 30767) under Docket HM–224A. In the final rule, RSPA amended the Hazardous Materials Regulations (49 CFR parts 171–180; HMR) by adding a specific shipping description to the Hazardous Materials Table in § 172.101 for chemical oxygen generators and requiring approval of a chemical oxygen generator, including its packaging, when it is to be transported with its means of initiation attached. In this document, RSPA is making editorial and technical revisions which it believes necessary to correct or clarify the final rule and facilitate compliance with its provisions. The changes respond to telephone and written comments RSPA has received concerning the June 5, 1997 final rule.

Effective Date and Permissive Compliance Date

The effective date for compliance with the June 5, 1997 final rule is delayed from July 7, 1997 to August 7, 1997 and the amendments in this final rule also are made effective August 7, 1997. RSPA believes that this one month delay of the effective date is necessary to provide adequate time for shippers to identify and mark previously packaged chemical oxygen generators and to implement the marking requirement for current production.

RSPA is authorizing permissive compliance immediately and strongly encourages shippers of chemical oxygen generators to comply immediately with the new shipping description requirements. The Federal Aviation Administration has advised RSPA that lack of a shipping description in the HMR is contributing to confusion in the transportation of chemical oxygen generators and has resulted in their unauthorized transportation in certain instances.

Shipping Description

The identification number for oxygen generator, chemical, in the Hazardous Materials Table in § 172.101 was incorrectly identified in the final rule as ''UN3353''. Therefore, RSPA is correcting the identification number to read ''UN3356'' consistent with the United Nations Recommendations on the Transport of Dangerous Goods.

RSPA is removing the Packing Group I entry for ''Oxygen generators, chemical''. Although some of the oxidizing materials used in oxygen generators may be in Packing Group I, RSPA believes the Packing Group II designation adequately identifies the level of risk posed by these devices and is desirable for consistency with provisions adopted for inclusion in the Technical Instructions for the Safe Transport of Dangerous Goods by Air of the International Civil Aviation Organization (ICAO Technical Instructions). In addition, the table entry under column 10A is corrected to read ''D.''

Special Provision 60

RSPA is providing for a delay, until October 1, 1997, in mandatory compliance with Special Provision 60 so that persons who offer generators (including company materials) may obtain any new or revised approvals needed to comply with the requirements of the special provision. RSPA is revising the special provision to clarify that a copy of an approval must be maintained at each facility where a chemical oxygen generator is packaged, rather than where it is ''prepared for shipment''. Also, RSPA is clarifying that the approval requirements apply to any chemical oxygen generator that is shipped with its means of initiation attached and that, if the means of initiation involve use of an explosive (e.g., a primer or an electric match), the approval procedures of § 173.56 must be followed.

Historically, all new explosives, including devices such as chemical oxygen generators which contain an explosive means of ignition (e.g., a primer or an electric match), must be examined by an agency designated by the Associate Administrator for Hazardous Materials Safety (Associate Administrator) and classed and approved by the Associate Administrator before being offered for transportation (see § 173.56). Otherwise the explosive device is a ''Forbidden explosive'' and may not be offered for transportation or transported, as specified in §§ 173.21 and 173.54. RSPA is aware that some of these past approvals for chemical oxygen generators may not have included a requirement for at least two positive means of preventing unintentional activation as required by the June 5, 1997 final rule, and that some older approvals which were issued by the Bureau of Explosives may not have approval numbers assigned to them. There also may be chemical oxygen generators which are initiated with other than an explosive means, and these generators would not have needed an approval prior to the June 5, 1997 final rule. For these reasons, RSPA believes a delay in the implementation date for the new approval procedures is warranted.

RSPA emphasizes that if the original approval for a chemical oxygen generator specifies a specific packaging configuration as a condition of the approval, any change in the packaging configuration requires a separate approval. RSPA expects strict conformance with the requirements stated above, but also recognizes the burden involved in a complete reexamination each time a generator containing an explosive substance is modified. Accordingly, in administering Special Provision 60, the Associate Administrator will not require a complete reexamination when a modification to an approved device or its packaging is unrelated to the risk being addressed by the regulation (e.g., a change in an oxygen outlet at the end opposite the initiating device).

The reader is referred to the preamble discussion in the June 5, 1997, final rule under Docket HM–224A addressing approval requirements, 62 FR 30768–69.

ICAO Technical Instructions

Recently, provisions for chemical oxygen generators were adopted for inclusion into the ICAO Technical Instructions. These provisions include: (1) adding a shipping description; (2) forbidding the transportation on passenger-carrying aircraft of chemical oxygen generators; (3) forbidding the transportation on any aircraft of chemical oxygen generators which have passed their expiration date or which have been used; and, (4) adding a packing instruction for chemical oxygen generators intended for transportation on cargo aircraft. The major provisions of the packing instruction are as follows:

Oxygen generator, chemical containing oxidizing substances must meet all the following conditions:

(a) The generator, without its packaging, must be capable of withstanding a 1.8m drop test on to a rigid, non-resilient, flat and horizontal surface, in the position most likely to cause damage, without loss of its contents and without actuation;

(b) When a generator is equipped with an actuating device, it must have at least two positive means of preventing unintentional actuation;

(c) The generator(s) must be transported in a package which will meet the following requirements when one generator in the package is actuated:

(1) Other generators in the package will not be actuated;

(2) Packaging material will not ignite; and

(3) The outside surface temperature of the completed package must not exceed 100 °C

(d) The generator(s) must be tightly packed in steel drums (1A2), aluminum drums (1B2), plywood drums 1(D), fibre drums (1G), plastic drums (1H2), steel jerricans (3A2), plastic jerricans (3H2), metal boxes (4A, 4B), wooden boxes (4C1, 4C2), plywood boxes (4D), reconstituted wood boxes (4F), fibreboard boxes (4G) or solid plastic boxes (4H2).

RSPA expects that this packing instruction will become effective in the ICAO Technical Instructions in the near future. RSPA anticipates that any approval it issues under new Special Provision 60 for a chemical oxygen generator intended for transportation aboard cargo aircraft will require the chemical oxygen generator to be packaged in accordance with the ICAO provisions.

List of Subjects in 49 CFR Part 172

Hazardous materials transportation, Hazardous waste, Labeling, Packaging and containers, Reporting and recordkeeping requirements.

In consideration of the foregoing 49 CFR Part 172 is amended as follows:

PART 172—[AMENDED]

1. The authority citation for part 172 continues to read as follows:

Authority: 49 U.S.C. 5101–5127; 49 CFR 1.53.

§ 172.101 [Corrected]

2. In the § 172.101 Hazardous Materials Table, as amended at 62 FR 30771, for the entry ''Oxygen generator, chemical'', in columns (5) through (10B), the first entry PG I is removed, and, for the second entry PG II, the identification number ''UN3353'' in Column (4) is corrected to read ''UN3356'' and the number ''(1)'' in column (10A) is corrected to read ''D''.

3. In § 172.102(c)(1), Special Provision 60 is revised to read as follows:

§ 172.102 Special provisions.

* * * * *

(c) * * *

(1) * * *

* * * * *

60 After September 30, 1997, an oxygen generator, chemical, that is shipped with its means of initiation attached must incorporate at least two positive means of preventing unintentional actuation of the generator, and be classed and approved by the Associate Administrator for Hazardous Materials Safety. The procedures for approval of a chemical oxygen generator that contains an explosive means of initiation (e.g., a primer or electric match) are specified in § 173.56 of this subchapter. Each person who offers a chemical oxygen generator for transportation after September 30, 1997, shall: (1) ensure that it is offered in conformance with the conditions of the approval; (2) maintain a copy of the approval at each facility where the chemical oxygen generator is packaged; and (3) mark the approval number on the outside of the package.

* * * * *

Issued in Washington, DC on June 23, 1997, under the authority delegated in 49 CFR part 1.

Kelley S. Coyner,

Deputy Administrator, Research and Special Programs Administration.

[FR Doc. 97–16778 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–60–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

49 CFR Part 1152

[STB Ex Parte No. 537]

Abandonment and Discontinuance of Rail Lines and Rail Transportation Under 49 U.S.C. 10903

AGENCY: Surface Transportation Board; Transportation.

ACTION: Final rules; amendment.

SUMMARY: The ICC Termination Act of 1995 revised the law governing applications by rail carriers to abandon or discontinue service over lines of railroad and related offers of financial assistance that would continue rail service after approval of abandonment or discontinuance by the Surface Transportation Board (Board). Accordingly, by decision served December 24, 1996, the Board revised 49 CFR part 1152 to implement the changes and update the pertinent regulations, and to streamline the abandonment and discontinuance process consistent with the new law. The Board also made conforming changes to the environmental rules at part 1105. These new regulations, which were adopted following a notice and comment rulemaking proceeding, went into effect on January 23, 1997. The Board now makes some clarifying changes to the rules, makes delegations of authority that will permit agency employees to carry out certain responsibilities under these procedures, and corrects one typographical error.

EFFECTIVE DATE: These modifications and clarifying changes are effective July 27, 1997.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 565–1600. [TDD for the hearing impaired: (202) 565–1695.]

SUPPLEMENTARY INFORMATION: The Board's decision adopting these modifications and clarifying changes is available to all persons for a charge by phoning DC News & Data, Inc., at (202) 289–4357.

The Board certifies that these rules will not have a significant economic effect on a substantial number of small entities. The rules should result in streamlining, improving and updating the abandonment process while ensuring the opportunity for full public participation in our proceedings.

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

List of Subjects in 49 CFR Part 1152

Administrative practice and procedure, Railroads, Reporting and recordkeeping requirements.

Decided: June 18, 1997.

By the Board, Chairman Morgan and Vice Chairman Owen.

Vernon A. Williams,

Secretary.

For the reasons set forth in the preamble, title 49, chapter X, part 1152 of the Code of Federal Regulations is amended as follows:

PART 1152—ABANDONMENT AND DISCONTINUANCE OF RAIL LINES AND RAIL TRANSPORTATION UNDER 49 U.S.C. 10903

1. The authority citation for part 1152 continues to read as follows:

Authority: 5 U.S.C. 553, 559, and 704; 11 U.S.C. 1170; 16 U.S.C. 1247(d) and 1248; and 49 U.S.C. 701 note (1995) (section 204 of the ICC Termination Act of 1995), 721(a), 10502, 10903–10905, and 11161.

§ 1152.24 [Amended]

2. Section 1152.24(e)(2), third sentence, is amended by adding the phrase '', through the Director of the Office of Proceedings,'' after the phrase ''in the **Federal Register** by the Board''.

3. Section 1152.25(d)(6)(i) is amended by adding the following two sentences to the beginning of the paragraph:

§ 1152.25 Participation in abandonment or discontinuance proceedings.

* * * * *

(d) * * *

(6) * * *

(i) Any oral hearing request is due 10 days after the filing of the application. The Board, through the Director of the Office of Proceedings, will issue a decision on any oral hearing request within 15 days after the filing of the application.* * *

* * * * *

4. Section 1152.26(b) is amended by adding the following two sentences to the end of the paragraph:

§ 1152.26 Board Determination under 49 U.S.C. 10903.

* * * * *

(b) * * * Because Board action on abandonment applications by bankrupt railroads is advisory only, no environmental filings or analysis is necessary. See 49 CFR 1105.5(c).

5. Section 1152.29(e)(2) is amended by adding the following two sentences to the end of the paragraph:

§ 1152.29 Prospective use of rights-of-way for interim trail use and rail banking.

(e) * * *

(2) * * * If, however, any legal or regulatory barrier to consummation exists at the end of the one-year time period, the notice of consummation must be filed not later than 60 days after satisfaction, expiration or removal of the legal or regulatory barrier. For good cause shown, a railroad may file a request for an extension of time to file a notice so long as it does so sufficiently in advance of the expiration of the deadline for notifying the Board of consummation to allow for timely processing.

* * * * *

§ 1152.50 [Amended]

* * * * *

6. Section 1152.50(d)(2), second sentence, is amended by changing ''(e)(5)'' to ''(e)(4).''

§ 1152.60 [Amended]

7. Section 1152.60(a), third sentence, is amended by adding the phrase ''by the Board, through the Director of the Office of Proceedings,'' after the word ''published''.

[FR Doc. 97–16902 Filed 6–26–97; 8:45 am]

BILLING CODE 4915–00–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 660

[Docket No. 970311053–7139–02; I.D. 020397B]

RIN 0648–AJ23

Fisheries off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Amendment 9

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: NOAA issues this final rule to implement Amendment 9 to the Fishery Management Plan for the Pacific Coast Groundfish Fishery (FMP). Amendment 9 requires a sablefish endorsement on limited entry permits for permit holders to participate in the regular and mop-up limited entry fixed gear sablefish fishery north of 36° N. lat. (the U.S.-Vancouver, Columbia, Eureka, and Monterey management areas). The intended effect of this sablefish endorsement is to promote safety, stability, and economic viability of the sablefish fishery by limiting or reducing harvesting capacity in the Pacific Coast sablefish fishery. This rule also eliminates limited entry permit ''B'' endorsement language that expired January 1, 1997. Elimination of ''B'' endorsement language is a routine update of the Pacific Coast groundfish regulations.

DATES: This rule will become effective July 28, 1997.

ADDRESSES: Copies of Amendment 9, the Environmental Assessment (EA) and the Regulatory Impact Review (RIR) are available from Lawrence D. Six, Executive Director, Pacific Fishery Management Council, 2130 SW Fifth Avenue, Suite 224, Portland, OR 97201. Comments regarding the collection-of-information requirements contained in this rule should be sent to Mr. William Stelle, Administrator, Northwest Region, NMFS, 7600 Sand Point Way, NE, BIN C157000, Seattle, WA 98115–0070; or to Mr. William Hogarth, Acting Administrator, Southwest Region, NMFS, 501 West Ocean Boulevard, Suite 4200, Long Beach, CA 90802–4213, and to the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Washington, D.C. 20503 (Attention: NOAA Desk Officer).

FOR FURTHER INFORMATION CONTACT: William L. Robinson at 206–526–6140, Rodney McInnis at 562–980–4040, or the Pacific Fishery Management Council at 503–326–6352.

SUPPLEMENTARY INFORMATION: NMFS issues this final rule to implement a recommendation from the Pacific Fishery Management Council (Council), under the authority of the FMP and the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act). The background and rationale for the Council's recommendation were fully described in the notice of proposed rulemaking for this action (62 FR 13583, March 21, 1997). Public comments were requested through May 5, 1997. Twelve letters were received and are addressed later in the preamble to this final rule. The comments resulted in no change to the regulatory text that was published as a proposed rule.

In summary, a sablefish endorsement will be required on a limited entry permit of a vessel in order for that vessel to harvest sablefish in the area north of 36° N. lat. during the regular (derby or cumulative limit) or mop-up limited entry sablefish fishery. A sablefish endorsement will not be required for a vessel with a limited entry permit to participate in the daily trip limit fishery that operates outside of the time period of the regular or mop-up season. NMFS has accepted the Council's recommendation for sablefish endorsement qualifying criteria: at least 16,000 lb (7,257.5 kg) of sablefish catch from the sablefish fishery, taken in any one calendar year from 1984 through 1994.

Adoption of the above qualifying criteria is a compromise that recognizes historical participation by including the early years of the license limitation qualifying period, that acknowledges more recent participants in the sablefish derby by including 2 years after the Council adoption of the limited entry program, and that considers dependence on the fishery by granting permit endorsements only to those persons who landed quantities of sablefish large enough to constitute a significant portion of their incomes. Maintaining a qualifying requirement that includes years from the mid and late 1980s prevents the disenfranchisement of vessels that were forced to choose between Alaska and West Coast fisheries during the recent years in which the Council set the West Coast opening to coincide with the Alaska opening.

Only persons holding current limited entry permits may qualify for a sablefish endorsement. Permit catch history will be used to determine whether a permit meets the qualifying criteria for a fixed gear sablefish endorsement. Permit catch history includes the catch history of the vessel(s) that initially qualified for the permit, and subsequent catch histories accrued by vessel(s) associated with the limited entry permit or permit rights. If the current permit is the result of the combination of multiple permits, then for the combined permit to qualify for an endorsement, at least one of the permits that were combined must have had sufficient sablefish history to qualify for an endorsement; or the permit must qualify based on catch occurring after it was combined, but taken within the qualifying period. The catch history of a permit also includes the catch of any interim permit held by the current owner of the permit during the appeal of an initial NMFS decision to deny the initial issuance of a limited entry permit, but only if (1) the appeal

for which an interim permit was issued was lost by the appellant, and (2) the owner's current permit was used by the owner in the 1995 limited entry sablefish fishery. The catch history of an interim permit where the full ''A'' permit was ultimately granted will also be considered part of the catch history of the ''A'' permit. Only sablefish catch regulated by this part that was taken with longline or fishpot (or trap) gear will be considered in calculating permit catch histories. Harvest taken in tribal sablefish set asides will not be included in calculating permit catch histories. The following clarification, which was not in the proposed rule, has been added to the final rule: Sablefish harvested illegally or landed illegally will not be included in calculating permit catch histories. The qualifying level was set to grant permits to those who substantially depended on the fishery at some point between 1984 and 1994. It was not intended to reward those who violated the laws intended to conserve the fishery.

A sablefish endorsement will be required for a fixed-gear, limited entry vessel to take sablefish in the area north of 36° N. lat. (the Monterey, Eureka, Columbia and U.S.-Vancouver management areas) during the regular and mop-up, limited entry, nontrawl sablefish fishery, as specified in the regulations; this harvest will count against the limited entry fixed gear allocation for the area north of 36° N. lat. Catch taken in the area south of 36° N. lat. counts against a southern area (Conception Area) acceptable biological catch (ABC). In a separate rulemaking action, NMFS is proposing to eliminate the regular and mop-up season south of 36° N. lat., which will result in a year-round, daily trip limit fishery in that area, for which a permit endorsement is not required (62 FR 30305, June 3, 1997).

Under the sablefish endorsement system, if permits are combined to generate a single permit with a larger length endorsement, the resulting permit will receive a sablefish endorsement only if each of the combined permits has an individual sablefish endorsement. This requirement is consistent with the current combination requirements for limited entry permit gear endorsements.

Limited entry permit holders with sablefish endorsements may participate in the regular, limited entry, nontrawl sablefish fishery, under the limited entry regulations. Outside of the regular season, they may catch sablefish with their endorsed gear under the small daily trip limits, under the limited entry regulations. Limited entry permit holders with sablefish endorsements may also catch sablefish with open access gear other than their endorsed gear, under the open access fishery regulations.

Vessels that do not qualify for an endorsement because of a failure to meet the 16,000 lb (7,257.5 kg) landing requirement may continue to harvest sablefish in the limited entry daily trip limit fishery when the regular season is not open. Limited entry permit holders who do not have sablefish endorsements will be allowed to either use their endorsed gear and fish under the limited entry regulations, or use open access gear and fish under the open access regulations. Limited entry permit holders who do not have sablefish endorsements may not fish for sablefish with either limited entry or open access gear during the regular, and mop-up limited entry, non-trawl sablefish seasons.

Sablefish endorsements will be issued by NMFS, prior to the start of the regular 1997 limited entry fixed gear sablefish season. NMFS will use landings records from the Pacific States Marine Fisheries Commission's Pacific Fisheries Information Network (PacFIN) to determine which limited entry fixed gear permit holders meet the qualifications of 16,000 lb (7,257.5 kg) of catch in any one year from 1984 through 1994.

The Fishery Management Division (FMD), NMFS Northwest Region, will notify each limited entry fixed gear permit owner by letter whether PacFIN records indicate that his or her permit qualifies for a sablefish endorsement. Persons who qualify for sablefish endorsements will be issued revised limited entry permits with endorsements, upon payment of a one-time fee of $797 covering the estimated administrative cost of researching PacFIN records and limited entry permit processing.

If PacFIN records do not show that the permit qualifies for an endorsement, a permit owner who believes that the permit or interim permit qualifies for an endorsement may send supporting documentation, such as fish tickets to the FMD to demonstrate how the qualifying criteria have been met. An endorsement will be issued if the permit owner demonstrates that his or her permit meets the qualifying criteria. If the permit is denied by the FMD after review of documentation submitted by the owner, the owner may appeal the denial to the Regional Administrator, Northwest Region (Regional Administrator). Unlike the initial limited entry permitting process, there will be no industry appeal board to review appeals of endorsement denials.

Limited Entry Permit ''B'' Endorsements

All ''B'' endorsements expired at the end of 1996. This rule eliminates the current regulations that relate to ''B'' endorsements at 50 CFR 660.336. As of January 1, 1997, these regulations had no relevance.

Comments and Responses

The comments in 12 letters received during the public comment period ending May 5, 1997, are summarized below. All 12 letters opposed the proposed rule.

Comment 1: The Council and NMFS should not alter the rights associated with limited entry permits. Only the permit holder should be able to sell or give up any or all of the rights granted by the issuance of a limited entry permit. This rule will reduce the value of existing limited entry, fixed gear permits that do not qualify for an endorsement.

Response: When the limited entry program was first designed under Amendment 6 to the FMP, permits were viewed as conferring a privilege on a permit holder to operate the permitted vessel in the Pacific coast groundfish fishery, in conformance with the FMP and using the gear(s) for which the permit is endorsed. The Council and NMFS specifically retained the right to revise the FMP in the future, and to change or abolish the privileges associated with limited entry permits. The limited entry program specifically states this in the FMP at 14.1.4, ''Nature of the Interest Created.''

Comment 2: Amendment 9 would allocate sablefish catch away from smaller producers to larger producers.

Response: A portion of the limited entry, fixed gear sablefish allocation will continue to be available to vessels that do not qualify for sablefish endorsements in the daily trip limit fishery. The trip limit fishery has been traditionally dominated by small producers with annual sablefish landings of less than the 16,000 pounds (7,257.5 kg) qualifying criteria. Small producers who did participate in the regular and mop-up fishery may have to increase their participation in the daily trip limit fishery to ensure that they maintain their past catch levels. It is clear that there will be a shift in harvest opportunity and probably in sablefish harvest from small producers to larger producers. The Council's rationale is to manage the fishery to support fishermen with more substantial dependence on the fishery.

Comment 3: The West Coast Limited Entry fixed gear groundfish fishery is a multi-species fishery. Fishers rely on a variety of species and may change their concentration on certain species from year to year. To permanently exclude someone from the sablefish season because he did not rely on that fishery as his main source of income is unfair and shows a lack of understanding of how the groundfish fisheries operate.

Response: The sablefish endorsement program does not permanently exclude permit holders who do not qualify for endorsements from participating in the limited entry, fixed gear sablefish fishery. While the sablefish endorsement program does exclude unendorsed permit holders from participating in the regular and mop-up fishery, it does not permanently exclude unendorsed permit holders from participating in the limited entry, fixed gear sablefish fishery. Permit holders without sablefish endorsements who want to participate in the regular or mop-up fishery may wish to purchase or lease an endorsed permit for that purpose. NMFS and the Council realize that fishers vary their fishing strategies throughout each year and over the long term for a variety of reasons, such as changing market conditions or natural fluctuations in fish stock availability. However, extensive Council and NMFS analysis has shown that a certain portion of the limited entry, fixed gear fleet is substantially dependent upon the sablefish resource. The sablefish endorsement program limits participation in the regular sablefish season to those persons who have been substantially dependent on the sablefish resource, while the trip limit fishery ensures that persons with a more varied fishing strategy may continue to include sablefish in their annual catch.

Comment 4: The 16,000 lb (7,257.5 kg) qualifying criteria should be changed to 3,000 lb (1,360.78 kg) to recognize the efforts of the small boat fleet. The 16,000 lb (7,257.5 kg) qualifying criteria was set in an arbitrary manner and the Council did not take into account the economic and social impacts of setting that level of qualifying criteria.

Response: The Council staff's June 1996 analysis considered endorsement qualifying criteria of either 3,000 lb (1,360.78 kg) per year or 25,500 lb (11,566.61 kg) per year, and the economic and social impacts that either of these qualifying criteria would have on limited entry, fixed gear permit holders. In order to genuinely constrain effort in the fleet, the Council had to choose between a small landing requirement for a qualifying period that included fewer years, or a high landing requirement that included more years to encompass early years and more recent years. Reflecting their desire to recognize historic and recent participation, the Council compromised and established qualifying criteria that both include recent participation, and acknowledge fishers whose incomes depend significantly on the sablefish resource. The Council's final analysis includes a discussion of the economic and social impacts of the 16,000 lb (7,257.5 kg) qualifying criteria.

Comment 5: Amendment 9 would allocate sablefish available harvest away from fishers working in waters south of 36° N. lat. to fishers working in the northern portion of the exclusive economic zone.

Response: There is a separate Acceptable Biological Catch (ABC) for the Conception management area (waters south of 36° N. lat.), so division of catch between the two geographic areas will not alter as a result of the sablefish endorsement program. Also, new regulations proposed for the Conception area in another rulemaking would eliminate the opportunity to fish in the primary season south of 36° N. lat. while providing continuing harvesting opportunity under a year-long daily trip limit. The purpose of this change is to discourage effort transfers to the Conception area and maintain catches at historical levels.

Comment 6: Without an endorsement program for the waters south of 36° N. lat., boats from the northern fleet will move their effort to southern waters, competing with the local southern fleet.

Response: Because annual sablefish landings from waters south of 36° N. lat. are relatively low, NMFS has adopted the Council recommendation to apply the endorsement requirement to fishing participation in the primary season, only north of 36° N. lat. Fishers in the area south of 36° N. lat. would not be required to hold an endorsement in the southern area sablefish fishery. NMFS in another rulemaking has proposed to eliminate the primary fishing opportunity south of 36° N. lat., which would result in a trip limit only fishery for the southern area (62 FR 30305, June 3, 1997). Daily trip limits for the southern area are high enough to sustain historic fishing levels and patterns for that area, yet low enough to not provide an incentive for northern boats to shift their fishing efforts to the south.

Comment 7: Sablefish landings from south of 36° N. lat. have been relatively low because fishers in that area must work farther offshore on trips of 7–10 days to catch sablefish, yet are constrained by a daily trip limit that does not allow them to land all of the sablefish that they are able to catch during those distant trips.

Response: Sablefish fishers, fishing south of 36° N. lat., who wished to catch and land amounts greater than what has been allowed in the daily trip limit fishery also had the opportunity to fish in the primary sablefish season, which, during the qualifying period of 1984 through 1994, started at about 10 months and diminished to 20 days. During the regular season, they were not constrained by the trip limits.

Comment 8: The qualification period of 1984 through 1994 is arbitrary and does not account for recent participation, such as from the 1995 and 1996 seasons.

Response: On February 5, 1992, NMFS published a Notice of Control Date (57 FR 4394), indicating that the Council was considering further access restrictions to the limited entry groundfish fisheries. At that time, the Council intended to consider individual quota (IQ) programs for West Coast halibut and sablefish fisheries. In the Notice of Control Date, NMFS stated, ''If IQ programs are adopted, the Council has expressed its intent to exclude from consideration fishing activity occurring after November 13, 1991, in establishing priorities for issuance and shares of individual quotas for these fisheries.'' Although the Council nearly completed an IQ program, since 1995, the Council has been unable to recommend an IQ program for the fixed gear sablefish fishery due to a series of Congressional actions, including a restriction in NOAA's appropriation prohibiting spending on development of IQ programs and the current Magnuson-Stevens Act moratorium on new IQ programs.

On August 1, 1995, NMFS published another Notice of Control Date (60 FR 39144), this time stating that the Council was considering establishing a sablefish endorsement program for limited entry, fixed gear permit holders to control participation or effort in the regular sablefish season. The notice read ''If a limited entry program is established, the Council is considering June 29, 1995, as a possible control date. Consideration of a control date is intended to discourage new entry by nontrawl ''A'' permit holders into the sablefish fishery based on economic speculation during the Council's deliberation on the issues.'' A qualifying period ending on June 29, 1995, would not have included the 1995, regular season.

Participation in the sablefish fishery has increased rapidly in recent years, and the regular season declined in

duration to 7 and 5 day fisheries in 1995 and 1996, respectively. The Council could not recommend an IQ program, yet recognized a significant need to constrain the overcapitalization in the fixed gear sablefish fleet. The sablefish endorsement program was designed to limit participation in the limited entry, fixed gear, regular sablefish season. Qualifying criteria for the endorsement include the years 1984 through 1994, a period that recognizes fishing during the limited entry permit qualifying period of 1984 through 1988, as well as recent participation. The decision recognized that in order to work toward rationalization of the fishery, participation had to be limited. The Council and NMFS have considered historic and current participation and have determined the new system is equitable. It includes historic participants with substantial participation in the fishery, but excludes the most recent entrants who came in after the warnings regarding effort limitation.

Comment 9: Permit holders who have recently purchased a permit with the expectation of fishing for sablefish or who did not invest in sablefish gear until 1995 or 1996, and who may have had 1995 and 1996 landings of greater than 16,000 lb (7,257.5 kg) will be unfairly denied sablefish endorsements because the permits that they purchased are not associated with sufficient sablefish landings from the time of the qualifying period for the permit to qualify for the endorsement.

Response: As noted in the response to Comment 8, above, persons owning limited entry permits and persons who purchased limited entry permits in order to participate in the limited entry fishery had ample notice of the Council's intent to restrict participation in the sablefish fishery. In addition to **Federal Register** notification regarding control dates, the Council, when discussing the limited entry program, acknowledged the need to further limit participation in the fixed gear sablefish fishery. There have also been numerous public announcements, hearings, Council newsletters and analyses discussing the Council's intent to recommend limiting access to the fixed gear sablefish fishery. Limited entry permit holders and persons wishing to purchase a limited entry permit to participate in the West Coast groundfish fishery had abundant opportunity to learn that the Council intended to limit access to the sablefish fishery and would qualify participants based on permit catch history. In fact, several persons who have purchased limited entry permits in order to participate in the West Coast groundfish fishery specifically purchased permits with high sablefish catch history in order to ensure their own future participation in the limited entry, fixed gear, regular sablefish season.

Comment 10: If the Council had not set an IQ control date for 1991, fishers would have accumulated sablefish landings in order to ensure that they would qualify for any later introduction of a limited access program, such as the sablefish endorsement program.

Response: The Council's intent in publishing the control date was to prevent fishers from increasing their landings of certain species on speculation that those species might be included in an IQ program. It would have been irresponsible for the Council to encourage fishers to overcapitalize and increase their rates of landings by announcing an intention to implement an IQ program without announcing a control date.

Comment 11: Limited entry permit holders who are denied sablefish endorsements will shift their effort to other groundfish stocks, increasing fishing pressure on those stocks.

Response: The sablefish endorsement qualifying criteria were specifically designed to recognize a significant annual income dependence on sablefish over a broad range of years. Permit holders who do not meet the qualifying criteria will be those fishers who have not had a significant historic dependence on the regular season for the limited entry, fixed gear sablefish fishery. Limited entry permit holders who are denied sablefish endorsements will still have the opportunity to participate in the daily trip limit fishery. Therefore, it is expected that those persons who are denied sablefish endorsements will not cause a significant increase in fishing pressure on other groundfish stocks.

Comment 12: There should be an appeals process for denial of sablefish endorsements that allows for waiver of denial in cases of hardship.

Response: Unlike the limited entry program's qualifying period of 1984 through 1988, the sablefish endorsement program has a long qualifying period that encompasses the limited entry window period plus more recent years. It is unlikely that a fisher who suffered a hardship over an 11 year period that prevented him or her from qualifying for endorsement could be said to have a significant dependence on sablefish income. Endorsement qualifying criteria consider catch history associated with the permit. If a permit holder purchased a limited permit in recent years but was unable to fish for sablefish with the permit due to accident or illness, it is expected that the permit holder would have leased his or her permit to another fisher if the permit holder's annual income were significantly dependent on sablefish.

Classification

The Regional Administrator determined that Amendment 9 to the FMP is necessary for the conservation and management of the sablefish fishery and is consistent with the Magnuson-Stevens Act and other applicable laws.

This final rule has been determined to be not significant for the purposes of E.O. 12866.

The Assistant General Counsel for Legislation and Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration (SBA) that this rule would not have a significant economic impact on a substantial number of small entities. No comments were received regarding this certification. As a result, a regulatory flexibility analysis was not prepared.

This rule contains a collection-of-information requirement subject to the Paperwork Reduction Act (PRA) that has been approved by OMB. Notwithstanding any other provision of law, no person is required to respond to nor shall a person be subject to a penalty for failure to comply with a collection-of-information subject to the requirements of the PRA unless that collection-of-information displays a currently valid OMB control number. This rule's collection-of-information burden is only for those persons who are initially denied sablefish endorsements, but who wish to provide documentation to prove that they have in fact met the endorsement qualifications. It is expected that the public reporting burden will be 2 hours to make an appeal. This is a one-time only collection-of-information, and contains no annual reporting and recordkeeping burden. This collection-of-information was approved by OMB under OMB Control Number 0648–0203. Send comments regarding the collection-of-information burden or any other aspect of the information collection to NMFS and OMB (see **ADDRESSES**).

List of Subjects in 50 CFR Part 660

Administrative practice and procedure, American Samoa, Fisheries, Fishing, Guam, Hawaiian Natives, Indians, Northern Marianas Islands, Reporting and recordkeeping requirements.

Dated: June 24, 1997.

Charles Karnella,

Acting Assistant Administrator for Fisheries, National Marine Fisheries Service.

For the reasons set out in the preamble, 50 CFR 660 is amended as follows:

PART 660—FISHERIES OFF WEST COAST STATES AND IN THE WESTERN PACIFIC

1. The authority citation for part 660 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

2. In § 660.306, new paragraphs (s) and (t) are added to read as follows:

§ 660.306 Prohibitions.

* * * * *

(s) During the ''regular'' or ''mop-up'' season described in § 660.323(a)(2)(iii) and (iv), take and retain, possess or land sablefish taken and retained north of 36° N. lat., with longline or trap (or pot) gear, by a vessel with a limited entry permit registered for use with that vessel and endorsed for longline or trap (or pot) gear, that does not have a sablefish endorsement.

(t) During the ''regular'' or ''mop-up'' season described in § 660.323(a)(2)(iii) and (iv), take and retain, possess or land sablefish taken and retained north of 36° N. lat., with open access gear, by a vessel with a limited entry permit registered for use with that vessel and endorsed for longline or trap (or pot) gear, that does not have a sablefish endorsement.

3. In § 660.323, paragraph (a)(2) introductory text is revised, paragraphs (a)(2)(i) through (a)(2)(v) are renumbered as (a)(2)(ii) through (a)(2)(vi) respectively, and new (a)(2)(i) is added to read as follows:

§ 660.323 Catch restrictions.

(a) * * *

(2) *Nontrawl sablefish*. This paragraph (a)(2) applies to the regular and mop-up season for the nontrawl limited entry sablefish fishery, except for paragraphs (a)(2)(ii) and (vi) of this section, which also apply to the open-access fishery.

(i) *Sablefish endorsement*. In order to lawfully participate in the regular season or mop-up season for the nontrawl limited entry fishery, the owner of a vessel must hold (by ownership or otherwise) a limited entry permit for that vessel, affixed with both a gear endorsement for longline or trap (or pot) gear, and a sablefish endorsement.

* * * * *

4. In § 660.333, paragraph (a), the first sentence of paragraph (c)(1), and paragraphs (d) and (h)(2)(iii) are revised to read as follows:

§ 660.333 Limited entry fishery—general.

(a) *General*. Participation in the limited entry fishery requires that the owner of a vessel hold (by ownership or otherwise) a limited entry permit affixed with a gear endorsement registered for use with that vessel for the gear being fished. A sablefish endorsement is also required for a vessel to participate in the regular and/or mop-up seasons for the nontrawl, limited entry sablefish fishery, north of 36° N. lat. There are three types of gear endorsements: ''A,'' ''Provisional A,'' and ''Designated species B.'' More than one type of gear endorsement may be affixed to a limited entry permit. While the limited entry fishery is open, vessels fishing under limited entry permits may also fish with open access gear; except that during a period when the limited entry fixed gear sablefish fishery is limited to those vessels with sablefish endorsements, a longline or pot (or trap) limited entry permit holder without a sablefish endorsement may not fish for sablefish with open access gear.

* * * * *

(c) *Transfer and registration of limited entry permits and gear endorsements*. (1) Upon transfer of a limited entry permit, the FMD will reissue the permit in the name of the new permit holder with such gear and, if applicable, species endorsements as are eligible for transfer with the permit. * * *

* * * * *

(d) *Evidence and burden of proof*. A vessel owner (or person holding limited entry rights under the express terms of a written contract) applying for issuance, renewal, transfer, or registration of a limited entry permit has the burden of submitting evidence that the qualification requirements are met. The owner of a permit endorsed for longline or trap (or pot) gear applying for a sablefish endorsement under § 660.336(c)(2) has the burden of submitting evidence that the qualification requirements for a sablefish endorsement are met. The following evidentiary standards apply:

* * * * *

(h) * * *

(2) * * *

(iii) Two or more limited entry permits with ''A'' gear endorsements for the same type of limited entry gear may be combined and reissued as a single permit with a larger size endorsement. With respect to permits endorsed for nontrawl limited entry gear, a sablefish endorsement will be issued for the new permit only if all of the permits being combined have sablefish endorsements. The vessel harvest capacity rating for each of the permits being combined is that indicated in Table 2 of this part for the LOA (in feet) endorsed on the respective limited entry permit.

* * * * *

5. In § 660.334, paragraph (a) is revised to read as follows:

§ 660.334 Limited entry permits—''A'' endorsement.

(a) A limited entry permit with an ''A'' endorsement entitles the holder to participate in the limited entry fishery for all groundfish species with the type(s) of limited entry gear specified in the endorsement, except for sablefish harvested north of 36° N. lat. during times and with gears for which a sablefish endorsement is required. See § 660.336 for provisions regarding sablefish endorsement requirements.

* * * * *

6. In § 660.335, paragraph (a) is revised to read as follows:

§ 660.335 Limited entry permits—''Provisional A'' endorsement.

(a) A ''provisional A'' endorsement entitles the holder to participate in the limited entry fishery for all groundfish species with the type(s) of limited entry gear specified in the endorsement, except for sablefish harvested north of 36° N. lat. during times and with gears for which a fixed gear sablefish endorsement is required. See § 660.336 for provisions regarding sablefish endorsement requirements.

* * * * *

7. § 660.336 is revised to read as follows:

§ 660.336 Limited entry permits—sablefish endorsement.

(a) *General*. Participation in the limited entry fixed gear sablefish fishery during the ''regular'' or ''mop-up'' season described in § 660.323 (a)(2)(iii) and (iv) north of 36° N. lat., requires that an owner of a vessel hold (by ownership or otherwise) a limited entry permit, registered for use with that vessel, with a longline or trap (or pot) endorsement and a sablefish endorsement. During a period when the limited entry sablefish fishery is restricted to those limited entry vessels with sablefish endorsements, a vessel with a longline or pot limited entry permit but without a sablefish endorsement cannot be used to harvest sablefish in the open access fishery, even with open access gear.

(1) A sablefish endorsement will be affixed to the permit and will remain valid when the permit is transferred.

(2) A sablefish endorsement is not separable from the limited entry permit,

and therefore may not be transferred separately from the limited entry permit.

(b) *Endorsement qualifying criteria.* A sablefish endorsement will be affixed to any limited entry permit that meets the sablefish endorsement qualifying criteria.

(1) Permit catch history will be used to determine whether a permit meets the qualifying criteria for a fixed gear sablefish endorsement. Permit catch history includes the catch history of the vessel(s) that initially qualified for the permit, and subsequent catch histories accrued when the limited entry permit or permit rights were associated with other vessels. If the current permit is the result of the combination of multiple permits, then for the combined permit to qualify for an endorsement, at least one of the permits that were combined must have had sufficient sablefish history to qualify for an endorsement; or the permit must qualify based on catch occurring after it was combined, but taken within the qualifying period. The catch history of a permit also includes the catch of any interim permit held by the current owner of the permit during the appeal of an initial NMFS decision to deny the initial issuance of a limited entry permit, but only if the appeal for which an interim permit was issued was lost by the appellant, and the owner's current permit was used by the owner in the 1995 limited entry sablefish fishery. The catch history of an interim permit where the full ''A'' permit was ultimately granted will also be considered part of the catch history of the ''A'' permit. Only sablefish catch regulated by this part that was taken with longline or fish trap (or pot) gear will be considered in calculating permit catch histories. Sablefish harvested illegally or landed illegally will not be considered.

(2) The sablefish endorsement qualifying criteria are: At least 16,000 lb (7,257.5 kg) round weight of sablefish caught with longline or trap (or pot) gear in one calendar year from 1984 through 1994. All catch must be sablefish managed under this part. Sablefish taken in tribal set-aside fisheries does not qualify.

(c) *Issuance process.* (1) The FMD will notify each limited entry, fixed gear permit owner by letter of qualification status whether Pacific States Marine Fisheries Commission's Pacific Fisheries Information Network (PacFIN) records indicate that his permit qualifies for a sablefish endorsement. A person whose permit qualifies based on PacFIN information will be issued a revised limited entry permit with a sablefish endorsement, upon payment of a one-time processing fee.

(2) If the permit owner receives a letter of qualification status from the FMD indicating that PacFIN records do not show that his or her permit qualifies for a sablefish endorsement and if the permit owner believes that there is sufficient evidence to show that his or her permit does qualify for an endorsement, that permit holder must submit information to the FMD to demonstrate that the permit does qualify for a sablefish endorsement within 30 days of the issuance of the FMD's letter of qualification status. Section 660.333(d) sets out the relevant evidentiary standards and burden of proof.

(3) After review of the evidence submitted under § 660.336(c)(2), and any additional information the FMD finds to be relevant, the FMD will notify a permit owner if the permit qualifies for a sablefish endorsement. A person whose permit qualifies will be issued a revised limited entry permit with a sablefish endorsement upon payment of the one-time processing fee.

(4) After review of the evidence submitted under § 660.336(c)(2), and any additional information the FMD finds to be relevant, the FMD will notify a permit owner of his determination that the permit does not qualify for a sablefish endorsement.

(5) If permit holder wishes to file an appeal of the determination under § 660.336(c)(4), the appeal must be filed with the Regional Administrator within 30 days of the issuance of the letter (at § 660.336(c)(4)). The appeal must be in writing and must allege facts or circumstances, and include credible evidence, demonstrating why the permit (or interim permit) qualifies for the sablefish endorsement. The appeal of a denial of a sablefish endorsement will not be referred to the Council for a recommendation under § 660.340(e).

(6) Absent good cause for further delay, the Regional Administrator will issue a written decision on the appeal within 45 days of receipt of the appeal. The Regional Administrator's decision is the final administrative decision of the Department of Commerce as of the date of the decision.

[FR Doc. 97–16954 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–22–F

Proposed Rules

Federal Register
Vol. 62, No. 124
Friday, June 27, 1997

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

Agricultural Marketing Service

7 CFR Part 1126

[DA–97–06]

Milk in the Texas Marketing Area; Notice of Revised Proposed Suspension of Certain Provisions of the Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule; revised suspension.

SUMMARY: This notice invites written comments on a revised proposed suspension that would increase the diversion limitation applicable to cooperatives from one-third to an amount equal to the amount of producer milk the cooperative association delivered to pool plants under the Texas order for the months of August 1997 through July 1999. As originally noticed in a proposed suspension the diversion limitation would be suspended completely. Associated Milk Producers, Inc., a cooperative association that represents producers who supply milk to the market and the proponent of the proposed suspension, requested modification to the suspension of diversion limitation to achieve orderly marketing conditions within the Texas marketing area. Written comments are invited regarding this modification, as well as on the other segments of the pool plant and producer milk definitions previously noticed.

DATES: Comments are due no later than July 11, 1997.

ADDRESSES: Comments (two copies) should be sent to USDA/AMS/Dairy Division, Order Formulation Branch, Room 2968, South Building, PO Box 96456, Washington, DC 20090–6456.

FOR FURTHER INFORMATION CONTACT: Clifford M. Carman, Marketing Specialist, USDA/AMS/Dairy Division, Order Formulation Branch, Room 2968, South Building, PO Box 96456, Washington, DC 20090–6456, (202) 720–9368, e-mail address: Clifford__M__Carman@usda.gov.

SUPPLEMENTARY INFORMATION: Prior document in this proceeding:

Notice of Proposed Suspension: Issued May 7, 1997; published May 13, 1997 (62 FR 26255).

The Department is issuing this proposed rule in conformance with Executive Order 12866.

This proposed rule has been reviewed under Executive Order 12988, Civil Justice Reform. This rule is not intended to have a retroactive effect. If adopted, this proposed rule will not preempt any state or local laws, regulations, or policies, unless they present an irreconcilable conflict with the rule.

The Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), provides that administrative proceedings must be exhausted before parties may file suit in court. Under section 608c(15)(A) of the Act, any handler subject to an order may request modification or exemption from such order by filing with the Secretary a petition stating that the order, any provision of the order, or any obligation imposed in connection with the order is not in accordance with law. A handler is afforded the opportunity for a hearing on the petition. After a hearing, the Secretary would rule on the petition. The Act provides that the district court of the United States in any district in which the handler is an inhabitant, or has its principal place of business, has jurisdiction in equity to review the Secretary's ruling on the petition, provided a bill in equity is filed not later than 20 days after the date of the entry of the ruling.

Small Business Consideration

In accordance with the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), the Agricultural Marketing Service has considered the economic impact of this action on small entities and has certified that this proposed rule will not have a significant economic impact on a substantial number of small entities. For the purpose of the Regulatory Flexibility Act, a dairy farm is considered a ''small business'' if it has an annual gross revenue of less than $500,000, and a dairy products manufacturer is a ''small business'' if it has fewer than 500 employees. For the purposes of determining which dairy farms are ''small businesses,'' the $500,000 per year criterion was used to establish a production guideline of 326,000 pounds per month. Although this guideline does not factor in additional monies that may be received by dairy producers, it should be an inclusive standard for most ''small'' dairy farmers. For purposes of determining a handler's size, if the plant is part of a larger company operating multiple plants that collectively exceed the 500-employee limit, the plant will be considered a large business even if the local plant has fewer than 500 employees.

For the month of March 1997, the milk of 1,805 producers was pooled on the Texas Federal milk order. Of these producers, 1,350 producers were below the 326,000-pound production guideline and are considered small businesses. During this same period, there were 24 handlers operating pool plants under the Texas order. Five of these handlers would be considered small businesses.

This rule would lessen the regulatory impact of the order on certain milk handlers by increasing diversion limitations applicable to cooperatives and would tend to ensure that dairy farmers would continue to have their milk priced under the order and thereby receive the benefits that accrue from such pricing.

Interested parties are invited to submit comments on the probable regulatory and informational impact of this proposed rule on small entities. Also, parties may suggest modifications of this proposal for the purpose of tailoring their applicability to small businesses.

Preliminary Statement

Notice is hereby given that, pursuant to the provisions of the Act, the suspension of the following provisions of the order regulating the handling of milk in the Texas marketing area are being considered for the months of August 1, 1997, through July 31, 1999:

1. In § 1126.7(d) introductory text, the words ''during the months of February through July'' and the words ''under paragraph (b) or (c) of this section''.

2. In § 1126.7(e) introductory text, the words ''and 60 percent or more of the producer milk of members of the cooperative association (excluding such milk that is received at or diverted from pool plants described in paragraphs (b), (c), and (d) of this section) is physically received during the month in the form

of a bulk fluid milk product at pool plants described in paragraph (a) of this section either directly from farms or by transfer from plants of the cooperative association for which pool plant status under this paragraph has been requested''.

3. In § 1126.13(e)(1), the words ''and further, during each of the months of September through January not less than 15 percent of the milk of such dairy farmer is physically received as producer milk at a pool plant''.

4. In § 1126.13(e)(2), the words ''one-third of'' and the words ''(a), (b), (c), and (d)''.

5. In § 1126.13(e)(3), the sentence ''The total quantity of milk so diverted during the month shall not exceed one-third of the producer milk physically received at such pool plant during the month that is eligible to be diverted by the plant operator;''.

All persons who desire to submit written data, views or arguments about the revised proposed suspension should send two copies to USDA/AMS/Dairy Division, Order Formulation Branch, Room 2968, South Building, P.O. Box 96456, Washington, DC 20090–6456, by the 14th day after publication of this notice in the **Federal Register**. Comments filed in response to the proposed suspension will be considered and do not need to be resubmitted unless amended due to the revision addressed in this docket.

The period for filing comments is limited to 14 days because a longer period would not provide the time needed to complete the required procedures before the requested suspension is to be effective.

All written submissions made pursuant to this notice will be made available for public inspection in the Dairy Division during regular business hours (7 CFR 1.27(b)).

Statement of Consideration

This action revises the proposed suspension of § 1126.13(e)(2) as noticed in the May 13, 1997, **Federal Register** (62 FR 26255). The proposed suspension requested the suspension of paragraph § 1126.13(e)(2) which would remove the diversion limitation applicable to cooperative associations. The revised proposed suspension of portions of § 1126.13(e)(2) would increase the diversion limitation applicable to cooperatives from one-third to an amount equal to the amount of producer milk the cooperative association delivered to pool plants.

Associated Milk Producers, Inc. (AMPI), a cooperative association that represents a substantial number of dairy farmers who supply the Texas market and the proponent of the proposed suspension of paragraph § 1126.13(e)(2), requested the modification. AMPI stated that the modification is necessary to achieve orderly marketing conditions in the Texas market. AMPI asserts that changes have occurred in the marketplace caused by a continued increase in production accompanied by a decrease in the number of dairy farms since the suspension was first granted. AMPI believes that the revised proposed suspension will maintain a balance of milk within the production area while allowing reserve supplies to move to the most efficient alternative market. AMPI contends that this will assure a more distinct association with the Class I market and limit sharing in the uniform price by cooperative associations that do not make milk available for fluid use.

Accordingly, it may be appropriate to suspend the aforesaid provision from August 1, 1997, through July 31, 1999.

List of Subjects in 7 CFR Part 1126

Milk marketing orders.

The authority citation for 7 CFR Part 1126 continues to read as follows:

Authority: 7 U.S.C. 601–674.

Dated: June 23, 1997.

Kenneth C. Clayton,

Acting Administrator, Agricultural Marketing Service.

[FR Doc. 97–16790 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Parts 92 and 98

[Docket No. 97–014–1]

Canadian Border Ports; Champlain, NY, and Derby Line, VT

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Proposed rule.

SUMMARY: We are proposing to amend the animal and animal product importation regulations by removing Champlain, NY, and Derby Line, VT, as land border ports of entry for animals and animal germ plasm imported from Canada into the United States. We want to improve the efficiency of our animal inspection operations along the U.S.-Canada border, and we do not believe that the current level of use of the animal importation facilities at these two ports justifies the cost of keeping them open. Importers may continue to use other ports along the U.S-Canada border, including Highgate Springs, VT, and Buffalo and Alexandria Bay, NY, to import animals and animal germ plasm from Canada. We believe that new livestock inspection facilities and extended hours of operation at the port at Highgate Springs, VT, will enable us to handle any additional needs for inspection services caused by closing the ports at Champlain, NY, and Derby Line, VT, which are currently open on a part-time basis only.

DATES: Consideration will be given only to comments received on or before August 26, 1997.

ADDRESSES: Please send an original and three copies of your comments to Docket No. 97–014–1, 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. 97–014–1. 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. Gary Colgrove, Chief Staff Veterinarian, Import/Export Animals, National Center for Import and Export, VS, APHIS, 4700 River Road Unit 39, Riverdale, MD 20737–1231, (301) 734–3276.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR parts 92 and 98 (referred to below as the regulations) restrict the importation of specified animals and animal products into the United States to prevent the introduction of communicable animal diseases. The regulations designate land border ports along the U.S.-Canada border having inspection facilities for the importation of certain animals and animal germ plasm that require inspection. Section 92.203(b) lists the border ports through which poultry from Canada may be imported; § 92.303(b) lists the border ports through which horses from Canada may be imported; § 92.403(b) lists the border ports through which ruminants from Canada may be imported;§ 92.418(c)(2) lists the border ports through which cattle from Canada may be imported; and § 92.503(b) lists the border ports through which swine from Canada may be imported. Section 98.33(b) lists the border ports through which certain animal semen from Canada may be imported, and § 98.6 provides that

embryos regulated under subpart A of part 98 may be imported at ports of entry listed in § 92.303 for horses, § 92.403 for ruminants, and § 92.503 for swine.

The ports of Champlain, NY, and Derby Line and Highgate Springs, VT, are currently listed in all of the sections of parts 92 and 98 listed above and, therefore, are authorized ports of entry for the importation of poultry, horses, swine, cattle, other ruminants, and certain animal germ plasm from Canada. The animal importation facilities at these ports are open on a part-time basis only: The facilities at Champlain are open 1 day a week for 8 hours, the facilities at Derby Line are open 1 day a week for 4 hours, and the facilities at Highgate Springs are open 4 days a week for a total of 32 hours. Along the U.S.-Canada border, Highgate Springs is located between Champlain and Derby Line; Champlain is approximately 18 miles west of Highgate Springs, and Derby Line is approximately 48 miles east of Highgate Springs.

The amount of animals and animal germ plasm imported annually through Derby Line, VT, is extremely low compared to the amount imported annually through other U.S.-Canada border ports. The amount of animals and animal germ plasm imported annually through Highgate Springs, VT, and Champlain, NY, are roughly similar to each other and, although higher than the amount imported annually through Derby Line, still relatively low when compared to other ports. To illustrate, in fiscal years (FY) 1995 and 1996 and the first 4 months of FY 1997, the three ports processed a total of 245,588 poultry (chicks and hatching eggs)—a far higher number of importations than any other species. Bovine importations (cattle and bison) were next highest with 19,236 bovines imported through the three ports during the same 28-month period. By comparison, the port at Alexandria Bay, NY, processed 457,607 imported poultry and 122,607 imported bovines during that timeframe. Therefore, the total number of poultry imported through Derby Line, Highgate Springs, and Champlain combined was about 54 percent the number imported through Alexandria Bay. The total number of bovines imported through these three ports was less than 16 percent the number imported through Alexandria Bay.

We do not believe that the level of use of these three ports justifies the cost of keeping all of them open. The Animal and Plant Health Inspection Service (APHIS) funds import activities through user fees. In recent years, the user fees generated through these three ports have not covered their operating expenses. Moreover, we do not believe that the relatively low level of use of these ports can be attributed solely to the fact that they are open on a part-time basis only. Over the years, we have found that the scheduled hours of operation at these ports have met the needs of the local industry who use them. In other words, we do not believe that increasing the hours of operation at these ports would greatly increase their use by importers.

As a result, we are considering closing the animal importation facilities at Derby Line, VT, and Champlain, NY, and extending the hours of operation at Highgate Springs, VT, so that the animal importation facilities there are open full time during normal business hours Monday through Friday. We anticipate that the port at Highgate Springs operating on a full-time basis would be able to handle all animal importations that would otherwise have gone through Derby Line and Champlain. Therefore, we are proposing to amend 9 CFR parts 92 and 98 to remove Champlain, NY, and Derby Line, VT, from the lists of land border ports for the importation of animals and animal germ plasm from Canada.

The Federal Government and U.S. taxpayers would benefit from the positive budgetary effect of closing these ports. The physical plants in Champlain and Derby Line are old and becoming expensive to maintain. A new livestock inspection facility at Highgate Springs is expected to open in August 1997. Veterinary medical officers travel from other official duty stations to these three ports to conduct inspections of imported animals on the days the animal importation facilities are open. Total travel time for the veterinary medical officers is 7½ hours per week. We plan to establish a full-time position for a veterinary medical officer at Highgate Springs when the new livestock inspection facility opens, so the travel time and expenses for our employees will be eliminated. In addition to Highgate Springs, VT, the land border ports of Alexandria Bay and Buffalo, NY, and two land border ports in Maine would continue to serve livestock importers in the Northeastern United States.

Executive Order 12866 and Regulatory Flexibility Act

This proposed rule has been reviewed under Executive Order 12866. For this action, the Office of Management and Budget has waived its review process required by Executive Order 12866.

In accordance with 5 U.S.C. 603, we have performed an Initial Regulatory Flexibility Analysis, which is set out below, regarding the impact of this proposed rule on small entities. However, we do not currently have all of the data necessary for a comprehensive analysis of the effects of this proposed rule on small entities. Therefore, we are inviting comments on potential effects. In particular, we are interested in determining the number and kind of small entities that may incur benefits or costs from the implementation of this proposed rule.

The Secretary of Agriculture has the authority under 21 U.S.C. 102–105, 111, 134a, 134c, 136a, and 31 U.S.C. 9701 to regulate the importation of animals and animal germ plasm to prevent the introduction of foreign animal diseases and to collect user fees to cover the costs of conducting associated inspection services.

The proposed rule would close the land border ports of Derby Line, VT, and Champlain, NY, for the importation of animals and animal germ plasm from Canada. APHIS uses these facilities primarily for conducting inspections of animals and animal germ plasm imported from Canada, although minimal export services are also performed at these facilities. These ports are being considered for closure because the cost of keeping them open does not appear justified by the minimal level of import activity they support. If the two facilities are closed, U.S. importers would still have access to import inspection services at other entry points from Canada, including Highgate Springs, VT, Buffalo and Alexandria Bay, NY, and Houlton and Jackman, ME. Highgate Springs is 18 miles from Champlain and 48 miles from Derby Line along the U.S.-Canada border.

The proposed rule is intended to improve APHIS' operating efficiency. APHIS currently maintains part-time inspection facilities at Champlain, Derby Line, and Highgate Springs. These facilities are within close proximity of one another, and none is self-supporting; at each facility, user fees generated from import and export services are inadequate to cover the costs of providing those services. The total user fee deficit (including both import and export user fees) in New England for FY 1996 was $85,296. Of that amount, $73,795 was attributed to Vermont. The fact that the facilities are open on a part-time basis only is not considered to be a factor in the level of import activity. In other words, increasing the facilities' hours would not increase their use by importers. Nor are future user fee increases likely to eliminate the deficit.

APHIS is currently considering closing the Champlain and Derby Line

facilities and opening the Highgate Springs facility on a full-time basis. It is estimated that by closing both the Champlain and Derby Line facilities, APHIS will be able to cut its operating costs by approximately $24,000 annually. In 1996, a total of $1.4 million was collected in user fees for entry of live animals at ports (excluding Mexican border ports, which have different fees.) Presumably, the lost user fee revenue at Champlain and Derby Line would be made up at the other nearby ports, especially Highgate Springs.

APHIS considered several alternatives to the proposed rule to help reduce the user fee deficit and increase operating efficiency at these ports, including increasing import user fees and staffing the ports with lesser paid employees than veterinary medical officers. These alternatives were rejected because of the potential for adverse economic impacts on small entities and increased risk to the health of the U.S. animal population. In addition, APHIS originally considered closing only the port at Derby Line, VT, but that alternative was rejected because the cost savings achieved would not be significant enough to increase operating efficiency greatly at the ports.

In proposing to keep one of the three facilities open, APHIS is attempting to strike a balance between the agency's needs for cost savings and the industry's needs for continued nearby inspection services. The proposal to keep the Highgate Springs facility open and not one of the others is due to cost considerations. The cost of maintaining the physical plant at Highgate Springs is lower than the costs associated with maintaining the facilities at Champlain or Derby Line, where the physical plants are aging. Moreover, because Highgate Springs is located between Champlain and Derby Line, it is the logical choice to keep open in trying to inconvenience the fewest number of importers in the area.

The proposed rule should have little or no impact on U.S. consumers because animals and animal germ plasm that currently enter the United States at Champlain and Derby Line would still be available through alternative ports of entry. The proposed rule would not restrict or otherwise limit those imports.

The Champlain and Derby Line facilities are used mostly by livestock dealers. It is estimated that about 25 dealers use the Derby Line facility on a regular basis. The number of livestock dealers using Champlain is not available, but combined data for Champlain and Highgate Springs is available and show that about 50 dealers regularly use Champlain or Highgate Springs. The number of these livestock dealers who are considered small entities under the U.S. Small Business Administration's (SBA) standards is unknown because information as to the size of the dealers' businesses (in terms of the number of employees) is not available. However, it is reasonable to assume that most are small, based on aggregate data for providers of the same or similar services in the United States. In 1992, 99 percent of all 1,992 firms in SIC 5154 (which includes livestock dealers) had fewer than 100 employees, the SBA's current small-entity size standard.

In terms of driving distance, Champlain and Derby Line are approximately 31 miles and 55 miles, respectively, from Highgate Springs. Therefore, as a result of the proposed rule, dealers who use Champlain and Derby Line would have to travel at most an additional 62 miles and 110 miles per round-trip, respectively. And, assuming Champlain and Derby Line users make one round-trip per week, they would incur additional transportation costs of, at most, $967 and $1,716 annually, assuming a per-mile cost of $0.30. These costs are relatively insignificant, given that the per-firm average receipts for all firms in SIC 5154 in 1992 was $13.8 million. The additional transportation costs ($967 and $1,716) represent less than 1 percent of the per-firm average receipts.

As mentioned previously, comments on the economic impact of the proposed rule on small entities are invited. There are no reporting or recordkeeping requirements associated with this proposed rule.

Executive Order 12372

This program/activity is listed in the Catalog of Federal Domestic Assistance under No. 10.025 and is subject to Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V.)

Executive Order 12988

This proposed rule has been reviewed under Executive Order 12988, Civil Justice Reform. If this proposed rule is adopted: (1) All State and local laws and regulations that are inconsistent with this rule will be preempted; (2) no retroactive effect will be given to this rule; and (3) administrative proceedings will not be required before parties may file suit in court challenging this rule.

Paperwork Reduction Act

This proposed rule contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

List of Subjects

9 CFR Part 92

Animal diseases, Imports, Livestock, Poultry and poultry products, Quarantine, Reporting and recordkeeping requirements.

9 CFR Part 98

Animal diseases and Imports.

Accordingly, 9 CFR parts 92 and 98 would be amended as follows:

PART 92—IMPORTATION OF CERTAIN ANIMALS, BIRDS, AND POULTRY, AND CERTAIN ANIMAL, BIRD, AND POULTRY PRODUCTS; REQUIREMENTS FOR MEANS OF CONVEYANCE AND SHIPPING CONTAINERS

1. The authority citation for part 92 would continue to read as follows:

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).

§§ 92.203, 92.303, 92.403, 92.418, and 92.503 [Amended]

2. Sections 92.203(b), 92.303(b), 92.403(b), 92.418(c)(2), and 92.503(b) would be amended by removing the words ‘‘,Buffalo, and Champlain,’’ and adding ‘‘and Buffalo,’’ in their place; and removing the words ‘‘Derby Line and’’.

PART 98—IMPORTATION OF CERTAIN ANIMAL EMBRYOS AND ANIMAL SEMEN

3. The authority citation for part 98 would continue to read as follows:

Authority: 7 U.S.C. 1622; 19 U.S.C. 1306; 21 U.S.C. 103–105, 111, 134a, 134b, 134c, 134d, 134f, 136, and 136a; 31 U.S.C. 9701; 7 CFR 2.22, 2.80, and 371.2(d).

§ 98.33 [Amended]

4. In § 98.33, paragraph (b) would be amended by removing the words ‘‘, Buffalo, and Champlain,’’ and adding ‘‘and Buffalo,’’ in their place; and removing the words ‘‘Derby Line and’’.

Done in Washington, DC, this 23rd day of June 1997.

Terry L. Medley,

Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 97–16866 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–34–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 814

[Docket No. 97N–0133]

Revising the Announcement Procedures for Approvals and Denials of Premarket Approval Applications

AGENCY: Food and Drug Administration, HHS.

ACTION: Proposed rule.

SUMMARY: The Food and Drug Administration (FDA) is proposing to revise the premarket approval application (PMA) announcement procedure. FDA is proposing to discontinue the publication of PMA approvals and denials in the **Federal Register**. Instead, the agency is proposing to announce approvals and denials of PMA's on the Internet. Finally, FDA is proposing to make summaries of safety and effectiveness available through the Internet and by placing them in FDA's Dockets Management Branch. FDA will publish in the **Federal Register** for each quarter a list of the approvals and denials announced in that quarter. FDA is taking this action in order to expedite the availability of this information.

DATES: Written comments by September 25, 1997. FDA intends that any final rule based on this proposal become effective 30 days after its date of publication in the **Federal Register**.

ADDRESSES: Submit written comments to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT: Joseph M. Sheehan, Center for Devices and Radiological Health (HFZ–215), Food and Drug Administration, 1350 Piccard Dr., Rockville, MD 20850, 301–827–2974.

SUPPLEMENTARY INFORMATION:

I. Background

In the preamble to the proposed rule prescribing the contents of a PMA and the criteria for approving, disapproving, or withdrawing approval of a PMA (45 FR 81769 at 81772, December 12, 1980), FDA acknowledged that, although the statute does not require it to publish the approval of a PMA in the **Federal Register**, section 515(d)(3) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 360e(d)(3)) permits an interested person to obtain review of an approved PMA. Consequently, FDA proposed to announce approval of any PMA in the **Federal Register** and to include notice of opportunity to petition for administrative review in the announcement under section 515(g) of the act. (See 45 FR 81769 at 81772 and 81776). FDA also proposed to publish notice of any denial of approval or proposed withdrawal of approval of any PMA in the **Federal Register** and to include notice of opportunity for administrative review in the announcement under section 515(g) of the act. (See 45 FR 81769 at 81773 and 81777.) Subsequently, in the **Federal Register** of July 22, 1986 (51 FR 26342), FDA issued a final rule providing, among other things, that notice of approval of a PMA, notice of an order denying approval of a PMA, and notice of an order withdrawing approval of a PMA will be published in the **Federal Register**. (See 21 CFR 814.44(d), 814.45(d), and 814.46(e).)

II. Contents of the Proposed Regulation

FDA is proposing to discontinue publication of individual PMA approvals and denials in the **Federal Register**. Instead, FDA is proposing to notify the public of PMA approvals and denials by posting them on FDA's home page on the Internet (http://www.fda.gov) by placing the summaries of safety and effectiveness on the Internet and in FDA's Docket's Management Branch, and by publishing in the **Federal Register** after each quarter a list of the PMA approvals and denials announced in that quarter.

FDA believes that the proposed procedure would expedite public notification of these actions because announcements can be placed on the Internet more quickly than they can be published in the **Federal Register**, and FDA believes that the Internet is accessible to more people than is the **Federal Register**.

In accordance with section 515(d)(3) of the act, notification of an order approving, denying, or withdrawing approval of a PMA would continue to include a notice of opportunity to request review of the order under section 515(g) of the act. The 30-day period for requesting reconsideration of an FDA action under 10.33(b) (21 CFR 10.33(b)) for notices announcing approval of a PMA would begin on the day the notice is placed on the Internet. Section 10.33(b) provides that FDA may, for good cause, extend this 30-day period. Reconsideration of a denial or withdrawal of approval of a PMA may only be sought by the applicant; in these cases, the 30-day period would begin when the applicant is notified by FDA in writing of its decision.

III. Environmental Impact

The agency has determined under 21 CFR 25.24(a)(8) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

IV. Analysis of Impacts

FDA has examined the impacts of the proposed rule under Executive Order 12866 and the Regulatory Flexibility Act (5 U.S.C. 601–612). Executive Order 12866 directs agencies to asses all costs and benefits of available regulatory alternatives and, when regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts; and equity). The agency believes that this proposed rule is consistent with the regulatory philosophy and principles identified in the Executive Order. In addition, the proposed rule is not a significant regulatory action as defined by the Executive Order and so is not subject to review under the Executive Order.

The Regulatory Flexibility Act requires agencies to analyze regulatory options that would minimize any significant impact of a rule on small entities. Because this proposed rule involves a minor procedural change that primarily affects FDA and has no direct effect on small companies, the agency certifies that this proposed rule will not have a significant economic impact on a substantial number of small entities. Therefore, under the Regulatory Flexibility Act, no further analysis is required.

V. Comments

Interested persons may, on or before September 25, 1997, submit to the Dockets Management Branch (address above) written comments regarding this proposal. Two copies of any comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

List of Subjects in 21 CFR Part 814

Administrative practice and procedure, Confidential business information, Medical devices, Medical research, Reporting and recordkeeping requirements.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, it is proposed that 21 CFR part 814 is amended as follows:

PART 814—PREMARKET APPROVAL OF MEDICAL DEVICES

1. The authority citation for 21 CFR part 814 continues to read as follows:

Authority: Secs. 501, 502, 503, 510, 513–520, 701, 702, 703, 704, 705, 708, 721, 801 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 351, 352, 353, 360, 360c–360j, 371, 372, 373, 374, 375, 379, 379e, 381).

2. Section 814.44 is amended by revising paragraph (d) to read as follows:

§ 814.44 Procedures for review of a PMA.

* * * * *

(d)(1) FDA will issue to the applicant an order approving a PMA if none of the reasons in § 814.45 for denying approval of the application applies. FDA will approve an application on the basis of draft final labeling if the only deficiencies in the application concern editorial or similar minor deficiencies in the draft final labeling. Such approval will be conditioned upon the applicant incorporating the specified labeling changes exactly as directed and upon the applicant submitting to FDA a copy of the final printed labeling before marketing. FDA will also give the public notice of the order, including notice of an opportunity for any interested persons to request review under section 515(d)(3) of the act. The notice of approval will be placed on FDA's home page on the Internet (http://www.fda.gov), and it will state that a detailed summary of information respecting the safety and effectiveness of the device, which was the basis for the order approving the PMA, including information about any adverse effects of the device on health, is available on the Internet and has been placed on public display, and that copies are available upon request. FDA will publish in the **Federal Register** after each quarter a list of the approvals announced in that quarter. When a notice of approval is published, data and information in the PMA file will be available for public disclosure in accordance with § 814.9.

(2) A request for copies of the current PMA approvals and denials document and for copies of summaries of safety and effectiveness shall be sent in writing to the Dockets Management Branch (HFA–305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1–23, Rockville, MD 20857.

* * * * *

3. Section 814.45 is amended by revising paragraph (d) to read as follows:

§ 814.45 Denial of approval of a PMA.

* * * * *

(d)(1) FDA will give the public notice of an order denying approval of the PMA. The notice will be placed on the FDA's home page on the Internet (http://www.fda.gov), and it will state that a detailed summary of information respecting the safety and effectiveness of the device, including information about any adverse effects of the device on health, is available on the Internet and has been placed on public display and that copies are available upon request. FDA will publish in the **Federal Register** after each quarter a list of the denials announced in that quarter. When a notice of denial of approval is made publicly available, data and information in the PMA file will be available for public disclosure in accordance with § 814.9.

(2) A request for copies of the current PMA approvals and denials document and copies of summaries of safety and effectiveness shall be sent in writing to the Freedom of Information Staff (HFI–35), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857.

* * * * *

Dated: June 17, 1997.

William K. Hubbard,

Associate Commissioner for Policy Coordination.

[FR Doc. 97–16792 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–01–F

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 36

RIN 1018–AE21

Regulations for Administrative and Visitor Facility Sites on National Wildlife Refuges in Alaska

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule.

SUMMARY: The Fish and Wildlife Service (Service) proposes this amendment to current regulations to provide the Service with the proper authority to enforce regulations concerning public safety, protection of government property, and applicable State of Alaska fish and wildlife regulations on administrative and visitor facility sites which commonly are located outside the approved boundaries of national wildlife refuges in Alaska.

DATES: For written comments to be considered, they must be received by August 26, 1997.

ADDRESSES: Comments should be sent to the Regional Director, Attention: Daryle R. Lons, U.S. Fish and Wildlife Service, 1011 E. Tudor Road, Anchorage, Alaska 99503.

FOR FURTHER INFORMATION CONTACT: Daryle R. Lons at the above address, telephone (907) 786–3354.

SUPPLEMENTARY INFORMATION:

Background

The National Wildlife Refuge System Administration Act of 1966 (16 U.S.C. 668dd–668ee) and section 1306 of the Alaska National Interest Lands Conservation Act of 1980 (ANILCA) (16 U.S.C. 3196) authorize the Secretary of the Interior to establish administrative sites and visitor facilities outside the boundaries of, and in the vicinity of, refuge units and to prescribe regulations governing use of such acquired lands.

The current regulations governing use on units of the National Wildlife Refuge System in Alaska, codified at 50 CFR part 36, were originally published in the **Federal Register** in 1981 (46 FR 31827, June 17, 1981 as corrected at 46 FR 40194, August 7, 1981), and were amended in 1986 (51 FR 44793, December 12, 1986). The existing regulations in part 36 only are applicable on federally-owned lands within the approved boundaries of Alaska National Wildlife Refuges. The Service currently has several administrative and visitor facility sites that are both inside and outside the approved boundaries of refuges, some of which are held in less than fee title. Examples of these sites include Alaska Maritime Refuge's Visitor Center and Headquarters Complex (fee title land) in Homer, Tetlin Refuge's two campgrounds (leased from the State of Alaska) near Northway, and Kenai Refuge's ''Sportsmen's Lodge'' access and parking area (leased from the State of Alaska and memorandum of understanding with the U.S. Forest Service) on the Kenai River at the Russian River confluence near Cooper Landing. Refuge officers currently do not have full authority to enforce applicable Federal and State regulations at these locations. The primary purpose of the revised regulations is to provide the Service with the proper regulatory authority to enforce regulations concerning public safety, protection of United States government property, and State of Alaska fish and resident wildlife statutes on these administrative

and visitor facility sites of national wildlife refuges in Alaska.

Request for Additional Comments

In accordance with Department policy, interested persons may submit written comments concerning this proposed rule by any of the following means: (1) Mailing to Daryle R. Lons, U.S. Fish and Wildlife Service, 1011 East Tudor Road, Anchorage, Alaska 99503–6199, (2) faxing to Daryle Lons at (907) 786–3657, or (3) electronically mailing to daryle__lons@mail.fws.gov. All substantive comments will be reviewed and considered before a final rule is published.

Paperwork Reduction Act

The Service has examined this regulation under the Paperwork Reduction Act of 1995 and found it to contain no information collection requirements.

Environmental Considerations

In accordance with 516 DM 2, Appendix 2, the Service has determined that this action is categorically excluded from the NEPA process as it contains ''policies, directives, regulations and guidelines of an administrative, financial, legal, technical or procedural nature'' that will have no potential for causing substantial environmental impact.

Economic Effects/Regulatory Flexibility Act Compliance

This rulemaking was not subject to review by the Office of Management and Budget under Executive Order 12866. The primary purpose of these revised regulations is to provide the Service with the proper regulatory authority to enforce regulations concerning public safety, protection of United States government property, and State of Alaska fish and resident wildlife statutes on less than 10 administrative and visitor facility sites located both inside and outside the National Wildlife Refuges System in Alaska. Examples of these sites include Alaska Maritime Refuge's Visitor Center and Headquarters Complex (fee title land) in Homer, Tetlin Refuge's two campgrounds (leased from the State of Alaska) near Northway, and Kenai Refuge's ''Sportsmen's Lodge'' access and parking area (leased from the State of Alaska and memorandum of understanding with the U.S. Forest Service) on the Kenai River at the Russian River confluence near Cooper Landing. This proposed action is of an administrative nature only, and places no new economic or regulatory burden on the visiting public. Accordingly, under the Regulatory Flexibility Act of 1980 (5 U.S.C. 601 *et seq.*), this proposed rulemaking will not have a significant effect on a substantial number of small entities, which include businesses, organizations, or governmental jurisdictions.

Unfunded Mandates

The Service has determined and certifies pursuant to the Unfunded Mandates Act (2 U.S.C. 1502 *et seq.*), that this rulemaking will not impose a cost of $100 million or more in any given year on local or State governments or private entities.

Civil Justice Reform

The Department has determined that these proposed regulations meet the applicable standards provided in sections 3(a) and 3(b)(2) of Executive Order 12988.

The primary author of this proposed regulation is Daryle R. Lons, Refuge Program Specialist, U.S. Fish and Wildlife Service, Alaska Region.

List of Subjects in 50 CFR Part 36

Alaska, Recreation and recreation areas, Reporting and recordkeeping requirements, Wildlife refuges.

Accordingly, the Service proposes to amend part 36 of Chapter I of Title 50 of the Code of Federal Regulations as follows:

PART 36—[AMENDED]

1. The authority citation for part 36 is revised to read as follows;

Authority: 5 U.S.C. 301, 16 U.S.C. 460(k) *et seq.*, 668dd *et seq.*, 742(a) *et seq.*, 3101 *et seq.*, and 44 U.S.C. 3501 *et seq.*

2. Section 36.1 is amended by revising paragraph (b), and adding paragraph (c) to read as follows:

§ 36.1 Applicability and scope.

* * * * *

(b) Except as provided in paragraph (c) of this section, the regulations contained in the following paragraphs of this part are applicable only on federally-owned lands within the boundaries of any Alaska National Wildlife Refuge. For purposes of this part, ''federally-owned lands'' means land interests held or retained by the United States, but does not include those land interests:

(1) Tentatively approved, legislatively conveyed, or patented to the State of Alaska, or

(2) Interim conveyed or patented to a Native Corporation or person.

(c) The regulations found on 50 CFR, parts 25, 26, 27, and 28, and §§ 32.2(d) and 32.5(c), except as supplemented or modified by these regulations or amended by ANILCA, along with the regulations found in 50 CFR 36.35(d), also are applicable to administrative and visitor facility sites of the Fish and Wildlife Service in Alaska which may be held in fee or less than fee title and are either inside or outside the approved boundaries of any Alaska National Wildlife Refuge. Less than fee title lands include, but are not limited to, sites administered by a national wildlife refuge under the terms of a memorandum of understanding or lease agreement.

3. Section 36.2 is amended by removing paragraph designations (a) through (o), placing existing definitions in alphabetical order, and adding a new definition in alphabetical order as follows:

§ 36.2 Definitions.

* * * * *

Administrative and visitor facility sites means any facility or site administered by the U.S. Fish and Wildlife Service for public entry or other administrative purposes including, but not limited to, refuge staff offices, visitor centers, public access and parking sites, and campgrounds.

* * * * *

4. Section 36.33(a) is amended by removing paragraph designations (1) through (11) and placing existing definitions in alphabetical order.

Dated: May 24, 1997.

Donald J. Barry,

Acting Assistant Secretary for Fish and Wildlife and Parks.

[FR Doc. 97–16820 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–55–M

Notices

Federal Register
Vol. 62, No. 124
Friday, June 27, 1997

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development

Board for International Food and Agricultural Development Establishment of a New Subcommittee: The Interim Committee on Food Security; Notice of Establishment of an Independent Subcommittee

Pursuant to the Federal Advisory Committee Act, notice is hereby given of the establishment of a new independent subcommittee of the Board for International Food and Agricultural Development (BIFAD) to be called the Interim Committee on Food Security.

The Interim Committee on Food Security of BIFAD will serve the important function of advising and assisting the U.S. Government Interagency Working Group on Food Security in carrying out commitments made in the U.S. Country Paper for the November 1996 World Food Summit and on the Plan of Action agreed to at the Summit. As there is no other federal advisory committee capable of handling these essential responsibilities, the Agency has determined that establishment of this Committee is necessary and in the public interest.

Membership on the Committee will be well-balanced, with members drawn from the public and private sectors, including non-governmental organizations. The current members of BIFAD will also be members of this new Committee. The Committee is being established for a two-year period commencing on the date the charter is filed. The Committee is expected to meet twice a year. In general, members shall be responsible for their own expenses associated with Committee meetings.

In discharging its duties, the Committee shall:

(a) Provide input to the U.S. Government on the development of a long-term action plan in support of commitments made in the U.S. Country Paper and at the World Food Summit;

(b) Participate in the implementation of the action plan through meetings, workshops and project involvement; and

(c) Serve as an outreach vehicle to all non-governmental sectors to achieve maximum involvement in action plan development and implementation.

The Agency is seeking suggestions and expressions of interest from interested parties who would like to either serve as members of this new Committee or nominate others for such membership. Please send such nominations or expressions of interest in writing, accompanied by no more than two pages of biographical information, to the following: Mr. George Like, U.S. Agency for International Development, Office of Agriculture and Food Security (G/EG/AFS), Room 401, SA–2, Washington, D.C., 20523–0214. These nominations or expressions of interest should be sent no more than three weeks from the date of this notice.

Anyone wishing to obtain additional information about the Interim Committee on Food Security or about BIFAD should contact Mr. Tracy Atwood at the address indicated above, by telephone at (202) 663–2536, by fax at (202) 663–2552, or by E-mail to internet [tatwood@usaid.gov].

Dated: May 28, 1997.

Tracy Atwood,

AID Designated Federal Officer, Chief, Food Policy Division, Office of Agriculture and Food Security, Economic Growth Center, Bureau for Global Programs.

[FR Doc. 97–16814 Filed 6–26–97; 8:45 am]

BILLING CODE 6116–01–M

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[No. LS–97–003]

Sheep Promotion, Research, and Information

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Notice of referendum results.

SUMMARY: The Agricultural Marketing Service (AMS) is announcing that the sheep producers, sheep feeders, and importers of sheep and sheep products who voted in a second national referendum on October 1, 1996, have not approved the proposed Sheep and Wool Promotion, Research, Education, and Information Order (Order).

FOR FURTHER INFORMATION CONTACT: Ralph L. Tapp, Chief, Marketing Programs Branch, Livestock and Seed Division, AMS, USDA, Room 2606–S; P.O. Box 96456; Washington, D.C. 20090–6456.

SUPPLEMENTARY INFORMATION: Pursuant to the Sheep Promotion, Research, and Information Act of 1994 (Act), 7 U.S.C. 7101 *et seq.*, the Department of Agriculture conducted a referendum on October 1, 1996, among eligible sheep producers, sheep feeders, and importers of sheep and sheep products to determine if the proposed Order would become effective.

Before an order can become effective, the Act requires that it be approved either by a majority of producers, feeders, and importers voting in the referendum, or by voters who account for at least two-thirds of the production represented by persons voting in the referendum. Of the 11,880 valid ballots cast in the October 1, 1996, referendum, 5,603 (47 percent) favored the Order and 6,277 (53 percent) opposed the Order. Additionally, of those persons voting in the referendum who cast a valid ballot, those who favored the Order accounted for 33 percent of the total production represented by voters and those who opposed it accounted for 67 percent.

Therefore, based on the referendum results, the Secretary of Agriculture has determined that neither the required majority of voters who were producers, feeders, and importers, nor voters who accounted for at least two-thirds of the production represented by persons voting in the referendum, have voted to approve the Order.

The provisions of the Order and the implementing regulations are currently either suspended or postponed. A termination Order will be issued the **Federal Register**.

OCTOBER 1, 1996, STATE-BY-STATE SHEEP REFERENDUM RESULTS

State	Yes votes	No votes	Total votes	Yes volume	No volume	Total volume
ALABAMA	14	7	21	536	264	800
ALASKA	2	0	2	150	0	150
ARIZONA	25	20	45	11864	26198	38062
ARKANSAS	23	6	29	412	391	803
CALIFORNIA	376	142	518	251769	200997	452766
COLORADO	171	142	313	227550	349351	576901
CONNECTICUT	12	4	16	1017	9168	10185
DELAWARE	2	1	3	195	40	235
FLORIDA	11	2	13	498	100	598
GEORGIA	24	8	32	475	80295	80770
HAWAII	0	0	0	0	0	0
IDAHO	106	74	180	119748	81505	201253
ILLINOIS	224	133	357	10901	9378	20279
INDIANA	223	122	345	11067	12356	23423
IOWA	353	552	905	78253	125264	203517
KANSAS	171	255	426	15753	57142	72895
KENTUCKY	64	12	76	3004	784	3788
LOUISIANA	12	1	13	377	160	537
MAINE	17	11	28	1004	1427	2431
MARYLAND	64	25	89	3956	2962	6918
MASSACHUSETTS	16	19	35	1347	97713	99060
MICHIGAN	151	68	219	21479	74260	95739
MINNESOTA	251	269	520	19569	81629	101198
MISSISSIPPI	47	5	52	809	28	837
MISSOURI	125	122	247	8699	16023	24722
MONTANA	314	677	991	130731	286167	416898
NEBRASKA	125	200	325	15011	34826	49837
NEVADA	10	28	38	17102	130879	147981
NEW HAMPSHIRE	35	10	45	609	865	1474
NEW JERSEY	22	33	55	2454	84712	87166
NEW MEXICO	83	112	195	52378	97078	149456
NEW YORK	77	163	240	3646	278898	282544
NORTH CAROLINA	68	9	77	3453	74	3527
NORTH DAKOTA	102	223	325	17019	66487	83506
OHIO	356	240	596	17475	50098	67573
OKLAHOMA	64	34	98	6549	8433	14982
OREGON	91	291	382	16760	242485	259245
PENNSYLVANIA	180	189	369	12444	14573	27017
RHODE ISLAND	18	3	21	387	30767	31154
SOUTH CAROLINA	12	4	16	26515	8383	34898
SOUTH DAKOTA	127	867	994	67609	279773	347382
TENNESSEE	83	18	101	2639	586	3225
TEXAS	546	442	988	384676	471467	856143
UTAH	132	28	160	115384	40477	155861
VERMONT	46	26	72	1464	52516	53980
VIRGINIA	91	63	154	7780	3288	11068
WASHINGTON	174	86	260	41803	62693	104496
WEST VIRGINIA	111	26	137	7619	1884	9503
WISCONSIN	145	152	297	13180	17314	30494
WYOMING	107	353	460	201865	422983	624848
Total	5603	6277	11880	1956984	3915141	5872125

Dated: June 23, 1997.

Barry L. Carpenter,

Director, Livestock and Seed Division.

[FR Doc. 97–16910 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF AGRICULTURE

Forest Service

Southwestern Region; Coconino National Forest, Arizona; Draft Environmental Impact Statement, Windmill Range Allotment

AGENCY: Forest Service, USDA.

ACTION: Notice of intent to prepare an environmental impact statement.

SUMMARY: The Coconino National Forest of the Forest Service is planning to prepare an environmental impact statement on proposals to change cattle management on the 248,792 acre Windmill Allotment planning area.

DATES: This analysis has been ongoing and public participation has occurred at various stages. The Draft Environmental Impact Statement will be published in July of 1997.

ADDRESSES: Send comments to Mormon Lake Ranger Districts, 4373 S. Lake Mary Road, Flagstaff, Arizona 86001, Reference: Windmill EIS.

EFFECTIVE DATE: Send comments to Mormon Lake Ranger District, 4373 S. Lake Mary Road, Flagstaff, Arizona 86001, Reference: Windmill EIS.

RESPONSIBLE OFFICIAL: Fred Trevey, Coconino Forest Supervisor.

FOR FURTHER INFORMATION CONTACT: District Range Staff, Mike Hannemann, (520) 774–1147.

SUPPLEMENTARY INFORMATION: The Windmill Allotment Management Plan was updated in 1982 to address the distribution of livestock. In 1988 the Allotment plan for the Winter Division was updated to change the grazing system to improve the growth of cool-season *Stipa* grasses and overall range conditions.

In 1994, the Peaks, Mormon Lake and Sedona Ranger Districts in partnership with the Arizona Game and Fish Department and the Windmill Ranch initiated a comprehensive analysis of the Windmill Allotment to update the Allotment Management Plan. The Allotment was selected for analysis to address:

Large, open meadows that are in poor condition indicating an imbalance between plant growth and use of plants throughout the meadows;

Riparian areas that are in less than preferable condition;

Management of threatened, endangered and sensitive species;

Administrative inefficiencies (three allotment plans versus one plan);

Fragmentation indicating a need for landscape scale planning;

Livestock/elk conflicts.

In 1995, a 10 year grazing permit was issued for the Windmill Allotment under the term of the Rescission Bill (Burns Amendment). This permit included some interim mitigating measures including fencing riparian and sensitive plant habitats, sweeping cattle from driveways and shipping culled cows. As required by this legislation, the Allotment was then rescheduled for comprehensive analysis within the 10 year period.

In 1996, the comprehensive analysis was continued. The core team focused on gaining an understanding of relationships between forage production, soils, tree densities, climate, past grazing, and the dietary needs of cattle and elk. Further, the team focused on judging where forage dietary needs and grazing use were out of balance with the lands ability to produce forage with upward trends and designing management actions to respond to problem areas. The following describes the analysis in detail.

Specifically, the purpose of this analysis is to evaluate the grazing use on the Windmill Allotment and to propose options for moving toward resource improvement goals and objectives. Cattle grazing alternatives (including no cattle grazing) are being considered. If a cattle grazing alternative is selected, a new permit will be issued along with a new Allotment Management Plan (AMP).

Tentative alternatives are: 1. Alternative A is designed to meet all the current grazing management issues while maintaining a viable ranching operation. This alternative uses permittee and range conservationist knowledge to determine proper livestock numbers, graze periods, graze rotations, and pasture splits. Total livestock numbers are 1252 to 1257.

2. Alternative B is the no action alternative as required by the National Environmental Policy Act regulations. Selection of this alternative would mean that no grazing would occur on this allotment for the next 10 years.

3. Alternative C is the management system currently in place. This alternative permits a total of 1,252 to 1,257 cattle to graze year-round on the Windmill Range Allotment.

4. Alternative D is designed to respond to grazing capacity and proper use guideline issues. This alternative uses timberstand data base and TES data to project total yearly forage production for each pasture. Total livestock numbers are 635.

5. Alternative F is the same as Alternative A except for adjusting the Luke Mountain pasture of the Foxboro Herd from a two-way pasture split to a three-way pasture split. This third pasture reduces graze periods in Little T-Six from 20 to 10 days and Highway Camp from 14–20 days to 10 days. Total livestock numbers are 1252 to 1257.

6. Alternative G is designed to better meet resource concerns of poor and declining range conditions in parts of Munds-Pocket and Foxboro Herd areas. This alternative improves on Alternative A in these areas by reducing livestock numbers, adjusting graze periods and additional pasture splits. Total livestock numbers are 1090 to 1125.

Items common to alternatives include fencing some riparian areas to exclude livestock. The areas chosen for fencing are easily accessed by cattle, are fairly large and have adjacent wet meadows and are estimated to have high potential for improvement. Not all riparian springs located on the Allotment are fenced. Those not chosen for fencing are less accessible to cattle, are not associated with wet meadows and are estimated to have high potential for improvement. Not all riparian springs located on the Allotment are fenced. Those not chosen for fencing are less accessible to cattle, are not associated with wet meadows and are very small. Major creeks and rivers will not have direct cattle access under any of the alternatives. Other items common to all alternatives include tank re-location and/or waterlot construction where tanks occur in dry meadows. Pastures that will not be used in the 10 year management plan period are also identified.

Environmental analysis has been ongoing. It is anticipated that a draft environmental impact statement will be published in July of 1997. A ninety day comment period pursuant to 36 CFR 219.10(b) will be provided for the public to make comments on the draft environmental impact statement. A record of decision will be prepared and filed with the final environmental impact statement. A ninety day appeal period pursuant to 36 CFR 217.8(a) will be applicable. The ninety day comment period on the draft environmental impact statement will begin when the Environmental Protection Agency's Notice of Availability appears in the **Federal Register.**

To be most helpful, comments on the draft environmental impact statement should be as specific as possible and may address the adequacy of the statement or the merits of the alternatives discussed (see Council on Environmental Quality Regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1503.3).

This is the second notice for this draft environmental impact statement. The publication of the draft was changed from our original estimate of February, 1997 to July, 1997.

Fred Trevey,

Coconino Forest Supervisor.

[FR Doc. 97–16885 Filed 6–26–97; 8:45 am]

BILLING CODE 3410–11–M

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List; Proposed Additions

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Proposed additions to procurement list.

SUMMARY: The Committee has received proposals to add to the Procurement List commodities and services to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

COMMENTS MUST BE RECEIVED ON OR BEFORE: July 28, 1997.

ADDRESS: Committee for Purchase From People Who Are Blind or Severely Disabled, Crystal Square 3, Suite 403, 1735 Jefferson Davis Highway, Arlington, Virginia 22202–3461.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman (703) 603–7740.

SUPPLEMENTARY INFORMATION: This notice is published pursuant to 41 U.S.C. 47(a) (2) and 41 CFR 51–2.3. Its purpose is to provide interested persons an opportunity to submit comments on the possible impact of the proposed actions.

If the Committee approves the proposed additions, all entities of the Federal Government (except as otherwise indicated) will be required to procure the commodities and services listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the commodities and services to the Government.

2. The action does not appear to have a severe economic impact on current contractors for the commodities and services.

3. The action will result in authorizing small entities to furnish the commodities and services to the Government.

4. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46–48c) in connection with the commodities and services proposed for addition to the Procurement List. Comments on this certification are invited.

Commenters should identify the statement(s) underlying the certification on which they are providing additional information.

The following commodities and services have been proposed for addition to Procurement List for production by the nonprofit agencies listed:

Commodities

Box, Shipping

8115–00–050–5237, 8115–01–015–1314, 8115–01–015–1313, NPA: Tarrant County Association for the Blind, Fort Worth, Texas.

Dropcloth

8340–01–444–3652, 8340–01–444–3653, NPA: East Texas Lighthouse for the Blind, Tyler, Texas.

Slacks, Woman's, USMC

8410–01–278–9731 thru –9759, NPA: Vocational Guidance Services, Cleveland, Ohio.

Office and Miscellaneous Supplies

(Requirements for the Naval Training Center, Great Lakes, Illinois), NPA: Wiscraft Inc.—Wisconsin Enterprises for the Blind, Milwaukee, Wisconsin.

Services

Administrative Services

General Services Administration (FSS), 300 Ala Moana, Honolulu, Hawaii, NPA: Goodwill Industries of Honolulu, Inc., Honolulu, Hawaii.

Food Service

Randolph Air Force Base, Texas, NPA: Development Resources, Inc., San Antonio, Texas.

Food Service

HQ, U.S. Marine Corps Henderson Hall, Arlington, Virginia, NPA: Fairfax Opportunities Unlimited, Inc., Springfield, Virginia.

Janitorial/Custodial

Lake Mead National Recreation Area, Boulder City, Nevada, NPA: Opportunity Village ARC, Las Vegas, Nevada.

Janitorial/Custodial

Federal Building, 209 Broadway, New York, New York, NPA: Fedcap Rehabilitation Services, Inc., New York, New York.

Laundry Service

Department of the Navy, Amphibious Group Three, San Diego, California, NPA: Job Options, Inc., San Diego, California.

Mail and Messenger Service

U.S. Army Garrison-Fitzsimons, Aurora, Colorado, NPA: Bayaud Industries, Inc., Denver, Colorado.

Operation of GSA Access Store

Philip Burton Federal Building and U.S. Courthouse, 450 Golden Gate Avenue, San Francisco, California, NPA: Pacific Coast Community Services, Alameda, California.

Operation of Postal Service Center

Seymour-Johnson Air Force Base, North Carolina, NPA: Lions Industries for the Blind, Inc., Kinston, North Carolina.

Switchboard Operation

Department of Veterans Affairs Medical Center, 400 Veterans Boulevard, Biloxi, Mississippi, NPA: The Lighthouse for the Blind in New Orleans, New Orleans, Louisiana.

Beverly L. Milkman,

Executive Director.

[FR Doc. 97–16920 Filed 6–26–97; 8:45 am]

BILLING CODE 6353–01–P

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List; Additions and Deletions

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Additions to and Deletions from the Procurement List.

SUMMARY: This action adds to the Procurement List services to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities, and deletes from the Procurement List commodities previously furnished by such agencies.

EFFECTIVE DATE: July 28, 1997.

ADDRESS: Committee for Purchase From People Who Are Blind or Severely Disabled, Crystal Square 3, Suite 403, 1735 Jefferson Davis Highway, Arlington, Virginia 22202–3461.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman (703) 603–7740.

SUPPLEMENTARY INFORMATION: On November 15, 1996, January 17, May 2, 9, 1997 the Committee for Purchase From People Who Are Blind or Severely Disabled published notices (61 F.R. 58510, 62 F.R. 2644, 24077 and 25586) of proposed additions to and deletions from the Procurement List:

ADDITIONS: After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the services and impact of the additions on the current or most recent contractors, the Committee has determined that the services listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46–48c and 41 CFR 51–2.4.

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will furnish the services to the Government.

2. The action will not have a severe economic impact on current contractors for the services.

3. The action will result in authorizing small entities to furnish the services to the Government.

4. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46–48c) in connection with the services proposed for addition to the Procurement List.

Accordingly, the following services are hereby added to the Procurement List:

Facilities Services Support, Air Base Ground Defense Training Campus, Camp Bullis, Texas

Grounds Maintenance, Picatinny Arsenal, Picatinny, New Jersey

Janitorial/Custodial, DoD Center, Monterey, California

Laundry Service, Fleet Industrial Supply Command—Norfolk, Norfolk, Virginia.

This action does not affect current contracts awarded prior to the effective date of this addition or options that may be exercised under those contracts.

Deletions

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities.

2. The action will not have a severe economic impact on future contractors for the commodities.

3. The action will result in authorizing small entities to furnish the commodities to the Government.

4. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46–48c) in connection with the commodities deleted from the Procurement List.

After consideration of the relevant matter presented, the Committee has determined that the commodities listed below are no longer suitable for procurement by the Federal Government under 41 U.S.C. 46–48c and 41 CFR 51–2.4.

Accordingly, the following commodities are hereby deleted from the Procurement List:

Surgical Pack, Disposable 6532–01–018–3286

Pillowcase, Disposable 7210–00–852–3417

Trousers, Night Camouflage, Desert 8415–01–102–6285 thru –6299

Beverly L. Milkman,

Executive Director.

[FR Doc. 97–16921 Filed 6–26–97; 8:45 am]

BILLING CODE 6353–01–P

COMMISSION ON CIVIL RIGHTS

Agenda and Notice of Public Meeting of the Delaware Advisory Committee

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a meeting of the Delaware Advisory Committee to the Commission will convene at 1:00 p.m. and adjourn at 5:00 p.m. on Wednesday, July 16, 1997, at the Holiday Inn, Downtown, 700 King Street, Wilmington, Delaware 19801. The purpose of the meeting is to plan activities under its project, ''Implementing the ADA in Delaware,'' and consider new projects.

Persons desiring additional information, or planning a presentation to the Committee, should contact Committee Chairperson Emily Morris, 302–674–0839, or Ki-Taek Chun, Director of the Eastern Regional Office, 202–376–7533 (TDD 202–376–8116). Hearing-impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Regional Office at least five (5) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, June 20, 1997.

Carol-Lee Hurley,

Chief, Regional Programs Coordination Unit.

[FR Doc. 97–16886 Filed 6–26–97; 8:45 am]

BILLING CODE 6335–01–P

COMMISSION ON CIVIL RIGHTS

Agenda and Notice of Public Meeting of the West Virginia Advisory Committee

Notice is hereby given, pursuant to the provisions of the rules and regulations of the U.S. Commission on Civil Rights, that a meeting of the West Virginia Advisory Committee to the Commission will convene at 9:30 a.m. and adjourn at 2:30 p.m. on Friday, August 22, 1997, at the Governor's Conference Room, State Capitol Building, 1900 Kanawha Boulevard East, Charleston, West Virginia 25305. The purpose of the meeting is to plan Committee project activity for fiscal year 1997, and receive information from invited guests on civil rights issues in West Virginia.

Persons desiring additional information, or planning a presentation to the Committee, should contact Committee Chairperson Gregory Hinton, 304–367–4244, or Ki-Taek Chun, Director of the Eastern Regional Office, 202–376–7533 (TDD 202–376–8116). Hearing-impaired persons who will attend the meeting and require the services of a sign language interpreter should contact the Regional Office at least five (5) working days before the scheduled date of the meeting.

The meeting will be conducted pursuant to the provisions of the rules and regulations of the Commission.

Dated at Washington, DC, June 20, 1997.

Carol-Lee Hurley,

Chief, Regional Programs Coordination Unit.

[FR Doc. 97–16887 Filed 6–26–97; 8:45 am]

BILLING CODE 6335–01–P

DEPARTMENT OF COMMERCE

Submission for OMB Review; Comment Request

DOC has submitted to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. chapter 35).

Agency: Bureau of the Census.

Title: Manufacturers' Shipments, Inventories, and Orders (M3).

Form Number(s): M–3(SD), M–3(SD)I, M–3–1–L1.

Agency Approval Number: 0607–0008.

Type of Request: Revision of a currently approved collection.

Burden: 20,600 hours.

Number of Respondents: 5,150.

Avg Hours Per Response: 20 minutes.

Needs and Uses: The Census Bureau conducts the M3 survey, one of the principal Federal economic indicators, to collect monthly manufacturing data from a sample of firms in the manufacturing sector of the economy. Data requested are shipments, new orders, unfilled orders, total inventory, materials and supplies, work-in-process and finished goods. The data are used to analyze short- and long-term trends in the manufacturing sector and as related to other sectors of the economy. The shipments and inventory data are

essential inputs into the gross domestic product accounts, while the orders data are direct inputs into the leading economic indicator series. The survey also provides valuable and timely data for economic planning and analysis to business firms, trade associations, research and consulting agencies, and academia on the domestic manufacturing sector.

In this request, the total annual burden hours are adjusted downward due to decreasing panel size. Since the M3 survey is a voluntary report, we are experiencing declining coverage, but hope to partially offset this decrease through a special 1997 mailout to 650 nonreporters in our coverage improvement panel.

Affected Public: Business or other for-profit.

Frequency: Monthly.

Respondent's Obligation: Voluntary.

Legal Authority: Title 13 U.S.C., Sections 131 and 182.

OMB Desk Officer: Jerry Coffey, (202) 395–7314.

Copies of the above information collection proposal can be obtained by calling or writing Linda Engelmeier, DOC Forms Clearance Officer, (202) 482–3272, Department of Commerce, room 5327, 14th and Constitution Avenue, NW, Washington, DC 20230.

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to Jerry Coffey, OMB Desk Officer, room 10201, New Executive Office Building, Washington, DC 20503.

Dated: June 20, 1997.

W. Dan Haigler,

Chief, Management Control Division, Office of Management and Organization.

[FR Doc. 97–16843 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–07–P

DEPARTMENT OF COMMERCE

Bureau of Export Administration

[Docket Number 97–BXA–9]

Action Affecting Export Privileges; Thane-Coat, Inc., Jerry Vernon Ford, Preston John Engebretson, Export Materials, Inc. and Thane-Coat, International, Ltd.; Decision and Order

IN THE MATTER OF:

Thane-Coat, Inc., 12725 Royal Drive, Stafford, Texas 77477,
Jerry Vernon Ford, President, Thane-Coat, Inc., 12725 Royal Drive, Stafford, Texas 77477, and with an address at 7707 Augustine Drive, Houston, Texas 77036,
Preston John Engebretson, Vice-President, Thane-Coat, Inc., 12725 Royal Drive, Stafford, Texas 77477, and with an address at 8903 Bonhomme Road, Houston, Texas 77074,
Export Materials, Inc., 3727 Greenbriar Drive, No. 108, Stafford, Texas 77477,
and
Thane-Coat, International, Ltd., Suite C, Regent Centre, Explorers Way, P.O. Box F–40775, Freeport, The Bahamas,

Respondents

The respondents appeal from an order issued on May 5, 1997, by the Acting Assistant Secretary for Export Enforcement which temporarily denies their U.S. export privileges pursuant to Section 766.24 of the Export Administration Regulations (15 CFR Parts 730–74). I have reviewed the files and records of this matter including the Recommended Decision and Order of the Administrative Law Judge which is attached hereto. Based upon the findings and conclusions of the Administrative Law Judge, I find that the Acting Assistant Secretary's decision to issue the order was fully supported by the facts and is consistent with the applicable law. Accordingly, the issuance of the Order Temporarily Denying Export Privileges to Thane-Coat, Inc., Jerry Vernon Ford, Preston John Engebretson, Export Materials, Inc., and Thane-Coat International, Ltd., is affirmed.

Dated this 19th day of June, 1997, Washington, D.C.

William A. Reinsch,

Under Secretary for Export Administration.

Recommended Decision and Order

Preliminary Statement

This proceeding is an appeal from an Order Temporarily Denying Export Privileges, and brought pursuant to the Export Administration Act of 1979, (hereinafter ''The Act''), 50 U.S.C.A. app. §§ 2401–2420 (1991 & Supp. 1997), and provisions of Section 766.24 of the Export Administration Regulations codified at 15 CFR Parts 730–774 (1997). On May 1, 1997, the Office of Export Enforcement, Bureau of Export Administration, United States Department of Commerce, (hereinafter ''BXA''), requested that the Acting Assistant Secretary for Export Enforcement issue an order, (hereinafter ''TDO''), temporarily denying all United States export privileges to Respondents. The Acting Assistant Secretary, on May 5, 1997, issued the TDO on an *ex parte* basis. On May 23, 1997,[1] the Respondents appealed this order to the Administrative Law Judge.

[1] The Appeal was not received in the Office of the Administrative Law Judge until May 28, 1997.

Findings of Fact[2]

1. Thane-Coat was founded in 1982 as a sole proprietorship engaged in the business of manufacturing and applying industrial paints and coatings (Respondent's Exhibit 1, hereinafter ''Resp. Ex.'').

2. The company was incorporated in Texas in 1984. *(Id.).*

3. Thane-Coat markets its products through direct sales, commission representatives, distributors, and license agreements. The products include: coatings for steel pipes; materials for the repair of steel pipe coatings; epoxy materials for coating sewer manholes; coatings for concrete pipes; liquid casting materials; truck-bed liner coatings; fiberglass replacement materials for automotive after market products; and, coal tar pipe coating paint. *(Id.).*

4. During 1991, Respondents Ford and Engebreston sought a contract with the Great Man-Made River Authority of the Government of Libya to provide coating needed for the PCCP for the second stage of the Great Man-Made River Project. (Government's Exhibit 1, hereinafter ''Gov. Ex.'').

5. Thane-Coat also sought the advice of counsel regarding corporate restructuring. *(Id.).*

6. On September 5, 1991, Thane-Coat's counsel, in memorandum, advised Respondent to apply for a license to sell products to Libya. *(Id.).* Respondents did not do so.

7. On September 20, 1991, Respondent Engebreston contacted the Bahamian Transportation Office, stating that he was interested in establishing a ''manufacturing/blending facility'' in the free trade area of Freeport. *(Id.).*

8. On, or about, October 9, 1991, the name ''Thane-Coat International Limited'' was reserved as a Bahamian Ordinary Company. *(Id.).*

9. In Mid-1992, Respondents Ford and Engebreston traveled to Libya to purse a contract to provide coating for the external surface of the PCCP for the second phase of the Great Man-Made River Project. This contract was not procured. *(Id.).*

10. On, or about, March 17, 1993, Respondents Ford and Engebreston incorporated Thane-Coat International Limited in the Commonwealth of the Bahamas. *(Id.).*

11. During 1995 and the first half of 1996, a significant portion of the company's revenues was derived from exports. (Resp. Ex. 1).

[2] Neither Respondent nor Agency submitted Proposed Findings of Fact. As a result, no rulings are made hereon.

12. On September 11, 1995, TIC, Ltd. purchased 256 drums of a corrosive, synthetic resin (hereinafter ''coating materials''), from Everest Coatings of Spring, Texas, a manufacturer of chemicals. (Gov. Ex. 1 at Ex. 4).

13. The cosignee of the shipments was Harkmel International in Middlesex, United Kingdom. *(Id.).*

14. On, or about, September 23, 1995, the coating material was exported from Houston Texas to Felixstowe, U.K., in four 40-foot containers, each containing 64 pallets. (Gov. Ex. 1 at Ex. 4).

15. In the U.K., the coating material was unloaded and taken to a warehouse by a U.K. freight forwarder, where it was repackaged into four 20-foot containers before transfer to Harwich, U.K. *(Id).*

16. At Harwick, the four 20-foot containers were loaded aboard the ''Norlandia'' for delivery to Marsa El Brega, Libya. *(Id).*

17. On July 5, 1996, the Respondents were targeted in a federal investigation regarding the alleged export of concrete pipe coating materials and technology to Libya when a search warrant was executed on Thane-Coat's business premises and a large volume of documents was seized in relation to Respondents' business Resp. Ex. 1).

18. On April 28, 1997, a civil forfeiture action was initiated by the Government in rem against certain real and personal property owned by the Respondents. *(Id).*

19. The complaint filed therein alleged that the Respondents had performed one or more contracts to provide concrete pipe coating materials and technology to the government of Libya between January 1994 and July 1996. It is further alleged that the materials were sold through certain Bahamian companies with knowledge that they would be used in connection with the construction of a large-scale aqueduct project designed to transfer freshwater from internal regions of Libya to cities related to its coast. *(Id).*

20. On April 28, 1997, United States Magistrate Judge for the Southern District of Texas, authorized the arrest and seizure of the defendant property. This order has been appealed, the resolution of which is still pending. *(Id).*

21. On May 5, 1997, based upon an ex parte application of the Bureau of Export Administration's Office of Enforcement, the Acting Assistant Secretary for Export Enforcement issued a TDO to the Respondents.

22. The TDO was issued based upon the belief of BXA that the Respondents had made approximately 100 shipments of U.S.-origin pipe coating materials, machines, and parts to a concern in Libya during the period from June 1994 through July 1996, for use in coating the internal surface of pre-stressed concrete cylinder pipe for the Government of Libya's Great Man-Made River project. (Gov. Ex. 1).

23. The TDO bars Respondents from further participation in any exports from the United States that are subject to the EAR, or engaging in any other activity that is subject to the EAR for 180 days. Gov.Ex. 1).

Ultimate Findings of Fact and Conclusions of Law

1. The Acting Assistant Secretary's decision to issue a TDO is supported by the record.

2. A violation is ''imminent'' if ''the general circumstances of the matter under investigation demonstrate a likelihood of future violations. To indicate the likelihood of future violations, BXA may show that the violation under investigation ''is significant, deliberate, covert and/or likely to occur again.''

3. The Administrative Law Judge does not have the authority to decide whether or not the Regulations as applied against the Respondents violate Due Process. *Frost* v. *Weinberg,* 375 F. Supp. 1312, 1320, (E.D.N.Y 1974), rev'd on other grounds, 515 F.2d 57 (2d Cir. 1975), cert. denied, 424 U.S. 958 (1976).

4. The Administrative Law Judge does not have the authority to determine whether or not the deprivation of Respondent's export privileges violates their right to procedural due process. *D'Amico* v. *Schweiker,* 698 F.2d 903, 906 (7th Cir. 1983); *Steiberger* v. *Heckler,* 615 F. Supp. 1315, 1386 (S.D.N.Y. 1985); *Association of Administrative Law Judges* v. *Heckler,* 594 F. Supp. 1132, 1141 (D.D.C. 1984).

5. The Administrative Law Judge does not have the authority to decide whether or not the TDO will prevent further proceedings to impose additional penalties on respondents for any alleged past violations and Fifth Amendment concerns. *Frost* v. *Weinberg,* 375 F. Supp. 1312, 1320. (E.D.N.Y 1974), rev'd on other grounds, 515 F.2d 57 (2d Cir. 1975), cert. Denied, 424 U.S. 958 (1976).

Opinion

1. Due Process and the Validity of the Regulations

Respondents initially urge vacation of the Temporary Denial of Export Privileges Order by averring that the Regulations, as applied to Respondents are inconsistent with the Act and the Constitution. First, Respondents contend that the issuance of a Temporary Denial Order based upon the regulatory requirement of a showing that a violation is ''imminent'', is in conflict with the Terms of the Act, and inconsistent with its intent. Second, Respondents contends that the allowance of the imposition of a TDO based upon ''the general circumstances of the matter under investigation,'' [3] or because the alleged violation is significant instead of technical is unconstitutionally vague and violates Due Process. Third, Respondents argue that the imposition of a TDO on an ex parte basis denies the Respondents their rights to procedural Due Process. Lastly Respondents contend that due to the Double Jeopardy clause of the Fifth Amendment, the TDO will prevent any further proceedings to impose additional penalties on Respondents for any alleged violations of the past.

Regardless of the validity, or invalidity, of these arguments, the Administrative Law Judge does not have the authority to consider them. See *Frost* v. *Weinberg,* 375 F. Supp. 1312, 1320, (E.D.N.Y. 1974), rev'd on other grounds, 515 F.2d 57 (2d Cir. 1975), cert. denied, 424 U.S. 958 (1976) (holding that an administrative law judge is precluded from passing upon the constitutionality of the very procedures he is called upon to administer);. See also *D'Amico* v. *Schweiker,* 698 F.2d 903, 906 (7th Cir. 1983); *Steiberger* v. *Heckler,* 615 F. Supp. 1315, 1386 (S.D.N.Y. 1985); *Association of Administrative Law Judges* v. *Heckler,* 594 F. Supp. II 32, 1141 (D.D.C. 1984). Wherefore, consideration of these arguments will not be undertaken.

2. The Temporary Denial Order and the Definition of ''Imminent''

Respondents contend that the purpose of this proceeding ''is not to determine whether any of the Respondents ever allegedly violated the Act, the EAR, or any order of license issued thereunder,'' but rather to determine whether ''BXA has proved that it is entitled to emergency, *ex parte* relief to prevent Respondents from commiting future, imminent, violations of the Act, the EAR, an order or a license.'' (Resp. Brief at 1). Respondents further contend that in so determining this issue, the definition of the term ''imminent'' should be ''likely to happen without delay.'' As a result, Respondents aver that a TDO may only be issued where violations are likely to happen presently and cannot be issued for past, suspected violations of the Act. I cannot agree with this statement of the issue at hand.

The Regulations provide that a Temporary Denial of Export Privileges

[3] (Respondent's Brief at 16.).

may be granted if the Secretary finds that the order is necessary in the public interest to prevent an imminent violation. 15 CFR 766.24. A Respondent may appeal the imposition of any such TDO on the grounds that the finding that the order is necessary in the public interest to prevent an imminent violation is unsupported. 15 CFR 766.24(e)(4). The relevant issue at hand, therefore, is whether or not the finding that a TDO was necessary to prevent an ''imminent'' violation is supported.

The Regulations provide that a violation is ''imminent'' if:

[T]he general circumstances of the matter under investigation demonstrate a likelihood of future violations. *To indicate the likelihood of future violations, BXA may show that the violation under investigation is significant, deliberate, covert and/or likely to occur again,* rather than technical or negligent, and that it is appropriate to give notice to companies in the United States and abroad to ceased along with the person in U.S.-origin items in order to reduce the likelihood that a person under investigation continues to export or acquire abroad such items, risking subsequent disposition contrary to export control requirements.

15 CFR 766.24(b)(3) (emphasis added).

The BXA introduced the following in suppport of its argument that the violation under investigation is significant, deliberate and covert. First, BXA avers, and I concur, that the activities under question involved exports of U.S.-origin commodities to Libya. Libya, is a country which is subject to restrictive economic controls. See Libyan Sanction Regulations, 31 CFR Part 550 (1996). Under the regulation virtually all exporting and re-exporting to Libya are monitored and controlled, requiring a license issued by the Office of Foreign Assets Control (hereinafter ''OFAC''). This off ice has no record of Thane-Coat, Inc. or TIC, Ltd. ever requesting such a license. Gov. Ex. 1, Ex. 15).

Second, an export scheme was undertaken to complete the export of pipe coating materials to Libya. Thane-Coat, Inc. through Ford and Engebretson, using TIC, Ltd. as the exporter of record, obtained coating products from U.S. manufacturers and had those items delivered to U.S. ports for export to Fleixstow, United Kingdom, (Gov. Ex. 1). Once in the U.K., Harkmel International ''re-stuffed'' the cargo, unloading it from 40-foot containers at the U.K. port of Felixstowe and reloading it into 20-foot containers. These containers were re-stuffed based upon the advice from Harkmel that use of the same containers would be ''a flag for person following movements to country.'' (Gov. Ex. 1). The repackaged containers were then sent to Marsa El Brega, Libya. *(Id.).*

Based upon the above evidence, BXA has shown that Respondents committed a violation that was both significant, deliberate and covert. In light of this, the Acting Assistant Secretary's decision to issue a TDO is clearly supportable.

Conclusion

In light of the fact that Respondents entered into a scheme of violations which were not only deliberate, but also covert, it is hereby strongly recommended that the decision of the Acting Assistant Secretary to temporarily deny export privileges to the Respondents for a period of 180 days be affirmed.

Recommendation

It is Hereby Recommended That the issuance of the Order Temporarily Denying Export Privileges to Thane-Coat, Inc., Jerry Vernon Ford, Preston John Engebretson, Export Materials, Inc. and Thane-Coat International, Ltd., *be Affirmed.*

Dated on the 11th day of June 1997, Baltimore, Maryland.

Hon. Joseph N. Ingolia,

Chief Administrative Law Judge, United States Coast Guard.

Certificate of Mailing

I hereby certify that I forwarded the attached document by federal express to the following persons:

Jeffrey M. Joyner, Esq., Office of Chief Counsel for Export Administration, Bureau of Export Administration, United States Department of Commerce, H3839, 14th and Constitution, NW., Washington, DC 20230.

Samuel J. Buffone, Thomas B. Smith, Ropes & Gray, 1301 K Street, NW., Suite 800 East, Washington, DC 20005.

Undersecretary for Export Administration, Bureau of Export Administration, United States Department of Commerce, 14th and Constitution, NW., Washington, DC 20230.

Dated this 11th day of June 1997, Baltimore, Maryland.

Joi L. Johnson,

Legal Assistant to Chief Judge Ingolia.

[FR Doc. 97–16822 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–DT–M

DEPARTMENT OF COMMERCE

International Trade Administration

Lamont-Doherty Earth Observatory of Columbia University Notice of Decision on Application for Duty-Free Entry of Scientific Instrument

This decision is made pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89–651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 97–033. *Applicant:* Lamont-Doherty Earth Observatory of Columbia University, Palisades, NY 10964. *Instrument:* ICP Mass Spectrometer, Model Plasma 54. *Manufacturer:* VG Elemental, United Kingdom. *Intended Use:* See notice at 62 FR 27237, May 19, 1997.

Comments: None received. *Decision:* Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as it is intended to be used, is being manufactured in the United States. *Reasons:* The *foreign instrument provides:* (1) an ICP ion source, (2) a double focusing magnet sector mass analyzer and (3) a detection system equipped with nine Faraday detectors and a Daly detector. These capabilities are pertinent to the applicant's intended purposes and we know of no other instrument or apparatus of equivalent scientific value to the foreign instrument which is being manufactured in the United States.

Frank W. Creel,

Director, Statutory Import Programs Staff.

[FR Doc. 97–16932 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

Applications for Duty-Free Entry of Scientific Instruments

Pursuant to Section 6(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89–651; 80 Stat. 897; 15 CFR part 301), we invite comments on the question of whether instruments of equivalent scientific value, for the purposes for which the instruments shown below are intended to be used, are being manufactured in the United States.

Comments must comply with 15 CFR 301.5(a)(3) and (4) of the regulations and be filed within 20 days with the Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230. Applications may be examined between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th Street and Constitution Avenue, N.W., Washington, D.C.

Docket Number: 96–149R. *Applicant:* University of Vermont, Department of Physical Therapy, 305 Rowell Building, Burlington, VT 05405–0068. *Instrument:* Motion Analysis System and Telemg System, Model Elite Plus. *Manufacturer:* Bioengineering Technology & Systems, Italy. *Intended Use:* Original notice of this resubmitted application was published in the **Federal Register** of February 11, 1997.

Docket Number: 97–046. *Applicant:* Purdue University, Accounts Payable, 1064 Frehafer Hall, West Lafayette, IN 47907–1064. *Instrument:* Stopped-Flow Spectrophotometer/Fluorimeter System, Model SF–61DX2/X. *Manufacturer:* Hi-Tech Scientific, United Kingdom. *Intended Use:* The instrument will be used for studies of a variety of enzymes important to cellular physiology in a variety of life forms. A number of experiments will be conducted involving the spectroscopic detection of molecular interactions between substrates of inhibitors of the particular enzymes of interest. *Application accepted by Commissioner of Customs: June 4, 1997.*

Docket Number: 97–047. *Applicant:* Emory University, Department of Biology, 2006 Rollins Research Center, 1510 Clifton Road, Atlanta, GA 30322. *Instrument:* Slice Physiology Setup, Model 240. *Manufacturer:* Luigs and Neumann, Germany. *Intended Use:* The instrument will be used for electrophysiological studies using rat brain slices with the objective of understanding neuronal activity and information processing in the mammalian brain. In addition, the instrument will be used for educational purposes in the course Biol. 498 in which both graduate and undergraduate students will be exposed to guided research training. *Application accepted by Commissioner of Customs:* June 5, 1997.

Docket Number: 97–048. *Applicant:* Kansas State University, Division of Biology, Ackert Hall, Manhattan, KS 66506–4901. *Instrument:* Electron Microscope, Model CM100. *Manufacturer:* Philips, The Netherlands. *Intended Use:* The instrument will be used for research involving three model systems in cellular and developmental biology which will focus on a unifying theme in gravity perception. In addition, the instrument will be used for educational purposes in the course BIOL 888—Electron Microscopy Techniques providing graduate students with the research resources necessary to make progress on their research programs. Application accepted by Commissioner of Customs: June 6, 1997.

Frank W. Creel,

Director, Statutory Import Programs Staff.

[FR Doc. 97–16930 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

University of Illinois at Chicago; Notice of Consolidated Decision on Applications for Duty-Free Entry of Electron Microscopes

This is a decision consolidated pursuant to Section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89–651, 80 Stat. 897; 15 CFR part 301). Related records can be viewed between 8:30 A.M. and 5:00 P.M. in Room 4211, U.S. Department of Commerce, 14th and Constitution Avenue, N.W., Washington, D.C.

Docket Numbers: 97–031 and 97–032. *Applicant*: University of Illinois at Chicago, Chicago, IL 60612–7341. *Instrument*: (2) Electron Microscopes, Models JEM–1220 and JEM–3010. *Manufacturer*: JEOL, Ltd., Japan. *Intended Use*: See notice at 62 FR 27237, May 19, 1997. *Order Date*: September 19, 1996.

Docket Number: 97–035. *Applicant*: University of Illinois at Chicago, Chicago, IL 60612–7202. *Instrument*: Electron Microscope, Model JEM–2010F. *Manufacturer*: JEOL, Ltd., Japan. *Intended Use*: See notice at 62 FR 27722, May 21, 1997. *Order Date*: February 14, 1997.

Comments: None received. *Decision*: Approved. No instrument of equivalent scientific value to the foreign instrument, for such purposes as these instruments are intended to be used, was being manufactured in the United States at the time the instruments were ordered. *Reasons:* Each foreign instrument is a conventional transmission electron microscope (CTEM) and is intended for research or scientific educational uses requiring a CTEM. We know of no CTEM, or any other instrument suited to these purposes, which was being manufactured in the United States at the time of order of each instrument.

Frank W. Creel,

Director, Statutory Import Programs Staff.

[FR Doc. 97–16931 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

International Trade Administration

Environmental Technologies Trade Advisory Committee (ETTAC)

AGENCY: International Trade Administration, U.S. Department of Commerce.

ACTION: Notice of open meeting.

SUMMARY: The Environmental Technologies Trade Advisory Committee (ETTAC) will hold its tenth plenary meeting. The ETTAC was created on May 31, 1994, to promote a close working-relationship between government and industry and to expand export growth in priority and emerging markets for environmental products and services.

DATES AND PLACE: July 18, 1997 from 1:00 p.m. to 5:00 p.m. The meeting will take place in Room 4830 of the Department of Commerce, 14th Street and Constitution Ave., N.W., Washington, D.C. 20230.

This program is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Office of Environmental Technologies Exports, Department of Commerce, Room 1003, Washington, D.C. 20230. Seating is limited and will be on a first-come, first-served basis.

FOR FURTHER INFORMATION CONTACT: The Office of Environmental Technologies Exports, Room 1003, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230, phone (202) 482–5225, facsimile (202) 482–5665 TDD 1–800–833–8723.

Dated: June 13, 1997.

Anne L. Alonzo,

Deputy Assistant Secretary for Environmental Technologies Exports.

[FR Doc. 97–16808 Filed 6–25–97; 8:45 am]

BILLING CODE 3510–DR–P

DEPARTMENT OF COMMERCE

National Institute of Standards and Technology

National Fire Codes: Request for Comments On NFPA Technical Committee Reports

AGENCY: National Institute of Standards and Technology, Commerce.

ACTION: Notice of request for comments.

SUMMARY: The National Fire Protection Association (NFPA) revises existing standards and adopts new standards twice a year. At its Fall Meeting in November or its Annual Meeting in

May, the NFPA acts on recommendations made by its technical committees. The purpose of this notice is to request comments on the technical reports which will be presented at NFPA's 1998 Annual Meeting.

The publication of this notice by the National Institute of Standards and Technology (NIST) on behalf of NFPA is being undertaken as a public service; NIST does not necessarily endorse, approve, or recommend any of the standards referenced in the notice.

DATES: The National Electrical Code (NEC) is published in a separate Report on Proposals and is available about June 30, 1997. Comments received on or before October 24, 1997 will be considered by the National Electrical Code Committee before NFPA takes final action on the proposals.

Forty-seven reports are published in the 1988 Annual Meeting Report on Proposals and will be available on August 1, 1997. Comments received on or before October 10, 1997 will be considered by the respective NFPA Committee before final action is taken on the proposals.

ADDRESSES: The 1998 Annual Meeting Report on Proposals and the 1998 NEC Report on Proposals are available from NFPA, Fulfillment Center, 11 Tracy Drive, Avon, MA 02322. Comments on the reports should be submitted to Casey C. Grant, Secretary, Standards Council, NFPA, 1 Batterymarch Park, P.O. Box 9101, Quincy, Massachusetts 02269–9101.

FOR FURTHER INFORMATION CONTACT: Casey C. Grant, Secretary, Standards Council, NFPA, 1 Batterymarch Park, Quincy, MA 02269–9101, (617) 770–3000.

SUPPLEMENTARY INFORMATION:

Background

Standards developed by the technical committees of the National Fire Protection Association (NFPA) have been used by various Federal Agencies as the basis for Federal regulations concerning fire safety. The NFPA codes and standards are known collectively as the National Fire Codes. Often, the Office of the Federal Register approves the incorporation by reference of these standards under 5 U.S.C. 552(a) and 1 CFR Part 51.

Revisions of existing standards and adoption of new standards are reported by the technical committees at the NFPA's Fall Meeting in November or at the Annual Meeting in May each year. The NFPA invites public comment on its Report on Proposals.

Request for Comments

Interested persons may participate in these revisions by submitting written data, views, or arguments to Casey C. Grant, Secretary, Standards Council, NFPA, 1 Batterymarch Park, Quincy, Massachusetts 02269–9101. Commenters may use the forms provided for comments in the Reports of Proposals. Each person submitting a comment should include his or here name and address, identify the notice, and give reasons for any recommendations. Comments received on or before October 10, 1997 for the 1998 Annual Meeting Report on Proposals, or October 24, 1997 for the NEC Report on Proposals will be considered by the NFPA before final action is taken on the proposals.

Copies of all written comments received and the disposition of these comments by the NFPA committees will be published as the 1998 Annual Meeting Report on Comments by March 27, 1998 or April 10, 1998 for the NEC Report on Comments, prior to the Annual Meeting.

A copy of the Report of Comments will be sent automatically to each commenter. Action on the reports of the Technical Committees (adoption or rejection) will be taken at the Annual Meeting, May 18–21, 1998, in Cincinnati, Ohio, by NFPA members.

Authority: 15 U.S.C. 272.

Dated: June 20, 1997.

Elaine Bunten-Mines,

Director, Program Office.

1998 ANNUAL MEETING REPORT ON PROPOSALS

[P=Partial revision; W=Withdrawal; R=Reconfirmation; N=New; C=Complete Revision]

Doc No.	Title	Action
NFPA 22–1996	Water Tanks for Private Fire Protection	P
NFPA 30B–1994	Aerosol Products	P
NFPA 43D–1994	Pesticides (will be renumbered NFPA 434)	P
NFPA 52–1995	Compressed Natural Gas (CNG) Vehicular Fuel Systems	P
NFPA 65–1993	Processing and Finishing of Aluminum (Being incorporated into NFPA 651)	W
NFPA 68–1994	Venting of Deflagrations	C
NFPA 70B–1994	Electrical Equipment Maintenance	P
NFPA 88A–1995	Parking Structures	C
NFPA 96–1994	Ventilation Control and Fire Protection of Commercial Cooking Operations	P
NFPA 231–1995	General Storage	P
NFPA 231C–1995	Rack Storage of Materials	P
NFPA 231D–1994	Storage of Rubber Tires	P
NFPA 260–1994	Cigarette Ignition Resistance of Components of Upholstered Furniture	R
NFPA 261–1994	Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes	R
NFPA 263–1994	Heat and Visible Smoke Release Rates for Materials and Products	W
NFPA 264–1995	Using an Oxygen Consumption Calorimeter (Being renumbered NFPA 271)	C
NFPA 265–1994	Evaluating Room Fire Growth Contribution of Textile Wall Coverings	C
NFPA 270–P*	Determination of Specific Optical Density of Smoke	N
NFPA 285–P*	Evaluation of Flammability Characteristics of Exterior Non-Load Bearing Wall Assemblies Containing Combustible Components Using the Intermediate Scale Multi-Story Test Apparatus.	N
NFPA 295–1991	Wildfire Control	C
NFPA 302–1994	Pleasure and Commercial Motor Craft	P
NFPA 318–1995	Protection of Cleanrooms	P
NFPA 403–1993	Aircraft Rescue and Fire Fighting Services at Airports	P
NFPA 412–1993	Aircraft Rescue and Fire Fighting Foam Equipment	P
NFPA 480–1993	Magnesium Solids and Powders	P
NFPA 490–1993	Ammonium Nitrate	P
NFPA 496–1993	Purged and Pressurized Enclosures for Electrical Equipment	P
NFPA 502–1996	Limited Access Highways, Tunnels, Bridges, Elevated Roadways, and Air Right Structures	C
NFPA 512–1994	Truck Fire Protection	W

1998 ANNUAL MEETING REPORT ON PROPOSALS—Continued

[P=Partial revision; W=Withdrawal; R=Reconfirmation; N=New; C=Complete Revision]

Doc No.	Title	Action
NFPA 513–1994	Motor Freight Terminals	P
NFPA 550–1995	Fire Safety Concepts Tree	W
NFPA 651–1993	Aluminum Powder	C
NFPA 664–1993	Wood Processing and Woodworking Facilities	C
NFPA 906–1993	Fire Incident Field Notes	R
NFPA 1002–1993	Fire Department Vehicle Driver/Operator Professional Qualifications	C
NFPA 1031–1993	Professional Qualifications for Fire Inspector	C
NFPA 1033–1993	Professional Qualifications for Fire Investigator	P
NFPA 1124–1995	Manufacture, Transportation, and Storage of Fireworks	P
NFPA 1127–1995	High Power Rocketry	P
NFPA 1141–1990	Fire Protection in Planned Building Groups	C
NFPA 1420–1993	Pre-Incident Planning for Warehouse Occupancies (Being incorporated into NFPA 1620)	W
NFPA 1620–P*	Pre-Incident Planning	N
NFPA 1921–1993	Fire Department Portable Pumping Units	W
NFPA 1941–P*	Marine Fire Fighting Vessels	N
NFPA 1963–1993	Fire Hose Connections	P
NFPA 1977–1993	Protective Clothing and Equipment for Wildland Fire Fighting	C
NFPA 1982–1993	Personal Alert Safety Systems (PASS) for Fire Fighters	C
NFPA 8506–1995	Heat Recovery Steam Generators	P

*Proposed NEW drafts are available from the NFPA Standards Administration Department, 1 Batterymarch Park, Quincy, MA 02269.

[FR Doc. 97–16813 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–13–M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Amendment of Export Visa Requirements for Certain Cotton Textile Products Produced or Manufactured in Pakistan

June 24, 1997.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Issuing a directive to the Commissioner of Customs amending visa requirements.

EFFECTIVE DATE: September 9, 1997.

FOR FURTHER INFORMATION CONTACT: Ross Arnold, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482–4212.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

In accordance with paragraph 5.F of the visa arrangement between the Governments of the United States and Pakistan, the U.S. Government has determined to eliminate visa requirements for cotton textile products in Categories 362 and 369–O (other than 369–F/369–P, 369–R and 369–S), produced or manufactured in Pakistan and entered into the United States on or after September 9, 1997, regardless of the date of export.

In the letter published below, the Chairman of CITA directs the Commissioner of Customs to no longer require 362 and 369–O visa for goods exported from Pakistan.

See 48 FR 25257, published on June 6, 1983; and 52 FR 21611, published on June 8, 1987.

Troy H. Cribb,

Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

June 24, 1997.

Commissioner of Customs,
Department of the Treasury, Washington, DC 20229.

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you on May 27, 1983, as amended, by the Chairman, Committee for the Implementation of Textile Agreements. That directive directs you to prohibit entry of certain cotton, man-made fiber, silk blend and other vegetable fiber textiles and textile products, produced or manufactured in Pakistan which were not properly visaed by the Government of Pakistan.

Effective on September 9, 1997, in accordance with paragraph 5.F of the existing visa arrangement between the Governments of the United States and Pakistan, effected by exchange of notes dated March 2 and March 6, 1987, cotton textile products in Categories 362 and 369–O [1] (other than 369–F/369–P, 369–R and 369–S), produced or manufactured in Pakistan and entered into the United States on or after September 9, 1997, regardless of the date of export, will no longer require a visa.

The Committee for the Implementation of Textile Agreements has determined that this action falls within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

Troy H. Cribb,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 97–16883 Filed 6–26–97; 8:45 am]

BILLING CODE 3510–DR–F

[1] Category 369–O: all HTS numbers except 6302.91.0045 (Category 369–F); 6302.60.0010, 6302.91.0005 (369–P); 6307.10.2020 (Category 369–R); and 6307.10.2005 (Category 369–S).

COMMODITY FUTURES TRADING COMMISSION

Chicago Board of Trade Proposed Futures and Option Contracts on the Dow Jones Industrial Average Index

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of availability of the terms and conditions of proposed commodity futures and option contracts.

SUMMARY: The Chicago Board of Trade (CBOT or Exchange) has applied for designation as a contract market in futures and futures options on the Dow Jones Industrial Average Index. The Acting Director of the Division of Economic Analysis (Division) of the Commission, acting pursuant to the authority delegated by Commission Regulation 140.96, has determined that publication of the proposal for comment is in the public interest, will assist the Commission in considering the views of interested persons, and is consistent

with the purposes of the Commodity Exchange Act.

DATES: Comments must be received on or before July 14, 1997.

ADDRESSES: Interested persons should submit their views and comments to Jean A. Webb, Secretary, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st St., NW, Washington, DC 20581. In addition, comments may be sent by facsimile transmission to (202) 418–5521 or by electronic mail to secretary@cftc.gov. Reference should be made to the Chicago Board of Trade Dow Jones Industrial Average Index futures and option contracts.

FOR FURTHER INFORMATION CONTACT: Please contact Thomas Leahy of the Division of Economic Analysis, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st St., NW, Washington, DC 20581, telephone 202–418–5278. Facsimile number (202) 418–5527. Electronic mail tleahy@cftc.gov.

SUPPLEMENTARY INFORMATION: In its application, the CBOT requested an abbreviated 15-day public comment period. In that regard, the CBOT noted that the proposed Dow Jones Industrial Average Index futures and option contracts are very similar in nature to the Major Market Index (MMI) futures and option contracts currently traded at the Chicago Mercantile Exchange, since the MMI Index underlying those contracts was originally created to mimic movements in the value of the Dow Jones Industrial Average. As a result, the CBOT stated that the two indices have displayed a high historical correlation in their price movements. The Division believes that, for the reasons presented by the CBOT, a 15-day comment period is appropriate for these CBOT applications.

Copies of the terms and conditions will be available for inspection at the Office of the Secretariat, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st St., NW, Washington, DC 20581. Copies of the terms and conditions can be obtained through the Office of the Secretariat by mail at the above address, by phone at (202) 418–5100, or via the Internet on the CFTC website at www.cftc.gov under ''What's Pending.'' .

Other materials submitted by the CBOT in support of the application for contract market designation may be available upon request pursuant to the Freedom of Information Act (5 U.S.C. 552) and the Commission's regulations thereunder (17 CFR part 145 (1987)), except to the extent they are entitled to confidential treatment as set forth in 17 CFR 145.5 and 145.9. Requests for copies of such materials should be made to the FOI, Privacy and Sunshine Act Compliance Staff of the Office of the Secretariat at the Commission's headquarters in accordance with 17 CFR 145.7 and 145.8.

Any person interested in submitting written data, views, or arguments on the proposed terms and conditions, or with respect to other materials submitted by the CBOT, should send such comments to Jean A. Webb, Secretary, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st St., NW, Washington, DC 20581 by the specified date.

Issued in Washington, DC, on June 20, 1997.

John R. Mielke,

Acting Director.

[FR Doc. 97–16825 Filed 6–26–97; 8:45 am]

BILLING CODE 6351–01–P

DEPARTMENT OF DEFENSE

General Services Administration

National Aeronautics and Space Administration

[OMB Control No. 9000–0113]

Submission for OMB Review; Comment Request Entitled Acquisition of Helium

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for an extension to an existing OMB clearance (9000–0113).

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Federal Acquisition Regulation (FAR) Secretariat has submitted to the Office of Management and Budget (OMB) a request to review and approve an extension of a currently approved information collection requirement concerning Acquisition of Helium. A request for public comments was published at 62 FR 15160, on April 21, 1997. No comments were received.

DATES: Comment Due Date: July 28, 1997.

ADDRESSES: Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, should be submitted to: FAR Desk Officer, OMB, Room 10102, NEOB, Washington, DC 20503, and a copy to the General Services Administration, FAR Secretariat, 1800 F Street, NW, Room 4037, Washington, DC 20405. Please cite OMB Control No. 9000–0113 in all correspondence.

FOR FURTHER INFORMATION CONTACT: Linda Nelson, Office of Federal Acquisition Policy, GSA (202) 501–1900.

SUPPLEMENTARY INFORMATION:

A. Purpose

The Helium Act (Pub. L. 86–777) (50 U.S.C. 167a, *et seq.*) and the Department of the Interior's implementing regulations (30 CFR Parts 601 and 602) require Federal agencies to procure all major helium requirements from the Bureau of Land Management, Department of the Interior.

The FAR requires offerors responding to contract solicitations to provide information as to their forecast of helium required for performance of the contract. Such information will facilitate enforcement of the requirements of the Helium Act and the contractual provisions requiring the use of Government helium by agency contractors, in that it will permit corrective action to be taken if the Bureau of Land Management, after comparing helium sales data against helium requirement forecasts, discovers apparent serious discrepancies.

The information is used in administration of certain Federal contracts to ensure contractor compliance with contract clauses. Without the information, the required use of Government helium cannot be monitored and enforced effectively.

B. Annual Reporting Burden

Public reporting burden for this collection of information is estimated to average 1 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The annual reporting burden is estimated as follows: Respondents, *20*; responses per respondent, *1*; total annual responses, *20*; preparation hours per response, *1*; and total response burden hours, *20*.

C. Annual Recordkeeping Burden

The annual recordkeeping burden is estimated as follows: Recordkeepers, *20*; hours per recordkeeper, *1*; and total recordkeeping burden hours, *20*.

Obtaining Copies of Proposals: Requester may obtain a copy of the justification from the General Services Administration, FAR Secretariat (VRS), Room 4037, 1800 F Street, Washington,

DC 20405, telephone (202) 501–4755. Please cite OMB Control No. 9000–0113, Acquisition of Helium, in all correspondence.

Dated: June 23, 1997.

Sharon A. Kiser,

FAR Secretariat.

[FR Doc. 97–16804 Filed 6–26–97; 8:45 am]

BILLING CODE 6820–EP–P

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000–0132]

Submission for OMB Review; Comment Request Entitled Contractors' Purchasing Systems Reviews

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request of request for an extension to an existing OMB clearance (9000–0132).

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Federal Acquisition Regulation (FAR) Secretariat has submitted to the Office of Management and Budget (OMB) a request to review and approve an extension of a currently approved information collection requirement concerning Contractors' Purchasing Systems Reviews. A request for public comments was published at 62 FR 18761, April 17, 1997. No comments were received.

DATES: *Comment Due Date:* July 28, 1997.

ADDRESSES: Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, should be submitted to: FAR Desk Officer, OMB, Room 10102, NEOB, Washington, DC 20503, and a copy to the General Services Administration, FAR Secretariat, 1800 F Street, NW, Room 4037, Washington, DC 20405. Please cite OMB Control No. 9000–0132 in all correspondence.

FOR FURTHER INFORMATION CONTACT: Linda Klein, Office of Federal Acquisition Policy, GSA (202) 501–3755.

SUPPLEMENTARY INFORMATION:

A. Purpose

The objective of a contractor purchasing system review (CPSR), as discussed in Part 44 of the FAR, is to evaluate the efficiency and effectiveness with which the contractor spends Government funds and complies with Government policy when subcontracting. The review provides the administrative contracting officer a basis for granting, withholding, or withdrawing approval of the contractor's purchasing system.

B. Annual Reporting Burden

Total annual public reporting burden for this collection of information is estimated to average *26,860* hours, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The annual reporting burden is estimated as follows: Respondents, *1,580;* responses per respondent, *1*; total annual responses, *1,580;* preparation hours per response, *17;* and total response burden hours, *26,860.*

Obtaining copies of Proposals: Requester may obtain a copy of the justification from the General Services Administration, FAR Secretariat (VRS), 1800 F Street, NW, Room 4037, Washington, DC 20405, telephone (202) 501–4755. Please cite OMB Control No. 9000–0132, Contractors' Purchasing Systems Reviews, in all correspondence.

Dated: June 23, 1997.

Sharon A. Kiser,

FAR Secretariat.

[FR Doc. 97–16805 Filed 6–26–97; 8:45 am]

BILLING CODE 6820–EP–M

DEPARTMENT OF DEFENSE

Department of the Army

Proposed Collection; Comment Request

AGENCY: Deputy Chief of Staff for Personnel (DAPE–ZXI–RM), U.S. Army.

ACTION: Notice.

SUMMARY: In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Department of the Army announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Consideration will be given to all comments received by August 26, 1997.

ADDRESSES: Written comments and recommendations on the proposed information collection should be sent to U.S. Army Chemical and Biological Defense Command, Aberdeen Proving Grounds, Maryland 21010–5423 Attn: AMSCB–DP (BILL COMPTON). *Consideration will be given to all comments received within 60 days of the date of publication of this notice.*

FOR FURTHER INFORMATION CONTACT: To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to the above address, or call Department of the Army Reports clearance officer at (703) 614–0454.

Title: Domestic Preparedness Hotline User Survey.

Needs and Uses: The Information collection requirement is necessary to obtain information from users regarding the features of a hotline for reporting instances of chemical, biological, or weapons of mass destruction.

Affected Public: State, Local or Tribal Government.

Annual Burden Hours: 150.

Number of Respondents: 600.

Responses Per Respondent: 1.

Average Burden Per Response: 15 minutes.

Frequency: On time.

SUPPLEMENTARY INFORMATION: Respondents are firefighters, hazardous materials responders, emergency medical services, and emergency planners/managers from 150 metropolitan areas in the U.S. They are the intended hotline user group. The purpose of this information collection is to obtain input from this user group on the features they would like to have incorporated into a hotline for reporting emergencies of a chemical, biological, or weapons of mass destruction nature.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 97–16801 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–00–M

DEPARTMENT OF DEFENSE

Department of the Army

Proposed Collection; Comment Request

AGENCY: Deputy Chief of Staff for Personnel (DAPE–ZXI–RM), U.S. Army.

ACTION: Notice.

SUMMARY: In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Department to the Army announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Consideration will be given to all comments received by August 26, 1997.

ADDRESSES: Written comments and recommendations on the proposed information collection should be sent to U.S. Army Corps of Engineers, Directorate of Civil Works, Washington, DC 20314–1000 Attn: CECW–OR (FRANK R. TORBETT) Consideration will be given to all comments received within 60 days of the publication of this notice.

FOR FURTHER INFORMATION CONTACT: To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to the above address, or call Department of the Army Reports Clearance Officer at (703) 614–0454.

Title: Customer Service Survey—Regulatory Program U.S. Army Corps of Engineers.

Needs and Uses: The survey form will be provided to the public when they receive a regulatory product, primarily a permit decision or wetland determination. The information collected will be used to determine what areas of the program can be improved and to consider policy areas which may need revision to improve customer satisfaction. Without this customer survey we could not comply with the Executive Order and would have to rely on more informal and less structured, and therefore less effective, methods of obtaining public input.

Affected Public: Individuals or Households; Business or other for-profit; Not for profit institutions; Farms; Federal Government; State, Local or Tribal Government.

Annual Burden Hours: 15,000.

Number of Respondents: 60,000.

Responses Per Respondent: 1.

Average Burden Per Response: 15 minutes.

Frequency: On occasion.

SUPPLEMENTARY INFORMATION: Without conducting this survey, the Corps cannot comply with the executive order or learn of all areas of customer dissatisfaction that warrant program change.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 97–16802 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–08–M

DEPARTMENT OF DEFENSE

Department of the Army

Proposed Collection; Comment Request

AGENCY: Deputy Chief of Staff for Personnel (DAPE–ZXI–RM), U.S. Army.

ACTION: Notice.

SUMMARY: In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Department of the Army announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: (a) whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Consideration will given to all comments received by August 26, 1997.

ADDRESSES: Written comments and recommendations on the proposed information collection should be sent to U.S. Army Corps of Engineers, Waterborne Commerce Statistics Center, P.O. Box 61280, New Orleans, LA 70161, ATTN: CEWRC–NDC–C (PIERRE S. ANDRUS). Consideration will be given to all comments received within 60 days of the date of publication of this notice.

FOR FURTHER INFORMATION CONTACT: To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to the above address, or call Department of the Army Reports clearance officer at (703) 614–0454.

Title: Description of Vessels, Description of Operations.

Needs and Uses: The publication, Waterborne Transportation Lines of the United States, Volume 1, 2, & 3 contain information on the vessel operators and their American Flag vessels operating or available for operation on the inland waterways of the United States in the transportation of freight and passengers.

Affected Public: Business or other for-profit.

Annual Burden Hours: 2,000.

Number of Respondents: 2500.

Responses Per Respondent: 1.

Average Burden Per Response: 48 minutes.

Frequency: Mandatory.

SUPPLEMENTARY INFORMATION: The data is also used by the U.S. Coast Guard and other Federal and State agencies involved in transportation. If this data collection effort is not permitted, accurate U.S. Flag fleet statistics will not be available for use by the Corps of Engineers and other agencies.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 97–16803 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–08–M

DEPARTMENT OF DEFENSE

Department of the Army

Inland Waterways Users Board

AGENCY: U.S. Army Corps of Engineers, DoD.

ACTION: Notice of open meeting.

SUMMARY: In accordance with 10(a)(2) of the Federal Advisory Committee Act, Public Law (92–463), announcement is made of the next meeting of the Inland Waterways Users Board. The meeting will be held on July 30, 1997, in St. Louis, Missouri, at the Hyatt Regency St. Louis at Union Station, 1820 Market Street, (Tel. 314–231–1234. Registration will begin at 8:00 AM and the meeting is scheduled to adjourn at 1:00 PM. The meeting is open to the public. Any interested person may attend, appear before, or file statements with the committee at the time and in the manner permitted by the committee.

FOR FURTHER INFORMATION CONTACT: Mr. Norman T. Edwards, Headquarters, U.S. Army Corps of Engineers, CECW–PD, Washington, DC 20314–1000.

SUPPLEMENTARY INFORMATION: None.

Gregory D. Showalter,

Army Federal Register Liaison Officer.

[FR Doc. 97–16800 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–92–M

DEPARTMENT OF DEFENSE

Department of the Army Corps of Engineers

Intent To Prepare a Draft Environmental Impact Statement (DEIS) for a Proposed Deepening of the Savannah Harbor Navigation Project, Chatham County, GA and Jasper County, SC

AGENCY: U.S. Army Corps of Engineers, Savannah District, DOD.

ACTION: Notice of intent.

SUMMARY: A feasibility study is underway which considers alternatives of a 2, 4, 6, or 8 foot deepening of the navigation channel from approximately Station 103+000 through the bar to the end of the project in deep water in the ocean. Any modification of these alternatives will be addressed, as appropriated, during preparation of the Environmental Impact Statement.

FOR FURTHER INFORMATION CONTACT: Questions regarding this proposal may be directed to Ms. Susan Durden, (912) 652–5805.

SUPPLEMENTARY INFORMATION:

1. *Current Project Description:* The Savannah Harbor Navigation Project is located at the mouth of the Savannah River approximately 75 miles south of Charleston, South Carolina, and 120 miles north of Jacksonville, Florida. The project includes the lower 21.3 miles of the Savannah River and an additional 11.4 miles of channel from the mouth of the Savannah River across the bar to the Atlantic Ocean. Current authorized depths for the inner harbor channel beginning at the upper end of the harbor and proceeding to the entrance and through the jetties are 30, 36, and 42 feet (with an additional 2 feet of overdepth and 2–4 feet of advanced maintenance), depending on the range, and for the bar channel beyond the jetties the authorized depth is 44 feet (with an additional 2 feet of overdepth and 2 feet of advanced maintenance). Annual maintenance of the project requires dredging and disposal of approximately 7 million cubic yards of material.

2. *Proposed Action:* The alternatives being considered are a 2, 4, 6, or 8 foot deepening of the navigation channel from approximately Station 103+000 through the bar to the end of the project in deep water in the ocean. Overdepth and advanced maintenance requirements in the navigation channel will be analyzed as part of the feasibility study. Any proposed modification of this proposed plan will be addressed, as appropriate, during preparation of the Environmental Impact Statement.

3. *Alternatives:* The proposed study includes the following alternatives:

a. No action/Maintenance of status quo.

b. Improvement of existing navigation facilities, with alternatives addressed in 2-foot increments to a maximum of 8 feet.

4. *Study Description:* This study will include a analysis of potential impacts on endangered species, fisheries, birds, marine mammals, water quality, historic properties, etc., resulting from the various alternatives. This study is being conducted by the Georgia Ports Authority (GPA) under the authority of Section 203 of the Water Resources Development Act of 1986. Under that authority, a non-Federal interest may prepare a feasibility study and draft environmental assessment of a proposed harbor improvement, and submit those documents to the Secretary of the Army. The Savannah District envisions participating in the adoption of the draft EIS. The Secretary would then transmit to Congress an assessment of whether those documents and the study process comply with Federal laws and regulations, and provide any recommendations concerning the proposed project. If the proposed project received Congressional authorization, it would become a Federal Navigation Project.

5. *Scoping Process:* Federal, State, and local officials, conservation groups; and interested businesses, groups, and individuals are invited to comment on the proposed project. Comments received as a result of this notice will be used to assist in identifying potential impacts to the quality of the environment. A public scoping meeting is scheduled for July 9, 1997, from 2–4 p.m. and 6–8 p.m., at the Coastal Georgia Center for Continuing Education, 305 Martin Luther King, Jr. Boulevard, Savannah, Georgia.

6. *Address for Comments:* Written comments may be forwarded to: District Engineer (Attention: Ms. Susan Durden, PD–P), P.O. Box 889, Savannah, Georgia 31402–0889. Comments should be received within 30 days of the publication of this notice in the Federal Register to ensure timely consideration.

7. *Availability of the DEIS:* The Draft Environmental Impact Statement is expected to be made available to the public in April 1998.

Gregory D. Showalter,

Army Federal Register, Liaison Officer.

[FR Doc. 97–16799 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–HP–M

DEPARTMENT OF DEFENSE

Department of the Army; Corps of Engineers

Humboldt Bay Harbor, Recreation and Conservation District's Proposed Ordinance No. 15 Establishing General Tariff No. 1 for the Humboldt Harbor and Bay Deepening, California Project

AGENCY: U.S. Army Corps of Engineers, DOD.

ACTION: Notice.

SUMMARY: The attached Humboldt Bay Harbor, Recreation and Conservation District's proposed Ordinance No. 15 establishing General Tariff No. 1 was developed as one of the several methods to fund the local (i.e., non-Federal) share of the Federal Humboldt Harbor and Bay Deepening, CA project. The Federal project was authorized in the Water Resources Development Act (WRDA) of 1996 and is scheduled to begin construction in the fall of 1997. Publication of the attached General Tariff in the **Federal Register** is pursuant to Section 208 of WRDA 1986 (33 U.S.C. 2236(a)(5)(B)).

FOR FURTHER INFORMATION CONTACT: Questions regarding the General Tariff may be directed to Mr. David Hull, Chief Executive Officer, Humboldt Bay Harbor, Recreation and Conservation District (707) 443–0801.

SUPPLEMENTARY INFORMATION: None.

Richard G. Thompson,

Lieutenant Colonel, Corps of Engineers, District Engineer.

HUMBOLDT BAY HARBOR USGAE FEE ORDINANCE

HUMBOLT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

THE BOARD OF COMMISSIONERS OF THE HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT DO HEREBY ORDAIN AS FOLLOWS:

ORDINANCE NO. 15

ENACTING GENERAL TARIFF NO. 1, ESTABLISHING RULES, REGULATIONS, CHARGES, AND FEES, INCLUDING HARBOR FEES ON VESSELS AND CARGO IN CONNECTION WITH THE HUMBOLDT HARBOR AND BAY 38 FOOT, DEEP DRAFT NAVIGATION IMPROVEMENT PROJECT WITHIN THE JURISDICTION OF THE HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT

Section I. Findings and Declarations

The Board of Commissioners (''the Board'') of the Humboldt Bay Harbor, Recreation, and Conservation District (the ''District'') finds and declares:

(a) Acting as Trustee of the public trust, and under the police power enabling authority delegated to the District by the State of California in Appendix II of the Harbors and Navigation Code, the purpose of this Ordinance No. enacting General Tariff No. 1, establishing rules, regulations, charges, and feees, including harbor usage fees on vessels and cargo in connection with the Humboldt Harbor Harbor and Bay 38 Foot Deep Draft Navigation Improvement Project (the ''Project'') within the jurisdiction of the Humboldt Bay Harbor, Recreation, and Conservation District (the ''Ordinance''), is:

(1) to ensure the safety of individuals, vessels, and public and private property, in and around the waters of Humboldt Bay and Bar; and

(2) to protect those waters, the natural resources therein, and surrounding ecosystems from economic and environmental damage resulting from inter alia vessel collisions and groundings by promoting safe navigation and maritime commerce and providing competent, efficient, and regulated conditions for the anchoring, mooring, docking and safe movement of vessels.

(b) Under section 4 of Chapter 1 of Appendix II of the Harbors and Navigation Code the District, as a specialized agency and a political subdivision of the State of California, the District is granted police power authority to regulate the tidelands and lands lying under the inland navigable waters of Humboldt Bay for the promotion of commerce, navigation, fisheries and recreation thereon, and for the development and protection of the natural resources of the area, and under section 34 of Article 2 of Chapter 3 of Appendix II of that title, the Board may do all other acts necessary and convenient for the exercise of its powers, including in combination the regulation of navigation on behalf of the State of California subject only to Federal preemption to the line of demarcation between the inland and international rules of the road at the outermost navigational aids, and extraterritorially to include the Humboldt Bar and those areas within the territorial sea where vessels take on pilots to perform pilotage services.

(c) Public access to safe, efficient marine transportation, and an econonomically healthy maritime industry is essential to the continued economic well-being and future development of the Humboldt Bay Region.

(d) It is essential that the navigable waters of Humboldt Bay remain open to public navigation as a vital foreign and coastwise transportation route for domestic and foreign vessels.

(e) Section 101 of the Water Resources Development act of 1996, Public Law 104–695 enacted on October 13, 1996, Congress authorized construction of the Humboldt Harbor and Bay 38 foot navigation improvement project (the ''Project'') with a total Project cost of $15,180,000, First Federal Cost of $10,000,000 and required local contribution to the general navigation features of the Project of $5,180,000.

(f) The Board of Commissioners expressly find that the public interest and convenience, and health, safety, and welfare require the provision of improvements to the existing projects for navigation at Humboldt Bay substantially in accordance with the Congressional authorization and the Basis for Design (February 1996) prepared by the San Francisco Engineer for the U.S. Army Corps of Engineers (the ''District Engineer'').

(g) Section 221 of the Flood Control Act of 1970, Public Law 91–611, as amended, and Section 101 of the Water Resources Development Act of 1986 (''WRDA 1986''), Public Law 99–662 (codified as amended at 42 U.S.C. 1962d–5b), provide, inter alia, that the Secretary of the Army shall not commence construction of any water resources project, or separable element thereof, until each non-Federal sponsor (the ''Local Sponsor'') has entered into a written agreement to furnish its required cooperation for the project or separable element (the ''Project Cooperation Agreement'' or ''PCA'').

(h) Section 208 of WRDA 1986 (33 U.S.C. 2236) grants the consent of Congress to the levy of port or harbor dues upon vessels and cargo, and for emergency response services in the port, in conjunction with a harbor navigation project whose construction or a usable increment thereof is complete subject to the transmittal of a Notice of Intent and draft fee schedule concurrently to the District Engineer and the Assistant Secretary of the Army for Civil Works, publication in the Federal Register, the conduct of a public hearing, solicitation of public comment, and transmittal of the final fee schedule concurrently to the District Engineer, the Assistant Secretary of the Army for Civil Works, and the Federal Maritime Commission.

(j) The District intends to discharge those responsibilities insofar as providing 32 percent of the required local contribution to the cost of construction of the general navigation features of the Project through the enactment of Ordinance No. 15 within the jurisdiction of the Humboldt Bay Harbor, Recreation, and Conservation District.

Section II. Humboldt Bay Harbor, Recreation, and Conservation District

General Tariff No. 1

Naming rates, charges, rules and regulations for port services performed at the Humboldt Bay Harbor, Recreation, and Conservation District Eureka, California

This document is a memorandum. It portrays the rules, regulations, charges and rates of the official tariff filed electronically effective _____, 1997 in the Federal Maritime Commission's Automated Tariff Filing and Information System. (Organization _____, Tariff No. 1)

The only effective tariff is Humboldt Bay Harbor, Recreation, and Conservation District Tariff No. 1 that is electronically filed with the FMC ATFI system. In case of any difference in language or rate, Tariff No. 1, the tariff on file with the FMS ATFI system governs and takes precedence.

Issued: _____, 1997

Effective: _____, 1996.

CHECK SHEET

Page _____Revision

Title_____Original

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GENERAL TARIFF NO. 1, SECTION NO. 1, STANDARD TERMS AND CONDITIONS

Item and subject	Application
1 District Boundaries and Jurisdiction.	The Harbor District regulates all waterways, and ungranted tidelands and submerged lands within Humboldt Bay, pilotage and towage, and acts as Local Sponsor for Federal navigation projects within the District. The District regulates and controls the construction of wharves, docks, and improvements of all types contemplated on the waterways of the District, and the construction, maintenance and operation, or use of all wharves, warehouses, structures, improvements, or appliances, used in connection with, or for the accommodation or promotion of transportation or navigation on any improvement project of the Federal Government entering the District and on other navigable waterways, improved or unimproved, which lie within the District, and enforces police and sanitary regulations in connection therewith. (Harbors and Navigation Code, State of California) This tariff is issued under the exclusive jurisdiction of Section 208 of the Water Resources Development Act of 1986 (33 U.S.C. 2236) and the District hereby consents to the exclusive exercise of that jurisdiction as to those portions of the tariff implementation of a harbor usage fee under that section.
2 Usage, user defined	All persons, firms, corporations, or others desiring to use any of the premises and/or facilities of the Humboldt Bay Harbor, Recreation, and Conservation District, including the Humboldt Harbor and Bay 38 Foot Deep Draft Navigation Improvement Project (the ''Project''), shall obtain permission from the Chief Executive Officer. No person, firm, corporation, or entity may use the facilities or services of the District without written permission of the District, and payment of fees, or a usage agreement with the District. On application, and subject to availability of, and prior arrangement made, the Humboldt Bay Harbor, Recreation, and Conservation District at its option and convenience may grant the use of its premises, and such other facilities of the District, as it may designate to individual firms, corporations, and others, hereinafter referred to individually and collectively as ''user'' or ''users'', for those operations or use of the premises or facilities as it may designate. The term ''user'' includes the master, owner, or operator of a vessel, or the shipper, consignor, consignee, terminal operator, rail, truck, or barge carrier having title to, or custody of cargo loaded or unloaded from a vessel entering or departing the District, or the assignee, or successor in interest of any user. For the issuance of that permission the District will assess the users a harbor usage charge. Any charges herein or hereafter otherwise provided in the tariff for wharfage, dockage, service and facilities, or for any other services or purposes assessed by the District, are in addition to the harbor usage charge. The District and users may enter into a usage agreement with carriers, shippers, or other parties. Permission to use District premises and facilities may be revoked for violation of this tariff. All users of the premises or facilities granted the use of the District are subject to all the terms and conditions of this tariff, and shall pay usage of the District at rates determined under item 14. The District reserves the right to amend or replace this tariff at any time. Users should inquire that the tariff on which they rely is the one currently in effect.
3 Liability for fees	Any person, firm, corporation, or any entity requesting the use of facilities or services from the District, or reflected in the vessel documentation, as the owner, operator, or agent, are jointly or severally liable for harbor usage fees on vessels entering the District. The shipper, consignor, consignee, or terminal operator, having title to, or custody of, cargo loaded on board or discharged from a vessel within the District, are jointly and severally liable for fees on cargo loaded on board or discharged from a vessel at a wharf, dock or terminal facility within the District.

GENERAL TARIFF NO. 1, SECTION NO. 1, STANDARD TERMS AND CONDITIONS—Continued

Item and subject	Application
4 Consent to terms of tariff.	Use of the navigable waterways of the District, or improved or of tariff unimproved navigable waters, or premises or facilities of the District, by vessels or cargo, or for construction or operation of wharves, docks, or improvements of all types used in connection with, or for the accommodation or promotion of transportation or navigation, or the premises or facilities of the District constitutes implied consent to all of the terms and conditions of this tariff, and evidences an agreement on the part of any users of the premises or facilities of the District to pay all charges specified in this tariff and be governed by all rules, regulations, terms, conditions, and legal actions shown in this tariff. Conditions for conducting any operation within the District, or use of the premises, facilities, or services of the District, are subject to specific authorization of the Chief Executive Officer, and may include provisions to protect public safety, security, environment, and health. Any person, corporation, firm or entity conducting any operation within the District, or use of the premises, facilities, or services of the District shall fully comply with applicable provisions of Federal, State, or municipal law, and ordinances adopted by the District. The District reserves the right, without responsibility for demurrage other charges, loss, or damage of any kind whatsoever, to deny the use of its facilities or services to any vessel or shipper.
5 Application and interpretation of tariff.	Rates, rules, terms, conditions, and regulations, contained in this tariff apply equally to all users, vessels and cargo subject to this tariff on the effective date shown in this tariff and as amended. This tariff is published and filed as required by law and is, therefore, notice that the rates, charges, rules, and regulations, and definitions apply to all users, vessels, and cargo, without specific notice, quotation, or arrangement. The tariff is effective on or after the date as shown on each page. Revised pages will be issued to cover changes in this tariff, however all rates and regulations in this tariff are subject to change without notice except as may be required by law. The Chief Executive Officer is the sole judge as to the interpretation of this tariff. Any decision of the Chief Executive Officer is binding upon all users and is final. Any usage agreement, and the use of any facilities or premises, if any, described in any usage agreement between a user and the District are at all times subject to all provisions and conditions of this tariff. The rates, rules, terms, conditions, and regulations named in this tariff apply independently of the provisions of any bill of lading, charter party, agreement, or contract of affreightment. Requests or complaints should be directed to the Chief Executive Officer, Humboldt Bay Harbor, Recreation, and Conservation District, P.O. Box 1030 Eureka, CA 95502–1030.
6 Harbor usage fees	Except as otherwise exempted herein, all users of waters, premises or facilities of the District as described in items 1–3 shall pay harbor usage fees as provided in this tariff to assist in defraying the cost of the required local contribution to Project construction cost under Section 208 of the Water Resources Development Act of 1986 (33 U.S.C. 2236), and the expense of providing emergency response services provided by the District or under mutual aid or mutual assistance agreements, administration, maintenance, promotion, and regulation, of the District, including the supervision of shipping and the District, policing the harbor, and the District's facilities. Harbor usage fees shall be paid by the operator of the vessel in addition to dockage, and collected by the wharf, dock or facility operator, or the vessel's agent, prior to departure and by the owner of cargo loaded or unloaded at a wharf, dock or facility collected by the operator of that wharf, dock, or facility in addition to wharfage or other charges prior to release of the cargo to the consignee. Vessels, wharves, docks, and facilities owned and operated by the Federal Government, a foreign country, a State, or a political subdivision of a country or State, unless engaged in commercial services, towing vessels, vessels engaged in dredging activities and vessels engaged in intraport movements are exempt from the vessel portion of the harbor usage fee described in Section 6. In addition vessels with design drafts of 20 feet or less are exempt from harbor usage fees.
7 Payment of usage fees	Harbor usage fees are due when accrued by the user and payable in cash in U.S. currency to the Chief Executive Officer of the District, or his authorized representative, unless the user has established creditworthiness to the District before using District facilities or services, or has posted adequate security for estimated fees acceptable to the District in advance. Fees that have not been paid within thirty (30) days of the date of assessment are subject to a finance change of one and one half per cent (1½%) per month. The District reserves the right to estimate and collect in advance all charges which may accrue against vessels, their owners or agents, or against cargo loaded or discharged by a vessel, whose credit has not been properly established or who has become delinquent. Any pending or alleged claims against the District are not allowed as an offset against outstanding invoice or accrued fees until those claims have been legally established by a court of competent jurisdiction.

GENERAL TARIFF NO. 1, SECTION NO. 1, STANDARD TERMS AND CONDITIONS—Continued

Item and subject	Application
8 Access to documentation.	The master of an arriving vessel, or the vessel's agent shall deliver to the Chief Executive Officer, or authorized representative, prior to loading or unloading cargo at a wharf, dock or facility within the District, and in no event later than forty-eight hours after the vessel's arrival, a tonnage certificate and a cargo manifest for the vessel, showing names of shippers, or consignees, and the weights and measurements of any and all cargo loaded or discharged at a wharf, dock, or terminal within the District, or if in ballast a declaration to that effect in order that the proper usage fee may be assessed against the vessel. The master shall also provide the vessel's booking list, showing how much space or weight has been allocated to each shipper for each commodity prior to delivery of any inbound cargo to a wharf, dock, or terminal facility. The master of a departing vessel, or the vessel's agent, shall also deliver to the Chief Executive Officer, prior to departure, the vessels' load lines certificate, and evidence certifying the vessel's sailing draft after loading and prior to departure. The shipper, consignor, or terminal operator having title, or custody of, any cargo subject to usage fees shall deliver to the Chief Executive Officer appropriate documentation in the form of bills of lading, freight bills, export declarations, cargo lineups or lists specifying the supplier, marks, estimated volume or weight of each commodity for each vessel and discharge port before the delivery of any outbound cargo to be loaded or discharged in the District. Failure to supply the necessary documentation makes the vessel owner, operator, or agent, or the shipper, consignor, or terminal operator liable for any damages, including actual attorneys fees, costs, and expenses, that the District sustains as a result of not receiving the required documentation. The Chief Executive Officer may assess a civil penalty not to exceed $500 per day per instance against any vessel owner, operator, or agent, or shipper, consignor, or terminal operator for willful failure to provide the necessary documentation required under the tariff.
9 Security for payment of fees.	Under 33 U.S.C. 2236(f) user charges levied under this tariff are secured by maritime lien against the vessel or cargo which may be enforced in personam against a responsible party, or in rem against the vessel or cargo subject to levy in United States District Court. Under 33 U.S.C. 2236(e) non-payment of user charges may result in the Secretary of the Treasury denying clearance to a vessel under 46 App. U.S.C. 91, assessing a civil penalty against a responsible person, vessel, or cargo, or seizure or forfeiture of the vessel or cargo under 19 App. U.S.C. 1202 et seq
10 Late charges	If any user fees due from users are not received by the District when due, users shall pay to the District, in addition to any interest otherwise payable under this tariff or the applicable usage agreement, an additional sum of five per cent (5%) of the overdue fees as a late charge.
11 Records and accounts	Users shall maintain locally a system of accounts and records satisfactory to the Chief Executive Officer, including copies of vessel tonnage certificates, cargo manifests, export declarations, and other documentation covering all vessel calls, and import and export cargo movement and transactions and operations conducted under the tariff or agreement, which shall be preserved during the life of the agreement and for three years thereafter, or for five years in the absence of an agreement. The accounts and records shall be open and available at all reasonable times for examination, audit, and transcription therefrom by District representatives.
12 Collection and enforcement.	In the event of any legal proceeding to collect any chargers or enforce any provision of this tariff, the District may recover its expenses incurred in any such proceeding including actual attorneys fees, litigation expenses and costs, including any appeal. The District may sell, at public or private sale, vessels or cargo on which the owner fails or refuses to pay usage charges. The proceeds of sale are intended to satisfy those charges plus the costs and expenses of sale, including actual attorneys fees. Cargo of a perishable nature, or of a nature likely to damage other cargo or property may be sold at public or private sale without advertising.
13 Liability, indemnity	Every person, corporation, firm, or entity using the facilities, premises, or services of the District shall indemnify, and save and hold harmless the District, its Commissioners, officers, employees, agents, and consultants, from and against any all claims, damages, losses, and expenses, including the duty to defend and respond in damages, and including actual attorney's fees, costs, and expenses, for injury to, or death of any person, employee, passenger, agent, licensee, invitee, or for damage to any property, including loss of use thereof, arising out of, or in any manner connected with the person's, corporation's firm's, or entity's actions, omissions, or failure, including the acts, omissions, or failures of their employees, agents, or any other person acting for them or on their behalf. The District is not liable for any damage to, or loss, of freight, or vessel delay, or demurrage, in the use of the premises, facilities, or services of the District. Nothing in this tariff is intended, nor may be construed to relieve any liability as to any person, corporation, firm, or entity using the facilities, premises, or services of the District, or concerning any third person not a user under this tariff, that may arise under CERCLA, or under any other provision of Federal or State law. In bearing any cost, conducting any investigation, or performing any cleanup and response as directed by the Government under the Project Cooperation Agreement (''PCA'') to enable the construction, operation and maintenance of the Project under that Agreement, or the conduct of berth dredging under that Agreement and as required under the PCA, the District disclaims any liability under CERCLA, or under any other provision of Federal or State law, for the presence, release, threatened release, or response to release or threatened release, or for the generation, transportation, storage, or disposal of contaminated material, and reserves the right to recover the cost of any investigations, and any amounts expended for cleanup and response from potentially responsible parties.

MISCELLANEOUS SERVICES—RATES AND CONDITIONS—SECTION 6

Item and subject	Rates and conditions
14 Harbor Usage fees	a. Vessels—$10.0 per foot of draft based upon reported sailing draft at time of departure. b. Cargo—$0.15 per short ton or $0.1653 per metric ton.

Section III. Severability

If any part of this Ordinance is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this Ordinance is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid application.

Section IV. Special Procedures Prior to Adoption of Ordinance

The Chief Executive Officer shall publish the full text of the proposed Ordinance, and transmit a Notice of Intent and draft harbor usage fee schedule concurrently to the District Engineer along with the approved Draft Project Cooperation Agreement and Financial Plan, and to the Assistant Secretary of the Army for Civil Works for publication in the **Federal Register,** sets August 14, 1997 as the date for the public hearing on this Ordinance and proposed harbor usage fee, and upon completion of the public hearing directs the transmittal of the final fee schedule concurrently to the District Engineer, the Assistant Secretary of the Army for Civil Works, and to the Federal Maritime Commission in the form of the adopted General Tariff No. 1 through electronic tariff filing.

Section V. Scheduling of Public Hearing on Proposed Harbor Usage Fee

Under 33 U.S.C. 2236(a)(5) a public hearing on the proposed harbor usage fee is scheduled for Thursday, August 14, 1997 commencing at 7:00 p.m. in the conference room of the Humboldt Bay Harbor, Recreation, and Conservation District, Samoa-Woodley Island Marina, Eureka, CA 95502–1030

Section VI. Designation of Official and Setting Deadline for Receipt of Comments Concerning Proposed Harbor Usage Fee

Under 33 U.S.C. 2236(a)(6) public comments concerning the proposed harbor usage fee should be directed in writing to the Chief Executive Officer, Humboldt Bay Harbor, Recreation, and Conservation District, P.O. Box 1030 Eureka, CA 95502–1030. Tel. (707) 443–0801. The public comment period will close upon the close of business at 4:00 p.m., August 20, 1997. Written comments must be received by the District on or before that date in order to be considered by the Commission prior to taking final action on the proposed harbor usage fee.

Section VII. Effective Date

This Ordinance is effective thirty days following final adoption by the Board of Commissioners.

THIS ORDINANCE PASSED AND ADOPTED THIS _____ DAY OF _____1997, BY THE BOARD OF COMMISSIONERS OF THE HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT BY THE FOLLOWING POLLED VOTE:

AYES:
NOES:
ABSENT:

Dennis G. Hunter,

President Board of Commissioners.

ATTEST:

Board of Commissioners

CERTIFICATE OF SECRETARY

The, undersigned, duly qualified and acting Secretary of the Humboldt Bay Harbor, Recreation, and Conservation District, does hereby certify: That the attached Ordinance is a true and correct copy of Ordinance No., entitled: Ordinance No. enacting General Tariff No. 1, establishing rules, regulations, charges, and fees, including harbor usage fees on vessels and cargo in connection with the Humboldt Harbor and Bay 38 Foot Deep Draft Navigation Improvement Project (the ''Project'') within the jurisdiction of the Humboldt Bay Harbor, Recreation, and Conservation District (the ''Ordinance'') adopted at a legally convened meeting of the Board of Commissioners of the Humboldt Bay Harbor, Recreation, and Conservation District, duly held on the day of _____, 1997; and further that such Resolution has, been fully recorded in the Journal of Proceedings in my office and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 1997.

Ronald Fritzsche, Secretary

Board of Commissioners.

HARBOR RULES AND REGULATIONS—SECTION 2

Anchoring, mooring, docking, and movement of vessels
Bilge pumping and discharge
Bulkhead and pier line
Construction on tidelands and submerged lands
Dayshapes and vessel lighting
Derelict vessels
District boundaries and jurisdiction
Dredging and filling in navigable waters, permits
Endangerment
Environmental
Hazards to navigation
Humboldt Bay Harbor Master Plan
Leasing of tidelands and submerged lands
Lightering
Manifests
Marking of wrecks, obstructions to navigation
Obstruction to navigation
Oily discharge
Oil spill reporting, cleanup, and response
Personal watercraft
Potable water
Recreation
Rules of the road
Ship emergency response
Stevedoring services
Vessel movement reporting
Vessel traffic monitoring and control
Wildlife habitat
Wreck removal
Zoning

PILOTAGE AND TOWAGE REGULATION—SECTION 3

Fees
Harbor safety committee
Indemnity
Liability
Licensing
Pilotage regulation
Qualifications
Suspension, revocation, reinstatement
Towage
Tug escort

HARBOR POLICE, FIRE PROTECTION, OIL SPILL RESPONSE, SANITARY AND OTHER SERVICES—SECTION 4

Fees
Joint powers, mutual aid, mutual assistance agreements
Marine pollution protection
Oily waste disposal
Vessel pumpout facilities

PERMITS AND FACILITIES RULES, REGULATIONS AND RATES—SECTION 5

Bonded warehouse
Breakwater
Bunkering
Channel maintenance and construction
Demurrage
Dockage
Drayage
Dry stack storage
Equipment use, rental
Fish landing, reception, and processing
Marina rules and regulations
Permits, administrative, emergency, special use, procedure
Rail
Service and facilities charges
Slip rentals
Tug
Towage
Turning basins
Warehousing
Wharfage
Wharfinger

MISCELLANEOUS SERVICES—RATES AND CONDITIONS—SECTION 6

Export services
Export service fees
Export trading company
Foreign trade zone
Harbor usage fees
Oil spill response fee

[FR Doc. 97–16806 Filed 6–26–97; 8:45 am]

BILLING CODE 3710–19–M

DEPARTMENT OF EDUCATION

Notice of Proposed Information Collection Requests

AGENCY: Department of Education.

ACTION: Proposed collection; comment request.

SUMMARY: The Director, Information Resources Management Group, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before August 26, 1997.

ADDRESSES: Written comments and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202–4651.

FOR FURTHER INFORMATION CONTACT: Patrick J. Sherrill (202) 708–8196. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U. S. C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director, Information Resources Management Group publishes this notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

The Department of Education is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department, (2) will this information be processed and used in a timely manner, (3) is the estimate of burden accurate, (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Gloria Parker,

Director, Information Resources Management Group.

Office of Special Education and Rehabilitative Services

Type of Review: New.

Title: Survey of Consumer Choice and Satisfaction in the Choice Demonstration Projects.

Frequency: On occasion.

Affected Public: Individuals or households.

Annual Reporting and Recordkeeping Hour Burden:

Responses: 217.

Burden Hours: 54.

Abstract: As mandated in P.L. 102–569, RSA/ED is conducting an evaluation of the ''effects of increased choice on consumers'' in seven demonstrations projects funded under the legislation. The independent evaluator, InfoUse, will survey a random sample of 217 current and former project participants. Respondents are working-aged persons with disabilities who have received vocational rehabilitation services through the demonstration projects. The results will determine the extent to which the demonstration projects have increased consumer choice and satisfaction with vocational rehabilitation planning, service purchasing, and outcomes. The results will inform key Congressional and Administration policy-makers, personnel in the 82 state vocational rehabilitation agencies, private rehabilitation providers, and organizations serving consumers of vocational rehabilitation.

[FR Doc. 97–16941 Filed 6–26–97; 8:45 am]

BILLING CODE 4000–01–P

DEPARTMENT OF EDUCATION

Submission for OMB Review; Comment Request

AGENCY: Department of Education.

ACTION: Submission for OMB review; comment request.

SUMMARY: The Director, Information Resources Management Group, invites comments on the submission for OMB review as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before July 28, 1997.

ADDRESSES: Written comments should be addressed to the Office of Information and Regulatory Affairs, Attention: Dan Chenok, Desk Officer, Department of Education, Office of Management and Budget, 725 17th Street, NW., Room 10235, New Executive Office Building, Washington, DC 20503. Requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202–4651.

FOR FURTHER INFORMATION CONTACT: Patrick J. Sherrill (202) 708–8196. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U. S. C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director of the Information Resources Management Group publishes this notice containing proposed information collection requests prior to submission of these requests to OMB. Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment at the address specified above. Copies of the requests are

available from Patrick J. Sherrill at the address specified above.

Gloria Parker,

Director, Information Resources Management Group.

Office of Postsecondary Education

Title: National Student Loan Data System (NSLDS).

Frequency: Monthly.

Affected Public: Businesses or other for-profit; Not-for-profit institutions; State, local or Tribal Gov't, SEAs or LEAs.

Annual Reporting and Recordkeeping Hour Burden:

Responses: 3,036.

Burden Hours: 219,456.

Abstract: The Department of Education will collect from postsecondary schools and guaranty agencies about Federal Perkins Loans, Federal Family Education Loans and William B. Ford Direct Student Loans to be used to determine eligibility for student financial assistance and for research.

[FR Doc. 97–16940 Filed 6–26–97; 8:45 am]

BILLING CODE 4000–01–P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Rocky Flats

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92–463, 86 Stat. 770) notice is hereby given of the following Advisory Committee meeting: Environmental Management Site-Specific Advisory Board (EM SSAB), Rocky Flats.

DATES: Thursday, July 3, 1997, 6:00 p.m.–9:30 p.m.

ADDRESSES: Westminster City Hall (Lower-level Multi-purpose Room), 4800 West 92nd Avenue, Westminster, CO.

FOR FURTHER INFORMATION CONTACT: Ken Korkia, Board/Staff Coordinator, EM SSAB-Rocky Flats, 9035 North Wadsworth Parkway, Suite 2250, Westminster, CO 80021, phone: (303) 420–7855, fax: (303) 420–7579.

SUPPLEMENTARY INFORMATION:

Purpose of the Board: The purpose of the Board is to make recommendations to DOE and its regulators in the areas of environmental restoration, waste management, and related activities.

Tentative Agenda

The Board will focus on discussing and finalizing several recommendations that have been drafted by its committees. Those recommendations cover the following topics:

- Highly Enriched Uranium Vulnerabilities.
- Privatization.
- Rocky Flats Fiscal Year 1999 Budget.
- Corrective Action Management Unit Designation Application.
- T1 Trench Proposed Action Memorandum.

Public Participation: The meeting is open to the public. Written statements may be filed with the Committee either before or after the meeting. Individuals who wish to make oral statements pertaining to agenda items should contact Ken Korkia at the address or telephone number listed above. Requests must be received 5 days prior to the meeting and reasonable provision will be made to include the presentation in the agenda. The Designated Federal Official is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Each individual wishing to make public comment will be provided a maximum of 5 minutes to present their comments. This notice is being published less than 15 days in advance of the meeting due to programmatic issues that needed to be resolved.

Minutes: The minutes of this meeting will be available for public review and copying at the Freedom of Information Public Reading Room, 1E–190, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585 between 9:00 a.m. and 4 p.m., Monday–Friday, except Federal holidays. Minutes will also be available at the Public Reading Room located at the Board's office at 9035 North Wadsworth Parkway, Suite 2250, Westminster, CO 80021; telephone (303) 420–7855. Hours of operation for the Public Reading Room are 9:00 am and 4:00 pm on Monday through Friday. Minutes will also be made available by writing or calling Deb Thompson at the Board's office address or telephone number listed above.

Issued at Washington, DC on June 24, 1997.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 97–16874 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Department of Energy, Los Alamos National Laboratory

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92–463, 86 Stat. 770) notice is hereby given of the following Advisory Committee meeting: Environmental Management Site-Specific Advisory Board (EM SSAB), Los Alamos National Laboratory.

DATES: *Tuesday,* July 8, 1997: 6:30 p.m.–9:30 p.m.; 7:00 p.m. to 7:30 p.m. (public comment session).

ADDRESSES: The Northern New Mexico Community College, 1002 North Oñate Street, Española, New Mexico 87532.

FOR FURTHER INFORMATION CONTACT: Ms. Ann DuBois, Los Alamos National Laboratory Citizens' Advisory Board, 528 35th Street, Los Alamos, New Mexico 87544, (505) 665–5048.

SUPPLEMENTARY INFORMATION: Purpose of the Board: The purpose of the Advisory Board is to make recommendations to DOE and its regulators in the areas of environmental restoration, waste management, and related activities.

Tentative Agenda: Tuesday, July 8, 1997.

6:30 p.m.—Call to Order and Welcome

7:00 p.m.—Public Comment

7:30 p.m.—Old Business

8:15 p.m.—New Business

9:30 p.m.—Adjourn

Public Participation: The meeting is open to the public. Written statements may be filed with the Committee either before or after the meeting. Individuals who wish to make oral statements pertaining to agenda items should contact Ms. Ann DuBois, at (505) 665–5048. Requests must be received 5 days prior to the meeting and reasonable provision will be made to include the presentation in the agenda. The Designated Federal Official is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. This notice is being published less than 15 days before the date of the meeting due to programmatic issues that had to be resolved.

Minutes: The minutes of this meeting will be available for public review and copying at the Freedom of Information Public Reading Room, 1E–190, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585 between 9:00 a.m. and 4 p.m., Monday–Friday, except Federal holidays. Minutes will also be available by writing to Herman Le-Doux, Department of Energy, Los Alamos Area Office, 528 35th Street, Los Alamos, NM 87185–5400.

Issued at Washington, DC on June 24, 1997.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 97–16875 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Paducah

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92–463, 86 Stat. 770) notice is hereby given of the following Advisory Committee meeting: Environmental Management Site-Specific Advisory Board (EM SSAB), Paducah Gaseous Diffusion Plant.

DATES: Thursday, July 17, 1997: 6:00 p.m.–9:00 p.m.

ADDRESSES: Heath High School (cafeteria), 4330 Metropolis Lake Road, West Paducah, Kentucky.

FOR FURTHER INFORMATION CONTACT: Carlos Alvarado, Site-Specific Advisory Board Coordinator, Department of Energy Paducah Site Office, Post Office Box 1410, MS–103, Paducah, Kentucky 42001, (502) 441–6804.

SUPPLEMENTARY INFORMATION:

Purpose of the Board: The purpose of the Board is to make recommendations to DOE and its regulators in the areas of environmental restoration, waste management, and related activities.

Tentative Agenda: The meeting will include an update on the Environmental Management and Enrichment Facilities Project report, a discussion of the Northeast Plume, a review of the Accelerated Cleanup Plan (formerly the 10-Year Plan), and reviews of the Community Relations Plan and the SSAB Draft Work Plan.

Public Participation: The meeting is open to the public. Written statements may be filed with the Committee either before or after the meeting. Individuals who wish to make oral statements pertaining to agenda items should contact Carlos Alvarado at the address or telephone number listed above. Requests must be received 5 days prior to the meeting and reasonable provision will be made to include the presentation in the agenda. The Designated Federal Official is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Each individual wishing to make public comment will be provided a maximum of 5 minutes to present their comments.

Minutes: The minutes of this meeting will be available for public review and copying at the Freedom of Information Public Reading Room, 1E–190, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585 between 9:00 a.m. and 4 p.m., Monday-Friday, except Federal holidays. Minutes will also be available at the Department of Energy's Environmental Information and Reading Room at 175 Freedom Boulevard, Highway 60, Kevil, Kentucky between 8:00 a.m. and 5:00 p.m. on Monday through Friday, or by writing to Carlos Alvarado, Department of Energy Paducah Site Office, Post Office Box 1410, MS–103, Paducah, Kentucky 42001, or by calling him at (502) 441–6804.

Issued at Washington, DC on June 24, 1997.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 97–16876 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Environmental Management Site-Specific Advisory Board, Fernald

AGENCY: Department of Energy.

ACTION: Notice of open meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub.L. 92–463, 86 Stat. 770) notice is hereby given of the following Advisory Committee meeting: Environmental Management Site-Specific Advisory Board (EM SSAB), Fernald.

DATES: *Wednesday, July 9, 1997, 6:00 p.m.–8:30 p.m.; (public comment session:* 8:00 p.m.–8:15 p.m.)

ADDRESSES: *The Alpha Building, 10967 Hamilton-Cleves Highway,Harrison, Ohio.*

FOR FURTHER INFORMATION CONTACT: John S. Applegate, Chair of the Fernald Citizens Task Force, P.O. Box 544, Ross, Ohio 45061, or call the Fernald Citizens Task Force office (513) 648–6478.

SUPPLEMENTARY INFORMATION: Purpose of the Board: The purpose of the Board is to make recommendations to DOE and its regulators in the areas of future use, cleanup levels, waste disposition and cleanup priorities at the Fernald site.

Tentative Agenda

6:00 p.m.—Call to Order
6:00–6:15—Chair's Remarks and Task Force Restructuring
6:15–6:30—Committee Reports
6:30–7:00—Silos Path Forward
7:00–7:30—Update on DOE Accelerated Cleanup Plan
7:30–8:00—Summary of Final Waste Management Programmatic Environmental Impact Statement
8:00–8:15—Opportunity for Public Comment
8:15–8:30— Wrap-up
8:30 p.m.—Adjourn

A final agenda will be available at the meeting, Wednesday, July 9, 1997.

Public Participation: The meeting is open to the public. Written statements may be filed with the Board chair either before or after the meeting. Individuals who wish to make oral statements pertaining to agenda items should contact the Board chair at the address or telephone number listed above. Requests must be received 5 days prior to the meeting and reasonable provision will be made to include the presentation in the agenda. The Designated Federal Official, Gary Stegner, Public Affairs Officer, Ohio Field Office, U.S. Department of Energy, is empowered to conduct the meeting in a fashion that will facilitate the orderly conduct of business. Each individual wishing to make public comment will be provided a maximum of 5 minutes to present their comments. This notice is being published less than 15 days before the date of the meeting due to programmatic issues that had to be resolved prior to publication.

Minutes: The minutes of this meeting will be available for public review and copying at the Freedom of Information Public Reading Room, 1E–190, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585 between 9:00 a.m. and 4:00 p.m., Monday-Friday, except Federal holidays. Minutes will also be available by writing to John S. Applegate, Chair, the Fernald Citizens Task Force, P.O. Box 544, Ross, Ohio 45061 or by calling the Task Force message line at (513) 648–6478.

Issued at Washington, DC on June 24, 1997.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 97–16877 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Secretary of Energy Advisory Board; Notice of Open Meeting

AGENCY: Department of Energy.

SUMMARY: Consistent with the provisions of the Federal Advisory Committee Act (Public Law 92–463, 86 Stat. 770), notice is hereby given of the following advisory committee meeting:

Name: Secretary of Energy Advisory Board—Openness Advisory Panel.

DATE AND TIME: Monday, July 7, 1997, 8:30 a.m.–4:30 p.m.

ADDRESSES: J. W. Marriott Hotel, Grand Ballroom 1331 Pennsylvania Avenue, Washington, D.C. 20005.

FOR FURTHER INFORMATION CONTACT: Richard C. Burrow, Secretary of Energy Advisory Board (AB–1), US Department of Energy, 1000 Independence Avenue, SW, Washington, D.C. 20585, (202) 586–1709.

SUPPLEMENTARY INFORMATION: The purpose of the Openness Advisory Panel is to provide advice to the Secretary of Energy Advisory Board regarding the status and strategic direction of the Department's classification and declassification policies and programs, and other aspects of the Department's ongoing Openness Initiative. The Panel's work will help institutionalize the Department's Openness Initiative.

Tentative Agenda—Monday, July 7, 1997

8:30 a.m.–9:00 a.m.—Opening Remarks and Introductions
9:00 a.m.–9:20 a.m.—Report from the DOE Records Management Conference
9:20 a.m.–10:00 a.m.—Status Report: DOE's Final Rule on the Identification of Classified Information
10:00 a.m.–10:15 a.m.—Break
10:15 a.m.–12:00 p.m.—Working Session
12:00 p.m.–1:00 p.m.—Lunch
1:00 p.m.–2:30 p.m.—Working Session
2:30 p.m.–2:45 p.m.—Break
2:45 p.m.–4:00 p.m.—Working Session
4:00 p.m.–4:30 p.m.—Public Comment
4:30 p.m.—Adjourn

This tentative agenda is subject to change. A final agenda will be available at the meeting.

Public Participation: The Chairman of the Panel is empowered to conduct the meeting in a way which will, in the Chairman's judgment, facilitate the orderly conduct of business. During its meeting in Washington, D.C. the Panel welcomes public comment. Members of the public will be heard in the order in which they sign up at the beginning of the meeting. The Panel will make every effort to hear the views of all interested parties. Written comments may be submitted to Skila Harris, Executive Director, Secretary of Energy Advisory Board, AB–1, US Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585. This notice is being published less than 15 days before the date of the meeting due to programmatic issues that had to be resolved prior to publication.

Minutes: Minutes and a transcript of the meeting will be available for public review and copying approximately 30 days following the meeting at the Freedom of Information Public Reading Room, 1E–190 Forrestal Building, 1000 Independence Avenue, SW., Washington, D.C., between 9:00 a.m. and 4:00 p.m., Monday through Friday except Federal holidays. Information on the Openness Advisory Panel may also be found at the Secretary of Energy Advisory Board's web site, located at http://vm1.hqadmin.doe.gov:80/seab/.

Issued at Washington, D.C., on June 24, 1997.

Rachel M. Samuel,

Deputy Advisory Committee Management Officer.

[FR Doc. 97–16873 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–587–000]

NorAm Gas Transmission Company Notice of Request Under Blanket Authorization

June 23, 1997.

The notice that on June 17, 1997, NorAm Gas Transmission Company (NGT), 1600 Smith Street, Houston, Texas 77002, filed in docket No. CP97–587–000, a request pursuant to Sections 157.205, 157.211, and 157.216 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 157.211, and 157.216) for authorization to abandon certain facilities and operate certain facilities in Arkansas to provide increased service to ARKLA, a distribution division of NorAm Energy Corp. (ARKLA), under its blanket certificate issued in Docket Nos. CP82–384–000 and CP82–384–001, pursuant to Section 7(c) of the Natural Gas Act, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

Specifically, NGT proposes to replace and upgrade four existing 1-inch delivery taps on its Line J in Jackson and Poinsett Counties, Arkansas to provide increased volumes to ARKLA's rural distribution lines. NGT states that the total estimated volumes to be delivered to these facilities is 131,400 MMBtu annually, and 360 MMBtu on a peak day. NGT says ARKLA will furnish all material, replace the meter and regulator stations with the U-shaped metering facilities, and then convey the new facilities to NGT at zero cost. The only cost will be for supervisory labor at approximately $1,596, of which NGT says ARKLA will reimburse it $1,100 of those costs. NGT explains that the volumes delivered are within ARKLA's certificated entitlement and that NGT's tariff does not prohibit the addition of new delivery points. NGT says it has sufficient capacity to accomplish the deliveries without detriment of disadvantage to its other customers. NGT relates that no services will be abandoned. NGT submits that all work will be done above ground, no soil will be disturbed, and that the replacements will have no environmental impact affecting the quality of the human environment.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest if filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16832 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. PR97–11–000]

PanEnergy Texas Intrastate Pipeline Company; Notice of Petition for Rate Approval

June 23, 1997.

Take notice that on June 16, 1997, PanEnergy Texas Intrastate Pipeline Company (PanEnergy), filed pursuant to Section 284.123(b)(2) of the Commission's Regulations, a petition for rate approval requesting that the Commission approve as fair and equitable a rate of 6.37 cents per MMBtu for interruptible transportation services through its single integrated pipeline system under Section 311(a)(2) of the Natural Gas Policy Act of 1978 (NGPA).

PanEnergy states that it is an intrastate pipeline within the meaning of Section 2(16) of the NGPA and it owns and operates an intrastate pipeline

system wholly within State of Texas. PanEnergy's integrated pipeline system consists of approximately 188 miles of pipe that previously comprised two distinct pipeline systems, both of which were acquired in 1996. PanEnergy subsequently interconnected the two pipelines to create a single integrated pipeline system. To derive the proposed cost of service, PanEnergy annualized the cost of service and throughput on its system based on the first quarter of 1997. The proposed cost of service is $2,724,158 based on a return on equity of 14.75% and total O&M and A&G expenses of $2,096,094. The rate design volumes are 42,749,127 MMBtu resulting in the unit rate of PanEnergy's system has dramatically changed its operations and increased overall system throughput. PanEnergy proposes an effective date of January 1, 1997.

Pursuant to Section 284.123(b)(2)(ii), if the Commission does not act within 150 days of the filing date, the rate will be deemed to be fair and equitable and not in excess of an amount which interstate pipelines would be permitted to charge for similar transportation service. The Commission may, prior to the expiration of the 150-day period, extend the time for action or institute a proceeding to afford parties an opportunity for written comments and for the oral presentation of views, data, and arguments.

Any person desiring to participate in this rate proceeding must file a motion to intervene in accordance with Sections 385.211 and 385.214 of the Commission's Rules of Practice and Procedures. All motions must be filed with the Secretary of the Commission on or before July 14, 1997. The petition for rate approval is on file with the Commission and is available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16837 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–586–000]

Southern Natural Gas Company; Notice of Request Under Blanket Authorization

June 23, 1997.

Take notice that on June 16, 1997, Southern Natural Gas Company (Southern), P.O. Box 2563, Birmingham, Alabama 35202–2563, filed in Docket No. CP97–586–000 a request pursuant to Sections 157.205, 157.212 and 157.216 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 157.212 157.216) for authorization to abandon certain regulating facilities in connection with a change in the operation of a delivery point for an existing customer, under Southern's blanket certificate issued in Docket No. CP82–406–000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Southern states that it is currently authorized to deliver natural gas to Alabama Gas Corporation (Alagasco) at the Alabaster #3 delivery point (Alabaster #3). This delivery point is located at or near Mile Post 1.65 on Southern's 4-inch Longview/Saginaw Line in Section 7, Township 21 South, Range 2 West, Shelby County, Alabama. Specifically, Southern proposes to abandon the regulating facilities at Alabaster #3, install a 2-inch rotary meter to accommodate volume measurement at low flow and some incidental piping. The modifications will all be performed on Southern's existing station property located in Shelby County, Alabama. As a result of these modifications, the meter station at the delivery point will be redesigned to deliver gas to Alagasco at mainline pressure. Alagasco agrees that it shall be responsible for any necessary regulation or modification to its facilities downstream of the station to receive the gas at mainline pressure. The estimated cost for the modifications is $29,900, which Alagasco has agreed to reimburse Southern.

Southern states that the abandonment of facilities and change in operation of the meter station proposed in this application will not result in any termination of service or any change to the total Firm Transportation Demand delivered to Alagasco. Southern states also that the revised delivery pressure will not cause a detriment or disadvantage to its other firm customers; that deliveries at the revised delivery pressure will have no impact on Southern's peak day and annual deliveries; and, that the abandonment and delivery pressure change are not prohibited by Southern's existing tariff. Southern has stated that abandonment of the regulating facilities will decrease maintenance costs for Southern and the change to mainline pressure will benefit Alagasco's operations and its ability to provide service to its customers in its distribution area.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16831 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–581–000]

Tennessee Gas Pipeline Company; Notice of Application

June 23, 1997.

Take notice that on June 16, 1997, Tennessee Gas Pipeline Company (Tennessee), P.O. Box 2511, Houston, Texas 77252, filed in Docket No. CP97–581–000 an application pursuant to Section 7(b) of the Natural Gas Act for permission and approval to abandon by sale to Columbia Gulf Transmission Company (Columbia Gulf) Tennesse's 50% interest in the jointly owned facilities located in Uinta County, Wyoming, and for Columbia Gulf to acquire Tennessee's interest in such facilities which was authorized in Docket Nos. CP81–257–000 and CP81–257–001 [1] all as more fully set forth in the application on file with the Commission and open to public inspection.

Specifically, Tennessee proposes to abandon by sale to Columbia Gulf, Tennessee's fifty percent interest in the Carter Creek Lateral and Columbia Gulf to acquire and own Tennessee's interest in the same facilities and appurtenances at an estimated cost of $2.4 million, which is the net book value of Carter Creek facilities as of February 28, 1997.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 14, 1997, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a motion to intervene or a

[1] See 20 FERC ¶ 62,065 (1982).

protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.214 or 385.211) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a motion to intervene in acccordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Energy Regulatory Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this application if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that permission and approval for the proposed abandonment are required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Tennessee to appear or be represented at the hearing.

Lois D. Cashell,

Secetary.

[FR Doc. 97–16829 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP91–203–064]

Tennessee Gas Pipeline Company; Notice of Refund Report

June 23, 1997.

Take notice that on June 16, 1997, Tennessee Gas Pipeline Company (Tennessee), tendered for filing its Refund Report in the referenced proceeding related to the period from 1974 to 1984.

Tennessee states that it dispersed refunds, with interest, to its customers entitled to a refund on May 16, 1997 with detailed calculations supporting the refunded amount in accordance with the Stipulation in the above-referenced proceeding.

Tennessee states that a copy of this filing including Schedules 1 and 2 has been mailed to each affected state regulatory commission and to Tennessee's customers.

Any person desiring to protest this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street N.E., Washington, D.C. 20426, in accordance with 18 CFR 385.211 of the Commission's rules and regulations. All such protests must be filed on or before June 30, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16838 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. RP96–275–003]

Tennessee Gas Pipeline Company; Notice of Tariff Filing

June 23, 1997.

Take notice that on June 18, 1997, Tennessee Gas Pipeline Company (Tennessee), tendered for filing as part of its FERC Gas Tariff, Fifth Revised Volume No. 1, the following revised tariff sheets in compliance with the Commission's June 3, 1997 Order on Compliance and Rehearing in the above-referenced dockets (June 3 Order):

Third Revised Sheet No. 405A
Third Revised Sheet No. 405B
Third Revised Sheet No. 405C

Tennessee states that these tariff sheets set forth the revisions required by the June 3 Order to Tennessee's tariff provisions concerning the net present value (NPV) system for awarding generally available capacity on its system.

Tennessee further states that copies of the filing have been mailed to all intervening parties in the above-referenced dockets.

Any person desiring to protect this filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with 18 CFR 385.211 of the Commission's Rules and Regulations. All such protests must be filed as provided in Section 154.210 of the Commission's Regulations. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to this proceeding. Copies of this filing are on file with the Commission and available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16839 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–573–000]

Texas Eastern Transmission Corporation; Notice of Request Under Blanket Authorization

June 23, 1997.

Take notice that on June 12, 1997, Texas Eastern Transmission Corporation (Texas Eastern), 5400 Westheimer Court, Houston, Texas 77056–5310, filed in Docket No. CP97–573–000 a request pursuant to Sections 157.205 and 157.211 of the Commission's Regulations (18 CFR 157.205, 157.211) under the Natural Gas Act (NGA) for authorization to modify an existing receipt point by converting it to a delivery point and to construct and operate an additional delivery point, both located on Texas Eastern's 20-inch Line No. 2 in Lincoln Parish, Louisiana, under Texas Eastern's blanket certificate issued in Docket No. CP82–535–000, pursuant to Section 7 of the NGA, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Texas Eastern proposes to utilize the facilities for deliveries of natural gas to PanEnergy Louisiana Intrastate Company (PELICO), a wholly-owned subsidiary of PanEnergy Corp. and an affiliate of Texas Eastern. It is stated that the existing receipt point is an 8-inch tap and that the proposed delivery point would be a 4-inch tap. The cost of the proposal is estimated at $114,811, and it is stated that Texas Eastern will be fully reimbursed for the cost of converting and installing the facilities by PELICO. It is asserted that Texas Eastern will use the facilities to deliver up to 125 NMcf of gas per day to PELICO. It is asserted that the proposal is not prohibited by Texas Eastern's existing tariff and can be accomplished without detriment or disadvantage to Texas Eastern's other customers. It is further asserted that the service

rendered through the facilities will utilize existing capacity and will have no effect on Texas Eastern's peak day or annual deliveries.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16827 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. FA96–6–003 and RP92–137–046]

Transcontinental Gas Pipe Line Corporation; Notice of Compliance Filing

June 23, 1997.

Take notice that on June 13, 1997, Transcontinental Gas Pipe Line Corporation (Transco) tendered for filing with the Federal energy Regulatory Commission its refund plan to comply with the Division of Audits letter order of January 8, 1997 in OCA–DOA Docket Nos. FA96–6–000 and 002.

As background to the instant filing, the January 8 Order recommended corrective actions on certain findings of non-compliance with the Commission's accounting, financial reporting and related regulations. Part I, Compliance Exception No. 3, stated, in part, that Transco inappropriately excluded certain interruptible transportation revenues related to a Spider Field lateral in Louisiana from its excess IT revenue refunds covering the period September 1, 1992 through October 31, 1994. The instant filing is to submit a refund plan to distribute such revenue to firm shippers, GSS customers and interruptible shippers paying maximum rates covering the period September 1, 1992 through October 31, 1993.

Transco states that copies of the filing have been served upon its affected customers and interested State Commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, Washington, D.C. 20426, in accordance with Section 385.211 of the Commission's rules and regulations. All such protests must be filed on or before June 30, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16834 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF JUSTICE ANTITRUST DIVISION

Notice Pursuant to the National Cooperative Research and Production Act of 1993; Health Data Sciences—Ulticare Consortium

Notice is hereby given that, on March 24, 1997, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* (''the Act''), Health Data Sciences Corporation has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objective of the venture. The notifications were filed for the purpose of extending the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to Section 6(b) of the Act, the identities of the parties to the venture which shall be known as the Ulticare Consortium are: Health Data Sciences Corporation, San Bernardino, CA; BSG Corporation, Austin, TX and New York City Health and Hospitals Corporation, New York, NY. General planned activities are to develop and demonstrate enhanced health care computer information infrastructures to redefine care-giver roles in order provide better collaborative care of patients by all care-givers. The Consortium will examine new models of care-giver collaborative organizations and workflow management using dependable automated information systems and will identify the best objectified model created under the project.

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 97–16816 Filed 6–26–97; 8:45 am]

BILLING CODE 4410–01–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993; The Development of STEP Ship Product Model Database & Translators for Data Exchange Between U.S. Shipbuilders

Notice is hereby given that, on September 19, 1996, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* (''the Act''), Intergraph Corporation has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to Section 6(b) of the Act, the identities of the parties are: Intergraph Corporation, Huntsville, AL; Advanced Management Catalyst, Inc., Wiscasset, ME; Computervision Corporation, Bedford, MA; Electric Boat Corporation, Groton, Ct; Ingalls Shipbuilding, Inc., Pascagoula, MS; Kockums Computer Systems, Inc., Annapolis, MD; Newport News Shipbuilding, Newport News, VA; The University of Michigan, Ann Arbor, MI. The activities of this venture are partially funded through a Cooperative Agreement with the Carderock Division of the Naval Surface Warfare Center. The objectives are to implement a neutral file transfer capability between the product models at the U.S. Shipyards, and to develop a United States marine industry prototype product model which will facilitate the implementation of translators and product model data architectures by U.S. shipyards and CAD system developers.

Constance K. Robinson,

Director of Operations, Antitrust Division.

[FR Doc. 97–16817 Filed 6–26–97; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF JUSTICE

Antitrust Division

Notice Pursuant to the National Cooperative Research and Production Act of 1993 Compass: Commercial Object Model of Products/Processes for an Advanced Shipbuilding System

Notice is hereby given that, on September 30, 1996, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* (''the Act''), Intergraph Corporation has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the venture. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to Section 6(b) of the Act, the identities of the parties are: Intergraph Corporation, Huntsville, AL; ABS Americas, Houston, TX, a division of American Bureau of Shipping, New York, NY; Newport News Shipbuilding, Newport News, VA; the University of Michigan, Ann Arbor, MI. The nature and objective of the joint venture is to develop a comprehensive next-generation design and data management platform that will integrate the entire ship lifecycle and enable the U.S. Commercial shipbuilding industry to automate and revitalized. The activities of this venture are partially funded through a Cooperative Agreement with the Office of Naval Research.

Constance K. Robinson,

Diretor of Operations, Antitrust Division.

[FR Doc. 97–16818 Filed 6–26–97; 8:45 am]

BILLING CODE 4410–11–M

DEPARTMENT OF LABOR

Office of the Secretary

Submission for OMB Review; Comment Request

June 24, 1997.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104–13, 44 U.S.C. Chapter 35). A copy of each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor, Departmental Clearance Officer, Theresa M. O'Malley (202 219–5096 ext. 143) or by E-Mail to OMalley-Theresa@dol.gov. Individuals who use a telecommunications device for the deaf (TTY/TDD) may call 202 219–4720 between 1:00 p.m. and 4:00 p.m. Eastern time, Monday through Friday.

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for ETA, Office of Management and Budget, Room 10235, Washington, DC 20503 (202 395–7316), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- evaluate 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;
- evaluate 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;
- enhance the quality, utility, and clarity of the information to be collected; and
- minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

Agency: Employment and Training Administration.

Title: Customer Survey.

OMB Number: 1205–0190 (reinstatement with change).

Frequency: As needed.

Affected Public: Business or other for-profit Government.

Number of Respondents: 2,220.

Estimated Time Per Respondent: 1 hour 46 minutes.

Total Burden Hours: 3,951.

Total Annualized capital/startup costs: 0.

Total annual costs (operating/maintaining systems or purchasing services): 0.

Description: Survey form designed to determine whether customers of firms who workers have applied for Trade Adjustment Assistance have increased imports.

Agency: Employment and Training Administration.

Title: Business Confidential Data Request.

OMB Number: 1205–0197 (reinstatement with change).

Frequency: As needed.

Affected Public: Business or other for-profit Government.

Number of Respondents: 1,500.

Estimated Time Per Respondent: 3 hours.

Total Burden Hours: 4,500.

Total Annualized capital/startup costs: 0.

Total annual costs (operating/maintaining systems or purchasing services): 0.

Description: Firms whose workers have applied for Trade Adjustment Assistance supply data to enable to Department of Labor to determine eligibility for benefits.

Agency: Employment and Training Administration.

Title: Confidential Data Request Oil and Gas Drilling and Exploration Oil Field Services (reinstatement with change).

OMB Number: 1210–0272.

Frequency: On occasion.

Affected Public: Business or other for-profit.

Number of Respondents: 75.

Estimated Time Per Respondent: 3 hours.

Total Burden Hours: 225.

Total Annualized capital/startup costs: 0.

Total annual costs (operating/maintaining systems or purchasing services): 0.

Description: Firms in the petroleum industry whose workers have applied for Trade Adjustment Assistance supply data to enable to Department of Labor to determine eligibility for benefits.

Theresa M. O'Malley,

Departmental Clearance Officer.

[FR Doc. 97–16929 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA–W) issued during the period of June, 1997.

In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility

requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated,

(2) That sales or production, or both, of the firm or subdivision have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

Negative Determinations for Worker Adjustment Assistance

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

TA–W–33,364; Cone Mills, Granite Finishing Plant, Haw River, NC

TA–W–33,089; Industrial Dynamics Co., Ltd., Torrance, CA

TA–W–33,271; Complex Tooling & Molding, Boulder, CO

TA–W–33,196; GE-Transmission Systems (GETS) of General Electric Corp., Ft. Edward, NY

TA–E–33,354; Idaho Pole Co., Bozeman, MT

TA–W–33,439; Damrow Co., Inc., GEA Group, Fond Du Lac, WI

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

TA–W–33,403; Acme Boot Co., Clarksville, TN

TA–W–33,445; NCR St. Petersburg Repair Center, St. Petersburg, FL

The workers firm does not produce an article as required for certification under Section 222 of the Trade Act of 1974.

TA–W–33,443; Deputy Orthopaedics, Inc., Kellogg Industries, Jackson, MI

The preponderance in the declines in employment are related to a decision by management to consolidate production to a lower cost operation in Tracey, CA. Company sales and production increased during the relevant period.

TA–W–33,455; Mundet-Hermetite, Inc., Lexington, VA

All production at the subject plant was for export sales. Loss of export sales cannot be used as a basis for certification under the Trade Act of 1974.

TA–W–33,338; The Standard Products, Lexington, KY

TA–W–33,452; Precision Scientific Div., of Jovan, Inc., Chicago, IL

Increased imports did not contribute importantly to worker separations at the firm.

TA–W–33,483; Puget Sound Log Scaling & Grading Bureau, Thorne Bay, AK

The investigation revealed that criteria (1) has not been met. A significant number or proportion of the workers did not become totally or partially separated as required for certification.

Affirmative Determinations for Worker Adjustment Assistance

The following certifications have been issued; the date following the company name & location for each determination references the impact date for all workers for such determination.

TA–W–33,490; Coats North America Talon, Inc., Cleveland, GA: April 21, 1996.

TA–W–33,480; Shana Knitwear, Inc., Greensboro, NC: May 2, 1996.

TA–W–33,412; Reggie Manufacturing, Inc., Byrdstown, TN; March 27, 1996.

TA–W–33,506; Louisiana-Pacific Corp., Chilco OSB, Chilco, ID: June 5, 1997.

TA–W–33,427; JH Collectibles, Pigeon Forge, TN: March 18, 1996.

TA–W–33,376; PL Subsidiary, Inc., PL Garment Finishers, Gibson, GA: March 1, 1996.

TA–W–33,501; Power Systems, Inc., Bloomfield, CT: May 5, 1996.

TA–W–33,393; Gramercy Mills, Inc., Fairfield, NJ: February 25, 1996.

TA–W–33,442; The Colber Corp., Irvington, NJ: April 9, 1996.

TA–W–33,405; Wayne Manufacturing, Inc., Byrdstown, TN: April 4, 1996.

TA–W–33,389; Rayovac Corp., Kingston, NC: March 25, 1996.

TA–W–33, 474; Fisher-Price, East Aurora, NY: April 30, 1996.

TA–W–33, 475; Mattel Fisher, Medina, NY: April 30, 1996.

TA–W–33, 459; Copper Basin Garments, Inc., Copperhill, TN: April 14, 1996.

TA–W–33, 236; Tinnin Garment Co., Fredericktown, MO: February 10, 1996.

TA–W–33, 463; Champion Products, Inc., Perry, NY: April 17, 1996.

TA–W–33, 406; G & L Apparel, Inc., Livingston, TN: March 12, 1996.

TA–W–33, 326; Owens-Illinois Closure, Inc., Erie, PA: February 28, 1996.

TA–W–33, 545; Sta-Kool Laundries, Inc., Rocky Mount, NC: May 21, 1996.

TA–W–33, 420; United Technologies Automotive, Inc., Zanesville, OH: March 25, 1996.

TA–W–33, 539; Activewear Co., Inc., Athens, GA: May 17, 1996.

TA–W–33, 539; Activewear Co., Inc., Athens, GA: May 17, 1996.

TA–W–33, 484; Cookson Pigments, Inc., Newark, NJ: April 28, 1996.

TA–W–33, 548; C.O.L.A., Jersey City, NJ: April 15, 1996.

TA–W–33, 503 & A; Jasper Textiles Co., Inc., Fremont, NC: May 27, 1996. and Havelock, NC: May 30, 1996.

Also, pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103–182) concerning transitional adjustment assistance hereinafter called (NAFTA–TAA) and in accordance with Section 250(a) Subchapter D, Chapter 2, Title II, of the Trade Act as amended, the Department of Labor presents summaries of determinations regarding eligibility to apply for NAFTA–TAA issued during the month of June, 1997.

In order for an affirmative determination to be made and a certification of eligibility to apply for NAFTA–TAA the following group eligibility requirements of section 250 of the Trade Act must be met:

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, (including workers in any agricultural firm or appropriate subdivision thereof) have become totally or partially separated from employment and either—

(2) That sales or production, or both, of such firm or subdivision have decreased absolutely,

(3) That imports from Mexico or Canada of articles like or directly competitive with articles produced by such firm or subdivision have increased, and that the increases in imports contributed importantly to such workers' separations or threat of separation and to the decline in sales or production of such firm or subdivision; or

(4) That there has been a shift in production by such workers' firm or subdivision to Mexico or Canada of articles like or directly competitive with articles which are produced by the firm or subdivision.

Negative Determinations NAFTA–TAA

In each of the following cases the investigation revealed that criteria (3) and (4) were not met. Imports from Canada or Mexico did not contribute importantly to workers' separations. There was no shift in production from the subject firm to Canada or Mexico during the relevant period.

NAFTA–TAA–01627; Depuy Orthopedics, Inc., Kellogg Industries, Jackson, MI

NAFTA–TAA–01617; The Standard Products Co., Lexington, KY

NAFTA–TAA–01624; Corning, Inc., Greenville, OH

NAFTA–TAA–01599; Rayovac Corp., Kinston, NC

NAFTA–TAA–01620; Damrow Co., Inc., GEA Group, Fond Du Lac, WI

NAFTA–TAA–01553; Associated Milk Producers, Inc., El Paso, TX

NAFTA–TAA–01634; Pine Hill Plastics, Inc., McMinnville, TN

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

None

Affirmative Determinations NAFTA–TAA

The following certifications have been issued; the date following the company name & location for each determination references the impact date for all workers for such determination.

NAFTA–TAA–01584; M & W Sewing, Inc., Brooklyn, NY: March 19, 1996.

NAFTA–TAA–01641; Champion Products, Inc., Perry, NY: April 14, 1996.

NAFTA–TAA–01644; Rockwood Sportswear, Inc., Rockwood, TN: April 30, 1996.

NAFTA–TAA–01637; Mundet-Hermetite, Inc., Lexington, VA: April 16, 1996.

NAFTA–TAA–01667; Special Plastic Products, L.L.C., Fair Haven, MI: April 16, 1996.

NAFTA–TAA–01588; Collins & Aikman, U.S. Automotive Carpet Div., Port Huron, MI: March 25, 1996.

NAFTA–TAA–01590; Lacy Diversified Industries, Jessup Door Co. Div., Dowagiac, MI: March 19, 1996.

NAFTA–TAA–01659; CNI, Inc., Port Huron Plant No. 1, Port Huron, MI: May 9, 1996

I hereby certify that the aforementioned determinations were issued during the month of May 1997. Copies of these determinations are available for inspection in Room C–4318, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210 during normal business hours or will be mailed to persons who write to the above address.

Dated: May 30, 1997.

Russell T. Kile,

Program Manager, Policy & Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16924 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–32,949; TA–W–32,950]

Barclay Home Products, Cherokee, NC and Robbinsville, NC; Notice of Affirmative Determination Regarding Application for Reconsideration

By letter of April 9, 1997, a former employee of the subject firm requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to petition numbers TA–W–32,949 and TA–W–32,950. The denial notice was signed on February 7, 1997 and published in the **Federal Register** on March 12, 1997 (62 FR 11472).

The petitioner presents new evidence that the Department's survey of the subject firm's customers was incomplete.

Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC this 13th day of June 1997.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16925 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–33,552]

Cascade Woolen Mill, Inc. Oakland, ME; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on June 2, 1997 in response to a worker petition which was filed on behalf of workers at Cascade Woolen Mill, Inc., Oakland, Maine.

The petitioning group of workers are subject to an ongoing investigation for which a determination has not yet been issued (TA–W–33,527). Consequently further investigation in this case would serve no purpose; and the investigation has been terminated.

Signed at Washington, D.C. this 9th day of June, 1997.

Russell T. Kile,

Program Manger, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16922 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA–2–33,015]

Sunbeam Corporation Cookeville, TN; Notice of Negative Determination Regarding Application for Reconsideration

By application dated April 12, 1997, the company requested administrative reconsideration of the Department's negative determination regarding worker eligibility to apply for trade adjustment assistance. The denial notice applicable to workers of the subject firm located in Cookeville, Tennessee, was signed on April 8, 1997 and published in the **Federal Register** on May 2, 1997 (62 FR 24134).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) If in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

Findings of the initial investigation showed that workers of Sunbeam Corporation in Cookeville produced armatures and fields for electric motors used in small kitchen appliances. The Department's denial of TAA for workers of the subject firm was based on the fact that the ''contributed importantly'' test of the Group Eligibility requirements of Section 222 of the Trade Act of 1974, as amended, was not met. The articles produced by Sunbeam at the Cookeville plant were shipped to other Sunbeam facilities for assembly into small kitchen appliances. Sunbeam did not import component parts.

The company claims that the majority of the production at the Cookeville facility was shifted to a foreign facility. The components are being assembled into small kitchen appliances and are reentering the Untied States. Therefore,

the company believes that the workers should be certified eligible to apply for TAA.

The Department must examine the impact of imports of products like and directly competitive with articles produced at the subject firm. In this case, the workers at the Cookeville plant produced components. Small kitchen appliances cannot be considered like or directly competitive with armatures and fields for electric motors.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, D.C. this 12th day of June 1997.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16928 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA–W–33,107]

Systems & Electronics, Incorporated West Plains, MO; Notice of Negative Determination Regarding Application for Reconsideration

By application dated March 26, 1997, the IAMAW Local #2782 requested administrative reconsideration of the Department's negative determination regarding worker eligibility to apply for trade adjustment assistance. The denial notice applicable to workers of the subject firm located in West Plains, Missouri was signed on March 14, 1997 and published in the **Federal Register** on March 31, 1997 (62 FR 15199).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) If in the opinion of the Certifying Officer, a mis-interpretation of facts or of the law justified reconsideration of the decision.

Findings of the initial investigation showed that workers of Systems & Electronics, Incorporated, located in West Plains, Missouri produced electronic sub-assemblies (Integrated Mail Handling System, Dual Pass Rough Cull, M1000 Tank Transporter, Patriot Canisters and M860A1 Semitrailers) primarily for the U.S. Army and the U.S. Postal Service. The Department's denial of TAA for workers of the subject firm was based on the fact ''that the contributed importantly'' test of the Group Eligibility requirements of Section 222 of the Trade Act of 1974 was not met.

On reconsideration the Department of Labor surveyed the major declining customers of the subject firm regarding their purchases of Integrated Mail Handling System, Dual Pass Rough Cull, M1000 Tank Transporter, Patriot Canisters and M860A1 Semitrailers. The respondents reported no imports in the relevant period.

The investigation also revealed that the separation of the workers was because the company does not have a continuous product line but performs work on contracts as received and workers are separated as contracts are done.

In order to determine worker eligibility, the Department must examine imports of products like or directly competitive with those articles produced at the West Plains, Missouri location.

The request for reconsideration claims that the Department did not consider the contracts awarded to Mexico and Israeli Countries. Under reconsideration we learned that the contracts that was awarded to Mexico and Israel were done as a contract basis and those product were not imported back to the United States either by the company or by their customers.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC this 12th day of June, 1997.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16926 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

Proposed Collection; Comment Request

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning the proposed extension of the collection of the ETA 9048, Worker Profiling and Reemployment Services Activity, and the ETA 9049, Worker Profiling and Reemployment Services Outcomes. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice.

DATES: Written comments must be submitted to the office listed in the addressee section below on or before August 26, 1997.

The Department of Labor is particularly interested in comments which:

- Evaluate 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;
- Evaluate 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;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology,

e.g., permitting electronic submissions of responses.

The Department proposes to discontinue the count of one item, Appeals Filed on Refusal of Referral Issue. The counts reported was extremely small so it is felt that this breakout from all appeals is not needed.

ADDRESSES: Diane Wood, Unemployment Insurance Service, 200 Constitution Ave. N.W., Room S–4321, Washington, DC 20210; telephone 202–219–5340 x181; fax 202–219–8506 (these are not toll-free numbers).

SUPPLEMENTARY INFORMATION:

I. Background

The Worker Profiling and Reemployment Services (WPRS) program allows for the targeting of reemployment services to those most in need. The ETA 9048 and ETA 9049 are the only means of tracking the activities in the WPRS program. The ETA 9048 reports on the flows of claimants through the various stages of the WPRS system from initial profiling through to completion of various types of services allowing for evaluation and monitoring of the program. The ETA 9049 gives a limited, but inexpensive, look at the reemployment experience of profiled claimants who were referred to services by examining the State's existing wage record files to see in what quarter the referred individuals show up in employment, what wages they are earning and if they have changed industries.

II. Current Actions

As the only continuous source of information on the WPRS program, the data is required to monitor and evaluate that program. No revisions are being requested. Because of a late start in the collection for the ETA 9049 report, there is no data to evaluate at this time. When several years of data are available for that report, it will be evaluated as to its continuing use and worth and decisions will be made as to whether to continue and/or change the data collected.

Type of Review: Extension with one minor change eliminating the requirement of one data element.

Agency: Employment and Training Administration.

Title: Worker Profiling and Reemployment Services Activity, and Worker Profiling and Reemployment Services Outcomes.

OMB Number: 1205–0353.

Agency Number: ETA 9048 and ETA 9049.

Affected Public: State Governments.

Total Respondents: 53.

Frequency: Quarterly.

Total Responses: 424.

Average Time per Response: 15 minutes.

Estimated Total Burden Hours: 106 hours.

Report	Total respondents	Frequency	Total responses	Average time per response	Burden
ETA 9048	53	Quarterly	212	.25 (hour)	53 (hours).
ETA 9049	53	Quarterly	212	.25 (hour)	53 (hours).
Totals	106		424		106 hrs.

Total Burden Cost (operating/maintaining): At approximately $20 per hour average State salary, the State burden is estimated at $2,120 per year.

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: June 23, 1997.

David Henson,

Deputy Director, Unemployment Insurance Service, Employment and Training Administration.

[FR Doc. 97–16923 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment and Training Administration

[NAFTA–01055]

Sunbeam Sunbeam Household Products—Cookeville Cookeville, TN; Notice of Revised Determination on Reopening

On April 14, 1997, the Department, on its own motion reviewed the negative determination regarding worker eligibility to apply for NAFTA Transitional Adjustment Assistance applicable to workers of the Sunbeam Corporation located in Cookeville, Tennessee, signed on July 3, 1996 and published in the **Federal Register** on August 2, 1996 (61 FR 40454).

The initial investigation resulted in a negative determination because Sunbeam did not import small electric motors from Mexico or Canada, nor was there a shift of production to Mexico or Canada. Furthermore, the company made the decision to shift small electric motor production to another domestic facility.

New information provided by the company on reopening the investigation shows that the majority of small electric motor production at the Cookeville plant was shifted to Mexico.

Conclusion

After careful review of the facts obtained on reconsideration, I conclude that there was a shift in production from the workers' firm to Mexico of articles that are like or directly competitive with those produced by the subject firm. In accordance with the provisions of the Trade Act, I make the following certification:

All workers of Sunbeam, Sunbeam Household Products-Cookeville, Cookeville, Tennessee who became totally or partially separated from employment on or after May 28, 1995 are eligible to apply for NAFTA–TAA under Section 250 of the Trade Act of 1974.

Signed in Washington, D.C. this 12th day of June 1997.

Russell T. Kile,

Program Manager, Policy and Reemployment Services, Office of Trade Adjustment Assistance.

[FR Doc. 97–16927 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–30–M

DEPARTMENT OF LABOR

Employment Standards Administration

Wage and Hour Division

Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and

fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR Part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therin.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersedes decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR part 5. The wage rates and fringe benefits, notice of which is published herein, and which are contained in the Government Printing Office (GPO) document entitled ''General Wage Determinations Issued Under The Davis-Bacon And Related Acts,'' shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, N.W., Room S–3014, Washington, D.C. 20210.

Modifications to General Wage Determination Decisions

The number of decisions listed in the Government Printing Office document entitled ''General Wage Determinations Issued Under the Davis-Bacon and Related Acts'' being modified are listed by Volume and State. Dates of publication in the **Federal Register** are in parentheses following the decisions being modified.

Volume I

None

Volume II

Pennsylvania
PA970006 (Feb. 14, 1997)
Virginia
VA970006 (Feb. 14, 1997)

Volume III

Florida
FL970001 (Feb. 14, 1997)

Volume IV

None

Volume V

Kansas
KS970008 (Feb. 14, 1997)
KS970012 (Feb. 14, 1997)
KS970016 (Feb. 14, 1997)
KS970022 (Feb. 14, 1997)

New Mexico

NM970001 (Feb. 14, 1997)

Volume VI

Wyoming
WY970009 (Feb. 14, 1997)

Volume VII

California
CA970029 (Feb. 14, 1997)
CA970030 (Feb. 14, 1997)
CA970079 (Feb. 14, 1997)
CA970109 (Feb. 14, 1997)

General Wage Determination Publication

General wage determinations issued under the Davis-Bacon and related Acts, including those noted above, may be found in the Government Printing Office (GPO) document entitled ''General Wage Determinations Issued Under The Davis-Bacon and Related Acts''. This publication is available at each of the 50 Regional Government Depository Libraries and many of the 1,400 Government Depository Libraries across the country.

The general wage determinations issued under the Davis-Bacon and related Acts are available electronically by subscription to the FedWorld Bulletin Board System of the National Technical Information Service (NTIS) of the U.S. Department of Commerce at (703) 487–4630.

Hard-copy subscriptions may be purchased from: Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402, (202) 512–1800.

When ordering hard-copy subscription(s), be sure to specify the State(s) of interest, since subscriptions may be ordered for any or all of the seven separate volumes, arranged by State. Subscriptions include an annual edition (issued in January or February) which includes all current general wage determinations for the States covered by each volume. Throughout the remainder of the year, regular weekly updates are distributed to subscribers.

Signed at Washington, D.C., this 20th day of June 1997.

Carl J. Poleskey,

Chief, Branch of Construction Wage Determinations.

[FR Doc. 97–16647 Filed 6–26–97; 8:45 am]

BILLING CODE 4510–27–M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts; Combined Art Panel

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting of the Combined Arts Advisory Panel, Multidisciplinary Section (Heritage & Preservation and Education & Access categories) to the National Council on the Arts will be held on July 29–30, 1997. The panel will meet from 9 a.m. to 6 p.m. on July 29 and from 9 a.m. to 5 p.m. on July 30, in Room 716 at the Nancy Hanks Centers, 1100 Pennsylvania Avenue, NW., Washington, DC 20506. A portion of this meeting, from 4:45 p.m. to 6 p.m. on July 29, will be open to the public for a policy and guidelines discussion.

The remaining portions of this meeting, from 9 a.m. to 4:45 p.m. on July 29 and from 9 a.m. to 5 p.m. on July 30, are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for

financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman on March 31, 1997, these sessions will be closed to the public pursuant to subsection (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels which are open to the public, and may be permitted to participate in the panel's discussions at the discretion of the panel chairman and with the approval of the full-time Federal employee in attendance.

If you need special accommodations due to a disability, please contact the Office of AccessAbility, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW., Washington, DC 20506, 202/682–5532, TDY–TDD 202/682–5496, at least seven (7) days prior to the meeting.

Further information with reference to this meeting can be obtained from Ms. Kathy Plowitz-Worden, Committee Management Officer, National Endowment for the Arts, Washington, DC, 20506, or call 202/682–5691.

Dated: June 23, 1997.

Kathy Plowitz-Worden,

Panel Coordinator, Panel Operations, National Endowment for the Arts.

[FR Doc. 97–16781 Filed 6–26–97; 8:45 am]

BILLING CODE 7036–01–M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts; Combined Arts Panel

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting of the Combined Arts Advisory Panel, Music and Opera Section (Heritage & Preservation and Education & Access categories) to the National Council on the Arts will be held on July 22–25, 1997. The panel will meet from 9 a.m. to 6 p.m. on July 22–24 and from 9 a.m. to 4:30 p.m. on July 25, in Room M–07 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC 20506. A portion of this meeting, from 9 a.m. to 11:30 a.m. on Friday July 25, will be open to the public for a policy and guidelines discussion.

The remaining portions of this meeting, from 9 a.m. to 6 p.m. on July 22–24 and from 12:30 p.m. to 4:30 p.m. on July 25, are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman of March 31, 1997, these sessions will be closed to the public pursuant to subsection (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels which are open to the public, and may be permitted to participate in the panel's discussions at the discretion of the panel chairman and with the approval of the full-time Federal employee in attendance.

If you need special accommodations due to a disability, please contact the Office of Access Ability, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW., Washington, DC 20506, 202/682–5532, TDY–TDD 202/682–5496, at least seven (7) days prior to the meeting.

Further information with reference to this meeting can be obtained from Ms. Kathy Plowitz-Worden, Committee Management Officer, National Endowment for the Arts, Washington, DC 20506, or call 202/682–5691.

Dated: June 23, 1997.

Kathy Plowitz-Worden,

Panel Coordinator, Panel Operations, National Endowment for the Arts.

[FR Doc. 97–16782 Filed 6–26–97; 8:45 am]

BILLING CODE 7036–01–M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts; Combined Arts Panel

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), as amended, notice is hereby given that a meeting of the Combined Arts Advisory Panel, Media Arts Section (Heritage & Preservation and Education & Access categories) to the National Council on the Arts will be held on July 22–25, 1997, in Room 716 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, N.W., Washington, DC, 20506. Panel A will meet from 9 a.m. to 5:30 p.m. on July 22 and from 9 a.m. to 4 p.m. on July 23. Panel B will meet from 9 a.m. to 6:30 p.m. on July 24 and from 9 a.m. to 5 p.m. on July 25. A portion of Section A, from 1 p.m. to 2:30 p.m. on July 23, and a portion of Section B, from 2 p.m. to 3:30 p.m. on July 25, will be open to the public for policy and guidelines discussions.

Portions of Panel Section A, on July 22, from 9 a.m. to 5:30 p.m.; on July 23, from 9 a.m. to 1 p.m. and 2:30 p.m. to 4 p.m., and portions of Panel Section B: on July 24, from 9 a.m. to 6:30 p.m.; and July 25, from 9 a.m. to 2 p.m. and 3:30 p.m. to 5 p.m., are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman of March 31, 1997, these sessions will be closed to the public pursuant to subsection (c)(4), (6) and (9)(B) of section 552b of Title 5, United States Code.

Any person may observe meetings, or portions thereof, of advisory panels which are open to the public, and may be permitted to participate in the panel's discussions at the discretion of the panel chairman and with the approval of the full-time Federal employee in attendance.

If you need special accommodations due to a disability, please contact the Office of Access ability, National Endowment for the Arts, 1100 Pennsylvania Avenue, NW, Washington, DC 20506, 202/682–5532, TDY–TDD 202/682–5496, at least seven (7) days prior to the meeting.

Further information with reference to this meeting can be obtained from Ms. Kathy Plowitz-Worden, Committee Management Officer, National Endowment for the Arts, Washington, DC 20506, or call 202/682–5691.

Dated: June 23, 1997.

Kathy Plowitz-Worden,

Panel Coordinator, Panel Operations, National Endowment for the Arts

[FR Doc. 97–16783 Filed 6–26–97; 8:45 am]

BILLING CODE 7036–01–M

NATIONAL SCIENCE FOUNDATION

Committee Management; Renewals

The Assistant Directors having responsibility for the 27 Advisory Committees listed below have determined that renewing these groups for another two years is necessary and in the public interest in connection with the performance of duties imposed upon the Director, National Science Foundation (NSF), by 42 U.S.C. 1861 et seq. This determination follows consultation with the Committee Management Secretariat, General Services Administration.

1. Advisory Committee for Small Business Industrial Innovation (#61)
2. Advisory Committee for Biological Sciences (#1110)
3. Advisory Committee for Education & Human Resources (#1119)
4. Advisory Committee for Polar Programs (#1130)
5. Advisory Panel for Biochemistry & Molecular Structure & Function (#1134)
6. Advisory Panel for Cell Biology (#1136)
7. Advisory Panel for Developmental Mechanisms (#1141)
8. Advisory Panel for Genetics (#1149)
9. Advisory Panel for Neuroscience (#1158)
10. Advisory Panel for Physiology and Ethnology (#1160)
11. Advisory Committee for Engineering (#1170)
12. Alan T. Waterman Award Committee (#1172)
13. Federal Networking Council Advisory Committee (#1177)
14. Advisory Panel for Biological Infrastructure (#1215)
15. Special Emphasis Panel in Science & Technology Infrastructure (#1373)
16. Earth Sciences Proposal Review Panel (#1569)
17. Advisory Panel for Ecological Studies (#1751)
18. Advisory Panel for Systematic & Population Biology (#1753)
19. Special Emphasis Panel in Biological Sciences (#1754)
20. Advisory Committee for Geosciences (#1755)
21. Special Emphasis Panel in Geosciences (#1756)
22. Advisory Panel for Anthropological & Geographic Sciences (#1757)
23. Advisory Panel for Cognitive, Psychological & Language Sciences (#1758)
24. Advisory Panel for Economics, Decision & Management Sciences (#1759)
25. Advisory Panel for Infrastructure, Methods & Science Studies (#1760)
26. Advisory Panel for Social & Political Sciences (#1761)
27. Special Emphasis Panel in Social, Behavioral & Economic Sciences (#1766)

Authority for these Committees will expire on June 30, 1999, unless they are renewed.

Dated: June 24, 1997.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 97–16879 Filed 6–26–97; 8:45 am]

BILLING CODE 7555–01–M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Biological Sciences; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–462, as amended), the National Science Foundation announces the following meeting.

Name: Special Emphasis Panel in Biological Sciences.

Date and Time: August 12–15, 1997.

Place: National Science Foundation, 4201 Wilson Boulevard, Room 375, Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: Dr. Stacia Sower, Division of Integrative Biology and Neuroscience, Room 685, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230. Telephone: (703) 306–1421.

Purpose of Meeting: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: To review and evaluate proposals for Professional Opportunities for Women in Research and Education as part of the selection process for awards.

Reason for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: June 24, 1997.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 97–16882 Filed 6–26–97; 8:45 am]

BILLING CODE 7555–01–M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Human Resource Development; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation announces the following meeting.

Name and Committee Code: Special Emphasis Panel in Human Resource Development (#1199).

Date and Time: July 16, 1997: 7 p.m. to 9 p.m.; July 17, 1997: 8:30 a.m. to 5:00 p.m.; July 18, 1997: 8:30 to 4:30 p.m.

Place: National Science Foundation, 4201 Wilson Boulevard, Room 814, Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: Dawn M. Pickard, Senior Program Director, Human Resource Development Division, Room 815, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230 Telephone; (703) 306–1637.

Purpose of Meeting: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: To review preliminary proposals for the Women and Girls program.

Reason for Closing: The proposals being reviewed include information of a proprietary of confidential nature, including technical information; financial data, such as salaries; and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: June 24, 1997.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 97–16880 Filed 6–26–97; 8:45 am]

BILLING CODE 7555–01–M

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Networking and Communications Research and Infrastructure; Notice of Meetings

This notice is being published in accord with the Federal Advisory Committee Act (Pub. L 92–463, as amended). During the period July 16 through July 25, 1997, the Special Emphasis Panel will be holding panel meetings to review and evaluate research proposals. The dates, contact person, and types of proposals are as follows:

Special Emphasis Panel in Networking & Communications Research & Infrastructure (1207)

1. *Date:* July 16–18, 1997.

Contact: Darleen Fisher, Program Director, Division of Networking & Communications Research & Infrastructure, Room 1175, 703–306–1949.

Type of Proposal: Special Opportunity in Wireless & Mobile Communications & Networking.

2. *Date:* July 24–25, 1997.

Contact: Darleen Fisher, Program Director, Division of Networking & Communications Research & Infrastructure, Room 1175, 703–306–1949.

Type of Proposal: Special Projects.

Times: 8:30 to 5:00 p.m. each day.

Place: National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230.

Type of Meetings: Closed.

Purpose of Meetings: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: To review and evaluate proposals submitted to the Division as part of the selection process for awards.

Reason for Closing: The proposals being reviewed include information of a proprietary or confidential nature, including technical information; financial data, such as salaries, and personal information concerning individuals associated with the proposals. These matters are exempt under 5 U.S.C. 552b(c) (4) and (6) of the Government in the Sunshine Act.

Dated: June 24, 1997.

M. Rebecca Winkler,

Committee Management Officer.

[FR Doc. 97–16881 Filed 6–26–97; 8:45 am]

BILLING CODE 7555–01–M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–298]

Nebraska Public Power District, Cooper Nuclear Station; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of the Nebraska Public Power District, (the licensee) to withdraw its June 6, 1996, application for proposed amendment to Facility Operating License No. DPR–46 for the Cooper Nuclear Station, located in Nemaha County, Nebraska.

The proposed amendment would have modified the facility technical specifications to revise the Safety Limit Minimum Critical Power Ratio (SLMCPR) from 1.06 to 1.07 for dual loop operation, and from 1.07 to 1.08 for single loop operation for the remainder of cycle 17.

The Commission had previously published a Notice of Consideration of Issuance of Amendment in the **Federal Register** on July 3, 1996 (61 FR 34893). However, by letter dated May 2, 1997, the licensee withdrew the proposed changes.

For further details with respect to this action, see the application for amendment dated June 6, 1996, the supplemental letters dated June 7, June 9, 1996, and May 2, 1997, which withdrew the application for license amendment. The above documents are available for public inspection at the Commission's Public Document Room, the Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Auburn Memorial Library, 1810 Courthouse Avenue, P. O. Box 324, Auburn, NE 68305.

Dated at Rockville, Maryland, this 20th day of June 1997.

For the Nuclear Regulatory Commission.

James R. Hall,

Senior Project Manager, Project Directorate IV–1, Division of Reactor Projects III/IV, Office of Nuclear Reactor Regulation.

[FR Doc. 97–16860 Filed 6–26–97; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 30–30266–EA; ASLBP No. 97–729–01–EA]

21st Century Technologies, Inc.; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 F.R. 28710 (1972), and Sections 2.105, 2.700, 2.702, 2.714, 2.714a, 2.717, 2.721, and 2.772(j) of the Commission's Regulations, all as amended, an Atomic Safety and Licensing Board is being established to preside over the following proceeding.

21st Century Technologies, Inc.

Order Imposing Civil Monetary Penalty

This Board is being established pursuant to the request of 21st Century Technologies, Inc. for an enforcement hearing. 21st Century Technologies, Inc. is the successor licensee to Innovative Weaponry, Inc. The hearing request was in response to an Order issued by the Director, Office of Enforcement, dated April 10, 1997, entitled ''Order Imposing Civil Monetary Penalty'' (62 FR 19816, April 23, 1997).

The Board is comprised of the following administrative judges:

Thomas S. Moore, Chairman, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555

Dr. Jerry R. Kline, Atomic Safety and Licensing Board Panel, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555

Lester S. Rubenstein, 4760 East Country Villa Drive, Tucson, AZ 85718

All correspondence, documents and other materials shall be filed with the Judges in accordance with 10 C.F.R. 2.701.

Issued at Rockville, Maryland, this 23rd day of June 1997.

James P. Gleason,

Acting Chief Administrative Judge, Atomic Safety and Licensing Board Panel.

[FR Doc. 97–16864 Filed 6–26–97; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 40–8452]

Bear Creek Uranium Company; Final Finding of No Significant Impact Notice of Opportunity for Hearing

SUMMARY: The U.S. Nuclear Regulatory Commission proposes to amend NRC Source Material License SUA–1310 for the licensee, Bear Creek Uranium Company, to allow alternate concentration limits for groundwater hazardous constituents at the Bear Creek uranium facility in Converse County, Wyoming. An Environmental Assessment was performed by the NRC staff in accordance with the requirements of 10 CFR Part 51. The conclusion of the Environmental Assessment is a Finding of No Significant Impact for the proposed licensing action.

FOR FURTHER INFORMATION CONTACT: Charlotte E. Abrams, Uranium Recovery Branch, Mail Stop TWFN 7–J9, Division of Waste Management, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone 301/415–5808.

SUPPLEMENTARY INFORMATION:

Background

By letter of February 28, 1997, Bear Creek Uranium Company (BCUC) requested that Source Material License SUA–1310 be amended to allow alternate concentration limits (ACLs) for groundwater constituents, uranium, Ra-226, and nickel, at the Bear Creek Uranium site. The BCUC application for ACLs proposed discontinuing the site corrective action program (CAP) in order to complete placement of the final radon barrier over the tailings and reclamation of the site. In order to terminate the CAP, the licensee must meet 10 CFR Part 40, Appendix A, Criterion 5B(5), which requires that, at the point of compliance (POC), the concentration of a hazardous constituent must not exceed the established background concentration of that constituent, the maximum concentration limits (MCLs) given in Table 5C of Appendix A, or an alternate concentration limit established by the NRC.

Summary of the Environmental Assessment

Identification of the Proposed Action

The proposed action is an amendment to SUA–1310 to allow the application of ACLs for groundwater hazardous constituents, uranium, Ra–226, and nickel, for the Bear Creek facility, as provided in 10 CFR Part 40, Appendix A, Criterion 5B(5). The NRC staff's review was conducted in accordance with the ''Staff Technical Position, Alternate Concentration Limits for Title II Uranium Mills,'' dated January 1996.

Based on its evaluation of the BCUC amendment request, the NRC staff concludes that granting the licensee the

request for ACLs will not result in any significant impacts. The staff decision was based on information provided by the licensee that demonstrated that groundwater hazardous constituents would be attenuated and constituent values would pose a health risk similar to that of MCLs by the time the groundwater plume reaches the designated points of exposure (POEs, points at which a member of the public can gain access to the groundwater) for the site. A review of alternatives to the requested action indicates that implementation of alternate methods would result in little net reduction of groundwater constituent concentrations.

Conclusion

The NRC staff concludes that approval of BCUC's amendment request to allow ACLs for groundwater hazardous constituents, uranium, Ra-226, and nickel, will not cause significant health or environmental impacts. The following statements summarize the conclusions resulting from the environmental assessment (EA):

(1) Currently, all concentrations of hazardous constituents, with the exception of uranium, Ra-226, and nickel, will meet the established groundwater background values for the site at the POC wells.

(2) Due to the attenuation capability of the sediments through which the plume of hazardous constituents will move, uranium, Ra-226, and nickel will be reduced to levels at the POEs that will be consistent with pre-mining conditions and protective of human health and the environment.

(3) The POEs are located within or at the boundary of the restricted area; therefore, the risk from the hazardous constituents will not impact public health and safety. The restricted area is the area that will be maintained for long-term care by the Department of Energy.

(4) There is no known pre-milling use of groundwater associated with sediments in which the plume of hazardous constituents is located. Groundwater use from those sediments is unlikely due to its limited availability and poor quality.

(5) Groundwater use in the area is limited to stock watering from wells developed in the underlying ore sand, which is not affected by tailings seepage, nor is it expected to be.

(6) Additional corrective action will have little effect on dewatering of the sediments or removing contaminants and, therefore, will have little impact on groundwater quality.

(7) Present and potential health risks have been assessed, using conservative approaches, and risk factors for health and environmental hazards are the same order of magnitude as the background conditions at the site.

(8) Because the staff has determined that there will be no significant impacts associated with approval of the amendment request, there can be no disproportionately high and adverse effects or impacts on minority and low-income populations. Except in special cases, these impacts need not be addressed for EAs in which a Finding of No Significant Impact is made. Special cases may include regulatory actions that have substantial public interest, decommissioning cases involving onsite disposal in accordance with 10 CFR 20.2002, decommissioning/decontamination cases which allow residual radioactivity in excess of release criteria, or cases where environmental justice issues have been previously raised. Consequently, further evaluation of 'Environmental Justice' concerns, as outlined in NRC's Office of Nuclear Material Safety and Safeguards Policy and Procedures Letter 1–50, Rev.1, is not warranted.

Alternatives to the Proposed Action

Since the NRC staff has concluded that there are no significant environmental impacts associated with the proposed action, any alternatives with equal or greater environmental impacts need not be evaluated. The principal alternative to the proposed action would be to deny the requested action. The licensee evaluated various alternatives, including continuation of the CAP, and demonstrated that those alternatives would result in little net reduction of constituent concentrations. Because the environmental impacts of the proposed action and this no-action alternative are similar, there is no need to further evaluate alternatives to the proposed action.

Finding of No Significant Impact

The NRC staff has prepared an EA for the proposed amendment of NRC Source Material License SUA–1310. On the basis of this assessment, the NRC staff has concluded that the environmental impacts that may result from the proposed action would not be significant, and therefore, preparation of an Environmental Impact Statement is not warranted.

The EA and other documents related to this proposed action are available for public inspection and copying at the NRC Public Document Room, in the Gelman Building, 2120 L Street NW., Washington, DC 20555.

Notice of Opportunity for Hearing

The Commission hereby provides notice that this is a proceeding on an application for a licensing action falling within the scope of Subpart L, ''Informal Hearing Procedures for Adjudications in Materials and Operator Licensing Proceedings,'' of the Commission's Rules of Practice for Domestic Licensing Proceedings in 10 CFR Part 2 (54 FR 8269). Pursuant to § 2.1205(a), any person whose interest may be affected by this proceeding may file a request for a hearing. In accordance with § 2.1205(c), a request for a hearing must be filed within thirty (30) days from the date of publication of this **Federal Register** notice. The request for a hearing must be filed with the Office of the Secretary either:

(1) By delivery to the Rulemakings and Adjudications Staff of the Office of the Secretary at One White Flint North, 11555 Rockville Pike, Rockville, MD 20852; or

(2) By mail or telegram addressed to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Rulemakings and Adjudications Staff.

Each request for a hearing must also be served, by delivering it personally or by mail to:

(1) The applicant, Bear Creek Uranium Company, P.O. Box 366, Casper, Wyoming 82602; and

(2) The NRC staff, by delivery to the Executive Director of Operations, One White Flint North, 11555 Rockville Pike, Rockville, MD 20852, or by mail addressed to the Executive Director for Operations, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

In addition to meeting other applicable requirements of 10 CFR Part 2 of the Commission's regulations, a request for a hearing filed by a person other than an applicant must describe in detail:

(1) The interest of the requestor in the proceeding;

(2) How that interest may be affected by the results of the proceeding, including the reasons why the requestor should be permitted a hearing, with particular reference to the factors set out in § 2.1205(g);

(3) the requestor's areas of concern about the licensing activity that is the subject matter of the proceeding; and

(4) The circumstances establishing that the request for a hearing is timely in accordance with § 2.1205(c).

Any hearing that is requested and granted will be held in accordance with the Commission's ''Informal Hearing

Procedures for Adjudications in Materials and Operator Licensing Proceedings'' in 10 CFR Part 2, Subpart L.

Dated at Rockville, Maryland, this 23rd day of June 1997.

For the Nuclear Regulatory Commission.

Joseph J. Holonich,

Chief, Uranium Recovery Branch, Division of Waste Management, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 97–16861 Filed 6–26–97; 8:45 am]

BILLING CODE 7590–01–P

NUCLEAR REGULATORY COMMISSION

[Docket No. 50–255]

Consumers Power Company, Palisades Plant; Environmental Assessment and Finding of No Significant Impact

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of an exemption from certain requirements of 10 CFR Part 50, Appendix J, for Facility Operating License No. DPR–20, issued to Consumers Power Company, (the licensee), for operation of the Palisades Plant located in Van Buren County, Michigan.

Environmental Assessment

Identification of the Proposed Action

The proposed action would exempt the licensee from certain requirements of 10 CFR Part 50, Appendix J, Option A, section III.D.2.(b)(ii) and III.D.2.(b)(iii), for Type B testing of the emergency escape air lock. The proposed action would allow performance of alternative testing of the emergency escape air lock door seals following air lock leak rate testing.

The proposed action is in accordance with the licensee's application for exemption dated January 10, 1996, as supplemented February 20, 1997.

The Need for the Proposed Action

The proposed action is necessary to allow the licensee to use different testing requirements for the emergency escape air lock. During special testing in 1992, the licensee showed that the annulus between the door seals could not be successfully tested without the door strongback installed even at pressures as low as 2 psig. This testing, along with information from the vendor, confirms that between-the-seal pressure testing on the emergency escape air lock doors cannot be properly measured or evaluated if the door strongbacks are not installed. Similarly, the inner door does not fully seal with the reverse-direction pressure of a full air lock pressure test unless the strongback is installed.

Since the removal of the inner door strongback after pressure testing requires the outer door to be opened, a between-the-seals test of the outer door would be required by the regulation. This test would require the installation of a strongback on the outer door. Further, full pressure testing or the pressure induced by the strongback may cause the door seals to take a set. It is therefore necessary to open both doors (one at a time) after any pressure testing to ensure full seal contact, and there is a potential need to readjust the seals to restore seal contact. Option A of Appendix J requires a leak rate test after opening an air lock door, with the idea that the door opening is a relatively isolated event. In this case, requiring another test immediately after a valid test simply because the door was opened again to remove test equipment or to perform seal adjustment would require performance of another air lock leak rate test to comply with the regulation. In this case, compliance with the rule would lead to an infinite series of tests.

Environmental Impacts of the Proposed Action

The Commission has completed its evaluation of the proposed action and concludes that the proposed exemption would not increase the probability or consequences of accidents previously analyzed and the proposed exemption would not affect facility radiation levels or facility radiological effluents. As an alternative to the final pressure test required by Appendix J for verification of door seal functionality, the licensee has proposed a final door seal contact verification. This seal performance verification is completed following the full pressure air lock test, after the removal of the inner door strongback, and just prior to final closure of the air lock doors. The requested exemption would not affect compliance with the present requirement to perform a full pressure emergency escape air lock test at 6-month intervals. It would also not affect the requirement to perform a full pressure emergency escape air lock test within 72 hours of opening either door during periods when containment integrity is required. The seal contact check replaces the pressure test required by Appendix J for the door opening(s) and/or seal adjustments associated with test restoration.

The change will not increase the probability or consequences of accidents, no changes are being made in the types of any effluents that may be released off site, and there is no significant increase in the allowable individual or cumulative occupational radiation exposure. Accordingly, the Commission concludes that there are no significant radiological environmental impacts associated with the proposed exemption.

With regard to potential nonradiological impacts, the proposed action does involve features located entirely within the restricted area as defined in 10 CFR Part 20. It does not affect nonradiological plant effluents and has no other environmental impact. Accordingly, the Commission concludes that there are no significant nonradiological environmental impacts associated with the proposed action.

Alternatives to the Proposed Action

Since the Commission has concluded there is no measurable environmental impact associated with the proposed action, any alternatives with equal or greater environmental impact need not be evaluated. As an alternative to the proposed action, the NRC staff considered denial of the proposed action. Denial of the application would result in no change in current environmental impacts. The environmental impacts of the proposed action and the alternative action are similar.

Alternative Use of Resources

This action does not involve the use of any resources not previously considered in the Final Environmental Statement for Palisades dated June 1972.

Agencies and Persons Consulted

In accordance with its stated policy, on June 23, 1997, the NRC staff consulted with the Michigan State official, Dennis Hahn, of the Michigan Department of Environmental Quality, Drinking Water and Radiological Protection Division, regarding the environmental impact of the proposed action. The State official had no comments.

Finding of No Significant Impact

Based upon the environmental assessment, the Commission concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed action.

For further details with respect to the proposed action, see the licensee's letters dated January 10, 1996, and February 20, 1997, which are available for public inspection at the Commission's Public Document Room,

The Gelman Building, 2120 L Street, NW., Washington, DC, and at the local public document room located at the Van Wylen Library, Hope College, Holland, Michigan 49423.

Dated at Rockville, Maryland, this 23rd day of June, 1997.

For the Nuclear Regulatory Commission.

Robert G. Schaaf,

Project Manager, Project Directorate III–1, Division of Reactor Projects—III/IV, Office of Nuclear Reactor Regulation.

[FR Doc. 97–16859 Filed 6–26–97; 8:45 am]

BILLING CODE 7590–01–P

OFFICE OF MANAGEMENT AND BUDGET

Options for Promoting Privacy on the National Information Infrastructure

AGENCY: Office of Management and Budget.

ACTION: Notice; extension of comment period.

SUMMARY: On April 28, 1997, OMB announced the availability of ''Options for Promoting Privacy on the National Information Infrastructure'' (Options Paper) on behalf of the Information Policy Committee of the National Information Infrastructure Task Force (IITF) and requested public comments to be submitted on or before June 27, 1997. (62 Fed. Reg. 22978). Pursuant to public request, this notice serves to extend the deadline for receipt of comments through July 11, 1997.

The Options Paper results from work performed by the Privacy Working Group and refined by the Committee. The Committee is chaired by the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB). None of the options presented has been adopted as Administration policy; they are set forth in this document in the belief that they are worthy of public discussion.

DATES: Comments must be submitted on or before July 11, 1997.

ELECTRONIC AVAILABILITY AND ADDRESSES: The options paper is available electronically from the IITF site on the World Wide Web: http://www.iitf.nist.gov/ipc/ipc-pub.html and in paper form from the OMB Publications Office, 725 17th Street, NW, Washington, D.C. 20503, telephone: 202/395–7332, facsimile: 202/395–6137.

Comments may be sent to the Information Policy Committee c/o the Office of Information and Regulatory Affairs, Office of Management and Budget, Room 10236, Washington, D.C. 20503. Comments may also be submitted by facsimile to 202–395–5167, or by electronic mail to BERNSTEIN__M@A1.EOP.GOV. Comments submitted by facsimile or electronic mail need not also be submitted by regular mail.

FOR FURTHER INFORMATION CONTACT: Ms. Maya A. Bernstein, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503. Voice telephone: 202–395–4816. Facsimile: 202–395–5167. Electronic mail: BERNSTEIN__M@A1.EOP.GOV.

SUPPLEMENTARY INFORMATION: The paper describes the status of electronic data protection and fair information practices in the United States today, beginning with a discussion of the ''Principles for Providing and Using Personal Information,'' issued by the Information Infrastructure Task Force in 1995. It then provides an overview of new information technologies, which shows that personal information is currently collected, shared, aggregated, and disseminated at a rate and to a degree unthinkable just a few years ago. Government is no longer the sole possessor of extensive amounts of personal information about U.S. citizens: in recent years the acquisition of personal information by the private sector has increased dramatically.

The paper next considers in more detail the laws and policies affecting information privacy in four specific areas: government records, communications, medical records, and the consumer market. The paper then turns to the core question: in the context of the Global Information Infrastructure (GII), what is the best mechanism to implement fair information practices that balance the needs of government, commerce, and individuals, keeping in mind both our interest in the free flow of information and in the protection of information privacy? At one end of the spectrum there is support for an entirely market-based response. At the other end of the spectrum, the federal government is encouraged to regulate fair information practices across all sectors of the economy. In between these poles, the paper reviews some of the myriad of options.

In particular, the paper considers a number of options that involve creation of a federal privacy entity. It discusses some of the many forms that such an entity could take and considers the advantages and disadvantages of the various choices. It also considers the functions that such an entity might perform, as well as various options for locating a privacy entity within the federal government.

This paper presents a host of options for government and private sector action. The ultimate goal is to identify the means to maintain an optimal balance between personal privacy and freedom of information values in the digital environment. The next step is to receive and respond to public comment on the report in order to develop consensus regarding the appropriate allocation of public and private sector responsibility for implementation of fair information practices.

Sally Katzen,

Administrator, Office of Information and Regulatory Affairs.

[FR Doc. 97–16784 Filed 6–26–97; 8:45 am]

BILLING CODE 3110–01–P

PENSION BENEFIT GUARANTY CORPORATION

Agency Information Collection Activities; Submission for OMB Review; Comment Request; Firms With Significant Pension Plan Underfunding

AGENCY: Pension Benefit Guaranty Corporation.

ACTION: Notice of request for extension of OMB approval.

SUMMARY: The Pension Benefit Guaranty Corporation has requested that the Office of Management and Budget (''OMB'') extend the approval for a collection of information under the Paperwork Reduction Act. The information collection relates to the opportunity the PBGC gives companies maintaining single-employer pension plans with significant underfunding to correct data that the PBGC has on their plans' underfunding. This notice informs the public of the PBGC's request and solicits public comment on the collection of information.

DATES: Comments should be submitted by July 28, 1997.

ADDRESSES: Comments should be mailed to the Office of Information and Regulatory Affairs of the Office of Management and Budget, Attention: Desk Officer for Pension Benefit Guaranty Corporation, Washington, DC 20503. Requests for information, including copies of the proposed collection and supporting documentation, should be sent to the PBGC's Communication and Public Affairs Department, Suite 240, 1200 K Street, NW, Washington, DC 20005–4026. The request for extension will be available for public inspection at that same address, between 9 a.m. and 4 p.m. on business days.

FOR FURTHER INFORMATION CONTACT: James L. Beller, Attorney, office of the General Counsel, Pension Benefit Guaranty Corporation, Suite 340, 1200 K Street, NW., Washington, DC 20005-4026, 202–326–4024. (Hearing impaired persons may telephone 1–800–877–8330 and give the communications assistant the above number.)

SUPPLEMENTARY INFORMATION: The PBGC administers the pension plan termination insurance programs under Title IV of the Employee Retirement Income Security Act of 1974 (''ERISA'') (29 U.S.C. 1001 *et seq.*). To address concerns about the potential vulnerability of the single-employer insurance program to large claims, the PBGC needs current information on the funded status of plans with large amounts of underfunding. Information otherwise available to the PBGC is either not current enough (Form 5500 filings), not complete enough (PBGC Form 1 filings), or not public (filings under ERISA section 4010).

Since 1990, the PBGC has collected information on the companies whose underfunded plans present the largest potential claims against the PBGC by taking data from public corporate annual reports and the PBGC premium filings and adjusting that information to a standard interest rate and mortality table. Because the annual report data often includes foreign and other non-PBGC covered plans and the premium filings are not complete enough for this purpose, companies (and the PBGC) were concerned about the accuracy and completeness of the data. After the first public use of this data, companies suggested that the PBGC give them a chance to review the data.

As a result, the PBGC now annually contacts companies with the largest underfunding and requests that they verify (or correct) and, if they wish, supplement PBGC information on the amount of accumulated and vested benefits, the amount of plan assets, and the interest and mortality assumptions they used to value benefits in their covered plans. Respondents also may choose to recalculate accumulated, vested, and guaranteed benefits, and administrative expense loading charges, as well as to provide information on additional contributions made to the plans. The PBGC provides two simple response forms (which are not required to be used). In response to requests from companies, the PBGC also provides sample enrolled actuary certifications. These certifications are required for companies that elect to recalculate benefits or administrative expenses.

The PBGC uses the responses to improve the accuracy, timeliness, and completeness of information obtained from other sources. The data is used in various agency efforts, including estimating the potential exposure of the single-employer termination insurance program, legislative and other policy analyses, selecting plans for monitoring, responding to congressional requests for information on companies whose plans are significantly underfunded, and identifying for the public those companies with large levels of underfunding (including the amount of underfunding by company) or poor funding ratios.

The PBGC expects to contact about 400 companies annually (more if the interest rate is low; fewer if the interest rate is high) whose underfunding for vested benefits is greater than $25 million. Based on prior experience, the PBGC assumes that 90% of those contacted (360 responses) will choose to respond (even though this collection of information is voluntary). The PBGC estimates that the total annual hour burden that will result from this collection is 1,440 hours and that the total annual cost burden is $216,000.

Issued in Washington, DC, this 25th day of June, 1997.

John Seal,

Acting Executive Director, Pension Benefit Guaranty Corporation.

[FR Doc. 97–17005 Filed 6–26–97; 8:45 am]

BILLING CODE 7708–01–P

SECURITIES AND EXCHANGE COMMISSION

Sunshine Act Meeting

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94–409, that the Securities and Exchange Commission will hold the following meeting during the week of June 30, 1997.

A closed meeting will be held on Tuesday, July 1, 1997, at 10:00 a.m.

Commissioners, Counsel to the Commissioners, the Secretary to the Commission, and recording secretaries will attend the closed meeting. Certain staff members who have an interest in the matters may also be present.

The General counsel of the Commission, or his designee, has certified that, in his opinion, one or more of the exemptions set forth in 5 U.S.C. 552b(c) (4), (8), (9)(A) and (10) and 17 CFR 200.402(a) (4), (8),(9)(i) and (10), permit consideration of the scheduled matters at the closed meeting.

Commissioner Wallman, as duty officer, voted to consider the items listed for the closed meeting in a closed session.

The subject matter of the closed meeting scheduled for Tuesday, July 1, 1997, at 10:00 a.m., will be:

Institution and settlement of injunctive actions.

Institution and settlement of administrative proceedings of an enforcement nature.

Opinion.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary at (202) 942–7070.

Dated: June 25, 1997.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–17009 Filed 6–25–97; 11:26 am]

BILLING CODE 8010–01–M

SECURITIES AND EXCHANGE COMMISSION

Sunshine Act Meeting

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: (62 FR 33947, June 23, 1997).

STATUS: Closed Meeting.

PLACE: 450 Fifth Street, N.W., Washington, D.C.

DATE PREVIOUSLY ANNOUNCED: June 23, 1997.

CHANGE IN THE MEETING: Deletion.

The following item was not considered at the closed meeting held on Tuesday, June 24, 1997:

Opinion.

Commissioner Wallman, as duty officer, determined that Commission business required the above changes and that no earlier notice thereof was possible.

At times, changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact:

The Office of the Secretary (202) 942–7070.

Dated: June 25, 1997.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–17010 Filed 6–25–97; 11:26 am]

BILLING CODE 8010–01–M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38756; File No. SR-NASD–97–30]

Self-Regulatory Organizations; Order Approving Proposed Rule Changes by the National Association of Securities Dealers, Inc., Relating to an Amendment to the NASD's Rule Governing the Eligibility of Members To Become Primary Market Makers in Issues Subject to a Secondary Offering

June 23, 1997.

On April 24, 1997, the Nasdaq Stock Market, Inc. (''Nasdaq''), a wholly owned subsidiary of the National Association of Securities Dealers, Inc. (''NASD'' or ''Association''), filed with the Securities and Exchange Commission (''Commission'' or ''SEC'') a proposed rule change pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act'') [1] and Rule 19b–4 thereunder. [2] The rule change amends NASD Rule 4612(g) to permit a member who is a manager or co-manager of a secondary offering to be eligible to become a Primary Nasdaq Market Maker (''PMM'') in that issue prior to the effective date of the secondary offering regardless of whether the member was a registered market maker in the stock before the announcement of the secondary offering. Notice of the proposed rule change, together with the substance of the proposal, was provided by issuance of a Commission release and by publication in the **Federal Register**.[3] No comment letters were received. The Commission is approving the proposed rule change.

I. Description of Rule Change

The NASD and Nasdaq evaluated the current rules governing its members' eligibility to become a PMM and determined, as explained below, to amend NASD Rule 4612(g). As amended, Rule 4612(g) would permit a member who is a manager or co-manager of a secondary offering to be eligible to become a PMM in that issue prior to the effective date of the secondary offering, regardless of whether the member was a registered market maker in the stock before the announcement of the secondary offering.[4] The amendment to Rule 4612(g) would only apply to members that are a PMM in 80% or more of the securities in which they are registered.[5]

Presently, NASD Rule 4612(g)(2)(A) provides that unless a market maker is registered in a security prior to the time a secondary offering in that stock has been publicly announced or a registration statement has been filed, it cannot become a PMM in the stock unless: (1) the secondary offering has become effective and the market maker has satisfied the PMM standards between the time the market maker registered in the security and the time the offering became effective or (2) the market maker has satisfied the PMM standards for 40 calendar days (''Secondary Offering PMM Delay Rule'').[6] This aspect of the PMM standards was first adopted because the time period after secondary offerings have been announced is sensitive to short selling pressure.[7] Specifically, in these situations, the stock of the issuer is currently being traded and the ''overhang'' on the market of the new stock coming into the market from the offering makes the security particularly susceptible to manipulative short selling. The result of such short selling can adversely impact the capitalization of the issuer, particularly smaller issuers, whose securities often have less liquid secondary markets. Thus, Nasdaq is concerned with dealers entering the market after secondary offerings have been announced in order to take advantage of the market maker exemption from the short sale rule.

There have been instances, however, where managers and co-managers of secondary offerings that have not previously been registered in the issue have been precluded from becoming a PMM in the issue prior to the effective date of the secondary offering. The NASD is aware of numerous instances in which this has occurred after an issuer has changed its investment bankers. When this happens, the issuer's new investment banker often erects an informational barrier between its employees who are working on the secondary offering and its employees who make markets in Nasdaq stocks. This is done to reduce the changes that insider trading, or other misuse of the information received from the issues, will occur. Consequently, the firm's employees who make markets in Nasdaq stocks normally do not learn of the secondary offering until just prior to the announcement or effective date of the secondary offering. This is usually not enough time for the firm to qualify as a PMM under the standards set forth in NASD Rule 4612(g).

Accordingly, because of the inherent commitment of managers and co-managers to the issues that they underwrite as well as the additional liquidity that these members can provide, Nasdaq believes it would be appropriate for managers and co-managers of secondary offerings to be eligible to register as PMMs in such issues before the secondary offering is effective. The amendment to Rule 4612(g), however, would only apply to members that are a PMM in 80% or more of the securities in which they are registered.

II. Discussion

The Commission finds the proposed rule change is consistent with Section 15A(b)(6) and the Act.[8] Section 15A(b)(6) requires that the rules of a national securities association be designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, to

[1] 15 U.S.C. § 78s(b)(1).

[2] 17 CFR 240.19b–4.

[3] Securities Exchange Act Release No. 38611 (May 12, 1997), 62 FR 27093 (May 16, 1997).

[4] *See* SR–NASD–97–31, Securities Exchange Act Release No. 38757 (June 23, 1997), amending NASD Rule 4611(d) to permit managers and co-managers of an underwriting syndicate participating in a secondary offering of a security listed and traded on Nasdaq to register as a market maker in such issue on a same-day basis on the day of the secondary offering.

[5] The NASD filed an amendment (''Amendment No. 1'') to clarify that a firm is not precluded from being a manager or co-manager of a secondary offering if it is not a PMM in 80% or more of the stocks in which it makes a market. *See* Letter from Thomas R. Gira, Associate General Counsel, the Nasdaq Stock Market, Inc., to Katherine England, Assistant Director, Office of Market Supervision, Division of Market Regulation, Commission, dated May 7, 1997.

[6] The PMM standards are used to determine the eligibility of market makers to an exemption from the NASD's short-sale rule. Previously, a market maker was required to satisfy at least two of the following four quantitative standards to be a PMM: (1) the market maker must be at the best bid or best offer as shown on Nasdaq no less than 35 percent of the time; (2) the market maker must maintain a spread no greater than 102 percent of the average dealer spread; (3) no more than 50 percent of the market maker's quotation updates may occur without being accompanied by a trade execution of at least one unit of trading; or (4) the market maker executes 1½ times its ''proportionate'' volume in the stock. *See* NASD Rule 4612 (a) and (b). Because of changes to market maker quotation and trading activity since implementation of the SEC's Order Handling Rules, the Commission approved an NASD proposal to waive the PMM standards until October 1, 1997, to afford Nasdaq an opportunity to develop new PMM standards. *See* Securities Exchange Act Release No. 38294 (February 14, 1997), 62 FR 8289 (February 24, 1997).

[7] These requirements are unaffected by the waiver, until October 1, 1997, of the four quantitative PMM standards contained in NASD Rule 4612 (a) and (b).

[8] In approving this rule, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

remove impediments to and perfect the mechanism of a free and open market and a national market system and in general to protect investors and the public interest. Specifically, by permitting managers and co-managers of secondary offerings who did not previously make a market in such issues to become PMMs in such issues prior to the effective date of the secondary offering, the Commission finds the proposed rule change will enhance market liquidity, facilitate greater competition among market makers, and promote the capital formation process. At the same time, the requirement that such firms be a PMM in 80% or more of stocks in which they are registered ensures that managers and co-managers availing themselves of this opportunity can begin making markets efficiently and effectively as soon as they become PMMs in the issue.[9] Consequently, the Commission finds that the proposal will not compromise the regulatory purposes underlying the ''Secondary Offering PMM Delay Rule.''

III. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the proposed rule change (SR–NASD–97–30) be, and hereby is, approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.[10]

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16915 Filed 6–26–97; 8:45 am]

BILLING CODE 8010–01–M

[9] A firm is not precluded from being a manager or co-manager of a secondary offering if it is not a PMM in 80% or more of the stocks in which it makes a market.

[10] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38757; File No. SR–NASD–97–31]

Self-Regulatory Organizations; Order Approving Proposed Rule Change by the National Association of Securities Dealers, Inc., Relating to an Amendment to the NASD's Rule Governing Market Maker Registration

June 23, 1997.

On April 24, 1997, the Nasdaq Stock Market, Inc. (''Nasdaq''), a wholly owned subsidiary of the National Association of Securities Dealers, Inc. (''NASD'' or ''Association''), filed with the Securities and Exchange Commission(''Commission'' or ''SEC'') a proposed rule change pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act'')[1] and Rule 19b–4 thereunder.[2] The rule change amends NASD Rule 4611(d) to permit managers and co-managers of an underwriting syndicate participating in a secondary offering of a security listed and traded on Nasdaq to register as a market maker in such issue on a same-day basis on the day of the secondary offering. Notice of the proposed rule change, together with the substance of the proposal, was provided by issuance of a Commission release and by publication in the **Federal Register**.[3] No comment letters were received. The Commission is approving the proposed rule change.

I. Description of Rule Change

The NASD and Nasdaq evaluated the current rules governing members registering as Nasdaq market makers by entering a registration request ''on-line'' via a Nasdaq terminal and determined, as explained below, to amend NASD rule 4611(d). As amended, Rule 4611(d) would permit managers and co-managers of an underwriting syndicate participating in a secondary offering of a security listed and traded on Nasdaq to register as a market maker in such issue on a same-day basis on the day of the secondary offering.[4]

Presently, for issues that have been trading on Nasdaq for more than five days, ''on-line'' registrations pursuant to Rule 4611(d) are not effective until the day after the registration request is made (''One-Day Delay Rule''). This one-day delay for market maker registration in non-initial public offerings is designed to minimize the potential for ''fair weather'' market making. Specifically, the one-day delay helps to assure that members registering as market makers are making a legitimate commitment of their capital to the issue for the betterment of the market, not just to capture short-term trading profits during brief periods of favorable market conditions.

Nasdaq continues to believe that the one-day delay in market maker registration serves to minimize the potential for ''fair weather'' market makers. There have been instances, however, where managers and co-managers of an underwriting syndicate for a secondary offering have been precluded from trading the issue on the day of the secondary offering because they did not submit a market maker registration request on the day before the offering. The NASD is aware of numerous instances in which this has occurred after an issuer has changed its investment bankers. When this happens, the issuer's new investment banker often erects an informational barrier between its employees who are working on the secondary offering and its employees who make markets in Nasdaq stocks. This is done to reduce the chances that insider trading, or other misuse of the information received from the issues, will occur. Consequently, the firm's employees who make markets in Nasdaq stocks, and who are responsible for completing the on-line registration, normally do not learn of the secondary offering until just prior to the announcement or effective date of the secondary offering.

Accordingly, because of the inherent commitment of managers and co-managers of underwriting syndicates to their issues, the need for these members to make a market in the stock to manage their risk, and the additional liquidity and pricing efficiency that these market makers can provide, Nasdaq believes it would be appropriate to amend NASD Rule 4611(d) to permit managers and co-managers of a secondary offering to register in that issue on a same-day basis on the day of the secondary offering.

II. Discussion

The Commission finds the proposed rule change is consistent with Section 15A(b)(6) of the Act.[5] Section 15A(b)(6) requires that the rules of a national securities association be designed to prevent fraudulent and manipulative acts and practices, to promote just and equitable principles of trade, to foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, to remove impediments to and perfect the mechanism of a free and open market and a national market system and in general to protect investors and the public interest. Specifically, by permitting managers and co-managers of secondary offerings to become registered market makers in such issues on the day of the secondary offering, the Commission finds the

[1] 15 U.S.C. § 78s(b)(1).

[2] 17 CFR 240.19b–4.

[3] Securities Exchange Act Release No. 38610 (May 12, 1997), 62 FR 27094 (May 16, 1997).

[4] *See* SR–NASD–97–30, Securities Exchange Act Release No. 38756 (June 23, 1997), amending NASD Rule 4612(g) to permit a member who is a manager or co-manager of a secondary offering to be eligible to become a Primary Nasdaq Market Maker (''PMM'') in that issue prior to the effective date of the secondary offering regardless of whether the member was a registered market maker in the stock before the announcement of the secondary offering.

[5] In approving this rule, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. 78c(f).

proposal will enhance the liquidity and stability of the market, facilitate greater market maker competition, and promote the capital formation process by enabling managers and co-managers of secondary offerings to better manage their risks associated with the offering. At the same time, given the inherent commitment of managers and co-managers to the stocks they underwrite, the Commission finds that permitting managers and co-managers of secondary offerings to register in such issues on a same-day basis on the day of the offering will not compromise the regulatory purposes underlying the ''One-Day Delay Rule.''

III. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the proposed rule change (SR–NASD–97–31) be, and hereby is, approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.[6]

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16916 Filed 6–26–97; 8:45 am]

BILLING CODE 8010–01–M

[6] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38759; File No. SR–PTC–97–03]

Self-Regulatory Organizations; Participants Trust Company; Notice of Filing of a Proposed Rule Change Relating to a Change in the Cut-off Time for Intraday Return of Prefunding Payments

June 23, 1997.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act''),[1] notice is hereby given that on May 1, 1997, the Participants Trusts Company (''PTC'') filed with the Securities and Exchange Commission (''Commission'') the proposed rule change (File No. SR–PTC–97–03) as described in Items I, II, and III below, which items have been prepared primarily by PTC. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The proposed rule change extends from 11:00 a.m. to 1:00 p.m. the cut-off time for a participant to request that PTC return to them intraday their prefunding payments made to PTC earlier in the day.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, PTC included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. PTC has prepared summaries, set forth in sections (A), (B), and (C) below, of the most significant aspects of such statements.[2]

(A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

The purpose of the proposed rule change is to extend from 11:00 a.m. to 1:00 p.m. the cut-off time for a participant to request that PTC return to them intraday a portion of their prefunding payments made to PTC earlier in the day. Only prefunding payments which are no longer needed to support transaction processing are eligible for intraday return.

In August 1996, PTC amended Article V, Rule 2, Section 5 of its rules to permit the intraday return of prefunding payments.[3] Before the rule change, PTC's rule required that prefunding payments be applied to end-of-day settlement or be made available for withdrawal on the next business day or thereafter.

On September 9, 1996, PTC implemented the intraday return of prefunding as a pilot program (''Program''). The procedures established for the Program included, among other things,[4] that only prefunding payments received by PTC between 8:30 a.m. and 11:00 a.m. were eligible for early return and that PTC expected to make all returns between 11:00 a.m. and 12:00 p.m. These initial procedures were incorporated in PTC's Participant Operating Guide.

When the Commission approved the Program, the Commission's order noted, ''Upon implementation of the [P]rogram, PTC plans to evaluate the initial procedures on a quarterly basis and will make changes based on such procedures as necessary based upon PTC's experience with the [P]rogram. PTC will be required to file with the Commission a proposed rule change prior to any change or modification of the initial procedures.''[5]

In developing the Program, PTC expected that participants would be able to determine their excess prefunding amounts by 11:00 a.m. in order to request a return by that time. PTC has monitored prefunding payments during the period in which the Program has been in place and has observed that participants with excess cash which could be withdrawn by 11:00 a.m. have elected not to do so. In discussions with PTC, participants have stated that they are reluctant to withdraw excess cash at 11:00 a.m. due to the risk of potential credit fails at PTC thereafter in the event that their day's processing is not substantially complete by this time. Participants have advised PTC that they are better able to assess their cash positions at PTC by approximately 1:00 p.m. when processing activity is generally substantially completed.

PTC believes that the return of prefunding payments that are no longer needed to support transaction processing at PTC may enhance participants' liquidity during the day, which enhancement can be extremely beneficial in a same-day funds environment. By extending the request deadline from 11:00 a.m. to 1:00 p.m., participants should be able to determine better whether prefunding payments on deposit with PTC are still required to support transactions processing at PTC are still required to support transactions processing at PTC or whether they are of greater economic benefit being withdrawn. As a result of the 1:00 p.m. cutoff time, PTC anticipates that the returns of such funds would occur between 1:00 p.m. and 1:45 p.m.[6]

PTC believes that the proposed rule change is consistent with Section 17A(b)(3)(F) of the Act[7] and the rules and regulations thereunder in that it will facilitate the prompt and accurate clearance and settlement of securities transactions.

[1] 15 U.S.C. 78s(b)(1).

[2] The Commission has modified the text of the summaries prepared by PTC.

[3] Securities Exchange Act Release No. 37515 (August 2, 1996), 61 FR 41677.

[4] The Program's procedures also included the following: (1) all prefunding return transactions are subject to PTC's standard credit checks (*i.e.*, prefunding may be returned only if the participant will be within its Net Free Equity and Net Debit Monitoring Level requirements after the prefunding in returned); (2) during the initial stage of the pilot program, only 80% of qualifying prefunding payments will be eligible for return; (3) participants are allowed only one request per day; and (4) the minimum amount eligible for return is $10 million.

[5] *Supra* note 3, at n. 4.

[6] The proposed rule change will not amend the Program's other procedures. *See supra* note 4.

[7] 15 U.S.C. 78q–1(b)(3)(F).

(B) Self-Regulatory Organization's Statement on Burden on Competition

PTC does not believe that the proposed rule change imposes any burden on competition.

(C) Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

PTC has not solicited and does not intend to solicit comments on this proposed rule change. PTC has not received any unsolicited written comments from participants or other interested parties.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within thirty-five days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to ninety days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which PTC consents, the Commission will:

(A) by order approve such proposed rule change or

(B) institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. § 552, will be available for inspection and copying in the Commission's Public Reference Room, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of such filing will also be available for inspection and copying at the principal office of PTC. All submissions should refer to the file number SR–PTC–97–03 and should be submitted by July 18, 1997.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.[7]

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16917 Filed 6–26–97; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38753; File No. SR–PTC–97–02]

Self-Regulatory Organizations; Participants Trust Company; Notice of Filing of a Proposed Rule Change Relating to the Clearance and Settlement of Mortgage-Backed Securities Issued By the Federal Home Loan Mortgage Corporation and the Federal National Mortgage Association

June 20, 1997.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act''),[1] notice is hereby given that on April 2, 1997, the Participants Trust Company (''PTC'') filed with the Securities and Exchange Commission (''Commission'') and on May 6, 1997,[2] and June 12, 1997,[3] amended the proposed rule change (File No. SR–PTC–97–02) as described in Items I, II, and III below, which items have been prepared primarily by PTC. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The proposed rule change amends PTC's rules to permit PTC to process mortgage-backed securities guaranteed by the Federal Home Loan Mortgage Corporation (''FHLMC'') and the Federal National Mortgage Association (''FNMA''). The proposed rule change will revise PTC's rules to include the processing of ''Fed Securities,'' which is proposed to be defined as securities that are held on the books of a Federal Reserve Bank and which are designated as ''eligible securities'' pursuant to PTC's rules. FHLMC and FNMA guaranteed mortgage-backed securities will fall within the definition of Fed Securities.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, PTC included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. PTC has prepared summaries, set forth in sections (A), (B), and (C) below, of the most significant aspects of such statements.[4]

(A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

The purpose of the proposed rule change is to amend PTC's rules to permit PTC to process Fed Securities in its book-entry system. PTC currently acts as a depository and book-entry system for securities guaranteed by the Government National Mortgage Association (''GNMA''), the Department of Veterans Affairs (''VA''), and for certain multiclass securities collateralized by GNMA securities and guaranteed by FHLMC or FNMA, all of which are issued through PTC or are deposited with PTC in certificated form and thereafter are processed through PTC's book-entry system.[5]

Fed Securities will remain in the Federal Reserve's book-entry system. PTC participants that are Federal Reserve member banks will have a choice of whether to clear and settle Fed Securities through PTC or directly through the Federal Reserve's book-entry system. Dealers and non-Federal Reserve member banks that are PTC participants will have a choice of whether to clear and settle Fed Securities through PTC or through a clearing bank.

Benefits to Participants

According to PTC, the proposed rule change was undertaken in response to participants' requests. Participants wanted to reduce overdraft and processing costs and to centralize processing of mortgage-backed securities at a single location. PTC views the expansion of its product line to include Fed Securities as an efficient

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[7] 17 CFR 200.30–3(a)(12).

[1] 15 U.S.C. 78s(b)(1).

[2] Letter from Leopold Rassnick, Senior Vice President, General Counsel, and Secretary, PTC, (May 6, 1997).

[3] Letter from Carol A. Jameson, Assistant Vice President and Assistant Counsel, PTC, (June 11, 1997).

[4] The Commission has modified the text of the summaries prepared by PTC.

[5] Under the proposed rule change, securities which are issued through PTC or deposited at PTC in physical form and thereafter immobilized at PTC are defined under a new term, ''Depository Securities.'' However, for convenience of reference, all such securities are referred to herein as ''GNMA securities.''

use of PTC's resources to utilize its infrastructure over an expanded product base of similar, mortgage-backed instruments. PTC's credit and risk management controls for securities currently cleared and settled on PTC's system, including PTC's pricing, margining, end-of-day borrowing facilities, and net debit monitoring level (''NDML'') and net free equity (''NFE'') controls are directly applicable to the clearance and settlement of other mortgage-backed instruments such as FHLMC and FNMA pass-throughs and REMICs.

Reduced Transaction Fees

Since its inception, PTC has anticipated that it would be expanding the types of mortgage-backed securities that are eligible for clearance and settlement at PTC. PTC's certificate of incorporation covers asset-backed securities, and its rules cover FHLMC and FNMA securities as well as GNMAs.

According to PTC, by expanding its portfolio of eligible security types, PTC would be able to process its present GNMA securities and the new Fed Securities at a lower unit cost. PTC's computer systems and much of its resources are currently geared to handle the peak processing volumes experienced on the Public Securities Association (''PSA'') designated GNMA settlement dates. Because the bulk of Fed Securities settle on different dates, PTC anticipates processing the increased volume with a minimal increase in operating expenses. This is expected to reduce transaction fees for all PTC participants, including participants that utilize PTC's depository facilities for GNMA securities and elect not to use PTC as a depository for Fed Securities.

Participant Internal Savings

PTC believes that its participants should expect internal savings in the areas of reduced fees and internal centralization of mortgage-backed securities processing. Utilization of PTC's book-entry system will minimize Federal Reserve daylight overdraft fees with respect to Fed Securities transactions settled internally at PTC that would otherwise result in an overdraft on the Fedwire system. Centralizing the clearance and settlement of Fed Securities and GNMA securities at a single depository location is also expected to lead to more cost-effective internal operations for participants.

Appointment of PTC Custodian for Fed Securities

PTC has contracted with the Bank of New York (''BNY'') to serve as PTC's custodian for Fed Securities, to perform custodial services for PTC, and to maintain an account at the Federal Reserve Bank of New York (''FRBNY'') for the delivery and receipt of Fed Securities on behalf of PTC. Federal Reserve policy does not currently permit a limited purpose trust company such as PTC to incur an overdraft in its account at a Federal Reserve Bank. Therefore, the appointment of a custodian to maintain an account at a Federal Reserve Bank for Fed Securities maintained at PTC is necessary to enable PTC's participants to receive Fed Securities delivered versus payment through the Federal Reserve Bank's book-entry system into their accounts on PTC's book-entry system.

BNY's role as custodian for the Fed Securities program will be similar to the role of PTC's present vault custodian for GNMA certificates. PTC immobilizes GNMAs in physical form in ''jumbo certificates'' with book-entry interests transferred on PTC's books. Similarly, Fed Securities will be held in custody by BNY. Transfers between PTC participants will be internal movements on the books of PTC and will require no activity on the part of the custodian bank other than in some instances that require the repositioning of Fed Securities between PTC's clearing account and PTC's segregated account at BNY as discussed in more detail below.

BNY also will act as PTC's clearing bank for transactions involving the transfer of Fed Securities to or from a PTC participant and a non-PTC participant. Such external transactions will result insecurities wire transfers over the Federal Reserve Bank's fedwire system using the custody bank interface. The bulk of PTC's rule changes contract provisions with BNY, and computer programming efforts are centered on the clearing aspects of the PTC-BNY and BNY-FRBNY relationships and the associated lien issues an computer interface requirements.

Receipt of Fed Securities over Fedwire

Under the proposed rule change, BNY will receive on PTC's behalf Fed Securities delivered from a non-PTC participant to a PTC participant. The incoming receive will immediately be routed to PTC through an on-line computer interface with BNY. PTC will then automatically route the incoming receive to a participant account for review prior to crediting the participant's account or associated transfer account. Any transaction which fails PTC's NFE or NDML checks will be returned to BNY with instructions to return the securities to the originating party through the Federal Reserve's book-enty system. Receives passing PTC's NFE and NDML reviews will be posted to the participant's account (for free deliveries) or to the participant's transfer account (for deliveries versus payment).

Delivery of Fed Securities Over Fedwire

Participants that want to deliver Fed Securities to either PTC participants or non-PTC participants will instruct PTC using essentially the same data-entry procedures as are currently used for GNMA securities transactions. As is currently the case for deliveries of GNMA securities between participants, all delivery instructions will remain subject to PTC's NFE check on the participant account from which the delivery is initiated. PTC will determine from the security type and contra party address whether the delivery is internal or external. Deliveries between PTC participants will require no update of BNY's records other than repositioning between accounts on BNY's books for certain transactions, as discussed in more detail below. PTC will instruct BNY to delivery securities to non-PTC participants using the Federal Reserve's book-entry system.

Receipt of Principal and Interest (''P&I'')

P&I payments received by BNY from the FRBNY will be immediately forwarded by BNY to PTC's cash account with the FRNBY. PTC expects that upon receipt from BNY the funds will be immediately available to PTC participants. There will be no need to borrow funds for P&I disbursements on Fed Securities. PTC will only disburse P&I from the P&I funds that it receives.

Intraday and End-of-Day Credit

BNY will extend credit to PTC intraday with rspect to Fed Securities received versus payment from non-PTC participants, and PTC will fully collateralize any debit balance resulting from such advances. Each participant maintaining Fed Securities in a PTC account will be subject to PTC's Fed Securities NFE credit check to insure adequate collateral for its obligations to PTC. BNY's intraday debit to the FRBNY will be collateralized by BNY in accordance with its standing arrangements with the FRBNY. PTC will not retain an overnight cash balance at BNY. Any funds due to or due from BNY will be settled prior to the close of business each day. However, BNY may

choose to extend end-of-day credit if PTC cannot settle its closing debit.

Maintenance of Clearing Account and Segregation Account

BNY will maintain two accounts on behalf of PTC: (1) A clearing account containing securities and cash which are subject to the clearing bank's lien and (2) a segregation account containing securities and cash which are free of such lien. External deliveries of securities and cash will move into or out of the clearing account from/to any other account on the books of BNY or the FRBNY. PTC may also direct BNY to transfer securities to non-PTC participants from PTC's segregation account. As required by BNY, incoming receives of Fed Securities from non-PTC participants will be posted to the clearing account. Securities may be transferred between the two accounts based on instructions from PTC.

Valuation of Collateral

A net overdraft resulting from the receipt of securities versus payment in PTC's clearing account at BNY must be fully secured at all times. BNY and PTC will use the same prices and haircuts to value securities constituting such collateral. BNY will use these prices and margins to determine the value of the collateral that secures PTC's overdraft at BNY. PTC will have a separate NFE monitor for Fed Securities and will use these prices and margins to calculate a participant's Fed Securities NFE. If the receipt of Fed Securities versus payment would cause a collateral deficiency in the clearing account, BNY may at its option return the securities to the non-participant sender or may afford PTC an opportunity to cure the deficiency. To cure the deficiency, PTC would contact its participant and use the resources of such participant.

BNY Lien on Fed Securities in the Clearing Account

Securities in participant accounts on PTC's books which are subject to a PTC lien (*i.e.,* proprietary and agency accounts) will be held in the BNY clearing account and will be subject to a BNY lien. Securities in participant accounts on PTC's books which are not subject to PTC's lien (*i.e.,* segregated, pledgee, and limited purpose accounts) will be held in the BNY segregation account and will not be subject to a BNY lien.

Securities received through BNY which a participant retransfers intraday to a lien-free account on PTC's books will be moved to the segregation account at BNY when the securities are transferred on PTC's books. If a participant has enough Fed Securities NFE at PTC to permit the transfer, BNY will similarly have sufficient collateral securing PTC's overdraft to permit the transfer of the securities from PTC's clearing account to its segregation account on BNY's books. If the participant does not have sufficient PTC NFE, then PTC will not permit the transfer of the Fed Securities to a lien-free account on PTC's books, and a segregation instruction will not be sent to BNY. Since PTC's NFE monitor ensures that participant obligations to PTC are fully collateralized at all times, the synchronization of movements between participant accounts on PTC's books and movements between PTC's accounts on the books of BNY will ensure that PTC's obligations to BNY are also fully collateralized at all times.

BNY Lien on Additional Collateral

To secure its obligations to BNY, PTC grants BNY a first and prior lien on all securities and cash balances credited to the clearing account and to such additional property as may be mutually agreed.

The proposed rule change provides that participants may designate specific GNMA securities which are subject to liens at PTC for pledge to BNY by using PTC's Collateral Loan Facility (''CLF''). BNY will be granted a senior security interest in GNMA securities so pledged, and PTC will retain a secondary lien. The collateral value (*i.e.,* market value less haircut) of GNMA securities which have been designated by participants in this manner will be added to Fed Securities NFE and subtracted from GNMA securities NFE in the participant's account at PTC.

Release of BNY Lien

In the event of a participant default, PTC's $2 billion committed line of credit provides a source of funds that may be applied to pay a BNY overdraft. However, the clearing agreement between PTC and BNY does provide the BNY at its option may lend PTC the amount of such shortfall secured by specific collateral designated by PTC with a value at least equal to the amount outstanding. Upon the identification of the designated collateral, BNY's lien would be released on all other collateral in the clearing account.

PTC believes the procedures in the clearing agreement covering the designation of collateral are consistent with PTC's rules which provide for the use of the collateral in a defaulting participant's accounts to cover the participant's unpaid obligations to PTC. Accordingly, the defaulting participant's collateral would be designated as collateral to BNY thereby permitting the release of BNY's lien on the collateral of all other participants.

PTC also is authorized to designate specific collateral in the amount of an unpaid end-of-day PTC overdraft even if BNY chooses not to lend to PTC. Collateral designation in this situation could be utilized to achieve settlement under PTC's rules and would leave the securities of the defaulting participant with BNY as designated collateral. PTC's default procedures would then be applied to obtain funds equal to the remaining unpaid balance owed to PTC by the defaulting participant. A collateral designation where BNY does not lend could also be utilized in the event of a PTC insolvency in order to permit the deliveries of securities required by the participants' intraday collateral lien (''PICL'') to participants with net credit balances at PTC or to participants which pay their net debit balances to PTC.

Limitation on BNY Lien

The only PTC liability that will be secured by a BNY lien on participant securities and collateral is PTC's overdraft indebtedness to BNY caused by the receipt of Fed Securities versus payment through BNY. Fees and other BNY charges will be charged to a separate PTC cash charge account at BNY and are not secured by BNY's lien on Fed Securities or other collateral. The release of funds and securities from the clearing account is dependent solely upon the satisfaction by PTC of its overdraft indebtedness to BNY, except as otherwise provided with respect to the designation of collateral to secure such overdraft indebtedness.

Overdraft Fees

PTC's arrangement with BNY requires that PTC pay overdraft fees when an overdraft exists in its account. Each participant will be allocated its pro rata share of BNY's overdraft charge to PTC based upon that participant's outstanding PTC debit balance associated with Fed Securities processing as a percentage of PTC's outstanding overdraft balance at the custody bank.

Securities and cash in the segregation account will not be subject to BNY's lien. However, for purposes of calculating daylight overdraft fees, any cash credit balance in the segregation account will be used to reduce the amount of any FRBNY daylight overdraft obligation incurred by BNY on behalf of PTC.

Clearing Bank Default to PTC

PTC may have a credit balance in its cash account at BNY arising from external deliveries of Fed Securities and prefunding deposits. If BNY defaulted on its payment of PTC's credit balance at BNY, PTC would be an unsecured creditor of BNY. Such a result would be basically the same as exists in the present structure of the marketplace where each securities dealer would also be an unsecured creditor of its clearing bank. PTC believes that its selection of a strong, money-center bank, such as BNY, to act as PTC's clearing bank reduces the potential for the clearing bank's default.

Under the proposed rule change, in the event that BNY defaulted in its capacity as clearing bank and created a shortfall in the funds needed by PTC to pay participant credit balances at settlement, PTC would adjust participant Fed Securities cash balances by deducting the amount of the shortfall from participant cash balances as follows: first, pro rata from the cash balances of participants with net credits with respect to external deliveries and receives of Fed Securities with a maximum adjustment equal to the value of such net credits and second, pro rata from the cash balances of participants with remaining Fed Securities credit balances.

Participant Default

In the event of a participant default, PTC would follow the procedures described in its current rules where the collateral of the defaulting participant is used to secure an advance from PTC or to borrow funds. The NFE computation should ensure that sufficient collateral value is available in the defaulting participant's account.

If the default remedies in PTC's rules are insufficient to enable PTC to satisfy its overdraft indebtedness to BNY, PTC would require participants to settle separate cash balances for GNMA securities and Fed Securities. As a result of the separate settlements, some participants which had paid debit balances or have net credit balances would subsequently be required to remit payment to PTC for a debit balance with respect to either GNMA securities or Fed Securities (*i.e.*, participants whose account cash balance reflected a debit balance with respect to Fed Securities and a credit balance with respect to GNMA Securities or vice versa). Failure to pay a debit balance with respect to either GNMA securities or Fed Securities resulting from the separate settlement would be a default to which the general default provisions of PTC's rules would apply. However, borrowings from participants which delivered to the defaulting participant would be applied to deliveries of GNMA securities or Fed Securities, as applicable, to reduce the debit balance.

After the deadline set by PTC for participant payment of debit balances resulting from separate settlements, PTC would remit all Fed Securities debit balance payments to BNY. If a deficiency remained, PTC would designate the collateral of the participant which defaulted in payment of its Fed Securities debit balance to BNY in accordance with the clearing agreement between PTC and BNY thereby causing the release of BNY's lien on the remaining collateral belonging to other PTC participants.

Once BNY's interest in participant collateral is released, PTC would proceed with the default remedies in PTC's rules which provides for loans from participants which delivered securities to a defaulting participant collateralized by securities of the defaulting participant. PTC would then settle the securities of participants with credit balances or which have paid their debit balances.

PTC believes that the proposed rule change is consistent with Section 17A(b)(3)(F) of the Act[6] and the rules and regulations thereunder in that it will assure the safeguarding of securities and funds which are in the custody or control of PTC or for which it is responsible, remove impediments to and perfect the mechanism of a national system for the prompt and accurate clearance and settlement of securities transactions, and foster cooperation and coordination with persons engaged in the clearance and settlement of securities transactions.

(B) Self-Regulatory Organization's Statement on Burden on Competition

PTC does not believe that the proposed rule change imposes any burden on competition.

(C) Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

PTC has not solicited and does not intend to solicit comments on this proposed rule change. PTC has not received any unsolicited written comments from participants or other interested parties.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within thirty-five days of the date of publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to ninety days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which PTC consents, the Commission will:

(A) By order approve such proposed rule change or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. § 552, will be available for inspection and copying in the Commission's Public Reference Room, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of such filing will also be available for inspection and copying at the principal office of PTC. All submissions should refer to the file number SR–PTC–97–02 and should be submitted by July 18, 1997.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.[7]

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16918 Filed 6–26–97; 8:45 am]

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[6] 15 U.S.C. 78q–1(b)(3)(F).

[7] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38755; File No. SR–PHLX–97–19]

Self-Regulatory Organizations; Notice of Filing of Proposed Rule Change by the Philadelphia Stock Exchange, Inc. To Amend Specialist and Registered Options Trader Trading Requirements

June 23, 1997.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act''), 15 U.S.C. 78s(b)(1), notice is hereby given that on April 23, 1997, the Philadelphia Stock Exchange, Inc. (''Phlx'' or ''Exchange'') filed with the Securities and Exchange Commission (''Commission'') the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

Phlx proposes to amend Floor Procedure Advice (''Advice'') B–3, Trading Requirements, and delete Advice A–4, Specialist as Registered Option Trader (''ROT), in order to count specialist trading activity toward the quarterly ROT trading requirements.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in Sections A, B, and C, below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

Pursuant to Rule 1014, a Phlx ROT is permitted to trade options for his own account on the trading floor. ROTs are subject to certain market making obligations, including that their transactions constitute a course of dealings reasonably calculated to contribute to the maintenance of a fair and orderly market. ROTs are also prohibited from entering into transactions or making bids/offers inconsistent with such a course of dealings. Further, ROTs are assigned to certain options, which take precedence respecting their trading activity. In assigned options, ROTs must fulfill additional obligations, including bidding/offering within established quotation spread parameters. Currently, ROTs are subject to two quarterly trading requirements, pursuant to Rule 1014 and Advice B–3: (1) In-Person: quarterly requirement to trade the greater of 1,000 contracts or 50% of contract volume in person (and not through the use of orders); and (2) Assigned: quarterly requirement to trade 50% of contract volume in assigned options. Heightened requirements apply to off-floor orders.[1]

Specialists are also subject to extensive Exchange requirements. Pursuant to Rule 1020, specialists are required to engage in a course of dealings to assist in the maintenance of a fair and orderly market, including contributing to price continuity with reasonable depth and minimizing the effects of a temporary disparity between supply and demand. Further, Rule 1019 requires specialists to afford precedence to orders entrusted to the specialist as agent. Advice A–4 currently states that specialists who are also ROTs shall not have their specialist activity included in the calculation for required trading as an ROT.

The purpose of these ROT and specialist requirements is to ensure that ''market maker'' status under Section 11(a) of the Act[2] and ''specialist'' status under Regulation T of the Federal Reserve Board[3] are properly afforded. Pursuant to Section 11(a), members are generally prohibited from executing on an exchange transactions for their own account. Market maker status is an exception for dealers acting in the capacity of a market maker and enables ROTs to act as such on the Exchange trading floor. Secondly, under Regulation T and pertinent Exchange rules, a member of an exchange who is registered and acting as a specialist is exempt from the margin requirements normally applicable to customers, and can be extended ''good faith'' credit for transactions in a security in which the specialist makes a market. Exchange trading requirements are intended to ensure that market makers comply with their market making obligations, including adding liquidity and contributing to the maintenance of a fair and orderly market on the Exchange. Compliance with these obligations is integral to the determination that margin treatment respecting option transactions initiated and effected by the ROT on the floor in the capacity of an ROT is appropriately extended. Trading requirements thus help ensure the stability and orderliness of exchange markets.

The Exchange proposes to delete Advice A–4, and adopt the following language into Advice B–3 as paragraph (c): Specialists who are also ROTs may have their Specialist activity included in the calculation for the trading requirements above. The Exchange has found that some specialist also maintain ROT accounts in order to provide liquidity in other Phlx options, whether in person in neighboring options, or through a floor broker. In these situations, the specialists/ROTs would have difficulty satisfying the in-person trading requirement by either not trading the required 1,000 contract minimum in person (because their ROT activity was executed using floor brokers), or by trading more than 1,000 contracts, but not 50% in-person. The Exchange proposes to count specialist activity towards all of the trading requirements of Advice B–3, including the in-person, in-assigned and off-floor requirements.

The purpose of this proposal is to facilitate a specialist acting as an ROT in non-specialty issues, which Phlx believes promotes depth and liquidity on the Exchange. The Exchange believes that, in light of the requirements for specialist and ROT status, the proposal is both necessary and appropriate. The Exchange recognizes the important role that specialist/ROTs play in providing liquidity to the marketplace, noting that, as specialists, they are consistently present on the trading floor. Phlx believes that because specialists are present and making markets on the Exchange floor, counting specialist activity toward the trading requirements of specialist/ROTs is consistent with this important purpose of trading requirements. The Exchange understands that specialist/ROTs may meet their trading requirements primarily through specialist activity and thus, receive market maker treatment for transactions in non-specialty options, without meeting a separate trading

[1] Phlx ROTs entering orders from off-floor may receive market maker margin for such orders, provided they execute each calendar quarter the greater of 1,000 contracts or 80% of contract volume in person, as well as 75% in assigned options. Securities Exchange Act Release No. 36137 (August 23, 1995), 60 FR 44923 (August 29, 1995) (SR–Phlx–95–14).

[2] 15 U.S.C. 78k(a).

[3] 12 CFR 220.12.

requirement solely for non-specialty options. Nevertheless, Phlx believes that specialist/ROTs warrant market maker status because they are subject to market making obligations. For instance, such ROTs could be requested to provide markets pursuant to Rule 1014. The Exchange recognizes that, although specialist are constrained from departing from the trading crowd of their specialty options, specialist/ROTs may provide markets where requested by way of Floor Broker representation. The Exchange may also assign an ROT to a particular option, pursuant to Rule 1014, Commentary .05. Thus, the proposed changes to specialist/ROT trading requirements preserve the obligation to provide markets in assigned options.

Phlx believes that this proposal is necessary to permit specialist/ROTs to retain their ROT status and, in turn, provide liquidity in Phlx options. Specifically, specialist/ROTs utilizing Floor Brokers to enter orders to facilitate customer interest play a crucial role in providing liquidity. Specifically, units often possess the large capital required to trade large sizes, where liquidity is most often needed. The Exchange believes that specialist /ROTs regularly improve the size, and sometime the price, of markets made on the Phlx floor. This proposal is a reasonable effort to accommodate the needs of specialist/ROTs to meet their market making responsibilities.

In approving changes to trading requirements, the Commission has previously stated that trading requirements reduce the extent to which traders can effectively function as privileged investors by entering the trading floor long enough to drop off orders with a Floor Broker, without actually making competitive quotations or otherwise affirmatively functioning as market makers.[4] The Exchange does not believe that this proposal raises such concerns, because specialist/ROTs have specialist-related requirements to be present on the trading floor. Thus, the Exchange believes that the proposal balances the need to protect against misuse of market maker status with the liquidity-providing role that specialist/ROTs play in today's marketplace. The Exchange emphasizes that specialist/ROTs will continue to be subject to market making obligations, including the requirement to contribute to the maintenance of a fair and orderly market. The existence of substantive obligations should ensure that specialist/ROTs act as bona fide market makers and do not otherwise use the Exchange floor.

2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with Section 6 of the Act in general, and in particular, with Section 6(b)(5),[5] in that it is designed to promote just and equitable principles of trade, and protect investors and the public interest, by supporting the liquidity-providing role of specialist/ROTs without diminishing market maker status.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any inappropriate burden on competition.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants, or Others

No written comments were either solicited or received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Within 35 days of the publication of this notice in the **Federal Register** or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the self-regulatory organization consents, the Commission will:

(A) by order approve the proposed rule change, or

(B) institute proceedings to determine whether the proposed rule change should be disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, N.W., Washington, D.C. 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying at the Commission's Public Reference Room. Copies of such filing will also be available for inspection and copying at the principal office of the Exchange. All submissions should refer to File No. SR–Phlx–97–19 and should be submitted by July 18, 1997.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16912 Filed 6–26–97; 8:45 am]

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[4] Securities Exchange Act Release No. 35786 (May 31, 1995), 60 FR 30122 (June 7, 1995) (SR–Amex–94–514).

[5] 15 U.S.C. 78f(b)(5).

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38752; File No. SR–Phlx–97–16]

Self-Regulatory Organizations; Philadelphia Stock Exchange, Inc.; Order Approving Proposed Rule Change Relating to Option Quote Spread Parameters

June 20, 1997.

I. Introduction

On April 2, 1997, the Philadelphia Stock Exchange, Inc., (''Phlx'' or ''Exchange'') filed with the Securities and Exchange Commission (''Commission'' or ''SEC'') pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act''),[1] and Rule 19b–4 thereunder[2] a proposed rule change relating to option quote spread parameters. The proposed rule change was published for comment in Securities Exchange Act Release No. 38576 (May 6, 1997), 62 FR 25985 (May 12, 1997). The Commission received no comment letters in response to the proposal.

II. Description of the Proposal

The purpose of the proposed rule change is to update the Exchange's equity and index option quote spread parameters, in view of the parameters applicable on other options exchanges. First, the Exchange is proposing to eliminate the maximum quote spread of ⅛, currently applicable to options where the bid is less than $.50, such that the maximum quote spread for options where the bid is less than $2.00 will be ¼. This is identical to the quote

[1] 15 U.S.C. § 78s(b)(1).

[2] 17 CFR 240.19b–4.

spread parameters of the other options exchanges.[3]

Second, the proposal is intended to recognize that in certain market conditions, the existing parameters are too restrictive and should not apply. Specifically, for equity options only, the maximum quote spread for in-the-money series[4] where the market for the underlying security is wider, the applicable parameter may be as wide as the quotation for the underlying security on the primary market. For instance, where the market for the underlying security is 20–21, and the bid for an in-the-money options series is $7, the applicable maximum quote spread is ½, but under the proposed language, the parameter would be $1, which is the spread in the underlying security.

Previously, the other options exchanges adopted rules to allow the quote spread for in-the-money series to reflect the quote spread for the underlying security on the primary market.[5] Phlx recently determined that the increase in the number of multiply-traded options necessitated amending Exchange rules to achieve consistency with the rules of the other exchanges and to promote competition in multiply-traded options.[6] The Exchange believes that this proposal is a reasonable response to such market conditions and consistent with the rules of other exchanges.

The Exchange notes that a violation of the maximum quote spread parameter may result in a fine pursuant to Options Floor Procedure Advice (''Advice'') F–6.[7] Because the Exchange is proposing to amend an Advice to which a fine pursuant to the minor rule plan applies, it follows that the minor rule plan will incorporate this amendment.[8] It should be noted, however, that quote spread parameters are not applicable during fast market conditions, pursuant to Floor Procedure Advice F–10, Extraordinary Market Conditions, and different quote spread parameters during such fast market conditions are not a violation of Advice F–6.[9]

The Exchange believes that the proposed rule change is necessary in light of competitive conditions, and consistent with Section 6(b)(5) of the Act,[10] in that it is designed to promote just and equitable principles of trade, prevent fraudulent and manipulative acts and practices, as well as to protect investors and the public interest.

Specifically, the Exchange believes the proposal should facilitate the market making function by adjusting the quote spread parameter to reflect the market for the underlying security and current market conditions, thereby promoting just and equitable principles of trade. Although the proposed quote spread parameters may result in wider quotes in certain circumstances, the Exchange believes that such quote spread parameters are nevertheless reasonable, in line with other options exchanges, and continue to perform a regulatory function in the options marketplace, consistent with the objectives of the Act, by preventing fraudulent and manipulative acts and practices and protecting investors and the public interest.

III. Discussion

The Commission believes Phlx's proposed rule change is consistent with Section 6(b)(5) of the Act.[11] Section 6(b)(5) requires, among other things, that the rules of an exchange be designed to promote just and equitable principles of trade, perfect the mechanism of a free and open national market system, and, in general—to further investor protection and the public interest.[12]

Phlx is proposing to eliminate the maximum quote spread of ⅛ for equity and index options where the bid is less than $.50, resulting in a maximum quote spread of ¼ of such options where the bid is less than $2.00. The Commission believes the proposed rule change will reduce investor confusion by bringing Phlx's rules into conformity with the quote spread parameter rules of other options exchange. The Commission believes such uniformity will result in less competitive disparity among the options exchanges, thereby promoting just and equitable principles of trade.

The Commission also believes it is reasonable to permit in-the-money options quotations to reflect the quote spread for the underlying security on the primary market. The other options exchanges have such rules in place and the Commission believes that Phlx's adoption of an identical rule will create consistency, eliminate confusion in trading of equity options, and does not present any novel or unique regulatory issues. Furthermore, the Commission believes that such a rule is appropriate as it will facilitate Phlx's ability to compete in trading of multiply-traded options by allowing Phlx the same opportunity as the other options exchanges to widen quote spread parameters in equity options to reflect the market in the underlying security. The Commission notes that the proposal establishes maximum allowable quote spread and this portion of the proposal applies solely to in-the-money equity options. The Commission expects Phlx's to allow the use of the maximum quote spreads only where market conditions justify their application. Further, the Commission notes that under Phlx Rule 1014, Obligations and Restrictions Applicable to Specialists and Registered Options Traders, specialists' transactions should constitute a course of dealings reasonably calculated to contribute to the maintenance of a fair and orderly market. Accordingly, the Commission expects the Phlx to monitor trading in in-the-money equity options affected by the proposal to ensure that market makers are meeting their obligations to maintain fair and orderly markets.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,[13] that the proposed rule change (File No. SR–Phlx–97–16) be and hereby is approved.

For the Commission by the Division of Market Regulation, pursuant to delegated authority.[14]

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[3] *See* Amex Rule 958(c)(i); CBOE Rule 8.7(b)(iv); NYSE Rule 758(b)(i)(c)(1); and PSE Rule 6.37(b)(1).

[4] In-the-money series are defined as those series where, in the case of a call option, the current market price of the stock is *higher* than the strike price, or, in the case of a put, the current market price of the stock is *lower* than the strike price.

[5] *See* Securities Exchange Act release Nos. 26924 (June 13, 1989), 54 FR 26284; 27235 (September 11, 1989), 54 FR 38580; 27471 (November 24, 1989), 54 FR 50299; 28218 (July 18, 1990), 55 FR 30058 (orders approving proposed rule changes by the Chicago Board Options Exchange, American Stock Exchange, Pacific Stock Exchange, and New York Stock Exchange, respectively, relating to certain options bid/ask differentials).

[6] Telephone conversation with Edith Hallihan, Phlx, and Peggy Blake, Division of Market Regulation, Commission (June 17, 1997).

[7] Violations of Advice F–6 may result in the issuance of a fine pursuant to the Exchange's minor rule violation enforcement and reporting plan (''minor rule plan''). For fine schedule, *see* Exhibit B of File No. SR-PHLX–97–16.

[8] The Phlx's minor rule plan, codified in Phlx Rule 970, contains floor procedure advices, such as Advice F–6, with accompanying fine schedules. Exchange Act Rule 19d–1(c)(2) authorizes national securities exchanges to adopt minor rule violation plans for summary discipline and abbreviated reporting; Exchange Act Rule 19d–1(c)(1) requires prompt filing with the Commission of any final disciplinary actions. However, minor rule violations not exceeding $2,500 are deemed not final, thereby permitting periodic, as opposed to immediate, reporting.

[9] Advice F–10 states that, in the interest of a fair and orderly market, two floor officials may declare a ''fast market,'' during which displayed quotes are not firm and the volume guarantees of Advice A–11 are not applicable; nevertheless, best efforts are required to display quotes and fill orders.

[10] 15 U.S.C. § 78f(b)(5).

[11] 15 U.S.C. § 78f(b)(5).

[12] In approving this rule, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. 15 U.S.C. § 78c(f).

[13] 15 U.S.C. § 78s(b)(2).

[14] 17 CFR 200.30–3(a)(12).

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16913 Filed 6–26–97; 8:45 am]

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SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–38750; File No. SR–PHLX–97–04]

Self-Regulatory Organizations; Order Granting Partial Approval to a Proposed Rule Change by the Philadelphia Stock Exchange, Inc., Modifying the Index Exercise Cut-Off Time

June 20, 1997.

I. Introduction

On January 8, 1997, the Philadelphia Stock Exchange, Inc. (''Phlx'' or ''Exchange'') filed with the Securities and Exchange Commission (''Commission'') a proposed rule change pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act'')[1] and Rule 19b–4 thereunder.[2] On January 29, 1997, the Exchange filed Amendment No. 1 to the rule proposal.[3] On April 4, 1997, the Exchange filed Amendment No. 2 to the proposed rule change.[4] On April 23, the Exchange filed Amendment No. 3 to the proposed rule change.[5] On May 23, 1997, the Commission partially approved the proposed rule change, including Amendment Nos. 1 and 2, thereby establishing a 4:02 p.m. close of trading for equity options and narrow-based index options, and modifying certain option trading rotation procedures.[6]

Notice of the substance of Amendment No. 3 was provided by issuance of a release[7] and by publication in the **Federal Register.**[8] Two comment letters were received.[9] This order approves the Amendment No. 3, permitting a change to the index option exercise cut-off time from 4:30 p.m. (or 15 minutes after the close of trading if trading is closed at a time other than the regular close of trading) to five minutes after the close of trading. As a result of the rule change, the exercise cut-off time applicable to narrow-based (industry) index options (which close at 4:02 p.m.) will be 4:07 p.m., and the cut-off time applicable to broad-based (market) index options (which close at 4:15 p.m.) will be 4:20 p.m. The order also approves a deletion of the current requirement that member organizations must accept exercise instructions until 4:15 p.m. each business day.

II. Description of the Proposal

The Exchange proposes to amend Rule 1042A and Floor Procedure Advice G–1 to change the index option exercise cut-off time from 4:30 p.m. (or 15 minutes after the close of trading if trading is closed at a time other than the regular close of trading) to five minutes after the close of trading. The proposal would result in an exercise cut-off time applicable to narrow-based index options (which close at 4:02 p.m.) of 4:07 p.m., and cut-off time applicable to broad-based index options (which close at 4:15 p.m.) of 4:20 p.m.

Currently, Rule 1042A requires that a memorandum to exercise any American-style index option must be received or prepared by the Exchange member organization no later than 4:30 p.m., or 15 minutes after the close of trading if the close occurs at a time other than the regular close of trading.[10] Further, Rule 1042A(a)(ii) currently requires the submission of an Exercise Advice Form to the Exchange when exercising American-style index option contracts.[11]

The Exchange states that in the process of reviewing and amending its rules to provide for a 4:02 p.m. close for narrow-based index options, it re-examined the reference in Rule 1042A to a 4:30 p.m. exercise cut-off time. As a result of this re-examination, the Exchange has proposed an exercise cut-off time for five minutes after the close of trading to establish a cut-off time similar to that of the other options exchanges.[12]

The proposal also would amend Rule 1042A to delete the requirement that member organizations must accept exercise instructions until 4:15 p.m. each business day. Under the proposal, member organizations could establish earlier cut-off times. The Exchange states that the purpose of this change is to eliminate a restriction in its rules which the CBOE and Amex do not have in their rules. The Exchange also states it believes that it is appropriate for member organizations to determine how best to comply with the Exchange's exercise cut-off time.

The Commission received two comment letters regarding the proposal to change the index option exercise cut-off.[13] The CO–OP Letter supported a change in the Exchange's exercise cut-off, in order to conform its rules with those of the other options exchanges. The commenter suggested that such a change to the Exchange's exercise cut-off would assist in ensuring that the Exchange's rule did not appear to give professionals an advantage over public customers.

The Susquehanna Letter objected to the proposed reduction of the exercise cut-off time from 4:30 p.m. to 4:07 p.m. The commenter stated that such a change would have a negative impact on market makers' ability to facilitate orders received near the close of trading. The commenter also argued that the proposal would hinder market makers' ability to effect the exercises necessary to control their risk and stabilize their positions in preparation for the next day's trading. Finally, the commenter argued that the change will provide an unfair competitive advantage to broad-based index products.

The Exchange responded to the comment letter, stating that

[1] 15 U.S.C. § 78s(b)(1).

[2] 17 CFR 240.19b–4.

[3] Letter from Theresa McCloskey, Exchange, to Janice Mitnick, Commission, dated January 29, 1997. Amendment No. 1 was a technical amendment.

[4] Letter from Philip H. Becker, Exchange, to Michael A. Walinskas, Commission, dated April 4, 1997. Amendment No. 2 proposed a 4:02 p.m. close of trading for narrow-based index options and modified option trading rotation procedures. Amendment No. 2 originally contained a proposal modifying Exchange index option exercise cut-off procedures. However, this proposal was resubmitted in Amendment No. 3, constituting a withdrawal of such proposal from Amendment No. 2.

[5] File No. SR–PHLX–97–04, Amendment No. 3, dated April 22, 1997. Amendment No. 3 proposes to amend rule 1042A and Floor Procedure Advice G–1 to change the index option exercise cut-off time from 4:30 p.m. (of 15 minutes after the close of trading if trading is closed at a time other than the regular close of trading) to five minutes after the close of trading. The proposal also deletes the current requirement that member organizations must accept exercise instructions until 4:15 p.m. each business day.

[6] Release No. 34–38554 (May 23, 1997), 62 FR 29756 (June 2, 1997).

[7] Securities Exchange Act Release No. 38554 (April 29, 1997).

[8] 62 FR 24529 (May 29, 1997).

[9] Letter form Michael Schwartz, Committee On Options Proposals, to Jonathan Katz, Commission, dated January 10, 1997 (''CO-OP Letter'') (referencing Chicago Board Options Exchange, Inc. (''CBOE''), American Stock Exchange, Inc. (''Amex''), and Pacific Exchange, Inc. (''PCX'') proposals to establish a 4:02 p.m. trading close for equity and narrow-based index options); letter from Gerald D. O'Connell, Susquehanna Investment Group, Michael Walinskas, Commission, dated May 28, 1997 (''Susquehanna Letter'').

[10] Release No. 34–37077 (April 5, 1996), 61 FR 16156 (April 11, 1996) (Order approving SR–Phlx–95–86).

[11] These requirements are currently not in effect on the last business day before expiration, pursuant to Rule 1042A(b). Nor are they applicable to European-style index options, which by definition cannot be exercised prior to expiration.

[12] *See* Amex Rule 980C(a)(i); CBOE Rule 11.1, Interpretations and Policies .03(b); and PCX Rule 7.15.

[13] CO–OP Letter and Susquehanna Letter, *supra* n.9.

notwithstanding the issues raised in the comment letter, it continues to believe that the adoption of the rule proposal is appropriate.[14] The Exchange reiterated its position that the basis of the proposal is to conform the Exchanges rules to those of the other options exchanges. In addition, the Exchange stated that the rule change has merit for reasons other than establishing uniform options exercise deadlines. The Exchange believes that the proposal will establish a deadline for narrow-based index option exercise that is likely to precede most post-4:00 p.m. news announcements, thereby assuring a level playing field for both long and short investors in narrow-based index options.[15] The Exchange also stated that different exercise cut-off times for narrow-based index options and broad-based index options are unlikely to confuse market participants or member firms because other options exchanges have long operated with different closing times and exercise cuts-off for narrow and broad-based index options.[16]

In addition, the Exchange noted that it has examined the impact of the reduced exercise cut-off time on the risk assessment of its specialists and market makers, and believes that Exchange market professionals and market participants will still have adequate time to assess their risk in deciding whether to exercise. The Exchange noted that trading volume in such index options between 3:50 p.m. and the close of trading should not unduly impede the ability of market professionals to make these decisions. Finally, the Exchange indicated that it will monitor the impact of this rule change on all market participants to determine whether its implementation meets the desired result.

III. Discussion

The Commission finds that the rule change is consistent with the requirements of the Act, and the rules and regulations thereunder applicable to a national securities exchange, and, in particular, Section 6(b)(5).[17] Section 6(b)(5) requires, among other things, that the rules of an exchange be designed to promote just and equitable principles of trade, perfect the mechanism of a free and open national market, and, in general, to further investor protection and the public interest.[18]

The Commission believes that it is reasonable for the Exchange to amend its rules to change the index option exercise cut-off time to five minutes after the close of trading. The Commission notes that the Exchange determined to revisit this issue[19] in connection with its earlier approved proposal to establish a 4:02 close of trading for narrow-based index (and equity) options. The Exchange consulted informally within its membership and other options industry members through discussions with compliance, operations and trading representatives of its member firms, the Committee on Options Proposals (CO–OP), and the Options Clearing Corporation Roundtable in its re-evaluation. As a result of this re-evaluation of appropriate exercise cut-off procedures, the Exchange concluded that achieving uniformity with the rules of the other options exchanges is desirable and appropriate. As noted above, the Exchange's proposal for index exercise cut-off is similar to the current practices of the CBOE, Amex, and the PCX. In determining the appropriate exercise cut-off time, the Exchange also specifically considered the amount of time market participants will have to assess their risk in deciding whether to exercise against the benefits of uniformity in rules among the options exchanges.

The Commission has considered the issues raised in the proposal, the comment letters, and the Exchange's response. The Commission believes that the Exchange has adequately responded to the comments raised in the comment letters. In addition, the Commission believes that the proposal reflects a reasonable balance between the anticipated benefits to the Exchange and the options industry as a whole that should result from conforming its policy to that of the other options exchanges, and the potential adverse impact of the proposal on certain market participants. Specifically, the Commission concludes that a 4:07 p.m. exercise cut-off for narrow-based (American-style) index options provides investors and other market participants with adequate time to assess their risk in deciding whether to exercise long options positions in such options. Moreover, the Commission does not believe that different exercise cut-off times for narrow-based index options and broad-based index options will create confusion for market participants or member firms. Finally, the Commission does not believe that the trading volume in narrow-based index options between 3:50 p.m. and the close of trading will unduly impede the ability of market professionals to make a decision as to whether to exercise.

The Commission also believes that it is reasonable for the Exchange to amend Rule 1042A to delete the requirement that member organizations must accept exercise instructions until 4:15 p.m. each business day, permitting member organizations to establish earlier cut-off times. The Commission notes that the CBOE and Amex rules do not contain such a limitation. Further, the Commission believes the change will permit member organizations to determine how best to comply with the Exchange's exercise cut-off time.[20]

It is contemplated that the Exchange will implement this rule change on or about June 23, 1997.[21]

IV. Conclusion

For the reasons discussed above, the Commission finds that the proposal is consistent with the Act, and, in particular, Section 6 of the Act.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act,[22] that Amendment No. 3 to the proposed rule change (SR–PHLX–97–04) is hereby approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.[23]

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[14] Letter from Philip H. Becker, Exchange, to Michael Walinskas, Commission, dated June 5, 1997.

[15] The exercise of options after the close of stock trading as a result of significant news announcements often can adversely impact uncovered short investors in the affected options. For instance, if a particular news announcement after the close of stock trading has the effect of increasing an index level, uncovered short call positions would bear a risk of being assigned without having the ability to cover or offset their position until the market reopens, potentially at a higher level.

[16] The Exchange has notified its membership of this proposal, and represents it will issue another notification to its membership upon approval of proposal by the Commission.

[17] 15 U.S.C. § 78f(b)(5).

[18] In approving this rule, the Commission notes that it has considered the proposed rule's impact on efficiency, competition, and capital formation. *See* 15 U.S.C. § 78c(f).

[19] *See* Release No. 34–37077 (April 5, 1996), 61 FR 16156 (April 11, 1996) (order approving SR–Phlx–95–86 extending the exercise cut-off for narrow-based (American-style) index options from 4:15 p.m. (five minutes after the close of trading) to 4:30 p.m.).

[20] The Commission notes that the Exchange represents it will include in its notification to members covering the approval of this proposal a provision indicating that members establishing customer exercise cut-off limitations should take into account customers' desires to maximize the time available to make an options exercise determination. This goal should be balanced with the need of members to have sufficient time to compile and relay exercise instructions to the Exchange. Phone conversation between Edith Hallahan, Exchange, and Michael Walinskas, Commission, June 19, 1997.

[21] Phone conversation between Edith Hallahan, Exchange and Janice Mitnick, Commission, on May 23, 1997.

[22] 15 U.S.C. § 78s(b)(2).

[23] 17 CFR 200.30–3(a)(12).

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 97–16914 Filed 6–26–97; 8:45 am]

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SOCIAL SECURITY ADMINISTRATION

Information Collection Activities: Proposed Collection Requests and Comment Requests

This notice lists information collection packages that will require submission to the Office of Management and Budget (OMB), as well as information collection packages submitted to OMB for clearance, in compliance with Public Law 104–13 effective October 1, 1995, The Paperwork Reduction Act of 1995.

I. The information collection(s) listed below require(s) extension(s) of the current OMB approval(s) or are proposed new collection(s):

Waiver of Benefit Payments—0960–0533. Form SSA–149 is required to document the fact that benefits due are not being paid, because the beneficiary (for personal reasons) has requested nonreceipt. Personal reasons can range from religious, patriotic, or political beliefs to situations where continued receipt of payment causes some adverse effect. The respondents are beneficiaries who waive entitlement to benefit payments.

Number of Respondents: 100.

Frequency of Response: 1.

Average Burden Per Response: 5 minutes.

Estimated Average Burden: 8 hours.

Written comments and recommendations regarding the information collection(s) should be sent within 60 days from the date of this publication, directly to the SSA Reports Clearance Officer at the following address: Social Security Administration, DCFAM, Attn: Nicholas E. Tagliareni, 6401 Security Blvd., 1–A–21 Operations Bldg., Baltimore, MD 21235.

In addition to your comments on the accuracy of the agency's burden estimate, we are soliciting comments on the need for the information; its practical utility; ways to enhance its quality, utility and clarity; and on ways to minimize burden on respondents, including the use of automated collection techniques or other forms of information technology.

II. The information collection(s) listed below have been submitted to OMB:

1. *Application for Special Age 72-or-Over Monthly Payments—0960–0096.* The information collected on form SSA–19 is used by SSA to determine entitlement of individuals to special age 72-or-over payments. The respondents are applicants who file for the special payment.

Number of Respondents: 15.

Frequency of Response: 1.

Average Burden Per Response: 20 minutes.

Estimated Average Burden: 5 hours.

2. *State Agency Report of Obligations for SSA Disability Program—0960–0421.* The information collected on form SSA–4513 is used by SSA in a detailed analysis and evaluation of costs incurred by the State Disability Determination Services (DDS) in making determinations of disability for SSA and to determine funding levels for each DDS. The respondents are State DDS offices.

Number of Respondents: 54.

Frequency of Response: 4.

Average Burden Per Response: 1 hour.

Estimated Annual Burden: 216 hours.

3. *Statement for Determining Continuing Eligibility for Supplemental Security Income Payments—0960–0416.* The information collected by the Social Security Administration on form SSA–8203 is used to determine whether SSI recipients have met and continue to meet all statutory and regulatory requirements for SSI eligibility and whether they have been and are still receiving the correct payment amount. The information collected will also assist agencies administering Medicaid programs in ascertaining the legal liability of third parties to pay for care and services. The respondents are recipients of SSI benefits or their representative payees.

Number of Respondents: 552,000.

Frequency of Response: 1.

Average Burden Per Response: 17 minutes.

Estimated Annual Burden: 156,400 hours.

Written comments and recommendations regarding the information collection(s) should be directed within 30 days to the OMB Desk Officer and SSA Reports Clearance Officer at the following addresses:

(OMB) Office of Management and Budget, OIRA, Attn: Laura Oliven, New Executive Office Building, Room 10230, 725 17th St., NW, Washington, DC. 20503

(SSA) Social Security Administration, DCFAM, Attn: Nicholas E. Tagliareni, 1-A–21 Operations Bldg., 6401 Security Blvd., Baltimore, MD 21235

To receive a copy of any of the forms or clearance packages, call the SSA Reports Clearance Officer on (410) 965–4125 or write to him at the address listed above.

Dated: June 20, 1997.

Nicholas E. Tagliareni,

Reports Clearance Officer, Social Security Administration.

[FR Doc. 97–16749 Filed 6–26–97; 8:45 am]

BILLING CODE 4190–29–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Environmental Impact Statement: Albany County, NY

AGENCY: Federal Highway Administration (FHWA), New York State Department of Transportation (NYSDOT).

ACTION: Notice of intent.

SUMMARY: The FHWA is issuing this notice to advise the public that an environmental impact statement will be prepared for a proposed highway project in Albany County, New York.

FOR FURTHER INFORMATION CONTACT: Harold J. Brown, Division Administrator, Federal Highway Administration, New York Division, Leo W. O'Brien Federal Building, 9th Floor, Clinton Avenue and North Pearl Street, Albany, New York 12207, Telephone: (518) 431–4127, or Bonny J. Cawley, Regional Director, New York State Department of Transportation, Region 1, 84 Holland Avenue, Albany, New York 12208, Telephone: (518 474–6178.

SUPPLEMENTARY INFORMATION: The FHWA, in cooperation with the NYSDOT, on behalf of the county of Albany and town of Colonie, will prepare an Environmental Impact Statement (EIS) on a proposal to improve Albany Shaker Road and Watervliet Shaker Road in Albany County. The proposed improvements involve the reconstruction of Albany Shaker Road from Route 7 to Watervliet Shaker Road for a distance of 1.9 miles, and Watervliet Shaker Road from Karner Road/Vly Road to Albany Shaker Road for a distance of 1.5 miles. Both roadways are located in the town of Colonie.

Alternatives under consideration include: (1) taking no action; (2) widening the existing tow-lane highways to four lanes; and (3) constructing new four-lane highways on new locations. Incorporated into and studied with the various build alternatives will be design variations of grade, alignment and traffic flow patterns.

Letters describing the proposed action and soliciting comments will be sent to appropriate federal, State and local agencies, and to private organizations

and citizens who have previously expressed interest in this proposal. A series of public information meetings and a public hearing will be held. Public notice will be given of the time and place of these meetings and hearing. The Draft EIS will be available for public and agency review and comment. No formal National Environmental Policy Act scoping meeting is planned at this time.

A Public Information Meeting will be held at the town of Colonie's Operations Center on July 30, 1997 form 2 p.m. to 8 p.m.

To ensure that the full range of issues related to this proposed action are addressed and all significant issues identified, comments and suggestions are invited from all interested parties. Comments or questions concerning this proposed action and the EIS should be directed to the NYSDOT or FHWA at the addresses provided above.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Research, Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on federal programs and activities apply to this program)

Issued on: June 18, 1997.

Harold J. Brown,

Division Administrator, Federal Highway Administration, Albany, New York.

[FR Doc. 97–16823 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–22–M

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

Petition for Waivers of Compliance

In accordance with Part 211 of Title 49 Code of Federal Regulations (CFR), notice is hereby given that the Federal Railroad Administration (FRA) has received requests for waivers of compliance with certain requirements of its safety standards. The individual petitions are described below, including the party seeking relief, the regulatory provisions involved, the nature of the relief being requested and the petitioner's arguments in favor of relief.

Union Pacific Railroad Company, Southern Pacific Transportation Company, St. Louis Southwestern Railway Company, SPCSL Corp. and The Denver & Rio Grande Western Railroad Company (Waiver Petition Docket Number PB–97–5)

The above railroads, hereinafter referred to as the Union Pacific, seek a temporary waiver of compliance with certain sections of 49 CFR Part 232, Railroad Power Brakes and Drawbars, governing two-way end-of-train devices. The Union Pacific is requesting a temporary waiver, not to exceed six months, or until December 30, 1997, of the requirement for all trains to be equipped with two-way end-of-train devices.

The Union Pacific ordered two-way-end-of-train devices, including 700 devices from Union Switch and Signal (US&S). The railroad states that due to technical design difficulties with the US&S device, the US&S devices will not be available prior to July 1, 1997. Union Pacific also indicates that it had ordered 200 devices from Pulse for July and August delivery. Union Pacific indicates that it has now ordered four hundred additional devices from Pulse but these devices will not be available until October at the earliest. The Union Pacific states that, realizing the need to give priority to operations in mountain grade territory, it proposes to deploy adequate two-way-end-of-train devices to provide full two-way-end-of-train devices operations west of North Platte, Nebraska; Pueblo, Colorado; and El Paso, Texas. This will ensure that all trains operating in mountain grade territory will be equipped with the two-way end-of-train devices. For trains operating east of these points, where mountain grade is not a factor, the Union Pacific requests a waiver of the requirement to limit trains without two-way end-of-train devices to 30 mph for a period not to exceed six months, or until December 30, 1997. Union Pacific asserts that the waiver will allow time to obtain the additional number of two-way end-of-train devices needed to support the operations while minimizing the negative impact on operations.

Canadian National Railways (CN) (Waiver Petition Docket Number PB–97–4)

The CN seeks a temporary waiver of compliance from certain sections of 49 CFR Part 232, Railroad Power Brakes and Drawbars, governing two-way end-of-train devices. The CN is requesting a temporary waiver, not to exceed 6 months, or until January 1, 1998, of the requirement that all trains be equipped with two-way end-of-train devices while operating in the United States.

The CN ordered 150 rear end equipment in October 1996, and 200 head end equipment in December, 1996. CN states that, due to demand for the two-way end-of-train devices, the manufacturer cannot make delivery until the middle of July; testing of the equipment would delay its deployment until September 1, 1997. The head end equipment is not expected to be received until the end of September 1997, and installation not completed until the end of December 1997.

Due to the short time frame before the subject regulations become effective, FRA is initiating an expedited comment period for these waiver requests. Therefore, interested parties are invited to participate in these proceedings by submitting written views, data, or comments to the Docket Clerk, Office of Chief Counsel, Federal Railroad Administration, Nassif Building, 400 Seventh Street, S.W., Washington, D.C. 20590. Communications received by July 3, 1997 will be considered by FRA before final action is taken. Comments received after that date will be considered to the extent possible. *To provide as much time as possible within this expedited time frame, interested parties may file their comments by fax to the FRA Docket Clerk at 202–632–3709.* FRA does not anticipate holding a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. However, if any interested party desires an opportunity for oral comment, they should notify FRA, in writing, or by fax at the above number before the end of the comment period and specify the basis for their request.

If a hearing is held, it will be held at 9:30 a.m. on Friday, July 11, 1997 at the Department of Transportation headquarters building (Nassif Building), Room 8236, 400 Seventh Street, S.W., Washington, D.C. 20590. Interested parties may call the FRA Docket Clerk at 202–632–3198 for information regarding the hearing. FRA will make every effort to provide actual notice to all parties who have shown an interest in this proceeding.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Waiver Petition Docket Numbers PB–97–4 and PB–97–5). All written communications concerning these proceedings are available for examination during regular business hours (9 a.m.44 p.m.) at FRA's temporary docket room located at 1120 Vermont Avenue, N.W., in Room 7051, Washington, D.C.

Issued in Washington, D.C. on June 24, 1997.

Jolene M. Molitoris,

Federal Railroad Administrator.

[FR Doc. 97–16956 Filed 6–26–97; 8:45 am]

BILLING CODE 4910–06–P

DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

Notice of Public Information Collection Submitted to OMB for Review

AGENCY: Surface Transportation Board.

ACTION: Extension of a currently approved collection.

SUMMARY: The Surface Transportation Board has submitted to the Office of Management and Budget for review and approval the following proposal for collection of information as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. Chapter 35).

Title: Maps to be submitted in Abandonment Exemption Proceedings.

OMB Form Number: 2140–0008.

No. of Respondents: 138.

Total Burden Hours: 138.

DATES: Persons wishing to comment on this information collection should submit comments by August 27, 1997.

ADDRESSES: Direct all comments to Case Control, Surface Transportation Board, Room 706, 1925 K Street, N.W., Washington, DC 20423. When submitting comments refer to the OMB number and title of the information collection.

FOR FURTHER INFORMATION CONTACT: Charles L. Renninger, 202 565–1631. Requests for copies of the information collection may be obtained by contacting Ellen R. Keys (202) 565–1654.

SUPPLEMENTARY INFORMATION: The Surface Transportation Board is, by statute, responsible for the economic regulation of surface transportation carriers operating in interstate and foreign commerce. The ICC Termination Act of 1995, Public Law 104–88, 109 Stat. 803 (1995), which took effect on January 1, 1996 abolished the Interstate Commerce Commission and transferred the responsibility for regulating rail transportation, including the proposed abandonment and discontinuance of rail lines, to the Surface Transportation Board. The Board needs, in each abandonment exemption proceeding, a detailed map of the rail line, depicting its relation to other rail lines, roads, water routes, and population centers. The Board will use this information to facilitate informed decision making. Respondents will be railroads initiating abandonment exemption proceedings.

Vernon A. Williams,

Secretary.

[FR Doc. 97–16903 Filed 6–26–97; 8:45 am]

BILLING CODE 4915–00–P

DEPARTMENT OF THE TREASURY

Customs Service

Application for Recordation of Trade Name: ''WINFING''

ACTION: Notice of application for recordation of trade name.

SUMMARY: Application has been filed pursuant to section 133.12, Customs Regulations (19 CFR 133.12), for the recordation under section 42 of the Act of July 5, 1946, as amended (15 U.S.C. 1124), of the trade name ''WINFING,'' used by PrintScan International, Inc., a corporation organized under the laws of the State of New Jersey, located at 1432 Drum Hill Road, Martinsville, New Jersey 08836.

The application states that the trade name is used in connection with a demonstration and evaluation software. Its main purpose is to give an insight into the internal working mechanism of the PrintScan core library and to demonstrate the performance of the fingerprint analysis procedure.

The merchandise is manufactured in the United States.

Before final action is taken on the application, consideration will be given to any relevant data, views, or arguments submitted in writing by any person in opposition to the recordation of this trade name. Notice of the action taken on the application for recordation of this trade name will be published in the **Federal Register**.

DATES: Comments must be received on or before August 26, 1997.

ADDRESSES: Written comments should be addressed to U.S. Customs Service, Attention: Intellectual Property Rights Branch, 1301 Constitution Avenue, N.W., (Franklin Court), Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Gina D'Onofrio, Intellectual Property Rights Branch, 1301 Constitution Avenue, N.W., (Franklin Court), Washington, D.C. 20229 (202–482–6960).

Dated: June 19, 1997.

Karl Wm. Means,

Acting Chief, Intellectual Property Rights Branch.

[FR Doc. 97–16810 Filed 6–26–97; 8:45 am]

BILLING CODE 4820–02–P

DEPARTMENT OF THE TREASURY

Customs Service

Application For Recordation of Trade Name: ''Coincident Sequencing''

ACTION: Notice of application for recordation of trade name.

SUMMARY: Application has been filed pursuant to section 133.12, Customs Regulations (19 CFR 133.12), for the recordation under section 42 of the Act of July 5, 1946, as amended (15 U.S.C. 1124), of the trade name ''COINCIDENT SEQUENCING,'' used by PrintScan International, Inc., a corporation organized under the laws of the State of New Jersey, located at 1432 Drum Hill Road, Martinsville, New Jersey 08836.

The application states that the trade name is used in connection with a process describing the international method of comparing fingerprints.

The merchandise is manufactured in the United States.

Before final action is taken on the application, consideration will be given to any relevant data, views, or arguments submitted in writing by any person in opposition to the recordation of this trade name. Notice of the action taken on the application for recordation of this trade name will be published in the **Federal Register**.

DATES: Comments must be received on or before August 26, 1997.

ADDRESSES: Written comments should be addressed to U.S. Customs Service, Attention: Intellectual Property Rights Branch, 1301 Constitution Avenue, N.W., (Franklin Court), Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: Gina D'Onofrio, Intellectual Property Rights Branch, 1301 Constitution Avenue, N.W., (Franklin Court), Washington, D.C. 20229 (202–482–6960).

Dated: June 19, 1997.

Karl Wm. Means,

Acting Chief, Intellectual Property Rights Branch.

[FR Doc. 97–16811 Filed 6–26–97; 8:45 am]

BILLING CODE 4820–02–P

DEPARTMENT OF THE TREASURY

Fiscal Service

Financial Management Service

Proposed Collection of Information: Direct Deposit Sign-Up Form

AGENCY: Financial Management Service, Fiscal Service, Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Financial Management Service, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on a continuing information collection. By this notice, the Financial Management Service solicits comments concerning the report ''Direct Deposit Sign-Up Form.''

DATES: Written comments should be received on or before August 26, 1997.

ADDRESSES: Direct all written comments to Financial Management Service, 3361–L 75th Avenue, Landover, Maryland 20785.

FOR FURTHER INFORMATION CONTACT: Requests for additional information should be directed to Bill Merello, Room 304–D, 401–14th Street, SW, Washington, DC 20227, 202–874–6919.

SUPPLEMENTARY INFORMATION: Pursuant to the Paperwork Reduction Act of 1995, (44 U.S.C. 3506(c)(2)(A)), the Financial Management Service solicits comments on the collection of information described below.

Title: Direct Deposit Sign-Up Form.

OMB Number: 1510–0007.

Form Number: SF 1199A.

Abstract: This form is used by respondents to authorize the deposit of Federal payments into their accounts at financial institutions. The information on the form routes the Direct Deposit payment to the correct account at the financial institution.

Current Actions: Extension of currently approved collection.

Type of Review: Regular.

Affected Public: Individuals or households.

Estimated Number of Respondents: 2,197,960.

Estimated Time Per Respondent: 10 minutes.

Estimated Total Annual Burden Hours: 373,653 hours.

Comments: Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance and purchase of services to provide information.

Mitchell A. Levine,

Assistant Commissioner.

[FR Doc. 97–16788 Filed 6–26–97; 8:45 am]

BILLING CODE 4810–35–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Forms 1099–PATR

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 1099–PATR, Taxable Distributions Received From Cooperatives.

DATES: Written comments should be received on or before August 26, 1997 to be assured of consideration.

ADDRESSES: Direct all written comments to Garrick R. Shear, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Martha R. Brinson, (202) 622–3869, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

SUPPLEMENTARY INFORMATION:

Title: Taxable Distributions Received From Cooperatives.

OMB Number: 1545–0118.

Form Number: 1099–PATR.

Abstract: Form 1099–PATR is used to report patronage dividends paid by cooperatives in accordance with Internal Revenue Code section 6044. The information is used by IRS to verify reporting compliance on the part of the recipient.

Current Actions: There are no changes being made to the form at this time.

Type of Review: Extension of a currently approved collection.

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 4,200.

Estimated Time Per Response: 11 min.

Estimated Total Annual Burden Hours: 342,000.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

REQUEST FOR COMMENTS: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 19, 1997.

Garrick R. Shear,

IRS Reports Clearance Officer.

[FR Doc. 97–16949 Filed 6–26–97; 8:45 am]

BILLING CODE 4830–01–U

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Form 1120–FSC and Schedule P (Form 1120–FSC)

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent

burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 1120–FSC, U.S. Income Tax Return of a Foreign Sales Corporation, and Schedule P (Form 1120–FSC), Transfer Price or Commission.

DATES: Written comments should be received on or before August 26, 1997 to be assured of consideration.

ADDRESSES: Direct all written comments to Garrick R. Shear, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Martha R. Brinson, (202) 622–3869, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

SUPPLEMENTARY INFORMATION:

Title: U.S. Income Tax Return of a Foreign Sales Corporation (Form 1120–FSC) and Transfer Price or Commission (Schedule P (Form 1120–FSC)).

OMB Number: 1545–0935.

Form Number: 1120–FSC and Schedule P (Form 1120–FSC).

Abstract: Form 1120–FSC is filed by foreign corporations that have elected to be FSCs or small FSCs. The FSC uses Form 1120–FSC to report income and expenses and to figure its tax liability. IRS uses Form 1120–FSC and Schedule P (Form 1120–FSC) to determine whether the FSC has correctly reported its income and expenses and figured its tax liability correctly.

Current Actions:

Changes to the form:

Page 6—Line 27 ''Adjustments to shareholders' equity,'' is added to Schedule L and FSCs are asked to attach a schedule explaining the line 27 adjustments. These adjustments include:

a. unrealized gains and losses on securities held ''available for sale'' (acquired by Financial Accounting Standard Board (FASB) statement no. 115–1993), and

b. other adjustments, such as: foreign currency translation adjustments, excess of additional pension liability over unrecognized prior service cost, guarantees of employee stock option (ESOP) debt, and compensation related to employee stock award plans.

Type of Review: Revision of a currently approved collection.

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 5,000.

Estimated Time Per Respondent: 209 hrs.

Estimated Total Annual Burden Hours: 1,045,000.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

REQUEST FOR COMMENTS: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 18, 1997.

Garrick R. Shear,

IRS Reports Clearance Officer.

[FR Doc. 97–16950 Filed 6–26–97; 8:45 am]

BILLING CODE 4830–01–U

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Forms 1040–SS, 1040–PR, and Anejo H–PR

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 1040–SS, U.S. Self-Employment Tax Return, Form 1040–PR, Planilla Para La Declaracion De La Contribucion Federal Sobre El Trabajo Por Cuenta Propia-Puerto Rico, and Anejo H–PR, Contribuciones Sobre El Empleo De Empleados Domesticos.

DATES: Written comments should be received on or before August 26, 1997 to be assured of consideration.

ADDRESSES: Direct all written comments to Garrick R. Shear,Internal Revenue Service, room 5571, 1111 Constitution AvenueNW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Martha R. Brinson, (202) 622–3869, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

SUPPLEMENTARY INFORMATION:

Title: U.S. Self-Employment Tax Return, Planilla Para La Declaracion De La Contribucion Federal Sobre El Trabajo Por Cuenta Propria-Puerto Rico, and Contribuciones Sobre El Empleo De Empleados Domesticos.

OMB Number: 1545–0090.

Form Number: 1040–SS, 1040–PR, and Anejo H–PR.

Abstract: Form 1040–SS is used by self-employed individuals in the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands to report and pay self-employment tax and provide proper credit to the taxpayer's social security account. Form 1040–PR is a Spanish version of Form 1040–SS for use in Puerto Rico. Anejo H–PR is used to compute household employment taxes.

Current Actions: There are no changes being made to the forms at this time.

Type of Review: Extension of a currently approved collection.

Affected Public: Individuals or households, business or other for-profit organizations, and farms.

Estimated Number of Respondents: 56,400.

Estimated Time Per Respondent: 10 hr., 18 min.

Estimated Total Annual Burden Hours: 580,992

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

REQUEST FOR COMMENTS: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 18, 1997.

Garrick R. Shear,

IRS Reports Clearance Officer.

[FR Doc. 97–16951 Filed 6–26–97; 8:45 am]

BILLING CODE 4830–01–U

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Form 1120–W

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 1120–W, Estimated Tax for Corporations.

DATES: Written comments should be received on or before August 26, 1997 to be assured of consideration.

ADDRESSES: Direct all written comments to Garrick R. Shear,Internal Revenue Service, room 5571, 1111 Constitution AvenueNW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Martha R. Brinson, (202) 622–3869, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

SUPPLEMENTARY INFORMATION:

Title: Estimated Tax for Corporations.

OMB Number: 1545–0975.

Form Number: 1120–W.

Abstract: Under section 6655 of the Internal Revenue Code, a corporation with an income tax liability of $500 or more must make four required installments of estimated tax during the tax year or be subject to a penalty for failure to pay estimated income tax. Form 1120–W is used by corporations to compute their estimated income tax and the amount of each required installment.

Current Actions: There are no changes being made to the form at this time.

Type of Review: Extension of a currently approved collection.

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 900,000.

Estimated Time Per Respondent: 10 hr., 50 min.

Estimated Total Annual Burden Hours: 9,754,188.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

REQUEST FOR COMMENTS: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 20, 1997.

Garrick R. Shear,

IRS Reports Clearance Officer.

[FR Doc. 97–16952 Filed 6–26–97; 8:45 am]

BILLING CODE 4830–01–U

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Forms 2210 and 2210–F

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)). Currently, the IRS is soliciting comments concerning Form 2210, underpayment of Estimated Tax by Individuals, Estates, and Trusts, and Form 2210–F, Underpayment of Estimated Tax by Farmers and Fishermen.

DATES: Written comments should be received on or before August 26, 1997 to be assured of consideration.

ADDRESSES: Direct all written comments to Garrick R. Shear, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Martha R. Brinson, (202) 622–3869, Internal Revenue Service, room 5571, 1111 Constitution Avenue NW., Washington, DC 20224.

SUPPLEMENTARY INFORMATION:

Title: Underpayment of Estimated Tax by Individuals, Estates, and Trusts (Form 2210) and Underpayment of

Estimated Tax by Farmers and Fishermen (Form 2210–F).

OMB Number: 1545–0140.

Form Number: 2210 and 2210–F.

Abstract: Internal Revenue Code section 6654 imposes a penalty for failure to pay estimated tax. Form 2210 is used by individuals, estates, and trusts and Form 2210–F is used by farmers and fishermen to determine whether they are subject to the penalty and to compute the penalty if it applies. The Service uses this information to determine whether taxpayers are subject to the penalty, and to verify the penalty amount.

Current Actions: There are no changes being made to the forms at this time.

Type of Review: Extension of a currently approved collection.

Affected Public: Individuals or households, business or other for-profit organizations, and farms.

Estimated Number of Respondents: 900,000.

Estimated Time Per Respondent: 2 hr., 47 min.

Estimated Total Annual Burden Hours: 2,507,000.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.

REQUEST FOR COMMENTS: Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record.

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Approved: June 20, 1997.

Garrick R. Shear,

IRS Reports Clearance Officer.

[FR Doc. 97–16953 Filed 6–26–97; 8:45 am]

BILLING CODE 4830–01–U

DEPARTMENT OF THE TREASURY

United States Secret Service

Appointment of Performance Review Board (PRB) Members

This notice announces the appointment of members of Senior Executive Service Performance Review Boards in accordance with 5 U.S.C. 4314 (c)(4) for the rating period beginning July 1, 1996, and ending June 30, 1997. Each PRB will be composed of at least three of the Senior Executive Service members listed below.

Name and Title

Richard J. Griffin—Deputy Director, U.S. Secret Service

Richard S. Milller—Assistant Director, Protective Operations (USSS)

K. David Holmes—Assistant Director, Inspection (USSS)

W. Ralph Basham—Assistant Director, Administration (USSS)

H. Terrence Samway—Assistant Director, Government Liaison & Public Affairs (USSS)

Stephen M. Sergek—Assistant Director, Protective Research (USSS)

Bruce J. Bowen—Assistant Director, Investigations (USSS)

John J.Kelleher—Chief Counsel (USSS)

FOR ADDITIONAL INFORMATION CONTACT: Joyce I. Sowa, Chief, Personnel Division, 1800 G Street, NW, Room 901, Washington, DC 20223, Telephone No. (202) 435–5635.

Lewis C. Merletti,

Director.

[FR Doc. 97–16842 Filed 6–26–97; 8:45 am]

BILLING CODE 4810–42–M

DEPARTMENT OF VETERANS AFFAIRS

Rehabilitation Research and Development Service Scientific Merit Review Board; Notice of Meeting

The Department of Veterans Affairs gives notice under Pub. L. 92–463 (Federal Advisory Committee Act) as amended, by section 5(c) of Pub. L. 94–409 that a meeting of the Rehabilitation Research and Development Service Scientific Merit Review Board will be held at the Westin City Hotel, 1400 ''M'' Street, NW, Washington, DC, on July 15 through July 17, 1997.

The session on July 15, 1997, is scheduled to begin at 6:30 p.m. and end at 9:30 p.m. The sessions on July 16 and July 17, 1997, are scheduled to begin at 8 a.m. and end at 5 p.m. The purpose of the meeting is to review rehabilitation research and development applications for scientific and technical merit and to make recommendations to the Director, Rehabilitation Research and Development Service, regarding their funding.

The meeting will be open to the public up to the seating capacity of the room for the July 15 session for the discussion of administrative matters, the general status of the program, and the administrative details of the review process. On July 16 and July 17, 1997, the meeting is closed during which the Board will be reviewing research and development applications.

This review involves oral comments, discussion of site visits, staff and consultant critiques of proposed research protocols, and similar analytical documents that necessitate the consideration of the personal qualifications, performance and competence of individual research investigators. Disclosure of such information would constitute a clearly unwarranted invasion of personal privacy. Disclosure would also reveal research proposals and research underway which could lead to the loss of these projects to third parties and thereby frustrate future agency research efforts.

Thus, the closing is in accordance with 5 U.S.C. 552b(c)(6), and (9)(B) and the determination of the Secretary of the Department of Veterans Affairs under Sections 10(d) of Pub. L. 92–463 as amended by Section 5(c) of Pub. L. 94–409.

Those who plan to attend the open session should write to Ms. Victoria Mongiardo (117), Program Analyst, Rehabilitation Research and Development Service, Department of Veterans Affairs, 103 South Gay Street, Baltimore, Maryland 21202. Phone (410) 962–2563) at least five days before the meeting.

Dated: June 23, 1997.

By Direction of the Secretary.

Heyward Bannister,

Committee Management Officer.

[FR Doc. 97–16862 Filed 6–26–97; 8:45 am]

BILLING CODE 8320–01–M

DEPARTMENT OF VETERANS AFFAIRS

Wages Committee, Notice of Meetings

The Department of Veterans Affairs (VA), in accordance with Pub. L. 92–463, gives notice that meetings of the VA Wage Committee will be held on:

Wednesday, July 16, 1997, at 2:00 p.m.
Wednesday, August 13, 1997, at 2:00 p.m.
Wednesday, August 27, 1997, at 2:00 p.m.
Wednesday, September 24, 1997, at 2:00 p.m.

The meetings will be held in Room 246, Department of Veterans Affairs Central Office, 810 Vermont Avenue, NW, Washington, DC 20420.

The Committee's purpose is to advise the Under Secretary for Health on the development and authorization of wage schedules for Federal Wage System (blue—collar) employees.

At these meetings the Committee will consider wage survey specifications, wage survey data, local committee reports and recommendations, statistical analyses, and proposed wage schedules.

All portions of the meetings will be closed to the public because the matters considered are related solely to the internal personnel rules and practices of the Department of Veterans Affairs and because the wage survey data considered by the Committee have been obtained from officials of private business establishments with a guarantee that the data will be held in confidence. Closure of the meeting is in accordance with subsection 10(d) of Pub. L. 92–463, as amended by Pub. L. 94–409, and as cited in 5 U.S.C. 552b(c)(2) and (4).

However, members of the public are invited to submit material in writing to the Chairperson for the Committee's attention.

Additional information concerning these meetings may be obtained from the Chairperson, VA Wage Committee (05), 810 Vermont Avenue, NW, Washington, DC 20420.

Dated: June 23, 1997.

By Direction of the Secretary:

Heyward Bannister,

Committee Management Officer.

[FR Doc. 97–16863 Filed 6–26–97; 8:45 am]

BILLING CODE 8320–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. GT97–28–000]

Transcontinental Gas Pipe Line Corporation; Notice of Refund Report

June 23, 1997.

Take notice that on May 20, 1997, Transcontinental Gas Pipe Line Corporation (Transco) filed a report reflecting the flow through of refunds received from CNG Transmission Corporation (CNG).

On May 14, 1997, in accordance with Section 4 of its Rate Schedule LSS, Transco states that it refunded to its LSS customers $39,091.00 resulting from the final resolution of CNG's Docket No. RP88–217 Take-or-Pay Refund. The refund covers the period from April 1992 to June 1992.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure (18 CFR 385.211). All such protests should be filed on or before June 30, 1997. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16835 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–580–000]

Williams Natural Gas Company; Notice of Request Under Blanket Authorization

June 23, 1997.

Take notice that on June 13, 1997, Williams Natural Gas Company (WNG), P.O. Box 3288, Tulsa, Oklahoma 74101, filed in Docket No. CP97–580–000 a request pursuant to Sections 157.205 157.212 and 216 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205, 212 and 216) for authorization to replace an existing meter settings with a larger setting in the same location under WNG's blanket certificate issued in Docket No. CP82–479–000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Specifically, WNG proposes to abandon by reclaim the WRI 45th & Woodlawn single 4-inch orifice meter setting and replace it with a dual 4-inch orifice meter setting at the same location in Sedgwich County, Kansas. WNG states that replacing the meter setting will allow for more accurate measurement as well as provide for additional volumes to be delivered to WRI without detriment or disadvantage to its other customers. WNG will replace the orifice meter setting at an estimated cost of $33,361.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural As Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16828 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–582–000]

Williams Natural Gas Company; Notice of Request Under Blanket Authorization

June 23, 1997.

Take notice that on June 16, 1997, Williams Natural Gas Company (WNG) P.O. Box 3288, Tulsa, Oklahoma 74101, filed in the above docket, a request pursuant to Sections 157.205 and 157.212(a) of the Commission's Regulations, for authorization to utilize facilities originally installed for the delivery of NGPA Section 311 transportation gas to Central Feeders, Inc. (Central Feeders) in Rice County, Kansas, for purposes other than NGPA Section 311 transportation, under the authorization issued in Docket No. CP82–479–000 pursuant to Section 7 of the Natural Gas Act, all as more fully set forth in the request which is filed with the Commission and open to public inspection.

WNG states that this change is not prohibited by an existing tariff and that it has sufficient capacity to accomplish the deliveries specified without detriment or disadvantage to its other customers. WNG states that the cost to construct the facilities is $12,060, which was reimbursed by Central Feeders.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefor, the proposed activity is deemed to be authorized effective on the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16830 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. CP97–589–000]

Williams Natural Gas Company; Notice of Request Under Blanket Authorization

June 23, 1997.

Take notice that on June 17, 1997, Williams Natural Gas Company (WNG), P.O. Box 3288, Tulsa, Oklahoma 74101, filed in Docket No. CP97–589–000 a request pursuant to Sections 157.205 and 157.212 of the Commission's Regulations (18 CFR 157.205, 157.212) under the Natural Gas Act (NGA) for authorization to operate existing delivery point facilities constructed under the authorization of Section 311 of the Natural Gas Policy Act of 1978 (NGPA) in Western Resources, Inc. (WRI) in Cherokee County, Kansas, for Part 284 transportation services by WNG, under WNG's blanket certificate issued in Docket No. CP82–479–000, pursuant to Section 7 of the NGA, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

WNG proposes to operate the existing 2-inch tap, meter and appurtenant facilities to serve a turkey feed mill. It is stated that WNG was fully reimbursed for the $46,000 cost of installing the tap by WRI. It is estimated that the average peak day and annual requirements for this delivery point are 336 dt equivalent and 122,640 dt equivalent, respectively. It is asserted that the volume of gas delivered to WRI after the request will not exceed the volume of gas authorized prior to the request. It is further asserted that the proposal is not prohibited by WNG's existing tariff and that WNG has sufficient capacity to accomplish the deliveries without detriment or disadvantage to its other customers.

Any person or the Commission's staff may, within 45 days after issuance of the instant notice by the Commission, file pursuant to Rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to Section 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If not protest is filed within the time allowed therefor, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to Section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16833 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket Nos. CP97–168–000 and CP97–169–000]

Alliance Pipeline L.P.; Notice of Environmental Site Visit for the Proposed Alliance Pipeline Project

June 23, 1997.

On July 7 through July 11, the staff of the Office of Pipeline Regulation will conduct a helicopter overflight of the proposed Alliance Pipeline Project facilities and alternatives. In addition, there will be limited site visits, as time permits, to the locations of proposed facilities in Will and Grundy Counties, Illinois.

Anyone interested in participating in the site visits may contact Mr. Paul McKee in the Commission's Office of External Affairs at (202) 208–1088 for more details and must provide their own transportation.

Kevin P. Madden,

Director, Office of Pipeline Regulation.

[FR Doc. 97–16826 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Project No. 2666–007]

Bangor Hydroelectric Company; Notice of Intent To Prepare an Environmental Assessment and Notice of Solicitation of Written Scoping Comments

June 23, 1997.

The Federal Energy Regulatory Commission (Commission) has received an application from the Bangor Hydroelectric Company (Bangor Hydro) to relicense the Medway Hydroelectric Project No. 2666–007. The 3.44-megawatt project is located on the West Branch of the Penobscot River in the town of Medway, Penobscot County, Maine.

The Commission intends to prepare an Environmental Assessment (EA) for the project in accordance with the National Environmental Policy Act.

In the EA, we will consider reasonable alternatives to the project as proposed by Bangor Hydro, and analyze both site-specific and cumulative environmental impacts on the project, as well as, economic and engineering impacts.

The draft EA will be issued and circulated to those on the mailing list for this project. All comments filed on the draft EA will be analyzed by the staff and considered in a final EA. The staff's conclusions and recommendations presented in the final EA will then be presented to the Commission to assist in making a licensing decision.

Scoping

We are asking agencies, Indian tribes, non-governmental organizations, and individuals to help us identify the scope of environmental issues that should be analyzed in the EA, and to provide us with information that may be useful in preparing the EA.

To help focus comments on the environmental issues, a scoping document outlining subject areas to be addressed in the EA will soon be mailed to those on the mailing list for the project. Those not on the mailing list may request a copy of the scoping document from the environmental coordinator, whose telephone number is listed below.

Those with comments or information pertaining to this project should file it with the Commission at the following address: Lois Cashell, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

The comments and information are due to the Commission within 60 days from the issuance date of the scoping document. All filings should clearly show the following on the first page: Medway Hydroelectric Project, FERC No. 2666–007.

Intervenors are reminded of the Commission's Rules of Practice and Procedure which require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

Any questions regarding this notice may be directed to David Turner, environmental coordinator, at (202) 219–2844.

Lois D. Cashell,

Secretary.

[FR Doc. 97–16836 Filed 6–26–97; 8:45 am]

BILLING CODE 6717–01–M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Sunshine Act Meeting

FEDERAL REGISTER CITATION OF PREVIOUS ANNOUNCEMENT: June 23, 1997 62 FR 33859.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: June 25, 1997, 10:00 a.m.

CHANGE IN THE MEETING: The following Docket Numbers and Companies have been added to the Agenda scheduled for the June 25, 1997 meeting.

Item No.	Docket No. and Company
CAE–13 ...	RM95–9–003, Open Access Same-time Information System and Standards of Conduct.
CAG–41 ...	TM97–2–59–000, Northern Natural Gas Company.

Lois D. Cashell,

Secretary.

[FR Doc. 97–17012 Filed 6–25–97; 11:26 am]

BILLING CODE 6717–01–M

ENVIRONMENTAL PROTECTION AGENCY

[OPP–00487; FRL–5725–1]

Renewal of Pesticide Information Collection Activities; Data Acquisition for Registration; Request for Comments

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces that the following Information Collection Request (ICR) is coming up for renewal. This ICR, entitled ''Data Acquisition for Registration,'' EPA ICR No. 1503.03, OMB No. 2070–0122, will expire on November 30, 1997. Before submitting the renewal package to the Office of Management and Budget (OMB), EPA is soliciting comments on specific aspects of the collection as described below.

DATES: Comments must be submitted on or before August 26, 1997.

ADDRESSES: Submit written comments identified by the docket control number OPP–00487 and the appropriate ICR number by mail to: Public Information and Records Integrity Branch, Information Resources and Services Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments directly to the OPP docket which is located in Rm. 1132 of Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by following the instructions under Unit III. of this document. No Confidential Business Information (CBI) should be submitted through e-mail.

Information submitted as a comment concerning this document may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All written comments will be available for public inspection in Rm. 1132 at the Virginia address given above from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays.

Copies of the complete ICR and accompanying appendices may be obtained from the OPP docket at the above address or by contacting Ellen Kramer at the address which appears under **FOR FURTHER INFORMATION CONTACT**.

FOR FURTHER INFORMATION CONTACT: Ellen Kramer, Field and External Affairs Division, Office of Pesticide Programs, Environmental Protection Agency, Mail Code (7506C), 401 M St., SW., Washington, DC 20460, Telephone: (703) 305–6475, e-mail: kramer.ellen@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

Electronic Availability:

Internet

Electronic copies of this document and the ICR are available from the EPA home page at the Environmental Sub-Set entry for this document under ''Regulations'' (http://www.epa.gov/fedrgstr/).

Fax on Demand

Using a faxphone call 202–401–0527 and select item 4052 for a copy of the ICR.

I. Information Collection Request

EPA is seeking comments on the following Information Collection Request:

Title: Data Acquisition for Registration; ICR Numbers: EPA No. 1503.03 and OMB No. 2070–0122.

Expiration Date: Current OMB approval expires on November 30, 1997.

Affected Entities: Parties affected by this information collection are registrants of pesticide products.

Abstract: EPA is responsible for the regulation of pesticides under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Applicants for pesticide registration must provide EPA with the data needed to assess whether the registration of a pesticide would cause unreasonable adverse effects on human health or the environment, and EPA has authority under FIFRA to require registrants to provide additional data to maintain an existing registration.

When the need for additional data arises, EPA's Office of Pesticide Programs (OPP) issues to affected registrants a Data Call-In Notice (DCI) under the authority of FIFRA section 3(c)(2)(B). In addition, data supporting pesticide inert ingredients may be called-in based on OPP's policy statement on inert ingredients in pesticide products (52 FR 13305, April 22, 1987, and revised on November 22, 1989, 54 FR 48314). A need for additional data may arise from changes in the Agency's general data requirements, from the discovery of deficiencies in previously submitted data, or from the discovery of specific attributes of the pesticide or its ingredients.

Two kinds of DCIs are conducted under this information collection activity. The first kind of DCI consists of data requirements for pesticide products containing selected inert ingredients. The second kind of DCI addressess specific data requirements for pesticide active ingredients.

Burden Statement: The information covered by this request is collected on occasion as needed by the Agency. This ICR contains certain exemptions for small businesses so not to cause them undue burden. The public reporting burden for this collection of information is estimated to average 15,321 hours per response for inert ingredients requiring full part 158 data (2 respondents), 9,048 hours for inert ingredients requiring a minimum set of data (5 respondents), and 5,750 hours for active ingredients requiring an occasional special study for certain pesticides (23 respondents), including the time for: reading instructions, planning activities, creating information, gathering information, compiling and reviewing data, completing paperwork, and submitting and filing data.

II. Request for Comments

The Agency would appreciate any comments or information that could be used to:

(i) Evaluate whether the proposed collections of information described above are necessary for the proper performance of the functions of the Agency, including whether the information will have practical utility.

(ii) Evaluate the accuracy of the Agency's estimates of the burdens of the proposed collections of information.

(iii) Enhance the quality, utility, and clarity of the information to be collected.

(iv) Minimize the burden of the collections of information on those who are to respond, including through the use of appropriate automated or electronic collection technologies or other forms of information technology, e.g., permitting electronic submission of responses.

The Agency is particularly interested in comments and information about the burden estimates, including examples that could be used to reflect the burdens imposed.

Send comments regarding these matters, or any other aspect of these information collections, including suggestions for reducing the burdens, to the docket under **ADDRESSES** listed above.

III. Public Record

The official record for this notice, as well as the public version, has been established for this document under docket control number ''OPP–00487'' (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The official record is located at the address in **ADDRESSES** at the beginning of this document.

Electronic comments can be sent directly to EPA at:

opp-docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comment and data will also be accepted on disks in Wordperfect 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket control control number ''OPP–00487.'' Electronic comments on this notice may be filed online at many Federal Depository Libraries.

List of Subjects

Environmental protection and Information collection requests.

Dated: June 18, 1997.

Susan H. Wayland,

Acting Assistant Administrator for Prevention, Pesticides and Toxic Substances.

[FR Doc. 97–16764 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–F

ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–5481–8]

Environmental Impact Statements; Notice of Availability

Agency: Office of Federal Activities, EPA, General Information (202) 564–7167 or (202) 564–7153.

Weekly receipt of Environmental Impact Statements Filed June 16, 1997 Through June 20, 1997 Pursuant to 40 CFR 1506.9.

EIS No. 970231, Draft EIS, DOE, ID, WY, Lower Valley Transmission Project, Construction of a New 115 kV Transmission Line from Swan Valley Substation near Swan Valley, Special-Use-Permits, Bonneville and Teton Counties, ID and Teton County, WY, Due: August 11, 1997, Contact: Nancy Wittpenn (503) 230–3297.

EIS No. 970232, Final EIS, UMC, CA, Sewage Effluent Compliance Project, Implementation, Lower Santa Margarita Basin, Marine Corps Base Camp Pendleton, San Diego County, CA, Due: July 28, 1997, Contact: Ms. Sheila Donovan (619) 532–1253.

EIS No. 970233, Final EIS, AFS, AK, Tongass Land Management Plan, Implementation, Tongass National Forest, AK, Due: July 28, 1997, Contact: Beth Pendleton (907) 586–8700.

EIS No. 970234, Draft EIS, AFS, ID, Paradise Integrated Resource Management Project, Commercial Thin, Salvage Harvest and Use Precribed Fire, Boise National Forest, Mountain Home Ranger District, Elmore County, ID, Due: August 11, 1997, Contact: Frank Marsh (208) 587–7961.

EIS No. 970235, Draft EIS, BLM, CO, Plateau Creek Pipeline Replacement Project, Operation and Maintenance, Ute Water Conservancy District, Right-of-Way Permit, Mesa County, CO, Due: August 26, 1997, Contact: Dave Stevens (970) 244–3009.

EIS No. 970236, Draft EIS, AFS, MT, Beaver Creek Ecosystem Management Project and Associate Timber Sale, Implementation, Little and Big Beaver Creek Drainage, Kootenai National Forest, Cabinet Ranger District, Sanders County, MT, Due: August 11, 1997, Contact: John Head (406) 827–3533.

EIS No. 970237, Draft Supplement, COE, CA, Syar Mining Operation and Reclamation Plan, Six Sites Selected along the Russian River, New and Updated Information, Construction, Mining-Use-Permit and COE Section 404 Permit, City of Healdsburg, Sonoma County, CA, Due: August 11, 1997, Contact: Peter Straub (415) 977–8443.

EIS No. 970238, Final EIS, AFS, CA, Whale Rock Analysis Area Multi-Resource Improvement and Management Plan, Implementation, Eldorado National Forest, Pacific Southwest Region, Eldorado County, CA, Due: July 28, 1997, Contact: Don Errington (916) 647–5450.

Dated: June 24, 1997.

William D. Dickerson,

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 97–16936 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–5481–9]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared June 09, 1997 through June 13, 1997 pursuant to the Environmental Review Process (ERP), under Section 309 of the Clean Air Act and Section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at (202) 564–7167.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 04, 1997 (62 FR 16154).

Draft EISs

ERP No. D–AFS–J65261–MT Rating EC2, Beaverhead Forest Plan Riparian Amendment, Implementation, Beaverhead—Deerlodge National Forest, Beaverhead, Madison, Silver Bow, Deer Lodge and Gallatin Counties, MT.

Summary: EPA expressed environmental concerns regarding the rate of restoration of existing degraded water quality and fisheries in the project area, and believed additional information is needed to describe alternatives and fully assess and mitigate all potential impacts of the proposed project (e.g., description of the new alternative suggested in the Forest Supervisor's letter dated November 25, 1996).

ERP No. D–AFS–J65264–UT Rating EC2, Sheepherder Hill Sanitation Salvage Sale, Management of Selected Vegetation Stands, Implementation, Uinta National Forest, Spanish Fork District, Nebo Management Area, Utah County, UT.

Summary: EPA expressed environmental concerns about potential adverse impacts to water quality and wetlands. EPA requested clarification and additional information concerning possible use of riparian buffers and sediment control measures in the final EIS.

ERP No. D–AFS–J65265–WY Rating EC2, Tie Camp Timber Sale, Harvesting Timber and Road Construction, Medicine Bow-Routt National Forest, Brush Creek/Hayden Ranger District, Carbon County, WY and Jackson County, CO.

Summary: EPA expressed environmental concerns and requested clarification and additional information on the use of best management practices (BMPs) for sediment control.

ERP No. D–AFS–K65197–CA Rating EC2, Canyons Analysis Area, Implementation, Tahoe National Forest, Trucker Ranger District, Sierra and Nevada Counties, CA.

Summary: EPA expressed environmental concerns about potential adverse effects to water quality from the construction of a new road/trail solely for OHV recreation. EPA also proposed that additional road obliterations be identified and implemented in the final EIS.

ERP No. D–AFS–L65278–ID Rating EC2, Middle Fork Analysis Area Management Plan, Implementation, Nez Perce National Forest, Selway Ranger District, Idaho County, ID.

Summary: EPA expressed environmental concerns about water and air quality and that implementation of best management practices and associated mitigation measures may not ensure protection of beneficial uses downstream of the project area. Additional information is needed on how proposed BMPs and mitigation measures will offset the proposed timber harvest activities.

ERP No. D–AFS–L65285–AK Rating EC2, Chasina Timber Sale, Harvesting Timber and Road Construction, Tongass National Forest, Craig Ranger District, Ketchikan Administrative Area, AK.

Summary: EPA expressed environmental concerns related to the purpose and need for the project, potential impacts of water quality and the marine environment, and the commitment to implement necessary and appropriate mitigation measures.

ERP No. D–BLM–J67024–MT Rating LO, Cooke City Area Mineral Withdrawal, Implementation, Gallatin and Custer National Forests, Cooke City, Park County, MT.

Summary: EPA expressed lack of objections but suggested that the Final EIS include specific guidance from the Department of Interior's latest updates on national water management and acid rock drainage policies and how these will be integrated into the proposed action.

ERP No. D–BLM–K60105–CA Rating EC2, U.S. Army National Training Center, and Acquisition, Implementation, Fort Irwin, San Bernardino County, CA.

Summary: EPA had environmental concerns that the draft EIS did not discuss compliance with the Clean Water Act and the Water Quality Control Plan; did not discuss opportunities to reduce the amount of hazardous materials and hazardous waste; did not provide for solid waste and hazardous materials mitigation; stated that Army environmental mitigation commitments are subject to funding availability; and did not discuss consistency with an Executive Order on Indian sacred sites. Lastly, the draft EIS does not provide rational for obtaining more acreage than is indicated for the mission objective.

ERP No. D–BLM–K67042–CA Rating EC2, Castle Mountain Mine Open Pit Heap Leach Gold Mine Expansion Project, Plan of Operations Modification and Mine and Reclamation Plans Amendment, Approvals, San Bernardino County, CA.

Summary: EPA expressed environmental concerns regarding acid generation potential, cumulative impacts to the Lanfair Valley aquifer, and rock competence following the cessation of mining.

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ERP No. F–AFS–J65215–MT Elk Creek Land Exchange and Granting an Easement to Plum Creek, Implementation, Flathead National Forest, Swan Lake Ranger District, MT.

Summary: EPA expressed concerns about adverse environmental impacts to water quality, fish and wildlife habitat. EPA noted that Squeezer and Goat Creeks were included on the State's listing of impaired surface waters, and EPA expressed concern that additional roading and timber harvesting in these watersheds by Plum Creek Timber Company could aggravate existing water quality problems. EPA also expressed concerns about the potential for future mining or oil and gas development on the acquired Elk Creek lands to degrade bull trout spawning habitat.

ERP No. F–AFS–J65243–MT Castle Mountains Allotment Management Plan, Implementation, Lewis and Clark National Forest, Musselshell and King Hill Ranger Districts, White Sulphur Springs, Meagher County, MT.

Summary: EPA expressed environmental concerns about the selection of a new preferred alternative in the Final EIS and Record of Decision (Alternative 10). EPA believed Alternative 4A provided a more appropriate balance among resource trade-offs, and represents management that would allow greater and more rapid recovery of degraded streams, and thus, be more protective of the public resource.

ERP No. F–AFS–K65193–NV Griffon Mining Project, Implementation, Plan of Operations Approval, Humboldt-Toiyabe National Forests, Ely Ranger District, White Pine County, NV.

Summary: Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F–AFS–L65234–ID Hobo Cornwall Project Area Timber Sale and Ecosystem Management Plan, Implementation, Idaho Panhandle National Forests, St. Joe Ranger District, Shoshone County, ID.

Summary: Review of the Final EIS has been completed and the project found to be satisfactory. EPA had no objection to the preferred alternative as described in the EIS.

ERP No. F–BLM–J01075–WY North Rochelle Mine, Application for Federal Coal Lease (WYW127221), Special-Use-Permits and NPDES Permit, Campbell County, WY.

Summary: The Final EIS responds to concerns and recommendations expressed by EPA's comments on the draft EIS. EPA agreed that the preferred alternative, Alternative A, can be implemented without significant impact to the environment.

ERP No. F–BLM–J67023–UT Lisbon Valley Copper Project, Plan of Operations Approval for an Open Pit Copper Mine and Heach Operation in Lower Lisbon Valley, San Juan and Grand Counties, UT.

Summary: The Final EIS addresses comments raised by EPA in the draft EIS on water management and monitoring. EPA is still concerned about potential groundwater ponding in the mine pits and adverse effects on migrating water fowl, and the adequacy of the bond post mining.

ERP No. F–USN–L11030–ID Naval Surface Warfare Center (NSWC), Acoustic Research Detachment (ARD), Carderock Division (CD), Capital Improvements Plan, Implementation, in the Town of Bayview, Kootenai County, ID.

Summary: Review of the Final EIS has been completed and the project found to be satisfactory. EPA had no objection to the preferred alternative as described in the EIS.

Dated: June 24, 1997.

William D. Dickerson,

Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 97–16937 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–5481–1]

Designation of an Ocean Dredged Material Disposal Site (ODMDS) Offshore Port Everglades Harbor, FL and an ODMDS Offshore Palm Beach Harbor, FL; Intent To Prepare an Environmental Impact Statement

AGENCY: U.S. Environmental Protection Agency (EPA) Region 4.

ACTION: Notice of Intent to prepare an Environmental Impact Statement (EIS) on the final designation of an ODMDS offshore Port Everglades Harbor, Florida and an ODMDS offshore Palm Beach Harbor, Florida.

PURPOSE: The U.S. EPA, Region 4, in accordance with Section 102(2)(c) of the National Environmental Policy Act (NEPA) and in cooperation with the U.S. Army Corps of Engineers, Jacksonville District, will prepare a Draft EIS on the designation of an ODMDS offshore Port Everglades Harbor, Florida and an ODMDS offshore Palm Beach Harbor, Florida. An EIS is needed to provide the information necessary to designate an ODMDS. This Notice of Intent is issued Pursuant to Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, and 40 CFR Part 228 (Criteria for the Management of Disposal Sites for Ocean Dumping).

FOR FURTHER INFORMATION AND TO BE PLACED ON THE PROJECT MAILING LIST CONTACT: Mr. Christopher McArthur, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, Atlanta, Georgia 30303, phone 404–562–9391 or Mr. Rea Boothby, U.S. Army Corps of Engineers, Jacksonville District, Planning Division, P.O. Box 4970, Jacksonville, Florida 32232–0019, phone 904–232–3453.

SUMMARY: The entrance channel and turning basin of Port Everglades Harbor must receive periodic maintenance dredging to ensure safe navigation. The dredged material has been disposed of at an interim ODMDS for Port Everglades Harbor in the past. Designation of a Port Everglades Harbor ODMDS is being evaluated to determine the most feasible and environmentally acceptable ocean disposal site for anticipated future dredging. The Palm Beach Harbor Federal Project navigation channel must receive periodic maintenance dredging to ensure safe navigation. The dredged material has been disposed of at an interim ODMDS for Palm Beach Harbor in the past. Designation of a Palm Beach Harbor ODMDS is being evaluated to determine the most feasible and environmentally acceptable ocean disposal site for anticipated future dredging.

NEED FOR ACTION: The Corps of Engineers, Jacksonville District, has requested that EPA designate an ODMDS offshore Port Everglades Harbor, Florida and an ODMDS offshore Palm Beach Harbor, Florida for the disposal of dredged material from the Port Everglades Harbor and Palm Beach Harbor areas, respectively, when ocean disposal is the preferred disposal alternative. An EIS is required to provide the necessary information to evaluate alternatives and designate the preferred ODMDSs.

ALTERNATIVES:

1. No action. The no action alternative is defined as not designating an ocean disposal site.
2. Alternative disposal sites in the nearshore, and shelf break regions.

SCOPING: A scoping meeting is not contemplated. Scoping will be accomplished by correspondence with affected Federal, State and local agencies, and with anticipated interested parties.

ESTIMATED DATE OF RELEASE: The Draft EIS will be made available in January 1998.

RESPONSIBLE OFFICIAL: John H. Hankinson, Jr., Regional Administrator, Region 4.

Dated: June 24, 1997.

Richard E. Sanderson,

Director, Office of Federal Activities.

[FR Doc. 97–16938 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[ER–FRL–5481–2]

Designation of an Ocean Dredged Material Disposal Site (ODMDS) Offshore Port Royal, SC; Intent To Prepare an Environmental Impact Statement

AGENCY: U.S. Environmental Protection Agency (EPA) Region 4.

ACTION: Notice of intent to prepare an Environmental Impact Statement (EIS) on the final designation of an ODMDS offshore Port Royal, South Carolina.

PURPOSE: The U.S. EPA, Region 4, in accordance with Section 102(2)(c) of the National Environmental Policy Act (NEPA) and in cooperation with the U.S. Army Corps of Engineers, Charleston District, will prepare a Draft EIS on the designation of an ODMDS

offshore Port Royal, South Carolina. An EIS is needed to provide the information necessary to designate an ODMDS. This Notice of Intent is issued Pursuant to Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, and 40 CFR Part 228 (Criteria for the Management of Disposal Sites for Ocean Dumping).

FOR FURTHER INFORMATION AND TO BE PLACED ON THE PROJECT MAILING LIST CONTACT: Mr. Gary Collins, U.S. Environmental Protection Agency, Region 4, 61 Forsyth Street, Atlanta, Georgia 30303, phone 706–355–8725 or Ms. Robin Coller-Socha, U.S. Army Corps of Engineers, Charleston District, Planning Division, P.O. Box 919, Charleston, South Carolina, phone 803–727–4696.

SUMMARY: The entrance channel, inner harbor area and public/private berths of Port Royal Harbor must receive periodic maintenance dredging to ensure safe navigation. The dredged material has been disposed of at an interim ODMDS for Port Royal in the past. Designation of a Port Royal ODMDS is being evaluated to determine the most feasible and environmentally acceptable ocean disposal site for anticipated future dredging.

NEED FOR ACTION: The Corps of Engineers, Charleston District, has requested that EPA designate an ODMDS offshore Port Royal, South Carolina for the disposal of dredged material from the Port Royal area, when ocean disposal is the preferred disposal alternative. An EIS is required to provide the necessary information to evaluate alternatives and designate the preferred ODMDS.

ALTERNATIVES:

1. No action. The no action alternative is defined as not designating an ocean disposal site.
2. Alternative disposal sites in the nearshore, and shelf break regions.

SCOPING: A scoping meeting will be held during the summer of 1997. Further scoping will be accomplished by correspondence with affected Federal, State and local agencies, and with anticipated interested parties.

ESTIMATED DATE OF RELEASE: The Draft EIS will be made available in 1998–1999 time frame.

RESPONSIBLE OFFICIAL: John H. Hankinson, Jr., Regional Administrator, Region 4.

Dated: June 24, 1997.

Richard E. Sanderson,

Director, Office of Federal Activities.

[FR Doc. 97–16939 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5849–5]

Regulatory Reinvention (XL) Pilot Projects

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of availability of OSi Project XL Draft Final Project Agreement and Related Documents.

SUMMARY: EPA is today requesting comment on a proposed Project XL Final Project Agreement (FPA) for OSi Specialties, Inc. (a subsidiary of Witco Corporation) in Sistersville, West Virginia. The FPA is a voluntary agreement developed collaboratively by OSi, stakeholders, and state and federal regulators. Project XL, announced in the **Federal Register** on May 23, 1995 (60 FR 27282) (FRL–5197–9), gives regulated sources the flexibility to develop alternative strategies that will replace or modify specific regulatory requirements on the condition that they produce greater environmental benefits. EPA has set a goal of implementing a total of fifty projects undertaken in full partnership with the states.

Under the draft FPA, OSi will install an incinerator and route the process vents from its polyether methyl capper production unit to that incinerator for control of organic air emissions. OSi estimates this will reduce the facility's organic air emissions by about 309,000 pounds per year for substantially lower cost than compliance with regulations to be deferred under the Project. In addition, OSi will recover and reuse an estimated 500,000 pounds per year of methanol that would otherwise be disposed of through the facility's on-site wastewater treatment system and would divert about 50,000 pounds per year of organic air emissions from the wastewater treatment unit to the incinerator. This will result in a reduction in sludge generation from OSi's wastewater of 815,000 pounds per year. Lastly, OSi will conduct a waste minimization/pollution prevention study which is expected to result in additional reductions in waste generation at the facility. As an incentive for OSi to take these environmentally beneficial actions, EPA would agree to propose for public comment regulations deferring the application, to the facility's two hazardous waste surface impoundments, of Subpart CC of 40 CFR Parts 264 and 265 which was promulgated under the authority of the Resource Conservation and Recovery Act (RCRA Subpart CC). Also, the West Virginia Department of Environmental Protection (WVDEP) would enter into a consent order with OSi to defer application of similar state regulations in the interim before the State of West Virginia adopts the EPA deferral. In addition, EPA and the State of West Virginia intend to propose, on a case-by-case basis, a limited scope deferral of proposed Clean Air Act Subpart YYY volatile organic compound emission standards for OSi's wastewater collection and treatment system (40 CFR Part 60, Subpart YYY) (CAA Subpart YYY), if applicable. The CAA Subpart YYY relief involves a deferral of Subpart YYY if OSi begins recovery of CAA Subpart YYY substances as a result of its waste minimization efforts and if the final CAA Subpart YYY regulations apply to such activities. This deferral would be granted only if there is no resulting emissions increase from the facility's wastewater system or if organic air emissions increases from all YYY deferrals do not exceed 15,000 pounds per year (about 5 percent of the Project's expected air emission reductions). These deferrals will last until the required compliance date of the national emission standards for hazardous air pollutants from miscellaneous organic processes (the ''MON''). It is expected that the MON will require installation of process vent controls similar to the proposed control for the polyether methyl capper unit process vent emissions to be implemented under the Project. As a result, the Project will be reevaluated at that time to determine whether additional environmental benefits provided by the Project warrant the continuation of the regulatory flexibility granted by the Project. If continuation is warranted, then the FPA and other appropriate documents (e.g., permits, regulations, orders, etc.) will be amended as necessary. If EPA or WVDEP does not determine that continuation of the Project is warranted, the Project will end on the required compliance date of the MON.

DATES: The period for submission of comments ends on July 28, 1997.

ADDRESSES: All comments on the draft Final Project Agreement should be sent to: Cheryl Atkinson, U.S. EPA, Region III, 841 Chestnut Street (3HW70), Philadelphia, PA 19107, or L. Nancy Birnbaum, U.S. EPA, 401 M Street, SW, Room 3134CY Mall (2129), Washington, DC 20460. Comments may also be faxed to Ms. Atkinson at (215) 566–3114 or Ms. Birnbaum at (202) 401–6637. Comments will also be received via electronic mail sent to: atkinson.cheryl@epamail.epa.gov or birnbaum.nancy@epamail.epa.gov.

FOR FURTHER INFORMATION CONTACT: To obtain a copy of the proposed Final Project Agreement, Fact Sheet, or Question and Answer Document, contact: Cheryl Atkinson, U.S. EPA, Region III, 841 Chestnut Street (3HW70), Philadelphia, PA 19107, or L. Nancy Birnbaum, U.S. EPA, 401 M Street, SW, Room 3134CY Mall (2129), Washington, DC 20460. The documents are also available via the Internet at the following location: ''http://www.epa.gov/ProjectXL''. In addition, public files on the Project are located at both the local Sistersville library and EPA Region III in Philadelphia. Questions to EPA regarding the documents can be directed to Cheryl Atkinson at (215) 566–3392 or L. Nancy Birnbaum at (202) 260–2601. To be included on the OSi Project XL mailing list to receive information about future public meetings, XL progress reports and other mailings from OSi on the XL Project, contact: Okey Tucker, OSi Specialties, Inc., Witco Corporation OrganoSilicones Group, 1500 South State Route 2, Friendly, WV 26146. Mr. Tucker can also be reached by telephone at (304) 652–8131. For information on all other aspects of the XL Program contact Christopher Knopes at the following address: Emerging Sectors and Strategies Division; United States Environmental Protection Agency; 3202 Mall; 401 M Street, SW; Mail Code 2129; Washington, DC 20460. The telephone number for the Division is (202) 260–5754. The facsimile number is (202) 401–6637. Additional information on Project XL, including documents referenced in this notice, other EPA policy documents related to Project XL, regional XL contacts, application information, and descriptions of existing XL projects and proposals, is available via the Internet at ''http://www.epa.gov/ProjectXL'' and via an automated fax-on-demand menu at (202) 260–8590.

Dated: June 23, 1997.

Christopher Knopes,

Acting Director, Emerging Sectors and Strategies Division.

[FR Doc. 97–16893 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–U

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5848–8]

Peer Review of Agency Research Plans

AGENCY: Environmental Protection Agency.

ACTION: Notice of meeting.

SUMMARY: This notice announces two workshops sponsored by the U.S. Environmental Protection Agency's (EPA) Office of Research and Development (ORD) to obtain scientific peer-review for two research plans, one entitled ''Research Plan for Endocrine Disruptors'' and the other entitled ''Global Change Research Strategy.''

DATES: The dates for the workshops are listed below. Members of the public may attend as observers. Due to limited space, seating at the meetings will be on a first-come first-serve basis.

Peer Review of Endocrine Disruptors Research Plan. The workshop will begin at 8 a.m. and end no later than 5 p.m. on Tuesday, July 8, 1997, and begin at 9 a.m. and end no earlier than 1 p.m. on Wednesday, July 9, 1997.

Peer Review of Global Change Research Strategy. The workshop will begin at 8 a.m. and end no later than 5 p.m. on Wednesday, July 23, 1997, and begin at 8:30 a.m. and end no earlier than 3:30 p.m. on Thursday, July 24, 1997.

ADDRESSES: Both peer reviews will be held at the Carlton Hotel, 923 16th Street, Washington, DC Eastern Research Group, Inc., an EPA contractor, is providing logistical support for the workshop. To attend the workshop as an observer, contact Eastern Research Group, Inc., Tel: (617) 674–7374. Space is limited so please register early.

AVAILABILITY OF REVIEW MATERIALS: An electronic version of each research strategy is accessible on EPA's Office of Research and Development home page on the Internet at http://www.epa.gov/ORD/resplans.

FOR FURTHER INFORMATION CONTACT: Endocrine Disruptors Research Plan Peer Review—Dr. Robert Kavlock, U.S. Environmental Protection Agency (MD–71), Research Triangle Park, NC 27711, telephone (919) 541–2771. Global Change Research Strategy Peer Review—Mr. Thomas Barnwell, U.S. Environmental Protection Agency (MD–75), Research Triangle Park, NC 27711, telephone (919) 541–2106.

SUPPLEMENTARY INFORMATION: The Endocrine Disruptors Research Plan was developed to provide a roadmap for the EPA's Office of Research and Development research program on endocrine disruptors. It is intended to provide guidance to both the intramural research program and the extramural grants program in terms of research priorities and the pacing of the research programs over the next five years. The plan recognizes that considerable research in this area is funded by several federal agencies and seeks to emphasize those areas where EPA can make a substantive and meaningful contribution. The plan has been circulated through the CENR (Committee on the Environment and National Resources) Working Group on Endocrine Disruptors that is coordinating efforts across the federal government.

Briefly, the plan addresses research needs in the areas of biological effects (both for human health and wildlife) and exposure assessment. Importantly, it also contains a ''linkage'' section that strives to integrate effects and exposure research to provide a more complete analysis of the risks than has generally been done in the past for endocrine disruptors. Specific projects will be chosen for funding following peer review of proposals submitted under targeted Reguests for Applications (RFAs) during each budget year. These RFAs will be based on the overall strategy, and fine tuned each year to ensure the appropriate balance and mix of research, given progress achieved in prior years.

The Global Change Research Strategy is focused on the resolution of issues resulting from the recent Intergovernmental Panel on Climate Change (IPCC) report suggesting the potential for serious ecological and health effects due to global change, and on addressing priorities established in the overall federal research program. The strategic foci of ORD's global change research program are: identification and evaluation of (1) regional ecological vulnerabilities (including associated human health impacts) to temperature and hydrologic changes associated with predicted changes in climate; and (2) adaptation strategies and cost-effective technologies to prevent or control greenhouse gas emissions.

ORD's first major focus is to provide a stronger scientific basis for understanding, predicting and assessing the causes and impacts of changes in terrestrial, aquatic and coastal ecosystems resulting from human-induced and natural stressors. ORD's second major focus is to implement a variety of emission reduction and adaptation measures to implement a variety of emission reduction. Due to uncertainties about the significance of impacts and the wide variety of emission sources, an array of options will be needed. The strategy document describes the research areas and planned direction for the ORD program over the next 3 to 5 years.

Dated June 23, 1997.

Joseph K. Alexander,

Deputy Assistant Administrator for Science, Office of Research and Development.

[FR Doc. 97–16899 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5849–4]

Clean Air Act Advisory Committee

ACTION: Clean Air Act Advisory Committee; Notice of Meeting.

SUMMARY: The Environmental Protection Agency (EPA) established the Clean Air Act Advisory Committee (CAAAC) on November 19, 1990 to provide independent advice and counsel to EPA on policy issues associated with implementation of the Clean Air Act of 1990. The Committee advises on economic, environmental, technical, scientific, and enforcement policy issues.

OPEN MEETING NOTICE: Pursuant to 5 U.S.C. App. 2 Section 10(a)(2), notice is hereby given that the Clean Air Act Advisory Committee will hold its next open meeting on Thursday, August 7, 1997 from 8:30 a.m. to 3:00 p.m. at Georgetown University Conference Center, 3800 Reservoir Road, NW., Washington, DC. Seating will be available on a first come, first served basis. The Permits/NSR/Toxics Integration Subcommittee, the Economic Incentives and Regulatory Innovations Subcommittee, the Linking Transportation and Air Quality Concerns Subcommittee and the Climate Change Subcommittee will conduct Meetings on Wednesday, August 6, 1997, from approximately 7:00 p.m. to 9:00 p.m. Subcommittee meeting times may change at the discretion of the co-chairs.

INSPECTION OF COMMITTEE DOCUMENTS: The committee agenda and any documents prepared for the meeting will be publicly available at the meeting. Thereafter, these documents, together with CAAAC meeting minutes, will be available by contacting Committee DFO Paul Rasmussen at (202) 260–6877.

FOR FURTHER INFORMATION: Concerning this meeting of the CAAAC, please contact Paul Rasmussen, Office of Air and Radiation, US EPA (202) 260–6877, Fax (202) 260–4185, or by mail at US EPA, Office of Air and Radiation (Mail Code 6102), Washington, DC 20460. If you would like to receive an agenda for the CAAAC meeting, please leave your fax number on Mr. Rasmussen's voice mail and it will be forwarded to you.

Dated: June 18, 1997.

Mary D. Nichols,

Assistant Administrator for Air and Radiation.

[FR Doc. 97–16896 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–M

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5849–8]

Microbial and Disinfectants/ Disinfection Byproducts Advisory Committee; Notice of Open Meeting

Under Section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. 2, notice is hereby given that a meeting of the Microbial and Disinfectants/ Disinfection Byproducts MD/DBP Advisory Committee will be held on July 15, 1997 from 9 a.m. until 5 p.m. at the office of Resolve, Inc., located at 1255 23rd St., NW., Suite 275, Washington DC 20037. The Committee was established earlier this year (on February 21, 1997, at 62 FR 8012) to assist the Environmental Protection Agency (EPA) in the development of regulations, guidance and policies to address microorganisms and disinfectants/disinfection by-products in drinking water.

The purpose of the meeting is to discuss issues related to the development of an Interim Enhanced Surface Water Treatment Rule (IESWTR) and a Stage 1 Disinfectants/Disinfection Byproducts (D/DBP) Rule. The agenda for the meeting will include discussion on the agreement in principle document which was drafted by Committee members at the previous meeting in June (**Federal Register** /Vol. 62, No. 93/ Wednesday, May 14, 1997), for purposes of signature. The agreement-in-principle document includes recommendations on 9 key issues (i.e., Maximum Contaminant Levels for Total Trihalomethanes (TTHMs), Haloacetic Acids (HAA5) and bromate; enhanced coagulation; microbial benchmarking/ profiling; disinfection credit; turbidity; a Maximum Contaminant Level Goal for Cryptosporidium; removal of Cryptosporidium; multiple barrier concept for Cryptosporidium for the Enhanced Surface Water Treatment Rule; and sanitary surveys. The Committee will also review EPA's working draft of a Notice of Data Availability for the rules, which the Agency plans to publish in the Federal Register this fall, and discuss next steps.

The meeting will be open to the public. Members of the public may attend the meeting, make oral statements at the meeting to the extent time permits and/or file written statements with the Committee for its consideration.

Members of the public who would like more information or who would like to present an oral statement or submit a written statement are requested to contact the Committee's Designated Federal Officer, Steve Potts, at the Office of Ground Water and Drinking Water, U.S. EPA, mail Code 4607, 401 M Street, SW., Washington, D.C. 20460. Mr. Potts may also be reached by telephone at (202) 260–5015 or contacted by e-mail at Potts.Steve@EPAMAIL.EPA.GOV.

Dated: June 24, 1997.

William R. Diamond,

Acting Director, Office of Ground Water and Drinking Water.

[FR Doc. 97–16889 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5849–7]

Science Advisory Board, Emergency Notification of Public Advisory Committee Meeting; June 30–July 3, 1997

On June 12, 1997, the Science Advisory Board announced that its Environmental Engineering Committee (EEC) would conduct a public meeting from Monday June 30, 1997 through Thursday July 3, 1997. That notice contained an incorrect fax number for obtaining copies of the review documents for the TRI Relative Risk-Based Environmental Indicators Project. The correct information follows.

Copies of the reference documents supporting this review can be obtained from the TSCA Nonconfidential Information Center, Room B–607, Northeast Mall, 401 M Street, SW., Washington, D.C. 20460, 12 noon to 4 p.m., Monday through Friday, except legal holidays. Requests for documents should be sent in writing to fax number (202) 260–5069 or E-mail to oppt.ncic@epamail.epa.gov. Refer to Administrative Record Number AR181. Documents available are: (1) Toxics Release Inventory Relative Risk-Based Environmental Indicators Methodology (203 pages); (2) Toxics Release Inventory Relative Risk-Based Environmental Indicators Project: Interim Toxicity Weighting Summary Document (230 pages); and (3) Toxics Release Inventory Relative Risk-Based

Environmental Indicators Project: Summary of Comments Received on the 1992 Draft Methodology and Responses to Comments (63 pages).

Dated: June 19, 1997.

Donald G. Barnes,

Staff Director, Science Advisory Board.

[FR Doc. 97–16891 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5849–6]

Science Advisory Board Notification of Public Advisory Committee Meeting; Open Meeting

Pursuant to the Federal Advisory Committee Act, Public Law 92–463, notice is hereby given that the Integrated Human Exposure Committee (IHEC) of the Science Advisory Board (SAB) will meet on July 21–22, 1997, at the Environmental Protection Agency's Waterside Mall Complex, 401 M Street, SW, Washington, DC 20460 in Room 2103. For convenient access, members of the public should use the public entrance to the Waterside Mall commercial area on ''M'' street side of the complex, adjacent to the Safeway. The meeting will begin at 9:00 a.m. and end no later than 5:00 p.m. on each day. All times noted are Eastern Time. The meeting is open to the public. Due to limited space, seating will be on a first-come basis.

The main purpose of the meeting is to review the Source Ranking Database (SRD), developed under the U.S. EPA Indoor Air Source Characterization Project (IASCP), and to consult with the Office of Indoor Air on the development of a strategy to address indoor air issues.

The SRD provides a mechanism for a systematic screening-level review of a large number of indoor sources to identify high-priority product and material categories for further evaluation. It produces risk-based rankings by multiplying an indoor-air concentration by a hazard score for each chemical in a given product or material, for each environment in which the product/material is used. The SAB has been asked to review the assumptions and methodologies used in scoring product/material categories in order to rank them for further characterization and possible risk management attention. Documentation for the SRD is not available from the SAB. Requests for documentation and technical questions should be directed to Mr. James Darr. Economics, Exposure, and Technology Division (7406), US EPA, 401 M St SW, Washington, DC 20460. Mr. Darr may be contacted by telephone at 202–260–3441; by fax at 202–260–0981; and by E-mail at darr.james@epamail.epa.gov.

EPA's Office of Air and Radiation (OAR) is developing an intra-agency strategy and action plan which addresses the protection of human health indoors in the 21st century. The SAB has been asked to consult with the OAR on the appropriate direction for the strategy and action plan, especially regarding the importance of addressing human health indoors, the methods that should be used to set priorities for activities and research, gaps in knowledge in this area, and the need to integrate research activities across the Agency.

Documentation for background materials for the consultation are not available from the SAB. Requests for documentation and technical questions about the indoor air strategy should be directed to Ms. Renelle Rae, Indoor Environments Division (6604J), 401 M St., SW, Washington, DC 20460. Ms. Rae may be contacted by telephone at 202–233–9435, by fax at 202–233–9652; and by e-mail at: Rae.Renelle@epamail.epa.gov

Members of the public desiring additional information about the meeting, including an agenda, should contact Ms. Dorothy Clark, Staff Secretary, Science Advisory Board (1400), US EPA, 401 M Street, SW, Washington DC 20460, by telephone at (202) 260–8414; by fax at (202) 260–7118; or by e-mail at: Clark.Dorothy@epamail.epa.gov

Anyone wishing to make an oral presentation at the meeting must contact Mr. Samuel Rondberg, Designated Federal Official for the IHEC in writing no later than 4:00 p.m., July 14, 1997, by fax at (202) 260–7118, or via the INTERNET at Rondberg.Sam@epamail.epa.gov. The request should identify the name of the individual who will make the presentation and an outline of the issues to be addressed.

At least 35 copies of any written comments to the Committee are to be given to Mr. Rondberg no later than the time of the presentation for distribution to the Committee and the interested public.

Dated: June 18, 1997.

Donald G. Barnes,

Staff Director, Science Advisory Board.

[FR Doc. 97–16892 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[OPP–340112A; FRL 5725–8]

Amendments; Notice of Receipt of Requests to Delete Uses in Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, EPA is issuing an amendment to a notice of receipt of request by registrants to delete uses in certain pesticide registrations.

FOR FURTHER INFORMATION CONTACT: By mail: James A. Hollins, Office of Pesticide Programs (7502C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location for commercial courier, delivery, telephone number and e-mail: Rm. 216, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305–5761; e-mail: hollins.james@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

Section 6(f)(1) of FIFRA, provides that a registrant of a pesticide product may at any time request that any of its pesticide registrations be amended to delete one or more uses. The Act further provides that, before acting on the request, EPA must publish a notice of receipt of any such request in the **Federal Register**. Thereafter, the Administrator may approve such a request.

II. Intent to Delete Uses

This is an amendment to **Federal Register** (FR) notice, OPP–340112; [FRL 5721–2], dated June 11, 1997. The Chlorpyrifos registrations announced in this notice for Makhteshim-Agan of North America Inc., and DowElanco are being republished to identify the sites being deleted from the label in more detail. These EPA Registrations listed in referenced FR notice are: 011678–00045, Pyrinex Technical; 062719–00015, Dursban F Insecticide Chemical; 062719–00044, Dursban R Insecticide Chemical; 062719–00045, Dursban 30 SEC Insecticide Concentrate; 062719–00066, Dursban HF Insecticidal Concentrate; 062719–00078, Dursban W Insecticidal Chemical; 062719–00225, XRM5222.

The deleted sites from each label are as follows: Pest Control Indoors (Indoor): Indoor broadcast use; total

release foggers for indoor residential and nonresidential (except greenhouse) use; coating products intended for large indoor surface areas such as floors, walls, and ceilings inside residential dwellings, offices, schools, or health care institutions including, but not limited to, houses, apartments, nursing homes and patient rooms in hospitals. Pets and Domestic Animals (Indoor): Animal dips, sprays, shampoos, dusts. Aquatic Uses (Aquatic Food Crop) (Aquatic Non-Food): Any aquatic use, including mosquito larvicide. Pest Control Indoors or Outdoors (Domestic Indoor or Outdoor): Paint additives; application in sewer manholes. The 30–day comment period announced in referenced FR notice for these registrations still applies.

List of Subjects

Environmental protection, Pesticides and pests, Product registrations.

Dated: June 11, 1997.

Linda A. Travers,

Director, Information Resources and Services Division, Office of Pesticide Programs.

[FR Doc. 97–16766 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–F

ENVIRONMENTAL PROTECTION AGENCY

[OPP–66241; FRL 5721–3]

Notice of Receipt of Requests to Voluntarily Cancel Certain Pesticide Registrations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In accordance with section 6(f)(1) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, EPA is issuing a notice of receipt of requests by registrants to voluntarily cancel certain pesticide registrations.

DATES: Unless a request is withdrawn by December 24, 1997, orders will be issued cancelling all of these registrations.

FOR FURTHER INFORMATION CONTACT: By mail: James A. Hollins, Office of Pesticide Programs (7502C), Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location for commercial courier, delivery, telephone number and e-mail: Rm. 216, Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA, (703) 305–5761; e-mail: hollins.james@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

Section 6(f)(1) of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA), as amended, provides that a pesticide registrant may, at any time, request that any of its pesticide registrations be cancelled. The Act further provides that EPA must publish a notice of receipt of any such request in the **Federal Register** before acting on the request.

II. Intent to Cancel

This Notice announces receipt by the Agency of requests to cancel some 61 pesticide products registered under section 3 or 24(c) of FIFRA. These registrations are listed in sequence by registration number (or company number and 24(c) number) in the following Table 1.

TABLE 1. — REGISTRATIONS WITH PENDING REQUESTS FOR CANCELLATION

Registration No.	Product Name	Chemical Name
000100 OR–95–0018	Tilt Fungicide	1-((2-(2,4-Dichlorophenyl)-4-propyl-1,3-dioxolan-2-yl)methyl)-1*H*-1,2,4-triazole
000352 TX–92–0011	Dupont Lannate LV Insecticide	*S*-Methyl *N*-((methylcarbamoyl)oxy)thioacetimidate
000352 TX–93–0022	Dupont Lannate Insecticide	*S*-Methyl *N*-((methylcarbamoyl)oxy)thioacetimidate
000524–00417	Expedite Broadleaf Herbicide 2-Way Ester	Acetic acid, (2,4-dichlorophenoxy)-, 2-ethylhexylester Isooctyl 2-(2-methyl-4-chlorophenoxy)propionate
000773–00070	Expar Plus 5 Home and Carpet Spray	*N*-Octyl bicycloheptene dicarboximide (Butylcarbityl)(6-propylpiperonyl) ether 80% and related compounds 20% Pyrethrins Cyclopropanecarboxylic acid, 3-(2,2-dichloroethenyl)-2,2-dimethyl-, Ethyl 2-(p-phenoxyphenoxy)ethyl carbamate
001270–00024	Zep-O-Mint	2-Benzyl-4-chlorophenol
001812 WA–94–0040	Linex 50 DF	3-(3,4-Dichlorophenyl)-1-methoxy-1-methylurea
002749–00117	Chlorpropham Technical	Isopropyl *N*-(3-chlorophenyl)carbamate
005383–00061	Troysan 190	4,4-Dimethyloxazolidine
005905–00055	Helena 4 lb Methyl Parathion Emulsifiable Concentrate	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
005905–00414	7.5 Methyl Parathion	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
005905 ID–92–0006	Helena 4 lb Methyl Parathion Emulsifiable Concentrate	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
005905 TX–95–0012	Helena 4 lb Methyl Parathion Emulsifiable Concentrate	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
005905 WA–92–0014	Helena 4 lb Methyl Parathion Emulsifiable Concentrate	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
008660–00029	Methyl Parathion 4 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
009779–00034	Methyl Parathion 4	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
009779–00153	Riverside Mal-Methyl 44E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate

TABLE 1. — REGISTRATIONS WITH PENDING REQUESTS FOR CANCELLATION—Continued

Registration No.	Product Name	Chemical Name
		O,O-Dimethyl phosphorodithioate of diethylmercaptosuccinate
009779–00207	Riverside Mal Methyl 63 ULV	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate *O,O*-Dimethyl phosphorodithioate of diethyl mercaptosuccinate
009779–00218	Riverside Methyl Parathion 7.2	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
009779–00323	Dithon 63	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate *O,O*-Diethyl *o-p*-nitrophenyl phosphorothioate
009779 ID–92–0014	Methyl Parathion 4	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
009779 TX–94–0013	Riverside Methyl Parathion 7.2	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
009779 WA–93–0015	Methyl Parathion 4	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704–00072	Clean Crop Methyl Parathion 7.5	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704–00094	Metaspray 5E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704–00183	Methy Parathion 1.5 Thiodan 3EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate 6,7,8,9,10-Hexachloro-1,5,5a,6,9,9a-hexahydro-6,9-methano-2,4,3-benzodioxathiepin-3-oxide
034704–00308	Trinox 80% Soluble Powder Selective Insecticide	Dimethyl (2,2,2-trichloro-1-hydroxyethyl)phosphonate
034704–00478	Oxy Methyl Parathion-Thiosulfan 1.5-1.5 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate 6,7,8,9,10-Hexachloro-1,5,5a,6,9,9a-hexahydro-6,9-methano-2,4,3-benzodioxathiepin-3-oxide
034704–00630	Dichloroprop Technical (2,4-DP)	2-(2,4-Dichlorophenoxy)propionic acid
034704 DE–91–0001	Sprout Nip Emulsifiable Concentrate	Isopropyl *N*-(3-chlorophenyl)carbamate
034704 ID–92–0009	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 MD–91–0008	Sprout Nip Emulsifiable Concentrate	Isopropyl *N*-(3-chlorophenyl)carbamate
034704 MS–82–0047	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 MT–92–0003	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 ND–79–0009	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 ND–82–0021	Spud Nic-4	Isopropyl *N*-(3-chlorophenyl)carbamate
034704 OR–92–0018	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 TX–83–0025	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
034704 VA–91–0004	Sprout Nip Emulsifiable Concentrate	Isopropyl *N*-(3-chlorophenyl)carbamate
034704 WA–90–0004	4.90% Strychnine Paste	Strychnine
034704 WA–92–0017	Clean Crop Methyl Parathion 4-E	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
038167 TX–91–0006	7.5 lb. Methyl Parathion	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
045639–00061	Mitac WP	*N'*-(2,4-Dimethylphenyl)-*N*-(((2,4-dimethylphenyl)imino)methyl)-*N*-methylmethanimidamide
045639 TX–92–0019	Carzol SP	*m*-(((Dimethylamino)methylene)amino)phenyl-*N*-methylcarbamate, hydrochloride
047000–00047	Poly-Coat Beef and Dairy Cattle Duster contains Co-Ral	*O,O*-Diethyl *O*-(3-chloro-4-methyl-2-oxo-2*H*-1-benzopyran-7-yl) phosphorothioate
049517 TX–95–0007	Pick - Mor	Cacodylic acid Cacodylic acid, sodium salt Sodium chlorate
051036–00018	Methyl Parathion 4 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
051036–00042	Methyl Parathion Liquid 4 Prod. #909	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
051036–00088	Methyl Parathion 6EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
051036–00278	Technical Methyl Paration	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
051036 ID–94–0005	Methyl Parathion 4 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate

TABLE 1. — REGISTRATIONS WITH PENDING REQUESTS FOR CANCELLATION—Continued

Registration No.	Product Name	Chemical Name
051036 TX–94–0007	Methyl Parathion 4 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
051036 WA–94–0028	Methyl Parathion 4 EC	*O,O*-Dimethyl *o-p*-nitrophenyl phosphorothioate
056228 TX–94–0012	Compound DRC-1339 Concentrate-Feedlots	3-Chloro-p-toluidine hydrochloride
059639–00021	Dibrom Fly & Mosquito Spray	1,2-Dibromo-2,2-dichloroethyl dimethyl phosphate
059639 OR–89–0015	Orthene 75 S Soluble Powder	*O,S*-Dimethyl acetylphosphoramidothioate
062719–00118	Treflan 5	Trifluralin (α,α,α-trifluro-2,6-dinitro-*N,N*-dipropyl-p-toluidine) (Note: α = alpha)
065726–00001	Pin Nip 7A -- Aerosol Sprout Inhibitor	Isopropyl *N*-(3-chlorophenyl)carbamate
070596–00002	Riverdale MCPA Technical Amine	Dimethylamine 2-methyl-4-chlorophenoxyacetate
070596–00003	Riverdale MCPA Technical Ioe	Isooctyl 2-methyl-4-chlorophenoxyacetate
070596–00004	Riverdale MCPA Technical Acid	2-Methyl-4-chlorophenoxyacetic acid

Unless a request is withdrawn by the registrant within 180 days of publication of this notice, orders will be issued cancelling all of these registrations. Users of these pesticides or anyone else desiring the retention of a registration should contact the applicable registrant directly during this 90–day period. The following Table 2, includes the names and addresses of record for all registrants of the products in Table 1, in sequence by EPA Company Number.

TABLE 2.— REGISTRANTS REQUESTING VOLUNTARY CANCELLATION

EPA Company No.	Company Name and Address
000100	Novartis Crop Protection, Inc., Box 18300, Greensboro, NC 27419.
000352	E.I. Du Pont De Nemours & Co., Inc., Barley Mill Plaza, Walker's Mill, Wilmington, DE 19880.
000524	Monsanto Co., 700 14th St., NW., Suite 1100, Washington, DC 20005.
000773	Mallinckrodt Veterinary Inc., Director, Regulatory Affairs, 421 E. Hawley St., Mundelein, IL 60060.
001270	ZEP Mfg. Co., Box 2015, Atlanta, GA 30301.
001812	Griffin Corp., Box 1847, Valdosta, GA 31603.
002749	Aceto Agriculture Chemicals Corp., One Hollow Lane, Lake Success, NY 11042.
005383	Lewis & Harrison, Agent For: Troy Chemical Corp., 122 C St., NW., Ste. 740, Washington, DC 20001.
005905	Helena Chemical Co., 6075 Poplar Ave., Suite 500, Memphis, TN 38119.
008660	H. R. Mclane Inc., Agent For: Pursell Industries Inc., 7210 Red Rd., Suite 206, Miami, FL 33143.
009779	Riverside/Terra Corp., 600 Fourth St., Sioux City, IA 51101.
034704	Cherie Garner, Agent For: Platte Chemical Co, Inc., Box 667, Greeley, CO 80632.
038167	Setre Chemical Co, 6075 Poplar Ave, Suite 500, Memphis, TN 38119.
045639	AgrEvo USA Co, Little Falls Centre One, 2711 Centerville Rd., Wilmington, DE 19808.
047000	Chem-Tech Ltd, Attn: James Melton, 4515 Fleur Dr., #303, Des Moines, IA 50321.
049517	Moore Agricultural Products, 11521 Excelsior Ave, Hanford, CA 93230.
051036	Micro-Flo Co., Box 5948, Lakeland, FL 33807.
056228	U.S. Department of Agriculture, Animal & Plant Health Inspection Service, 4700 River Rd., Unit 152, Riverdale, MD 20737.
059639	Valent U.S.A. Corp., 1333 N. California Blvd, Ste 600, Walnut Creek, CA 94596.
062719	DowElanco, 9330 Zionsville Rd 308/3E, Indianapolis, IN 46268.
065726	E.R. Butts International Inc., Agent For: Pin Nip Inc., Box 764, Fairfield, CT 06430.
070596	Nufarm Americas Inc., Agent For: Nufarm BV, 1009-D W. St. Martens Drive, St. Joseph, MO 64506.

III. Procedures for Withdrawal of Request

Registrants who choose to withdraw a request for cancellation must submit such withdrawal in writing to James A. Hollins, at the address given above, postmarked before December 24, 1997. This written withdrawal of the request for cancellation will apply only to the applicable 6(f)(1) request listed in this notice. If the product(s) have been subject to a previous cancellation action, the effective date of cancellation and all other provisions of any earlier cancellation action are controlling. The withdrawal request must also include a commitment to pay any reregistration fees due, and to fulfill any applicable unsatisfied data requirements.

IV. Provisions for Disposition of Existing Stocks

The effective date of cancellation will be the date of the cancellation order. The orders effecting these requested cancellations will generally permit a registrant to sell or distribute existing stocks for 1 year after the date the cancellation request was received. This policy is in accordance with the Agency's statement of policy as prescribed in **Federal Register** (56 FR 29362) June 26, 1991; [FRL 3846–4]. Exceptions to this general rule will be made if a product poses a risk concern, or is in noncompliance with reregistration requirements, or is subject to a data call-in. In all cases, product-specific disposition dates will be given in the cancellation orders.

Existing stocks are those stocks of registered pesticide products which are currently in the United States and which have been packaged, labeled, and released for shipment prior to the effective date of the cancellation action. Unless the provisions of an earlier order apply, existing stocks already in the hands of dealers or users can be distributed, sold or used legally until they are exhausted, provided that such further sale and use comply with the EPA-approved label and labeling of the affected product(s). Exceptions to these general rules will be made in specific cases when more stringent restrictions on sale, distribution, or use of the products or their ingredients have already been imposed, as in Special Review actions, or where the Agency has identified significant potential risk concerns associated with a particular chemical.

List of Subjects

Environmental protection, Pesticides and pests, Product registrations.

Dated: June 11, 1997.

Linda A. Travers,

Director, Information Resources and Services Division, Office of Pesticide Programs.

[FR Doc. 97–16765 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–F

ENVIRONMENTAL PROTECTION AGENCY

[OPP–50830; FRL–5727–4]

Receipt of an Application for an Experimental Use Permit; Genetically Engineered Microbial Pesticide

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces receipt of an application (EUP No. 524-EUP-IT) from Monsanto Company requesting an experimental use permit for a genetically engineered microbial pesticide. The Agency has determined that the application may be of regional and national significance. Therefore, in accordance with 40 CFR 172.11(a), the Agency is soliciting public comments on this application.

DATES: Written comments must be received on or before July 28, 1997.

ADDRESSES: By mail, submit written comments to: Public Information and Records Integrity Branch, Information and Resources Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments to: Rm. 1132, CM #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by following the instructions under Unit II. of this document. No Confidential Business Information (CBI) should be submitted through e-mail.

FOR FURTHER INFORMATION CONTACT: Linda Hollis, PM 90, Biopesticides and Pollution Prevention Division (7501W), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. Office location, telephone number, and e-mail address: 5th floor CS #1, 2800 Crystal Drive, Arlington, VA, Telephone: (703) 308–8733, e-mail: hollis.linda@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. Background

EPA has received an application from Monsanto Company of St. Louis, Missouri for an experimental use permit (EUP). This EUP application is EUP No. 524–EUP–IT. The proposed experiment involves the field testing of the transgenic plant pesticide - Potato Leaf Roll Virus Replicase as expressed in potatoes. Field testing will include the use of no less than 3,480 acres. All work performed will be on a non-crop destruct basis. A request for an exemption from the requirement of a tolerance for Potato Leaf Roll Virus Replicase protein in or on all raw agricultural commodities is being requested with this application.

Testing will be conducted in the following states: California, Colorado, Florida, Idaho, Maine, Minnesota, Montana, North Dakota, Nebraska, Oregon, Washington, and Wisconsin. The purpose of this EUP is to test the agronomic performance, such as true to variety type, of the PLRV resistant potato lines which contain the replicase gene from PLRV. Testing will begin upon approval of the EUP. The plants will be grown using standard agronomic practices for U.S. potato production to evaluate whether the transgenic plants exhibit acceptable agronomic traits which are known for the non-transformed parental variety. The field will contain between 0.1 and 20 acres of transgenic potatoes, depending on the land constraints at each test site. The transgenic field plots will be separated from other commercial potato plots by at least 3 meters to prevent mechanical mixing of tubers during harvest. All potatoes will be harvested either by hand or with field plot harvesters.

After harvest, the field plots will be monitored for 1 year for volunteer plants. Any volunteer plants will be destroyed by roughing or herbicide treatment. This is common practice in potato production to reduce the spread of virus from infected volunteer plants. Tubers will be shipped immediately after harvest or may be stored at approved sites for up to 12 months.

Tubers grown for agronomic evaluation will be sold to processors. Seeds will be saved for commercial production.

Following the review of the Monsanto application and any comments received in response to this notice, EPA will decide whether to issue or deny the EUP request for this EUP program, and if issued, the conditions under which it is to be conducted. Any issuance of an EUP will be announced in the **Federal Register**.

II. Public Record

The official record for this notice, as well as the public version, has been established for this notice under docket control number ''OPP–50830'' (including comments and data submitted electronically as described below). A public version of this record, including printed, paper versions of electronic comments, which does not include any information claimed as CBI, is available for inspection from 8:30 a.m. to 4 p.m., Monday through Friday, excluding legal holidays. The official record is located at the address in **ADDRESSES** at the beginning of this document.

Electronic comments can be sent directly to EPA at:

opp-docket@epamail.epa.gov

Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption. Comment and data will also be accepted on disks in Wordperfect 5.1 file format or ASCII file format. All comments and data in

electronic form must be identified by the docket control number OPP–50830. Electronic comments on this proposed rule may be filed online at many Federal Depository Libraries.

Dated: June 19, 1997.

Kathleen D. Knox,

Acting Director, Biopesticides and Pollution Prevention Division, Office of Pesticide Programs.

[FR Doc. 97–16763 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–F

FEDERAL DEPOSIT INSURANCE CORPORATION

Notice of Agency Sunshine Act Meeting

Pursuant to the provisions of the ''Government in the Sunshine Act'' (5 U.S.C. 552b), notice is hereby given that at 11:06 a.m. on Tuesday, June 24, 1997, the Board of Directors of the Federal Deposit Insurance Corporation met in closed session to consider (1) a personnel matter and (2) matters relating to the Corporation's corporate and supervisory activities.

In calling the meeting, the Board determined, on motion of Director Joseph H. Neely (Appointive), seconded by Ms. Julie Williams, acting in the place and stead of Director Eugene A. Ludwig (Comptroller of the Currency), concurred in by Acting Chairman Andrew C. Hove, Jr., that Corporation business required its consideration of the matters on less than seven days' notice to the public; that no earlier notice of the meeting was practicable; that the public interest did not require consideration of the matters in a meeting open to public observation; and that the matters could be considered in a closed meeting by authority of subsections (c)(2), (c)(4), (c)(6), (c)(8), (c)(9)(A)(ii), (c)(9)(B), and (c)(10) of the ''Government in the Sunshine Act'' (5 U.S.C. 552b(c)(2), (c)(4), (c)(6), (c)(8), (c)(9)(A)(ii), (c)(9)(B), and (c)(10)).

The meeting was held in the Board Room of the FDIC Building located at 550—17th Street, N.W., Washington, D.C.

Dated: June 24, 1997.

Federal Deposit Insurance Corporation.

Valerie J. Best,

Assistant Executive Secretary.

[FR Doc. 97–16993 Filed 6–25–97; 10:02 am]

BILLING CODE 6714–01–M

FEDERAL ELECTION COMMISSION

Clearinghouse Advisory Panel; Renewal of Charter

AGENCY: Federal Election Commission.

ACTION: Notice of Clearinghouse Advisory Panel Charter Renewal.

SUMMARY: The National Clearinghouse on Election Administration announces the renewal of the charter for the Clearinghouse Advisory Panel. The purpose of the Panel is to provide advice and consultation to the Clearinghouse with respect to its research programs on election administration.

FOR FURTHER INFORMATION CONTACT: Elfi Blum, National Clearinghouse on Election Administration, 999 E Street, N.W., Washington, DC 20463, Telephone: (202) 219–3670; Toll Free (800) 424–9530.

Dated: June 17, 1997.

Penelope Bonsall,

Director, National Clearinghouse on Election Administration.

[FR Doc. 97–16812 Filed 6–26–97; 8:45 am]

BILLING CODE 6715–01–M

FEDERAL MARITIME COMMISSION

Notice of Agreement(s) Filed

The Commission hereby gives notice of the filing of the following agreement(s) under the Shipping Act of 1984.

Interested parties can review or obtain copies of agreements at the Washington, DC offices of the Commission, 800 North Capitol Street, NW., Room 962. Interested parties may submit comments on an agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days of the date this notice appears in the **Federal Register**.

Agreement No.: 202–002744–091.

Title: West Coast of South America Agreement.

Parties:

A.P. Moller-Maersk Line
Compania Chilena de Navigacion Interoceania, S.A.
Compania Sud Americana de Vapores, S.A.
Crowley American Transport, Inc.
Sea-Land Service, Inc.

Synopsis: The proposed amendment would permit the parties to reach agreement with non-member lines on the terms and conditions of service contracts to be offered by each of them and to agree with the non-conference members of the West Coast of South America Discussion Agreement to aggregate the volume of cargo for purposes of service contracts separately published in the Agreement essential terms publication and the essential terms publications of non-member lines.

Agreement No.: 203–011223–017.

Title: Transpacific Stabilization Agreement.

Parties:

American President Lines, Ltd.
Evergreen Marine Corp. (Taiwan) Ltd.
Hanjin Shipping Co., Ltd.
Hapag-Lloyd Container Linie GmbH
Hyundai Merchant Marine Co., Ltd.
Kawasaki Kisen Kaisha, Ltd.
A.P. Moller-Maersk Line
Neptune Orient Lines, Ltd.
Nippon Yusen Kaisha
Orient Overseas Container Line, Inc.
P&O Nedlloyd B.V.
P&O Nedlloyd Limited
Sea-Land Service, Inc.
Yangming Marine Transport Corp.

Synopsis: The proposed modification clarifies and restates in greater detail the Parties' existing revenue policy objectives and related scope of discussion activity currently authorized under the Agreement.

Agreement No.: 203–011426–019.

Title: West Coast of South America Discussion Agreement.

Parties: The parties to the West of South America Agreement:

A.P. Moller-Maersk Line
Compania Chilena de Navigacion Interoceania, S.A.
Compania Sud Americana de Vapores, S.A.
Crowley American Transport, Inc.
Sea-Land Service, Inc.
Mediterranean Shipping Company, S.A.
Seaboard Marine Ltd.
Trinity Shipping Line, S.A.
P&O Nedlloyd B.V.
South Pacific Shipping Company, Ltd.
Interocean Lines Inc.
Transportation Maritima Grancolombiana, S.A.
NYK–NOS

Synopsis: the proposed amendment would permit the parties to aggregate the volume of cargo for purposes of service contracts separately published in their respective essential terms publications.

Agreement No.: 224–201027.

Title: Port of New Orleans/James F. Flanagan d/b/a/ New Orleans Stevedores Lease Agreement.

Parties: The Board of Commissioners of the Port of New Orleans (''Port'') James J. Flanagan Shipping Corporation d/b/a/ New Orleans Stevedoring Company (''NOSC'').

Synopsis: The proposed Agreement authorizes the Port to lease to NOSC 20 acres, plus various improvements thereon, at the Port's Henry Clay and Napoleon Avenue wharves for a period of one year.

Dated: June 23, 1997.

By order of the Federal Maritime Commission.

Joseph C. Polking,

Secretary.

[FR Doc. 97–16841 Filed 6–26–97; 8:45 am]

BILLING CODE 6730–01–M

FEDERAL MARITIME COMMISSION

[Docket No. 97–12]

Pacon Express, Inc., Luis R. Hallon, and Sun Bong, Possible Violations of Sections 10(a)(1) and 19(d)(4) of the Shipping Act of 1984 and 46 CFR 510.23 (g) & (h); Order of Investigation

Pacon Express, Inc. (''Pacon'') is a non-vessel-operating common carrier (''NVOCC'') with a tariff and bond on file with Commission, ATFI Org. No. 008438. Pacon maintains an office in Carson, CA, and is owned jointly by Luis R. Hallon (''Hallon'') and Sun Bong (''BONG''). Hallon was granted a freight forwarder license as a sole proprietor, dba Protocol International Company (''Protocol'') (FMC 3680), on January 22, 1993. On February 2, 1994, Protocol's license was revoked for failure to maintain a freight forwarder bond.

Information obtained by the Commission indicates that Protocol collected ocean freight forwarder compensation from vessel-operating common carriers for Pacon NVOCC shipments. In addition, it appears that all the compensation payments were transferred by Protocol to Pacon.

Section 510.23(g)(1) of the Commission's Ocean Freight Forwarder Regulations (''Commission's Regulations''), 46 CFR 510.23(g)(1), provides that an ocean freight forwarder which is related to an NVOCC may not collect compensation unless the freight forwarder certifies to the VOCC that the related NVOCC did not issue a bill of lading or undertake common carrier responsibility for the shipment. Further, § 510.23(g)(2) of the Commission's Regulations, 46 CFR 510.23(g)(2), provides that when a person acts in the capacity of an NVOCC the person may not collect compensation for the shipment. As Pacon and Protocol appear to have been related through common ownership, § 510.23(g) of the Commission's regulations would appear to prohibit the receipt of compensation by Protocol for Pacon shipments.

Section 19(d)(4) of the Shipping Act of 1984 (''1984 Act''), 46 U.S.C. app. 1718(d)(4), provides that no ocean freight forwarder may receive compensation from a common carrier with respect to any shipment in which the forwarder has a direct or indirect beneficial interest. Section 510.23(h) of the Commission's regulations, 46 CFR 510.23(h), provides that an ocean freight forwarder may not collect compensation for any shipment in which the forwarder or any holding company, subsidiary, affiliate, officer, director, agent or executive of the forwarder has a beneficial interest.[1] As Hallon appears to have an ownership interest in Pacon, he would appear to have had a beneficial interest in all Pacon shipments, and section 19(d)(4) of the 1984 Act and § 510.23(h) of the Commission's Regulations would appear to prohibit the receipt of ocean freight compensation by Protocol for Pacon shipments.

Section 10(a)(1) of the 1984 Act, 46 U.S.C. app. 1709(a)(1), provides that no person may knowingly and willfully by any unjust or unfair device or means obtain ocean transportation at less than the applicable rates or charges. Compensation is a percentage of the ocean freight charges paid by an ocean common carrier to a licensed ocean freight forwarder to compensate the licensee for services performed for the ocean common carrier. The payment of compensation to Protocol for Pacon shipments would appear to result in Pacon and Hallon and Bong, the owners of Pacon, obtaining ocean transportation at less than the applicable rates through the unjust or unfair device of collecting compensation for the shipments. Therefore, Pacon, Hallon and Bong may have violated section 10(a)(1) of the 1984 Act.

Section 11 of the 1984 Act, 46 U.S.C. app. 1710, sets for the Commission's authority to investigate violations of the 1984 Act. Section 14(a) of the 1984 Act, 46 U.S.C. app. 1713(a), empowers the Commission to issue orders relating to violations of the 1984 Act.

Now therefore it is ordered, That pursuant to sections 10, 11, 14, and 19 of the 1984 Act and §§ 10.23 (g) and (h) of the Commission's regulations, an investigation is hereby instituted to determine:

1. Whether Hallon, dba Protocol, violated § 510.23(g) of the Commission's regulations by collecting ocean freight forwarder compensation for shipments on which Pacon acted as an NVOCC,

2. Whether Hallon, dba Protocol, violated section 19(d) of the 1984 Act and § 510.23(h) of the Commission's regulations by collecting ocean freight forwarder compensation for shipments in which Hallon had a beneficial interest;

3. Whether Pacon and its owners, Hallon and Bong, violated section 10(a)(1) of the 1984 Act by obtaining ocean transportation at less than the applicable rates or charges through the device of obtaining ocean freight forwarder compensation for Pacon shipments;

4. Whether, in the event Pacon, Hallon, and/or Bong violated the 1984 Act and/or the Commission's Regulations, civil penalties should be assessed against Pacon, Hallon, and/or Bong and, if so, the amount of such penalties;

5. Whether, in the event violations are found, an appropriate cease and desist order should be issued; and

It is further ordered, That a public hearing be held in this proceeding and that this matter be assigned for hearing before an Administrative Law Judge (''Presiding Officer'') of the Commission's Office of Administrative Law Judges in compliance with Rule 61 of the Commission's rules of practice and procedure, 46 CFR 502.61. The Hearing shall include oral testimony and cross-examination at the discretion of the Presiding Officer only after consideration has been given by the parties and the Presiding Officer to the use of alternative forms of dispute resolution, and upon proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matter in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record.

It is further ordered, That Pacon Express, Inc., Luis R. Hallon, and Sun Bong are designated Respondents in this proceeding;

It is further ordered, That the Commission's Bureau of Enforcement is designated a party to this proceeding;

It is further ordered, That notice of this Order be published in the **Federal Register**, and a copy be served on parties of record;

It is further ordered, That other persons having an interest in participating in this proceeding may file petitions for leave to intervene in accordance with Rule 72 of the Commission's rules of practice and procedure, 46 CFR 502.72;

[1] Beneficial interest is defined by section 510.2(b) of the Commission's Regulations, 46 CFR 510.2(b), as any proprietary or financial right to use, enjoy, benefit, or profit or receive any advantage from a shipment resulting from any expressed or implied agreement.

It is further ordered, That all further notices, orders, and/or decisions issued by or on behalf of the Commission in this proceeding, including notice of the time and place of hearing or prehearing conference, shall be served on parties of record;

It is further ordered, That all documents submitted for any party of record in this proceeding shall be directed to the Secretary, Federal Maritime Commission, Washington, DC 20573, and comply with Subpart H of the Commission's rules of practice and procedure, 46 CFR 502.111–119, and shall be served on parties of record; and

It is further ordered, That in accordance with Rule 61 of the Commission's rules of practice and procedure, 46 CFR 502.61, the initial decision of the Administrative Law Judge shall be issued by June 22, 1998, and the final decision of the Commission shall be issued by October 20, 1998.

By the Commission.

Joseph C. Polking,

Secretary.

[FR Doc. 97–16840 Filed 6–26–97; 8:45 am]

BILLING CODE 6730–01–M

FEDERAL RESERVE SYSTEM

Formations of, Acquisitions by, and Mergers of Bank Holding Companies

The companies listed in this notice have applied to the Board for approval, pursuant to the Bank Holding Company Act of 1956 (12 U.S.C. 1841 *et seq.*) (BHC Act), Regulation Y (12 CFR Part 225), and all other applicable statutes and regulations to become a bank holding company and/or to acquire the assets or the ownership of, control of, or the power to vote shares of a bank or bank holding company and all of the banks and nonbanking companies owned by the bank holding company, including the companies listed below.

The applications listed below, as well as other related filings required by the Board, are available for immediate inspection at the Federal Reserve Bank indicated. The application also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the standards enumerated in the BHC Act (12 U.S.C. 1842(c)). If the proposal also involves the acquisition of a nonbanking company, the review also includes whether the acquisition of the nonbanking company complies with the standards in section 4 of the BHC Act. Unless otherwise noted, nonbanking activities will be conducted throughout the United States.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than July 21, 1997.

A. Federal Reserve Bank of Chicago (Philip Jackson, Applications Officer) 230 South LaSalle Street, Chicago, Illinois 60690-1413:

1. First Midwest Bancorp, Inc., Itasca, Illinois; to acquire 100 percent of the voting shares of SparBank, Incorporated, McHenry, Illinois and thereby indirectly acquire McHenry State Bank, McHenry, Illinois.

B. Federal Reserve Bank of Dallas (Genie D. Short, Vice President) 2200 North Pearl Street, Dallas, Texas 75201-2272:

1. Sterling Bancshares, Inc., Houston, Texas; to acquire 100 percent of the voting shares of First Houston Bancshares, Houston, Texas, and thereby indirectly acquire Houston National Bank, Houston, Texas.

Board of Governors of the Federal Reserve System, June 23, 1997.

Jennifer J. Johnson,

Deputy Secretary of the Board.

[FR Doc. 97–16797 Filed 6–26–97; 8:45 am]

BILLING CODE 6210–01–F

FEDERAL RESERVE SYSTEM

Sunshine Act Meeting

AGENCY HOLDING THE MEETING: Committee on Employee Benefits of the Federal Reserve System.*

TIME AND DATE: 3:00 p.m., Wednesday, July 2, 1997.

PLACE: Marriner S. Eccles Federal Reserve Board Building, C Street entrance between 20th and 2lst Streets, N.W., Washington, D.C. 20551.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Proposals relating to Federal Reserve System benefits.

2. Any items carried forward from a previously announced meeting.

* The Committee on Employee Benefits considers matters relating to the Retirement, Thrift, Long-Term Disability Income, and Insurance Plans for Employees of the Federal Reserve System.

CONTACT PERSON FOR MORE INFORMATION: Mr. Joseph R. Coyne, Assistant to the Board; (202) 452–3204.

Dated: June 25, 1997.

William W. Wiles,

Secretary of the Board.

[FR Doc. 97–17099 Filed 6–26–97; 3:28 pm]

BILLING CODE 6210–01–P

FEDERAL RESERVE SYSTEM

Agency Information Collection Activities: Submission to OMB Under Delegated Authority

Background

Notice is hereby given of the final approval of a proposed information collection by the Board of Governors of the Federal Reserve System (Board) under OMB delegated authority, as per 5 CFR 1320.16 (OMB Regulations on Controlling Paperwork Burdens on the Public). The Federal Reserve may not conduct or sponsor, and the respondent is not required to respond to, an information collection that has been extended, revised, or implemented on or after October 1, 1995, unless it displays a currently valid OMB control number.

FOR FURTHER INFORMATION CONTACT:

Chief, Financial Reports Section—Mary M. McLaughlin—Division of Research and Statistics, Board of Governors of the Federal Reserve System, Washington, DC 20551 (202-452-3829)

OMB Desk Officer—Alexander T. Hunt—Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, DC 20503 (202-395-7860)

Final approval under OMB delegated authority of the extension for three years, without revision, of the following report:

1. Report title: Consolidated Report of Condition and Income for Edge and Agreement Corporations

Agency form number: FR 2886b

OMB Control number: 7100-0086

Frequency: Quarterly

Reporters: Edge and agreement corporations

Annual reporting hours: 3,619

Estimated average hours per response: 11.6

Number of respondents: 39 banking corporations, 39 investment corporations

Small businesses are not affected.

Effective Date: September 30, 1997

General description of report: This information collection is mandatory (12 U.S.C. 602 and 625) and is given confidential treatment (5 U.S.C. 552(b)(4)).

Abstract: This report collects balance sheet and income data from Edge and

agreement corporations. Information collected on the FR 2886b is used to help plan and target the scope of examinations of Edge corporations and to evaluate applications. Data from the FR 2886b are also used to monitor aggregate institutional trends, such as growth in assets and the number of offices, changes in leverage, and the types and locations of customers. Revisions to the report include changing reporting to a fully consolidated basis (consolidation of all subsidiaries of the corporation, not just the branch operations as is currently the case); collecting new information on mutual fund and annuity sales; adding two line items: ''Trading assets'' and ''Trading liabilities;'' changing the reporting of current items ''Claims on affiliates'' and ''Liabilities to affiliates'' from a net to a gross basis; revising the reporting of securities, income and expenses, changes in capital reserve accounts, and off-balance-sheet items to be more consistent with the collection of similar data on the Report of Condition for Foreign Subsidiaries of U.S. Banking Organizations (FR 2314; OMB No. 7100-0073); revising ''Claims on and Liabilities to Affiliates'' to include related U.S. banks other than the parent bank; revising ''Past Due and Nonaccrual Loans and Lease Financing Receivables'' to include past due information on other assets; and exempting nonbanking Edge corporations from reporting seven supporting schedules. In addition, the FR 2886b reporting instructions have been modified to conform with generally accepted accounting principles (GAAP).

Comments: Notice of the proposal was published in the *Federal Register* on April 1, 1997; the comment period expired on June 2, 1997. The Board received one comment letter from a large bank holding company. The commenter recommended first that the Federal Reserve establish consolidation requirements for the FR 2886b consistent with the international portion of a bank's Report of Condition and Income (Call Report)(FFIEC 031-034; OMB No. 7100-0036). Second, the commenter recommended that the implementation date be timed to be consistent with the timing of the annual changes to the Call Report, generally the first quarter of the following year, to allow adequate time to effect systems programming and other preparation work. The commenter also asked that the quarterly due date match the due date for the Call Report for banks with foreign offices, which is 45 days after quarter-end.

Board supervision staff discussed consolidation procedures with the commenter, explained that the general consolidation procedures are already consistent with the Call Report, and addressed a specific consolidation concern of the commenter. The Board will delay implementation of the revised report to September 30, 1997, to provide respondents with additional time to make necessary system changes. In addition, the Board will change the due date for the FR 2886b to allow for an additional 15-day extension past the currently allowed 30 days after quarter-end. This will match the due date for the Call Report for banks with foreign offices.

Board of Governors of the Federal Reserve System, June 23, 1997.

William W. Wiles,

Secretary of the Board.

[FR Doc. 97–16798 Filed 6–26–97; 8:45AM]

Billing Code 6210–01–F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Agency Information Collection Activities: Submission for OMB Review; Comment Request

The Department of Health and Human Services, Office of the Secretary publishes a list of information collections it has submitted to the Office of Management and Budget (OMB) for clearance in compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) and 5 CFR 1320.5. The following are those information collections recently submitted to OMB.

1. Voluntary Customer Surveys to Implement Executive Order 12862 in the Public Health Service—Extension—0937–0201—The Public Health Service is conducting numerous customer-related surveys under this approved collection of information. Activities for which an extension of OMB approval will be requested are as follows:

(A) The Food and Drug Administration (FDA) will survey physicians and allied health professionals on their satisfaction with the FDA Medical Bulletin. An estimated 1,200 annual respondents will spend ten minutes per response for a total annual burden of 200 hours.

(B) The Center for Disease Control (CDC) will survey users of the National Center for Health Statistics (NCHS) Internet Homepage to assess user satisfaction with the Internet site. An estimated 5,400 annual respondents will spend seven minutes per response for a total annual burden of 630 hours.

(C) The Agency for Health Care Policy and Research (AHCPR) is conducting a customer satisfaction survey of the recipients of AHCPR publications. On average, there will be 12,300 annual respondents at ten minutes per response for a total annual burden of 2,050 hours.

(D) AHCPR is conducting surveys of customer opinions on the information offered through the AHCPR Web Site. An estimated 600 annual respondents will spend eight minutes per response for a total annual burden of 80 hours.

(E) AHCPR will conduct surveys of the customers of the HCPR Publications Clearinghouse to measure customer perception of service quality. An estimated 8,000 annual respondents will spend two minutes per response for a total annual burden of 267 hours.

(F) The National Library of Medicine (NLM) will conduct an online survey of its World Wide Web site customers to determine user satisfaction with the content and format of the site. 500 respondents will spend three minutes per response for a total burden of 25 hours.

(G) NLM will conduct a survey of the users of its Reference and MEDLARS telephone service desks to assess customer satisfaction with the individual interactions they have had with the customer service desk staff. Roughly 413 respondents will spend three minutes per response for a total burden of 21 hours.

(H) The National Cancer Institute's (NCI) International Cancer Information Center is surveying Information Associates Program members to determine user satisfaction with NCI's cancer information products. 1,000 respondents will spend 18 minutes per response for a total burden of 300 hours.

(I) The National Institutes of Health (NIH) is conducting a survey of research grant applicants to determine their satisfaction with the grant application and review process. Approximately 2,215 respondents will spend 30 minutes per response for a total burden of 1,108 hours.

(J) The Smoke Free Kids Campaign in the Office of Public Health and Science (OPHS) is conducting an on-line customer feedback survey pertaining to products and information offered by the Web site. An estimated 5,000 annual respondents (Web site visitors who order a product) will spend 1.5 minutes per response for a total annual burden of 125 hours. The total estimated burden for all projects is 4,805 hours.

OMB Desk Officer: Allison Eydt.

Copies of the information collection packages listed above can be obtained

by calling the OS Reports Clearance Office on (202) 690–6207. Written comments and recommendations for the proposed information collection should be sent directly to the OMB desk officer designated above at the following address: Human Resources and Housing Branch, Office of Management and Budget, New Executive Office Building, Room 10235, 725 17th Street, N.W., Washington, D.C. 20503.

Comments may also be sent to Cynthia Agens Bauer, OS Reports Clearance Officer, Room 503H, Humphrey Building, 200 Independence Avenue S.W., Washington, DC 20201. Written comments should be received within 30 days of this notice.

Dated: June 19, 1997.

Dennis P. Williams,

Deputy Assistant Secretary, Budget.

[FR Doc. 97–16884 Filed 6–26–97; 8:45 am]

BILLING CODE 4150–04–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Agency for Health Care Policy and Research; Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Agency for Health Care Policy and Research, HHS.

ACTION: Notice.

SUMMARY: This notice announces the Agency for Health Care Policy and Research's (AHCPR) intention to request the Office of Management and Budget (OMB) to allow a proposed information collection project of ''A Survey of Clinical Decision Support Systems (CDSS).'' In accordance with the Paperwork Reduction Act of 1995, Public Law 104–13 (44 U.S.C. 3506(c)(2)(A)), AHCPR invites the public to comment on this proposed information collection.

DATES: Comments on this notice must be received by August 26, 1997.

ADDRESSES: Written comments should be submitted to: Ruth A. Celtnieks, Reports Clearance Officer, AHCPR, 2101 East Jefferson Street, Suite 500, Rockville, MD 20852–4908.

All comments will become a matter of public record.

FOR FURTHER INFORMATION CONTACT: Ruth A. Celtnieks, AHCPR Reports Clearance Officer, (301) 594–1406, ext. 1497.

SUPPLEMENTARY INFORMATION:

Proposed Project

''A Survey of Clinical Decision Support Systems (CDSS).''

The AHCPR intends to conduct a survey to gather the opinions of front-line physicians, nurses, and medical information systems personnel regarding the use, appropriateness, and effectiveness of clinical decision support systems (CDSS); and to determine how well clinical practice guidelines are integrated into these systems.

This proposed study is part of a larger project to identify and describe CDSS currently available in the health market, and to assess the use of CDSS by health care providers in diagnosing and treating patients as well as identifying barriers to using CDSS. It will assess if, and how, clinical practice guidelines are being successfully integrated into CDSS and will identify any changes needed for guidelines to play a more significant role in future CDSS systems.

The information collected will indicate:

- If, and how, CDSS and clinical practice guidelines impact the treatment and outcome of patient care;
- What, if any, are the barriers to CDSS and guidelines being accepted by health care providers;
- What types of health care personnel are utilizing guidelines in the treatment of their patients and what types of health care personnel could benefit from such products; and
- Assess how successfully guidelines are being integrated into CDSS and their effectiveness when accessed as part of CDSS; and what needs to be modified/changed to facilitate the use of guidelines in CDSS.

The respondents' comments will provide AHCPR with information on (1) if or how CDSS may improve the quality and outcome of care and promote cost-containment, and (2) whether and how to better incorporate guidelines into the development and use of CDSS.

Method of Collection

The survey will be conducted using a computerized telephone interview system (CATI). Burden estimates follow:

Number of Respondents: 80.

Number of Surveys Per Respondent: 1.

Average Burden Per Respondent: 25–30 minutes.

Estimated Total Burden: 40 hours.

Request for Comments

Comments are invited on: (a) the necessity of the proposed collection; (b) the accuracy of the Agency's estimate of burden of the proposed collection of information; (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 upon the respondents, including the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection.

Copies of these proposed collection plans and instruments can be obtained from the AHCPR Reports Clearance Officer (see above).

Dated: June 20, 1997.

John M. Eisenberg, MD.

Administrator.

[FR Doc. 97–16865 Filed 6–26–97; 8:45 am]

BILLING CODE 4160–90–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

Advisory Committee for Energy-Related Epidemiologic Research; Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC) announces the following committee meeting.

Name: Advisory Committee for Energy-Related Epidemiologic Research.

Times And Dates: 9 a.m.–5 p.m., July 10, 1997; 9 a.m.–12 noon, July 11, 1997.

Place: The Atlantic Oakes, Route 3, Bar Harbor, Maine 04509, telephone 207/288–5801, FAX 207/288–8402.

Status: Open to the public, limited only by the space available. The meeting room accommodates approximately 50 people.

Purpose: This committee is charged with providing advice and recommendations to the Secretary; the Assistant Secretary for Health; the Director, CDC; and the Administrator, Agency for Toxic Substances and Disease Registry (ATSDR), on establishment of a research agenda and the conduct of a research program pertaining to energy-related analytic epidemiologic studies. The Committee will take into consideration information and proposals provided by the Advisory Committee for Environment, Safety, and Health which was established by the Department of Energy (DOE) under the guidelines of a Memorandum of Understanding between HHS and DOE, and other agencies and organizations, regarding the direction HHS should take in establishing the research agenda and in the development of a research plan.

Matters To Be Discussed: Agenda items will include: Presentations from the National Center for Environmental Health (NCEH), the National Institute for Occupational Safety and Health, and ATSDR updates on the progress of current studies; a discussion of Work Group recommendations, and public involvement activities.

Agenda items are subject to change as priorities dictate.

Due to an unavoidable administrative delay, the notice could not be published within the 15 day requirement.

Contact Person For More Information: Nadine Dickerson, Program Analyst, Radiation Studies Branch, Division of Environmental Hazards and Health Effects, NCEH, CDC, 4770 Buford Highway, NE, (F–35), Atlanta, Georgia 30341–3724, telephone 770/488–7040, FAX 770/488–7044.

Dated: June 20, 1997.

Carolyn J. Russell,

Director, Management Analysis and Services Office, Centers for Disease Control and Prevention (CDC).

[FR Doc. 97–16919 Filed 6–26–97; 8:45 am]

BILLING CODE 4163–18–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Care Financing Administration

[HCFA–R–201 and HCFA 901,1–3]

Agency Information Collection Activities: Proposed Collection; Comment Request

AGENCY: Health Care Financing Administration, HHS.

In compliance with the requirement of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, the Health Care Financing Administration (HCFA), Department of Health and Human Services, is publishing the following summaries of proposed collections for public comment. Interested persons are invited to send comments regarding this burden estimate or any other aspect of this collection of information, including any of the following subjects: (1) The necessity and utility of the proposed information collection for the proper performance of the agency's functions; (2) the accuracy of the estimated burden; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

1.*Type of Information Collection Request:* Revision of a currently approved collection; *Title of Information Collection:* Managed Care Organization, Incentive Arrangement Disclosure Form and Supporting Regulations 42 CFR 417.479, 417.500, 434.44, 434.67, 434.70, 1003.100, 1003.101, 1003.103, 1003.106; *Form No.:* HCFA–R–201 (OMB # 0938–0700); *Use:* These forms were created in an extensive cooperative effort with the American Association of Health Plans, State Medicaid Agency representatives, and the Medicaid Managed Care Technical Advisory group to monitor compliance with federal statute and supporting regulations, governing physician incentives under Medicare and Medicaid managed care organizations. The currently approved forms and the revised forms being submitted to OMB for approval are available for inspection on the HCFA web site, on the Internet, at http://www.hcfa.gov; *Frequency:* Annually; *Affected Public:* Business or other for profit, not for profit institutions, state, local or tribal government, and federal government; *Number of Respondents:* 450; *Total Annual Responses:* 450; *Total Annual Hours:* 45,000.

2.*Type of Information Collection Request:* Reinstatement, without change, of a previously approved collection for which approval has expired; *Title of Information Collection:* Qualification Application for Competitive Medical Plan, Medicare Contract Application For Federally Qualified Health Maintenance Organization (HMO) and Supporting Regulations 42 CFR 417.143, and 417.408; *Form No.:* HCFA–901,1–3; *Use:* Prepaid health plans must meet certain regulatory requirements which are captured in these applications, before they are considered a Federally qualified HMO that is eligible for a Medicare § 1876 contract. Section 1876 of the Social Security Act authorizes compensation to eligible organizations either on a reasonable cost or a risk basis for services provided under the Medicare program. *Frequency:* one time; *Affected Public:* Business or other for-profit, Not-for-profit institutions, and State, Local or Tribal Government; *Number of Respondents:* 65; *Total Annual Responses:* 65; *Total Annual Hours:* 6,500.

To obtain copies of the supporting statement for the proposed paperwork collections referenced above, access HCFA's WEB SITE ADDRESS at http://www.hcfa.gov, or to obtain the supporting statement and any related forms, E-mail your request, including your address and phone number, to Paperwork@hcfa.gov, or call the Reports Clearance Office on (410) 786–1326. Written comments and recommendations for the proposed information collections must be mailed within 60 days of this notice directly to the HCFA Paperwork Clearance Officer designated at the following address: HCFA, Office of Financial and Human Resources, Management Analysis and Planning Staff, Attention: John Burke, Room C2–26–17, 7500 Security Boulevard, Baltimore, Maryland 21244–1850.

Dated: June 19, 1997.

Edwin J. Glatzel,

Director, Management Analysis and Planning Staff, Office of Financial and Human Resources, Health Care Financing Administration.

[FR Doc. 97–16807 Filed 6–26–97; 8:45 am]

BILLING CODE 4120–03–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following National Cancer Institute Special Emphasis Panel (SEP) meeting:

Name of SEP: Evaluation of Chempreventive Agents by In Vitro Techniques.

Date: July 28–29, 1997.

Time: 9:00 a.m. to 5:00 p.m.

Place: DoubleTree Hotel—Rockville, 1750 Rockville Pike, Rockville, MD 20852.

Contact Person: Latita Palekar, Ph.D., Scientific Review Administrator, National Cancer Institute, NIH, Executive Plaza North, Room 601D, 6130 Executive Boulevard, MSC 7410, Bethesda, MD 20892–7410, Telephone: 301/496–7575.

Purpose/Agenda To evaluate and review response to Request for Proposals.

The meeting will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5 U.S.C. Applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

(Catalog Of Federal Domestic Assistance Program Numbers: 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control)

Dated: June 20, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16785 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of a meeting of the Board of Scientific Counselors, National Cancer Institute.

The meeting will be open to the public as indicated below, with attendance by the public limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should contact Mrs. Cynthia Morgan, Committee Management Specialist, at (301) 496–5708 in advance of the meeting.

A portion of the meeting will be closed to the public as indicated below in accordance with the provisions set forth in sec. 552b(6), Title 5, U.S.C., as amended. The closed session will be devoted to the review, discussion, and evaluation of individual programs and projects conducted by the National Cancer Institute, including consideration of personnel qualifications and performance, the competence of individual investigators, and similar matters, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Committee Name: Board of Scientific Counselors, National Cancer Institute, Subcommittee A—Clinical Sciences and Epidemiology.

Date: July 14, 1997.

Place: National Institutes of Health, 9000 Rockville Pike, Bldg. 31, C Wing, 6th floor, Conference Room 6, Bethesda, MD 20892.

Open: 9:00 a.m.–9:30 a.m.

Agenda: To present welcoming remarks, introduction, and a congressional update.

Closed: 9:30 a.m.–4:30 p.m.

Agenda: To discuss administrative confidential reports pertaining to laboratories in the Division of Cancer Epidemiology and Genetics and the Division of Clinical Sciences.

Contact Person: Robert D. Hammond, Ph.D., Executive Secretary/ Executive Plaza North, Rm. 643G, 6130 Executive Blvd., MSC 7410, Bethesda, MD 20892–7410, Telephone: 301–496–2378.

This notice is being published less than 15 days prior to the meeting due to the urgent need to meet timing limitations imposed by the intramural research review cycle.

(Catalog of Federal Domestic Assistant Program Numbers: 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control)

Dated: June 20, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16786 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following National Cancer Institute Special Emphasis Panel (SEP) meeting:

Name of SEP: The Agricultural Health Study—Field Stations.

Date: July 7, 1997.

Time: 1:00 p.m. to 4:00 p.m.

Place: Teleconference, National Cancer Institute, Executive Plaza North, Conference Room D, 6130 Executive Boulevard, Bethesda, MD 20892.

Contact Person: Courtney M. Kerwin, Ph.D., Scientific Review Administrator, National Cancer Institute, NIH, Executive Plaza North, Room 601A, 6130 Executive Boulevard, MSC 7410, Bethesda, MD 20892–7410, Telephone: 301/496–7421.

Purpose/Agenda: To evaluate and review response to Request for Proposal.

This notice is being published less than 15 days prior to the meeting due to the urgent need to meet timing limitations imposed by the review and funding cycle.

The meeting will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5 U.S.C. Applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

(Catalog of Federal Domestic Assistance Program Numbers: 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower, 93.399, Cancer Control)

Dated: June 20, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16787 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Heart, Lung, and Blood Institute; Notice of Meeting

Pursuant to Pub. L. 92–463, notice is hereby given of the meeting of the following National Heart, Lung, and Blood Institute Special Emphasis Panel.

The meeting will be open to the public to provide concept review of proposed contract or grant solicitations.

Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should inform the Contract Persons listed below in advance of the meeting.

Name of Panel: Intervention Studies in Children and Adolescents to Prevent Cardiovascular Disease.

Dates of Meeting: September 8–9, 1997.

Time of Meeting: 8:30 a.m.

Place of Meeting: Holiday Inn, Old Town Alexandria, 480 King Street, Alexandria, Virginia 22314.

Agenda: An NHLBI (DECA/DHVD) and NINR review of the efficacy and effectiveness of interventions for cardiovascular disease risk factors in children and adolescents, new risk factors, and develop recommendations for future research directions for prevention intervention studies.

Contact Persons: Denise G. Simons-Morton, M.D., Ph.D., Leader, Prevention Scientific Research Group, NHLBI/DECA, Two Rockledge Center, 6701 Rockledge Drive, Rm. 8138, MSC 7636, Bethesda, Maryland 20802–7936, (301) 435–0377.

And: Hilary D. Sigmon, Ph.D., R.N., Scientific Program Administrator, National Institute of Nursing Research, Building 45, Room 3AN–12, 45 Center Drive, MSC 6300, Bethesda, Maryland 20892–6300, (301) 594–5970.

Dated: June 23, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16946 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Heart, Lung, and Blood Institute; Notice of Closed Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following Heart, Lung, and Blood Special Emphasis Panel (SEP) meeting:

Name of SEP: Etiology of Cardiovascular Complications in HIV Infection.

Date: July 29, 1997.

Time: 8:00 a.m.
Place: Ramada Inn, Congressional, 1775 Rockville Pike, Rockville, Maryland 20852.
Contact Person: Eric H. Brown, Ph.D., Two Rockledge Center, Room 7204, 6701 Rockledge Drive, Bethesda, MD 20892–7924, (301) 435–0299.
Purpose/Agenda: To review and evaluate grant applications.
This meeting will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5, U.S.C. Applications and/or proposals and the discussions could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications and/or proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
(Catalog of Federal Domestic Assistance Programs Nos. 93.837, Heart and Vascular Diseases Research; 93.838, Lung Diseases Research; and 93.839, Blood Diseases and Resources Research, National Institutes of Health)
Dated: June 23, 1997.
LaVerne Y. Stringfield,
Committee Management Officer, NIH.
[FR Doc. 97–16947 Filed 6–26–97; 8:45 am]
BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Arthritis and Musculoskeletal and Skin Diseases; Notice of Closed Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following National Institute of Arthritis and Musculoskeletal and Skin Diseases Special Emphasis Panel (SEP) meeting:

Name of SEP: NIAMS Program Project Review.
Date: July 17, 1997.
Time: 8:00 a.m.–5:00 p.m.
Place: Holiday Inn Bethesda, 8120 Wisconsin Avenue, Bethesda, Maryland 20814.
Contact Person: Tommy L. Broadwater, Ph.D., Chief, Grants Review Branch, Natcher Building, 45 Center Drive, Rm 5AS–25U, Bethesda, Maryland 20892–6500, Telephone: 301–594–4952.
Purpose/Agenda: To evaluate and review a research grant application.
The meeting will be closed in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C. The discussion of this application could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the application, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
(Catalog of Federal Domestic Assistance Program Nos. [93.846, Project Grants in Arthritis, Musculoskeletal and Skin Diseases Research], National Institutes of Health, HHS)
Dated: June 23, 1997.
LaVerne Y. Stringfield,
Committee Management Officer, NIH.
[FR Doc. 97–16942 Filed 6–26–97; 8:45 am]
BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Child Health and Human Development; Notice of Closed Meeting

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following National Institute of Child Health and Human Development Special Emphasis Panel (SEP) meeting:

Name of SEP: Implications of Cortical Plasticity for Rehabilitation.
Date: July 11, 1997.
Time: 8:00 a.m.–adjournment.
Place: Brookstown Inn, Winston-Salem, North Carolina 27101.
Contact Person: Anne Krey, Scientific Review Administrator, NICHD, 6100 Executive Boulevard, 6100 Building, Room 5E01, Rockville, Maryland 20852, Telephone: 301–496–1485.
Purpose/Agenda: To evaluate and review a grant application.
This meeting will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5, U.S.C. The discussions of this application could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the application, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
This notice is being published less than 15 days prior to the above meeting due to the urgent need to meet timing limitations imposed by the review and funding cycle.
(Catalog of Federal Domestic Assistance Program Nos. [93.864, Population Research and No. 93.865, Research for Mothers and Children, National Institutes of Health)
Dated: June 23, 1997.
LaVerne Y. Stringfield,
Committee Management Officer, NIH.
[FR Doc. 97–16945 Filed 6–26–97; 8:45 am]
BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Division of Research Grants; Notice of Closed Meetings

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following Division of Research Grants Special Emphasis Panel (SEP) meetings:

Purpose/Agenda: To review individual grant applications.
Name of SEP: Mircobiological and Immunological Sciences.
Date: July 24, 1997.
Time: 9:00 a.m.
Place: American Inn, Bethesda, Maryland.
Contact Person: Dr. Sami Mayyasi, Scientific Review Administrator, 6701 Rockledge Drive, Room 4194, Bethesda, Maryland 20892, (301) 435–1216.

Name of SEP: Clinical Sciences.
Date: August 1, 1997.
Time: 8:00 a.m.
Place: Holiday Inn, Chevy Chase, Maryland.
Contact Person: Ms. Josephine Pelham, Scientific Review Administrator, 6701 Rockledge Drive, Room 4106, Bethesda, Maryland 20892, (301) 435–1786.

Name of SEP: Biological and Physiological Sciences.
Date: August 1, 1997.
Time: 4:00 p.m.
Place: NIH, Rockledge 2, Room 4148, Telephone Conference.
Contact Person: Dr. Philip Perkins, Scientific Review Administrator, 6701 Rockledge Drive, Room 4148, Bethesda, Maryland 20892, (301) 435–1718.

Name of SEP: Chemistry and Related Sciences.
Date: August 11, 1997.
Time: 12:00 p.m.
Place: NIH, Rockledge 2, Room 5106, Telephone Conference.
Contact Person: Dr. Richard Panniers, Scientific Review Administrator, 6701 Rockledge Drive, Room 5106, Bethesda, Maryland 20892, (301) 435–1166.

Name of SEP: Biological and Physiological Sciences.
Date: August 25, 1997.
Time: 4:00 p.m.
Place: NIH, Rockledge 2, Room 4148, Telephone Conference.
Contact Person: Dr. Philip Perkins, Scientific Review Administrator, 6701 Rockledge Drive, Room 4148, Bethesda, Maryland 20892, (301) 435–1718.

Purpose/Agenda: To review Small Business innovation Research.
Name of SEP: Microbiological and Immunological Sciences.
Date: July 11, 1997.
Time: 8:30 a.m.
Place: Holiday Inn, Chevy Chase, Maryland.
Contact Person: Dr. Mohindar Poonian, Scientific Review Administrator, 6701

Rockledge Drive, Room 4198, Bethesda, Maryland 20892, (301) 435–1218.

Name of SEP: Chemistry and Related Sciences.

Date: July 17, 1997.

Time: 8:30 p.m.

Place: Holiday Inn, Chevy Chase, Maryland.

Contact Person: Dr. Nancy Lamontagne, Scientific Review Administrator, 6701 Rockledge Drive, Room 4170, Bethesda, Maryland 20892, (301) 435–1726.

Name of SEP: Biological and Physiological Sciences.

Date: July 22, 1997.

Time: 8:30 a.m.

Place: Holiday Inn, Chevy Chase, Maryland.

Contact Person: Dr. Camilla Day, Scientific Review Administrator, 6701 Rockledge Drive, Room 6152, Bethesda, Maryland 20892, (301) 435–1037.

The meetings will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5, U.S.C. Applications and/or proposals and the discussions could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications and/or proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

(Catalog of Federal Domestic Assistance Program Nos. 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878. 93.892, 93.893, National Institutes of Health, HHS)

Dated: June 23, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16943 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Division of Research Grants; Notice of Closed Meetings

Pursuant to Section 10(d) of the Federal Advisory Committee Act, as amended (5 U.S.C. Appendix 2), notice is hereby given of the following Division of Research Grants Special Emphasis Panel (SEP) meetings:

Purpose/Agenda: To review individual grant applications.

Name of SEP: Biological and Physiological Sciences.

Date: July 1, 1997.

Time: 8:00 a.m.

Place: Olde Towne Alexandria Holiday Inn, Alexandria, VA.

Contact Person: Dr. Ramesh Nayak, Scientific Review Administrator, 6701 Rockledge Drive, Room 5146, Bethesda, Maryland 20892, (301) 435–1026.

This notice is being published less than 15 days prior to the above meeting due to the urgent need to meet timing limitations imposed by the grant review and funding cycle.

Name of SEP: Microbiological and Immunological Sciences.

Date: July 22, 1997.

Time: 10:00 a.m.

Place: NIH, Rockledge 2, Room 4180 Telephone Conference.

Contact Person: Dr. Tim Henry, Scientific Review Administrator, 6701 Rockledge Drive, Room 4180, Bethesda, Maryland 20892, (301) 435–1147.

Name of SEP: Microbiological and Immunological Sciences.

Date: July 22, 1997.

Time: 1:00 p.m.

Place: NIH, Rockledge 2, Room 4180, Telephone Conference.

Contact Person: Dr. Tim Henry, Scientific Review Administrator, 6701 Rockledge Drive, Room 4180, Bethesda, Maryland 20892, (301) 435–1147.

Name of SEP: Microbiological and Immunological Sciences.

Date: July 25, 1997.

Time: 10:00 a.m.

Place: NIH, Rockledge 2, Room 4180, Telephone Conference.

Contact Person: Dr. Tim Henry, Scientific Review Administrator, 6701 Rockledge Drive, Room 4180, Bethesda, Maryland 20892, (301) 435–1147.

Name of SEP: Microbiological and Immunological Sciences.

Date: July 29, 1997.

Time: 10:00 a.m.

Place: NIH, Rockledge 2, Room 4180, Telephone Conference.

Contact Person: Dr. Tim Henry, Scientific Review Administrator, 6701 Rockledge Drive, Room 4180, Bethesda, Maryland 20892, (301) 435–1147.

Name of SEP: Microbiological and Immunological Sciences.

Date: July 29, 1997.

Time: 1:00 p.m.

Place: NIH, Rockledge 2, Room 4180, Telephone Conference.

Contact Person: Dr. Tim Henry, Scientific Review Administrator, 6701 Rockledge Drive, Room 4180, Bethesda, Maryland 20892, (301) 435–1147.

Purpose/Agenda: To review Small Business Innovation Research.

Name of SEP: Biological and Physiological Sciences.

Date: July 22–23, 1997.

Time: 9:00 a.m.

Place: Dupont Circle Hotel, Washington, DC.

Contact Person: Dr. Anita Sostek, Scientific Review Administrator, 6701 Rockledge Drive, Room 5202, Bethesda, Maryland 20892, (301) 435–1260.

The meetings will be closed in accordance with the provisions set forth in secs. 552b(c)(4) and 552b(c)(6), Title 5, U.S.C. Applications and/or proposals and the discussion could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications and/or proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

(Catalog of Federal Domestic Assistance Program Nos. 93.306, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: June 23, 1997.

LaVerne Y. Stringfield,

Committee Management Officer, NIH.

[FR Doc. 97–16944 Filed 6–26–97; 8:45 am]

BILLING CODE 4140–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4200–N–79]

Submission for OMB Review: Comment Request

AGENCY: Office of Administration, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: *Comments due date*: July 28, 1997.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments must be received within thirty (30) days from the date of this Notice. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Kay F. Weaver, Reports Management Officer, Department of Housing and Urban Development, 451 7th Street, Southwest, Washington, DC 20410, telephone (202) 708–0050. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Weaver.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35).

The Notice lists the following information: (1) The title of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be

affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the names and telephone numbers of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

Authority: Sec. 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: June 19, 1997.

David S. Cristy,

Acting Director, Information Resources Management Policy and Management Division.

Notice of Submission of Proposed Information Collection to OMB

Title of Proposal: Financial Standards for Housing Authority-owned Insurance Entities.

Office: Public and Indian Housing.

OMB Approval Number: 2577–0186.

Description of the Need for the Information and its Proposed Use: The purpose of this information collection is to permit Public Housing Agencies/Indian Housing Authorities (PHAs/IHAs) to select an insurance provider without complying with the competitive selection process if the provider is a PHA-owned nonprofit insurance entity. It also establishes standards for HUD approval of these nonprofit insurance entities from which PHAs/IHAs may obtain insurance coverage without competitive selection.

Form Number: None.

Respondents: State, Local, or Tribal Government and Business or Other For-Profit.

Frequency of Submission: Annually.

Reporting Burden:

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
Information Collection	16		Varies		4.2		200

Total Estimated Burden Hours: 200.

Status: Reinstatement, with changes.

Contact: Arthur Methvin, HUD, (202) 708–1872 x4037, Joseph F. Lackey, Jr., OMB (202) 395–7316.

[FR Doc. 97–16844 Filed 6–26–97; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4200–N–80]

Submission for OMB Review: Comment Request

AGENCY: Office of Administration, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: Comments due date: July 28, 1997.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments must be received within thirty (30) days from the date of this Notice. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Kay F. Weaver, Reports Management Office, Department of Housing and Urban Development, 451 7th Street, Southwest, Washington, DC 20410, telephone (202) 708–0050. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Weaver.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35).

The Notice lists the following information: (1) The title, of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) as estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the names and telephone numbers of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

Authority: Sec. 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: June 19, 1997.

David S. Cristy,

Acting Director, Information Resources Management Policy and Management Division.

Notice of Submission of Proposed Information Collection to OMB

Title of Proposal: Application for HUD/FHA Insured Mortgage.

Office: Housing.

OMB Approval Number: 2502–0059.

Description of the Need for the Information and its Proposed use: The addendum to the Uniform Residential Loan Application and related documents will determine the eligibility of the borrower and the proposed request for HUD/FHA mortgage insurance. These forms are used by the lenders seeking application and commitment of mortgage insurance.

Form Number: HUD–92900–A, 92561 92544, and 92900–WS.

Respondents: Business or Other For-Profit.

Frequency of Submission: On Occasion.

Reporting Burden:

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
HUD–92900–A and Related Exhibits	1,000,000		1		.210		210,000
Computations of Buydowns	20,000		1		.250		5,000

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
Mortgagor Notice of Intent to Satisfy Occupancy	5,000		1		.005		25

Total Estimated Burden Hours: 215,025.

Status: Reinstatement, without changes.

Contact: Susan Hoyer, HUD, (202) 708–2700, Joseph F. Lackey, Jr., OMB, (202) 395–7316.

Dated: June 19, 1997.

[FR Doc. 97–16845 Filed 6–26–97; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4200–N–81]

Submission for OMB Review: Comment Request

AGENCY: Office of Administration, HUD.

ACTION: Notice

SUMMARY: The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: *Comments due date:* July 28, 1997.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments must be received within thirty (30) days from the date of this Notice. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Kay F. Weaver, Reports Management Officer, Department of Housing and Urban Development, 451 7th Street, Southwest, Washington, DC 20410, telephone (202) 798–0050. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Weaver.

SUPPLEMENTARY INFORMATION: The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35).

The Notice lists the following information: (1) The title of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the names and telephone numbers of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

Authority: Sec. 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: June 19, 1997.

David. S. Cristy,

Acting Director, Information Resources Management Policy and Management Division.

Notice of Submission of Proposed Information Collection to OMB

Title of Proposal: Designation of Community Development Corporations Authorized to Offer Tax Credits.

Office: Community Planning and Development.

OMB Approval Number: 2506–0150.

Description of the Need for the Information and its Proposed Use: Applications were needed to determine eligibility for Community Development Corporations (CDC) to which tax-paying entities can make cash contributions and receive special tax credits. Annual reports are now required of designated CDCs to monitor progress in accomplishing the programs and activities.

Form Number: None.

Respondents: Not-For-Profit Institutions.

Frequency of Submission: Annually.

Reporting Burden:

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
Annual Report	20		1		5		100

Total Estimated Burden Hours: 100.

Status: Reinstatement, with changes.

Contact: Donner Buchet, HUD, (202) 708–2290, Joseph F. Lackey, Jr., OMB (202) 395–7316.

[FR Doc. 97–16846 Filed 6–26–97; 8:45 am]

BILLING CODE 4210–01–M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4235–N–09]

Federal Property Suitable as Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

FOR FURTHER INFORMATION CONTACT: Mark Johnston, room 7256, Department of Housing and Urban Development, 451 Seventh Street SW, Washington, DC 20410; telephone (202) 708–1226; TDD number for the hearing- and speech-impaired (202) 708–2565 (these telephone numbers are not toll-free), or call the toll-free Title V information line at 1–800–927–7588.

SUPPLEMENTARY INFORMATION: In accordance with 24 CFR part 581 and section 501 of the Stewart B. McKinney

Homeless Assistance Act (42 U.S.C. 11411), as amended, HUD is publishing this Notice to identify Federal buildings and other real property that HUD has reviewed for suitability for use to assist the homeless. The properties were reviewed using information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property. This Notice is also published in order to comply with the December 12, 1988 Court Order in *National Coalition for the Homeless* v. *Veterans Administration*, No. 88–2503–OG (D.D.C.).

Properties reviewed are listed in this Notice according to the following categories: Suitable/available, suitable/unavailable, suitable/to be excess, and unsuitable. The properties listed in the three suitable categories have been reviewed by the landholding agencies, and each agency has transmitted to HUD: (1) Its intention to make the property available for use to assist the homeless, (2) its intention to declare the property excess to the agency's needs, or (3) a statement of the reasons that the property cannot be declared excess or made available for use as facilities to assist the homeless.

Properties listed as suitable/available will be available exclusively for homeless use for a period of 60 days from the date of this Notice. Homeless assistance providers interested in any such property should send a written expression of interest to HHS, addressed to Brian Rooney, Division of Property Management, Program Support Center, HHS, room 5B–41, 5600 Fishers Lane, Rockville, MD 20857; (301) 443–2265. (this is not a toll-free number.) HHS will mail to the interested provider an application packet, which will include instructions for completing the application. In order to maximize the opportunity to utilize a suitable property, providers should submit their written expressions of interest as soon as possible. For complete details concerning the processing of applications, the reader is encouraged to refer to the interim rule governing this program, 24 CFR part 581.

For properties listed as suitable/to be excess, that property may, if subsequently accepted as excess by GSA, be made available for use by the homeless in accordance with applicable law, subject to screening for other Federal use. At the appropriate time, HUD will publish the property in a Notice showing it as either suitable/available or suitable/unavailable.

For properties listed as suitable/unavailable, the landholding agency has decided that the property cannot be declared excess or made available for use to assist the homeless, and the property will not be available.

Properties listed as unsuitable will not be made available for any other purpose for 20 days from the date of this Notice. Homeless assistance providers interested in a review by HUD of the determination of unsuitability should call the toll free information line at 1–800–927–7588 for detailed instructions or write a letter to Mark Johnston at the address listed at the beginning of this Notice. Included in the request for review should be the property address (including zip code), the date of publication in the **Federal Register,** the landholding agency, and the property number.

For more information regarding particular properties identified in this Notice (*i.e.,* acreage, floor plan, existing sanitary facilities, exact street address), providers should contact the appropriate landholding agencies at the following addresses: Army: Mr. Jeff Holste, CECPW–FP, U.S. Army Center for Public Works, 7701 Telegraph Road, Alexandria, VA 22310–3862; (703) 428–6316; GAS: Mr. Brian K. Polly, Assistant Commissioner, General Services Administration, Office of Property Disposal, 18th and F Street, NW, Washington, DC 20405; (202) 501–2059; Navy: Mr. Charles C. Cocks, Department of the Navy, Director, Real Estate Policy Division, Naval Facilities Engineering Command, Code 241A, 200 Stovall Street, Alexandria, VA 22332–2300; (703) 325–7342; (These are not toll-free numbers).

Dated: June 20, 1997.

Fred Karnas, Jr.,

Acting Deputy Assistant Secretary for Economic Development.

Title V, Federal Surplus Property Program Federal Register Report for 6/27/97

Suitable/Available Properties

Buildings (by State)

Alaska

Bldg. 639, Fort Richardson
Ft. Richardson AK 99505–6500
Landholding Agency: Army
Property Number: 219720152
Status: Unutilized
Comment: 9246 sq. ft., concrete, most recent use—auditorium, poor condition, presence of asbestos/lead paint, off-site use only.

Georgia

Bldgs. 81–82, 85–87, 89
Fort Benning
Dahlonega Co: Lumpkin GA 30533–
Landholding Agency: Army
Property Number: 219720153
Status: Unutilized
Comment: 512 sq. ft. each, need rehab, most recent use—hutments, off-site use only.

Bldg. 107
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720154
Status: Unutilized
Comment: 12823 sq. ft., needs rehab, most recent use—warehouse, off-site use only.

Bldg. 239
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720155
Status: Untilized
Comment: 2817 sq. ft., needs rehab, most recent use—exchange service outlet, off-site use only.

Bldg. 322
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720156
Status: Unutilized
Comment: 9600 sq. ft., needs rehab, most recent use—admin., off-site use only.

Bldg. 327
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720157
Status: Unutilized
Comment: 996 sq. ft., needs rehab, most recent use—storage, off-site use only.

Bldg. 329
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720158
Status: Unutilized
Comment: 1001 sq. ft., needs rehab, most recent use—access cnt fac, off-site use only.

Bldg. 1727
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720159
Status: Unutilized
Comment: 704 sq. ft., needs rehab, most recent use—storage, off-site use only.

Bldg. 1728
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720160
Status: Unutilized
Comment: 7693 sq. ft., needs rehab, most recent use—storage, off-site use only.

Bldg. 1737
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720161
Status: Unutilized
Comment: 1500 sq. ft., needs rehab, most recent use—storage, off-site use only.

Bldg. 2512
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720162

Status: Unutilized
Comment: 4378 sq. ft., needs rehab, most recent use—admin., off-site use only.

Bldg. 2515
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720163
Status: Unutilized
Comment: 4720 sq. ft., needs rehab, most recent use—admin., off-site use only.

Bldgs. 2517–2518, 2521–2525
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720164
Status: Unutilized
Comment: 4720 sq. ft. each, needs rehab, most recent use—education facility, off-site use only.

Bldgs. 2527–2531
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720165
Status: Unutilized
Comment: 4720 sq. ft. each needs rehab, most recent use—admin., off-site use only.

Bldg. 2592
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720166
Status: Unutilized
Comment: 11674 sq. ft., needs rehab, most recent use—gym, off-site use only.

Bldg. 2593
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720167
Status: Unutilized
Comment: 13644 sq. ft., needs rehab, most recent use—parachute shop, off-site use only.

Bldg. 2595
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720168
Status: Unutilized
Comment: 3356 sq. ft., needs rehab, most recent use—chapel, off-site use only.

Bldgs. 2865, 2869, 2872
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720169
Status: Unutilized
Comment: approx. 1100 sq. ft. each, needs rehab, most recent use—shower fac., off-site use only.

Bldgs. 4400–4402
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720170
Status: Unutilized
Comment: various sq. ft., needs rehab, most recent use—admin., off-site use only.

Bldg. 4404
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720171
Status: Unutilized
Comment: 2723 sq. ft., needs rehab, most recent use—detached day room, off-site use only.

Bldg. 4405
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720172
Status: Unutilized
Comment: 7670 sq. ft., needs rehab, most recent use—barracks, off-site use only.

Bldg. 4406
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720173
Status: Unutilized
Comment: 1372 sq. ft., needs rehab, most recent use—barracks, off-site use only.

Bldg. 4407
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720174
Status: Unutilized
Comment: 1635 sq. ft., needs rehab, most recent use—admin., off-site use only.

11 Bldgs.
Fort Benning
4428–4429, 4433–4436, 4441–4443, 4447–4448
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720175
Status: Unutilized
Comment: 4425 sq. ft. each, needs rehab, most recent use—barracks, off-site use only.

6 Bldgs.
Fort Benning
4450–4451, 4453–4454, 4456–4457
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720176
Status: Unutilized
Comment: 4425 sq. ft. each, needs rehab, most recent use—barracks, off-site use only.

10 Bldgs.
Fort Benning
4460–4461, 4463–4464, 4468, 4470–4474
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720177
Status: Unutilized
Comment: 4425 sq. ft. each, needs rehab, most recent use—barracks, off-site use only.

Bldgs. 4409
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720178
Status: Unutilized
Comment: 4241 sq. ft., needs rehab, most recent use—shower fac., off-site use only.

Bldgs. 4432, 4440, 4445
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720179
Status: Unutilized
Comment: various sq. ft., needs rehab, most recent use—storage, off-site use only.

8 Bldgs.
Fort Benning
4425, 4431, 4438–4439, 4452, 4458–4459, 4465
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720180
Status: Unutilized
Comment: 2498 sq. ft. each, needs rehab, most recent use—barracks, off-site use only.

6 Bldgs.
Fort Benning
4430, 4437, 4449, 4455, 4462, 4467
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720181
Status: Unutilized
Comment: 1884 sq. ft. each, needs rehab, most recent use—barracks, off-site use only.

Bldg. 4444
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720182
Status: Unutilized
Comment: 2284 sq. ft., needs rehab, most recent use—medical clinic, off-site use only.

Bldg. 4475
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720183
Status: Unutilized
Comment: 2213 sq. ft., needs rehab, most recent use—headquarters bldg., off-site use only.

Bldg. 4476
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720184
Status: Unutilized
Comment: 3148 sq. ft., needs rehab, most recent use—vehicle maint. shop, off-site use only.

Bldgs. 4478, 4485
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720185
Status: Unutilized
Comment: 3000 sq. ft. and 4366 sq. ft., needs rehab, most recent use—instruction bldg., off-site use only.

Bldg. 4480
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720186
Status: Unutilized
Comment: 3000 sq. ft., needs rehab, most recent use—mobilization dining facility, off-site use only.

Bldg. 4482
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720187
Status: Unutilized

Comment: 3000 sq. ft., needs rehab, most recent use—carpentry shop, off-site use only.

Bldg. 4640
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720188
Status: Unutilized
Comment: 3800 sq. ft., needs rehab, most recent use—exchange branch, off-site use only.

8 Bldgs.
Fort Benning
4700–4701, 4704–4707, 4710–4711
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720189
Status: Unutilized
Comment: 6433 sq. ft. each, needs rehab, most recent use—unaccompanied personnel housing, off-site use only.

Bldgs. 4703, 4708–4709
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720190
Status: Unutilized
Comment: 3570 sq. ft. each, needs rehab, most recent use—battalion headquarters bldg., off-site use only.

Bldg. 471414
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720191
Status: Unutilized
Comment: 1983 sq. ft., needs rehab, most recent use—battalion headquarters bldg., off-site use only.

Bldg. 4702
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720192
Status: Unutilized
Comment: 3690 sq. ft., needs rehab, most recent use—dining facility off-site use only.

Bldgs. 4712–4713
Fort Benning
Ft. Benning Co: Muscogee GA 31905–
Landholding Agency: Army
Property Number: 219720193
Status: Unutilized
Comment: 1983 sq. ft. and 10270 sq. ft., needs rehab, most recent use—company headquarters bldg., off-site use only.

Bldg. T–234
Hunter Army Airfield
Savannah Co: Chatham GA 31409–
Landholding Agency: Army
Property Number: 219720195
Status: Excess
Comment: 2624 sq. ft., needs major rehab, most recent use—office, off-site use only.

Bldg. T–404
Hunter Army Airfield
Savannah Co: Chatham GA 31409–
Landholding Agency: Army
Property Number: 219720196
Status: Excess
Comment: 3120 sq. ft., needs major rehab, most recent use—hq. bldg, off-site use only.

Bldg. T–819
Hunter Army Airfield
Savannah Co: Chatham GA 31409–
Landholding Agency: Army
Property Number: 219720197
Status: Excess
Comment: 100 sq. ft., needs major rehab, most recent use—storage, off-site use only.

Hawaii

Bldg. T–69
Schofield Barracks,
Wahiawa HI 966786–
Landholding Agency: Army
Property Number: 219720198
Status: Unutilized
Comment: 3039 sq. ft., most recent use—chapel, needs repair, off-site use only.

Bldg. T–911
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720199
Status: Unutilized
Comment: 4800 sq. ft., most recent use—office, needs repair, off-site use only.

Bldg. T–912
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720200
Status: Unutilized
Comment: 4800 sq. ft., most recent use—office, needs repair, off-site use only.

Bldg. T–913
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720201
Status: Unutilized
Comment: 4800 sq. ft., most recent use—office, needs repair, off-site use only.

Bldg. T–914
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720202
Status: Unutilized
Comment: 144 sq. ft., most recent use—storage, needs repair, off-site use only.

Bldg. T–917
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720203
Status: Unutilized
Comment: 1328 sq. ft., most recent use—office, needs repair, off-site use only.

Bldg. T–918
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720204
Status: Unutilized
Comment: 1306 sq. ft., most recent use—classroom, needs repair, off-site use only.

Bldg. T–920
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720205
Status: Unutilized
Comment: 1306 sq. ft., most recent use—office, needs repair, off-site use only.

Bldg. T–921
Schofield Barracks
Wahiawa HI 96786–
Landholding Agency: Army
Property Number: 219720206
Status: Unutilized
Comment: 1427 sq. ft., most recent use—office, needs repair, off-site use only.

Oklahoma

Bldg. T–2751, Fort Sill
Lawton Co: Comanche OK 73503–5100
Landholding Agency: Army
Property Number: 219720209
Status: Unutilized
Comment: 19510 sq. ft., most recent use—admin., possible asbestos/lead paint, off-site use only.

Bldg. T–5096, Fort Sill
Lawton Co: Comanche OK 73503–5100
Landholding Agency: Army
Property Number: 219720210
Status: Unutilized
Comment: 3131 sq. ft., most recent use—storage, possible asbestos/lead paint, off-site use only.

Texas

Bldg. P–4224
Fort Sam Houston
San Antonio Co: Bexar TX 78234–5000
Landholding Agency: Army
Property Number: 219720213
Status: Excess
Comment: 293 sq. ft., concrete, possible lead based paint, off-site use only.

Bldg. 2909, Fort Bliss
El Paso Co: El Paso TX 79916–
Landholding Agency: Army
Property Number: 219720214
Status: Unutilized
Comment: 35736 sq. ft., most recent use—housing, off-site use only.

Virginia

Bldg. 2436, Fort Belvoir
Fort Belvoir Co: Fairfax VA 22060–5402
Landholding Agency: Army
Property Number: 219720215
Status: Excess
Comment: 3200 sq. ft., most recent use—storage, needs extensive repair, possible asbestos/lead paint, off-site use only.

Washington

Bldg. B1008, Fort Lewis
Fort Lewis Co: Pierce WA 98433–
Landholding Agency: Army
Property Number: 219720216
Status: Unutilized
Comment: 7387 sq. ft., 2-story, needs rehab, possible asbestos/lead paint, most recent use—medical clinic, off-site use only.

Bldgs. B1011–B1012, Fort Lewis
Fort Lewis Co: Pierce WA 98433–
Landholding Agency: Army
Property Number: 219720217
Status: Unutilized
Comment: 992 sq. ft. and 1144 sq. ft., needs rehab, possible asbestos/lead paint, most recent use—office, off-site use only.

Bldgs. 5922–5931, Fort Lewis
Parkway Family Housing Area
Ft. Lewis Co: Pierce WA 98433–
Landholding Agency: Army
Property Number: 219720218
Status: Unutilized

Comment: 10 family housing bldgs. totaling 78 units, brick, 2-story plus basement, needs rehab, possible asbetos/lead paint, off-site use only.

Land (by State)

Idaho

160 acres
Idaho National Engineering Lab
Co: Jefferson ID 83415–
Landholding Agency: GSA
Property Number: 549720008
Status: Surplus
Comment: 160 acres, most recent use—buffer zone
GSA Number: 9–B–ID–542.

Suitable/Unavailable Properties

Buildings (by State)

Georgia

Bldg. T–202
Hunter Army Airfield
Savannah Co: Chatham GA 31409–
Landholding Agency: Army
Property Number: 219720194
Status: Excess
Comment: 5602 sq. ft., needs major rehab, most recent use—office, off-site use only.

South Carolina

Capt. Charles F. Dunham USARC
805 E. Whitner St.
Anderson Co: Anderson SC 29625–
Landholding Agency: Army
Property Number: 2197202212
Status: Excess
Comment: 10000 sq. ft./2 bldgs., most recent use—educational facility.

Suitable/To Be Excessed

Buildings (by State)

Idaho

Moore Hall U.S. Army Rsve Ctr
1575 N. Skyline Dr.
Idaho Falls Co: Bonneville ID 83401–
Landholding Agency: Army
Property Number: 219720207
Status: Unutilized
Comment: 12582 sq. ft. dental clinic in mobile home, 1138 sq. ft. maint. shop, good condition, possible asbestos.

Kansas

U.S. Army Reserve Center Annex
800 South 29th St.
Parson KS
Landholding Agency: Army
Property Number: 219720208
Status: Unutilized
Comment: 3157 sq. ft., 1-story, reserve center annex and storage.

Oregon

Santo Hall U.S. Army Rsve Ctr
701 N. Columbus Ave.
Medford Co: Jackson OR 97501–
Landholding Agency: Army
Property Number: 219720211
Status: Unutilized
Comment: 12907 sq. ft. admin. bldg., 2332 sq. ft. maintenance shop, good condition.

Unsuitable Properties

Buildings (by State)

Hawaii

Bldg. 347
Naval Air Station, Barbers Point,
Honolulu Co: Honolulu HI 96862–
Landholding Agency: Navy
Property Number: 779720084
Status: Excess
Reason: Extensive deterioration.

Bldg. T–11
Pearl Harbor Naval Shipyard
Pearl Harbor Co: Honolulu HI 96860–
Landholding Agency: Navy
Property Number: 779720085
Status: Excess
Reason: Extensive deterioration.

Bldg. 71
Pearl Harbor Naval Shipyard
Pearl Harbor Co: Honolulu HI 96860–
Landholding Agency: Navy
Property Number: 779720086
Status: Excess
Reason: Extensive deterioration.

Bldg. 174
Pearl Harbor Naval Shipyard
Pearl Harbor Co: Honolulu HI 96860–
Landholding Agency: Navy
Property Number: 779720087
Status: Excess
Reason: Extensive deterioration.

Bldg. 823
Pearl Harbor Naval Shipyard
Pearl Harbor Co: Honolulu HI 96860–
Landholding Agency: Navy
Property Number: 779720088
Status: Excess
Reason: Extensive deterioration.

Bldg. 1361
Pearl Harbor Naval Shipyard
Pearl Harbor Co: Honolulu HI 96860–
Landholding Agency: Navy
Property Number: 779720089
Status: Excess
Reason: Extensive deterioration.

Virginia

Bldg. LP–23
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720090
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Within airport runway clear zone.

Bldg. LP–181
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720091
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Within airport runway clear zone, Secured Area.

Bldg. LP–183
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720092
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Within airport runway clear zone, Secured Area.

Bldg. LP–211
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720093
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Within airport runway clear zone.

Bldg. SP–249
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720094
Status: Unutilized
Reason: Extensive deterioration.

Bldg. SP–129
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720095
Status: Unutilized
Reason: Extensive deterioration.

Bldg. R–46
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720096
Status: Unutilized
Reason: Extensive deterioration.

Bldg. R–47
Naval Base Norfolk,
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720097
Status: Unutilized
Reason: Extensive deterioration.

Bldg R–48
Naval Base Norfolk
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720098
Status: Unutilized
Reason: Extensive deterioration.

Bldg R–50
Naval Base Norfolk
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720099
Status: Unutilized
Reason: Extensive deterioration.

Bldg R–52
Naval Base Norfolk
Norfolk VA 23511–
Landholding Agency: Navy
Property Number: 779720100
Status: Unutilized
Reason: Extensive deterioration.

Bldg 227
Norfolk Naval Shipyard
Portsmouth VA 23709–5000
Landholding Agency: Navy
Property Number: 779720101
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Secured Area, Extensive deterioration.

Bldg 379
Norfolk Naval Shipyard
Portsmouth VA 23709–5000
Landholding Agency: Navy
Property Number: 779720102
Status: Unutilized

Reason: Within 2000 ft. of flammable or explosive material, Secured Area, Extensive deterioration.

Bldg 542
Norfolk Naval Shipyard
Portsmouth VA 23709–5000
Landholding Agency: Navy
Property Number: 779720103
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Secured Area, Extensive deterioration.

Bldg 834
Norfolk Naval Shipyard,
Portsmouth VA 23709–5000
Landholding Agency: Navy
Property Number: 779720104
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Secured Area, Extensive deterioration.

Bldg 1571
Norfolk Naval Shipyard
Portsmouth VA 23709–5000
Landholding Agency: Navy
Property Number: 779720105
Status: Unutilized
Reason: Within 2000 ft. of flammable or explosive material, Secured Area, Extensive deterioration.

[FR Doc. 97–16677 Filed 6–26–97; 8:45 am]

BILLING CODE 4210–29–M

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

Indian Gaming

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of approved amended and restated Tribal-State compact.

SUMMARY: Pursuant to section 11 of the Indian Gaming Regulatory Act, 25 U.S.C. 2710, the Secretary of the Interior shall publish, in the **Federal Register**, notice of approved Compacts for the purpose of engaging in Class III (casino) gaming on Indian reservations. The Assistant Secretary—Indian Affairs, Department of the Interior, through her delegated authority, has approved the Amended and Restated Compact for Regulation of Class III gaming between the Cow Creek Band of Umpqua Tribe of Indians and the State of Oregon which was executed on April 25, 1997.

DATES: This action is effective June 27, 1997.

FOR FURTHER INFORMATION CONTACT: George T. Skibine, Director, Indian Gaming Management Staff, Bureau of Indian Affairs, Washington, DC 20240, (202) 219–4068.

Dated: June 19, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97–16789 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–02–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[017–1220–00/G010–G7–0250]

Closure of Public Lands; New Mexico

AGENCY: Bureau of Land Management, Interior.

ACTION: Road closure.

SUMMARY: The purpose of this road closure is to prevent unnecessary degradation of resources, undue environmental damage, and to protect public land resources. Specimens of grama grass cactus, *Toumeya papyracantha* are found within the described area. This cactus is a New Mexico State Endangered Species and a Bureau of Land Management Sensitive Species. Motorized vehicle access is causing damage to these plants and their habitat.

SUPPLEMENTARY INFORMATION: Areas designated as closed include all public lands and roads within T. 15 N., R. 1 E., sections 4 and 9, NMPM. The closed area is commonly known as the San Ysidro Trails Area-West.

Uses Restricted: Operation of motorized vehicles.

Duration of Closure: The closure is effective immediately and will remain in effect until further notice.

Persons Exempt From Closure Order: BLM personnel on official business, BLM grazing permittees and others processing BLM written authorization for motorized access.

Authority: This action complies with the provisions of 43 CFR 8364.1. Violations of this closure order are punishable by a fine not to exceed $1,000 and/or imprisonment not to exceed 12 months.

FOR FURTHER INFORMATION CONTACT: Jospeh Jaramillo, Realty Specialist, Rio Puerco Resource Area, 435 Montano Road NE, Albuquerque, New Mexico 87107, (505) 761–8779.

Dated: June 20, 1997.

Sue E. Richardson,

Acting District Manager.

[FR Doc. 97–16855 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–AG–M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[NM–018–1610–00/G010–G7–0251]

Notice of Availability of a Draft Coordinated Resource Management Plan (CRMP) and Environmental Impact Statement (EIS); Taos Resource Area, New Mexico and San Luis Resource Area, Colorado

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Land Management (BLM) Albuquerque District, Taos Resource Area and Cañon City District, San Luis Resource Area have completed a Draft CRMP/EIS, and a Taos Resource Management Plan Amendment. This document contains descriptions and analyses of future options for managing the 94-mile Rio Grande corridor from La Sauses, Colorado to Velarde, New Mexico, and addresses legislative requirements for the Rio Grande Wild and Scenic River extension and study areas.

The public is invited to participate in the review of the Draft CRMP/EIS. Copies are available for review at public libraries in Alamosa, Colorado, and in Taos, Santa Fe, Los Alamos, Española, and Albuquerque, New Mexico. Additional copies are available at the following BLM offices: San Luis Resource Area, 1921 State Street, Alamosa, Colorado; Taos Resource Area, 226 Cruz Alta, Taos, New Mexico; New Mexico State Office, 1474 Rodeo Road, Santa Fe, New Mexico; and Albuquerque District Office, 435 Montaño Road NE, Albuquerque, New Mexico.

DATES: Written comments must be postmarked no later than October 8, 1997, and should be addressed to the CRMP Team Leader at the address below. Formal oral comments will be received at the following public hearings, beginning at 7:00 p.m.:

August 19, 1997—Holiday Inn, E. Highway 160, Alamosa, Colorado;
August 20, 1997—Holiday Inn, 1005 Paseo del Pueblo Sur, Taos, New Mexico;
August 21, 1997—BLM New Mexico State Office, 1474 Rodeo Rd., Santa Fe, New Mexico.

FOR FURTHER INFORMATION CONTACT: CRMP Team Leader, Taos Resource Area, 226 Cruz Alta Road, Taos, NM 87571; phone (505) 758–8851.

SUPPLEMENTARY INFORMATION: This Draft CRMP/EIS contains the analyses of four management alternatives to resolve the

following public land issues: Wild and Scenic rivers, protection of riparian areas, soils, vegetation, water quality, terrestrial and aquatic habitat, historical and archaeological resources, scenic quality, recreation, commercial uses, access, and resource interpretation/education. The alternatives can be summarized as: (A) No Action or Existing Management; (B) Biodiversity Protection; (C) Resource Use; (D) Preferred, which is a balance between the other three.

Under the Preferred Alternative, the BLM would implement the CRMP in both the Taos and San Luis Resource Areas, along with the following Taos Resource Management Plan amendments: designation of the identified areas of the Lower Gorge and Copper Hill Units as Areas of Critical Concern for wildlife habitat and scenic quality values; exclusion of 58,765 acres from grazing; withdrawal of 73,820 acres from mineral entry; closure of 50,173 acres to mineral leasing; application of No Surface Occupancy standards for oil and gas development on 25,615 acres; closure of 65,432 acres to mineral material disposal; prohibition of land disposals, except for Color-of-Title sales (in the Dixon area) and three parcels identified for community needs; exclusion of rights of way from within the expanded Wild Rivers Recreation Area, the Lower Gorge Unit (with exceptions), and portions of the Copper Hill Unit. The BLM would also recommend the Rio Grande Bosque segment (as identified in Pub. L. 103–242) for Wild and Scenic River designation, with a Recreational classification, and the Rio Embudo for designation with a Wild classification. Finally under the Preferred Alternative, the agency would increase protection of riparian areas, vegetation, soils, water quality, wildlife habitat, and scenic quality, while placing limits on recreational uses in the corridor and restricting vehicle access to some areas.

Public participation has occurred throughout the CRMP process. A Notice of Intent was published on November 14, 1994, in the **Federal Register** (Vol. 59, No. 218, 56528–29), and an amended notice was published on February 20, 1996 (Vol. 61, No. 34, 6383–84).

Mike Ford,

District Manager.

[FR Doc. 97–16819 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–AG–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CO–076–1220–00]

Notice of Intent To Amend the Grand Junction Resource Area Management Plan

AGENCY: Bureau of Land Management, Department of the Interior.

ACTION: Notice of intent to amend the Grand Junction Resource Area Resource Management Plan, 1987.

SUMMARY: Pursuant to section 102 of the National Environmental Policy Act of 1969 and section 202 of the Federal Land Policy and Management Act of 1976, the Bureau of Land Management (BLM), Grand Junction Resource Area, is proposing to amend the Grand Junction Resource Management Plan, approved in January of 1987. The amendment will consider changes that would enhance and build upon existing management direction in the Ruby Canyon/Black Ridge Planning area. The effects of these changes have been analyzed in an environmental assessment (EA). The amendments have been developed as part of the Ruby Canyon/Black Ridge Integrated Resource Management Plan, and will consider a number of new management actions affecting recreation, wilderness, vegetation, wildlife, and fire management.

SUPPLEMENTARY INFORMATION: The affected area includes 118,700 acres of public land in western Mesa County between the Colorado National Monument and the Utah state line. The Ruby Canyon/Black Ridge Integrated Resource Management Plan and EA has been developed by an ad-hoc committee of affected and interested publics along with Bureau of Land Management specialists with expertise in outdoor recreation, wilderness, archaeology, paleontology, range conservation, wildlife and fire management. There will be a thirty day public comment period on the plan, the EA, and a guidebook for Prescribed Natural Fire Planning and Implementation for the area beginning on July 18, 1997. During the public comment period, an open house will be held at the Bureau of Land Management office in Grand Junction, Colorado on August 7,1997 from 3:00 to 8:00 p.m. The open house is being held to give an opportunity for the public to discuss the plan and proposed amendments one on one with various BLM specialists.

FOR FURTHER INFORMATION CONTACT: Harley Metz, Ecologist, Grand Junction Resource Area, 2815 H Road, Grand Junction, Colorado 81506; (970) 244–3076.

Mark Morse,

Grand Junction District Manager.

[FR Doc. 97–16821 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–JB–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[WY–030–07–1060–00]

Intent To Gather Excess Wild Horses

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of intent to gather excess wild horses.

SUMMARY: During the summer and fall of 1997, the Great Divide Resource Area plans to continue implementing the decisions made in Wyoming BLM Environmental Analysis WY–037–EA4–122, ''Management Changes in the Wild Horse HMAs of the Great Divide Resource Area,'' Environmental Analysis WY–037–EA4–121, ''Great Divide Wild Horse Capture Plan,'' and Environmental Analysis WY–037–EA1–039, ''Management of Wild, Free Roaming Horses That Stray From HMAs''. This will be accomplished by the removal of approximately 200 excess horses from the Cyclone Rim HMA, 150 excess horses outside HMAs north of Interstate 80 and 400 excess horses outside HMAs South of Interstate 80. The documents referenced above, as well as their supporting documents may be reviewed at the BLM Great Divide Resource Area office located at 1300 North, Third Street, Rawlins, Wyoming 82301. The referenced decisions determined the Appropriate Management levels for the HMAs in the Great Divide Resource Area. The planned actions have been reviewed for conformance with these decisions and the appropriate land use plan. Inventories conducted in February of 1997 identified the presence of excess horses in these areas. Actual dates and numbers of horses to be gathered will be dependent on weather, ability to place and move trap locations, wild horse health, and supplemental inventories to be conducted in conjunction with the gathering operations. If you wish to respond to this notice and also wish that your name or street address be witheld from public review or disclosure under the Freedom Of Information Act, you must state this clearly at the beginning of any written comment you submit. Such requests will be honored to the extent allowed by law.

EFFECTIVE DATES: July 28, 1997, through December 19, 1997.

ADDRESSES: Bureau of Land Management, Rawlins District Office, Great Divide Resource Area, 1300 North Third Street, Rawlins, Wyoming 82301.

FOR FURTHER INFORMATION CONTACT: Michael Calton, Range Management Specialist, (307) 328–4210.

Kurt J. Kotter,

District Manager.

[FR Doc. 97–16724 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–22–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID–035–1110–00]

Revised Notice of Intent To Amend the Medicine Lodge Resource Management Plan (RMP)

AGENCY: Bureau of Land Management, Interior.

ACTION: Revision of the original Notice of Intent to amend the Medicine Lodge RMP, and to prepare the supporting environmental assessment.

SUMMARY: In November, 1996, the BLM received requests from Fremont and Jefferson Counties to modify the terms and conditions of their existing rights-of-way for the Egin-Hamer Road. On December 19, 1996, the BLM published in the **Federal Register** a Notice of Intent to consider amending the Medicine Lodge RMP. The scoping process officially ended on January 31, 1997. The right-of-way modifications proposed by the Counties would eliminate the existing seasonal closure from December 1 through March 31 and allow the road to remain open year-round, subject to terms and conditions appropriate for protecting wintering elk. Modifying the seasonal limitations of the rights-of-way would require amending the Medicine Lodge RMP. An environmental assessment will be prepared to analyze the effects of the proposed right-of-way modifications and land use plan amendment.

Based on formal scoping a new alternative was developed following collaboration among the Idaho Department of Fish & Game, BLM and both Counties. The new alternative to be analyzed is based upon (a) eliminating the current seasonal road closure as the Counties desire, (b) seasonally restricting human entry to existing main roads only within approximately 200,000 acres of BLM-administered land on both sides of the Egin-Hamer Road and (c) terms and conditions appropriate for protecting wintering elk. Securing a seasonal, area-wide closure on federal, state and private lands would require a combined effort by the BLM, Idaho Department of Lands and the Counties involved. County ordinances would be needed to enforce a closure on private lands. The contention is that such an alternative would allow year-round use of the road for the general public without increasing the net disturbance to wintering elk. Seasonal closure of land adjacent to the Egin-Hamer Road would also require amending the current land use plan and will, therefore, be considered in this Proposed Amendment/EA.

DATES: Although the scoping period has officially ended, several open houses are scheduled. Should unanticipated events require rescheduling any or all of the open houses, the changes will be noticed in local newspapers and letters to interested parties no less than 1 week prior to the revised date(s). Public open houses are scheduled to be held at the following locations and times:

(1) 7/17/97 (Thursday)—Fremont County Courthouse, 1–5 p.m. and 7–9 p.m.

(2) 7/18/97 (Friday)—Jefferson County Courthouse, 1–5 p.m. and 7–9 p.m.

(3) 7/21/97 (Monday)—Clark County Courthouse, 1–5 p.m. and 7–9 p.m.

The open houses will allow the Counties, IDF&G and BLM to collectively provide information about the proposal to the public and to answer questions about the Counties' proposal prior to BLM completing and mailing the Proposed Amendment/EA. When completed (current time frame of August, 1997) the BLM will mail the Proposed Amendment/EA to members of the interested public for a 30-day review and comment period.

FOR FURTHER INFORMATION CONTACT: Jeff Gardetto, Bureau of Land Management, 1405 Hollipark Drive, Idaho Falls, ID 83401. (208) 524–7545.

SUPPLEMENTARY INFORMATION: In 1988, rights-of-way were issued to Fremont County and Jefferson County for use along the Egin-Hamer Road. The 10-mile gravel road connects the communities of Egin and Hamer in southeastern Idaho (T.7N., R.38E., Boise Meridian). As early as 1983 concerns about effects of vehicle travel on wintering elk populations prompted an eventual amendment to the Medicine Lodge Resource Management Plan. The September 1987 amendment closed the area to vehicle use from December 1 through March 31 of each year. The current seasonal closure of the Egin-Hamer Road, itself, was incorporated as one of the terms and conditions to the rights-of-way issued to the Counties.

Dated: June 19, 1997.

Joe Kraayenbrink,

Area Manager, Medicine Lodge Resource Area.

[FR Doc. 97–16888 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–GG–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[CO–030–07–1820–00–1784]

Southwest Resource Advisory Council Meeting

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice; Resource Advisory Council meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act (5 USC), notice is hereby given that the Southwest Resource Advisory Council (Southwest RAC) will meet on Thursday, July 10, 1997, in Crested Butte, Colorado.

Publication of this notice in the **Federal Register** will not comply with the 15-day minimum notification period required by the Code of Federal Regulations at Title 41, Part 101–6.1015(b)(1). The notification period was not met because of difficulty in securing a meeting facility.

DATES: The meeting will be held on Thursday, July 10, 1997.

ADDRESSES: For additional information, contact Roger Alexander, Bureau of Land Management, Montrose District Office, 2465 South Townsend Avenue, Montrose, CO 81401; telephone 970–240–5335; TDD 970–240–5366; e-mail r2alexan@co.blm.gov

SUPPLEMENTARY INFORMATION: The July 10, 1997, meeting will begin at 9:00 a.m. at the Old Railroad Depot, 728 Elk Avenue, Crested Butte, Colorado. The agenda will include discussions on the proposed Gunnison sage grouse conservation plan and follow-up discussion on the Hartman Rocks motocross issue. Time will be provided for public comments.

All Resource Advisory Council meetings are open to the public. Interested persons may make oral statements to the Council, or written statements may be submitted for the Council's consideration. If necessary, a per-person time limit may be established by the Montrose District Manager.

Summary minutes for Council meetings are maintained in the

Montrose District Office (and on the Internet at http://www.co.blm.gov/mdo/mdo__sw__rac.htm) and are available for public inspection and reproduction within thirty (30) days following each meeting.

Dated: June 24, 1997.

Mark W. Stiles,

District Manager.

[FR Doc. 97–16990 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–JB–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID–933–07–1990–00]

Mining Claims Under the General Mining Laws; Surface Management: Forms of Legal Financial Guarantees Allowable Under Idaho State Law

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Land Management (BLM) amended the surface management regulations at 43 CFR subpart 3809 on February 28, 1997 (62 FR 9093). The amendment requires each BLM State Director to consult with the appropriate State authorities to determine which financial instruments in 43 CFR 3809.1–9(k) are allowable under State law. Idaho State law allows surety bonds, cash, irrevocable letters of credit, certificates of deposit, and negotiable United States Government, State, and Municipal securities or bonds as forms of financial guarantees related to reclamation requirements.

EFFECTIVE DATE: This list is effective May 30, 1997.

FOR FURTHER INFORMATION CONTACT: Terry Maley, Bureau of Land Management, Idaho State Office, Division of Resource Services, 1387 S. Vinnell Way, Boise, Idaho 83709–1657, 208–373–3820.

SUPPLEMENTARY INFORMATION: The Bureau of Land Management has consulted with appropriate Idaho State authorities to determine which of the financial instruments in § 3809.1–9(k) are allowable under Idaho State law to satisfy the financial assurance requirements related to mining reclamation requirements. The State of Idaho, Idaho Department of Lands has determined the following forms of financial guarantees are allowable under Idaho State Law: Surety bonds, cash, irrevocable letters of credit, certificates of deposit, and negotiable United States Government, State, and Municipal securities or bonds.

Martha G. Hahn,

State Director.

[FR Doc. 97–16824 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–GG–M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[WY–920–00–4120–14; North Rochelle Tract, WYW127221]

Competitive Coal Lease Sale Offering, WY

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of competitive coal lease sale.

SUMMARY: Notice is hereby given that certain coal resources in the North Rochelle Tract (formerly known as the North Roundup Tract) described below in Campbell County, Wyoming, will be offered for competitive lease by sealed bid in accordance with the provisions of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 181 *et seq.*).

DATES: The lease sale will be held at 2 p.m., Tuesday, July 29, 1997. Sealed bids must be submitted on or before 4 p.m., Monday, July 28, 1997.

ADDRESSES: The lease sale will be held in the 1st Floor Conference Room (Room 107) of the Wyoming State Office, 5353 Yellowstone Road, Cheyenne, Wyoming 82009. Sealed bids clearly marked ''Sealed Bid for North Rochelle Tract, WYW127221—Not to be opened before 2 p.m., on Tuesday, July 29, 1997'', must be submitted to the Cashier, Wyoming State Office, at the address given above or P.O. Box 1828, Cheyenne, Wyoming 82003–1828.

FOR FURTHER INFORMATION CONTACT: Laura Steele, Land Law Examiner, or Melvin Schlagel, Coal Coordinator, at 307–775–6200.

SUPPLEMENTARY INFORMATION: This coal lease sale is being held in response to a lease by application filed by Bluegrass Coal Development Company (formerly, SMC Mining Company), a subsidiary of Zeigler Coal Holding Company of Evansville, Indiana. The coal resources to be offered consist of all reserves recoverable by surface mining methods in the following described lands located approximately 46 miles south-southeast of the City of Gillette, Wyoming, and about 13 miles southeast of Reno Junction just north of the Reno County Road:

T. 42 N., R. 70 W., 6th P.M., Wyoming
Sec. 4: Lots 5–16, 19 and 20;
Sec. 5: Lots 5–16;
T. 43 N., R. 70 W., 6th P.M., Wyoming
Sec. 32: Lots 9–16;
Sec. 33: Lots 11–14.

Containing 1,481.930 acres

All of the acreage offered has been determined to be suitable for mining. The surface estate of the tract is controlled by Arco Coal Company, Powder River Coal Company, and the U.S. Forest Service.

The North Rochelle Tract, located in Campbell County, Wyoming, is adjacent to the existing North Rochelle and Black Thunder Mines and contains surface minable coal reserves in the Wyodak seam currently being recovered in the existing mines. The Wyodak seam averages about 57 feet thick with an additional minable rider seam above the main seam that averages about 7 feet thick. There are no coal outcrops on the tract.

The overburden above the rider seam ranges from 100–200 feet thick while the overburden above the main Wyodak seam where no rider seam exists ranges from 175–250 feet thick. The total in-place stripping ratio (BCY/ton) of the coal seams is 2.91:1.

The tract contains an estimated 157,610,000 tons of minable coal in the Wyodak and rider seams. This estimate of minable reserves does not include any tonnage from localized seams or splits containing less than 5 feet of coal.

The coal is ranked as subbituminous C. The overall average quality is 8680 BTU/lb, 4.91 percent ash, 27.72 percent moisture, and .23 percent sulfur. These quality averages place the coal reserves near the low end of coal quality currently being mined in the far southern Powder River Basin south of Wright, Wyoming. The tract in this lease offering contains split estate lands. The surface is not held by a qualified surface owner as defined in the regulations, 43 CFR 3400.0–5.

The tract will be leased to the qualified bidder of the highest cash amount provided that the high bid equals or exceeds the fair market value of the tract. The minimum bid for the tract is $100 per acre or fraction thereof. No bid that is less than $100 per acre, or fraction thereof, will be considered. The bid should be sent by ''Certified Mail, Return Receipt Requested'', or be hand delivered. The Cashier will issue a receipt for each hand-delivered bid. Bids received after 4 p.m., Monday, July 28, 1997, will not be considered. The minimum bid is not intended to represent fair market value. The fair market value of the tract will be determined by the Authorized Officer after the sale.

If identical high bids are received, the tying high bidders will be requested to submit follow-up sealed bids until a high bid is received. All tie-breaking sealed bids must be submitted within 15 minutes following the Sale Official's announcement at the sale that identical high bids have been received.

The lease issued as a result of this offering will provide for payment of an annual advance rental of $3.00 per acre, or fraction thereof, and of a royalty payment to the United States of 12½ percent of the value of coal produced by strip or augur mining methods and 8 percent of the value of the coal produced by underground mining methods. The value of the coal will be determined in accordance with 30 CFR 203.250(f).

Bidding instructions for the tract offered and the terms and conditions of the proposed coal lease are available from the Wyoming State Office at the addresses above. The case file, WYW127221, is available for inspection at the Wyoming State Office.

Dated: June 20, 1997.

Alan R. Pierson,

State Director.

[FR Doc. 97–16856 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–22–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[ID–957–1430–00]

Idaho: Filing of Plats of Survey; Idaho

The plat of the following described land was officially filed in the Idaho State Office, Bureau of Land Management, Boise, Idaho, effective 9:00 a.m. June 17, 1997.

The plat representing the dependent resurvey of portions of the West boundary, and of the subdivisional lines, the subdivision of sections 18 and 19, and the survey of lot 8 in section 19, T. 8 N., R. 40 E., was accepted, June 17, 1997.

This survey was executed to meet certain administrative needs of the Bureau of Land Management. All inquiries concerning the survey of the above described land must be sent to the Chief, Cadastral Survey, Idaho State Office, Bureau of Land Management, 1387 South Vinnell Way, Boise, Idaho, 83709–1657.

Dated: June 17, 1997.

Duane E. Olsen,

Chief Cadastral Surveyor for Idaho.

[FR Doc. 97–16815 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–GG–M

DEPARTMENT OF THE INTERIOR

National Park Service, DOI

Notice of Inventory Completion for Native American Human Remains, Associated Funerary Objects, and Unassociated Funerary Objects from Indian Island, CA in the Possession of the Clarke Memorial Museum, Eureka, CA

AGENCY: National Park Service, DOI.

ACTION: Notice.

Notice is hereby given in accordance with provisions of the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003 (d), of the completion of an inventory of human remains, associated funerary objects, and unassociated funerary objects in the possession of the Clarke Memorial Museum, Eureka, CA.

A detailed assessment of the human remains was made by Clarke Memorial Museum professional staff in consultation with representatives of Blue Lake Rancheria, Bear River Band of the Rohnerville Rancheria, and Table Bluff Rancheria of Wiyot Indians.

At an unknown date, human remains representing at least one individual were removed from Indian Island, CA and donated to the Clarke Memorial Museum by unknown person(s). No known individual was identified. The 1,681 associated funerary objects include pine nut beads, clam disc beads, charred wood fragments, and abalone fragments.

The other 2,680 cultural items include pine nut beads, clay balls, abalone fragments, animal bone fragments, pebbles, and olivella shells believed to have been recovered from other Native American burial sites on Indian Island, CA.

Limited accession information indicates these human remains and cultural items came from Indian Island, CA. In February 1860, Indian Island was the site of a massacre of people of the Wiyot Tribe, the only inhabitants of the island at the time. This individual has been determined to be Native American based on the associated funerary objects. The funerary objects and cultural items are consistent with known Wiyot traditional funerary practice. Consultation evidence indicates the survivors of the 1860 massacre became part of the Table Bluff Rancheria of Wiyot Indians.

Based on the above mentioned information, officials of the Clarke Memorial Museum have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of at least one individual of Native American ancestry. Officials of the Clarke Memorial Museum have also determined that, pursuant to 25 U.S.C. 3001 (3)(A), the 1,681 objects listed above are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony. Officials of the Clarke Memorial Museum have determined that, pursuant to 25 U.S.C. 3001 (3)(B), these 2,680 cultural items are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony and are believed, by a preponderance of the evidence, to have been removed from a specific burial site of an Native American individual. Lastly, officials of the Clarke Memorial Museum have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between these Native American human remains, associated funerary objects, and unassociated funerary objects and the Table Bluff Rancheria of Wiyot Indians.

This notice has been sent to officials of the Blue Lake Rancheria, Bear River Band of the Rohnerville Rancheria, and Table Bluff Rancheria of Wiyot Indians. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains, associated funerary objects, and unassociated funerary objects should contact Claudia Israel, Director-Curator, Clarke Memorial Museum, 240 ''E'' Street, Eureka, CA 95501; telephone: (707) 443–1947, before July 28, 1997. Repatriation of the human remains, associated funerary objects, and unassociated funerary objects to the Table Bluff Rancheria of Wiyot Indians may begin after that date if no additional claimants come forward.

Dated: June 19, 1997.

Francis P. McManamon,

Departmental Consulting Archeologist, Manager, Archeology and Ethnography Program.

[FR Doc. 97–16906 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–70–F

DEPARTMENT OF THE INTERIOR

National Park Service, DOI

Notice of Inventory Completion for Native American Human Remains and Associated Funerary Objects in the Control of the Katmai National Park and Preserve, National Park Service, Anchorage and King Salmon, AK

AGENCY: National Park Service, DOI.

ACTION: Notice.

Notice is hereby given in accordance with provisions of the Native American Graves Protection and Repatriation Act, 25 U.S.C. 3003 (d), of the completion of an inventory of human remains and associated funerary objects in the control of the Katmai National Park and Preserve, National Park Service, Anchorage and King Salmon, AK.

A detailed assessment was made by National Park Service professional staff, in consultation with representatives of the University of Oregon-Eugene, University of Alaska-Fairbanks, and the Council of Katmai Descendants. The Council of Katmai Descendants is a non-Federally recognized Indian group representing the interests of the Federally recognized Bristol Bay Native Corporation and includes members of several Alaska Native villages and corporations in the Naknek River drainage and Katmai coast areas.

Between 1960 and 1983, human remains representing 16 individuals were recovered during legally authorized excavations at five sites along the Brooks River. No known individuals were identified. No associated funerary objects are present. Fourteen of these individuals were found interred above a volcanic ash layer dated to 1050 AD and beneath a volcanic ash layer dated at 1450 AD. These fourteen human remains date between 1050 and 1450 AD. The remains of two individuals were recovered from above the 1450 AD ash layer. The orientation of these two individuals is similar to mortuary practices used prior to contact with the Russians in 1778 AD. These two human remains were probably buried between 1450 and 1778 AD. All sixteen individuals are currently being curated at the Oregon State Museum of Anthropology at the University of Oregon in Eugene, OR.

In 1982 and 1983, human remains representing three individuals were recovered during legally authorized excavations at two previously excavated sites along the Brooks River. No known individuals were identified. The six funerary objects include a pumice stone, a piece of otter fur, wood from a coffin lid, a copper piece, a stone tool, and a charcoal sample. The human remains were recovered from above the 1050 AD volcanic ash layer. The orientation of the human remains and associated funerary objects is similar to mortuary practices used prior to contact with the Russians in 1778 AD. These human remains and six associated funerary objects were probably buried between 1050 to 1778 AD. These two human remains and associated funerary objects are currently being curated at the Museum at the University of Alaska-Fairbanks.

Archeological evidence from these five sites in the Brooks River area—such as continuities in mortuary practices and material culture—suggests that the Brooks River inhabitants abandoned the area during volcanic eruptions and later repopulated the area. Oral history from nearby village residents support the affiliation of the human remains and associated funerary objects from these five sites with modern day Alutiiq peoples, including the villages of Chignik Bay, Chignik Lagoon, Chignik Lake, Ivanoff, King Salmon, Naknek, Perryville, and South Naknek.

Human remains representing a minimum of six individuals were recovered from three sites along the Katmai Coast. All but one recovery were legal excavations. Prior to 1954, the remains of one individual were recovered from a housepit at Chiniak Lagoon, along the Shelikof Straits. The remains of a second individual were recovered under unknown circumstances from the same housepit site in 1963, possibly by clam diggers. Radio carbon dates and analysis of the Chiniak Lagoon site suggests an occupation date no earlier than 1100 AD. In 1965 the human remains of one individual were recovered nearby at Kukak. This site has been radio carbon dated to between 400 to 1280 AD. In 1965, remains representing a minimum of three individuals were recovered from a small island east of Takli Island and south of Amalik Bay. These human remains are believed to post-date 1000 AD, due to the stratigraphy from which they were recovered. No known individuals were identified from any of the three sites. No associated funerary objects are present. These human remains are currently being curated at the Oregon State Museum of Anthropology at the University of Oregon in Eugene, OR.

Archeological, linguistic, historical, and oral traditional evidence indicate that the population of the Katmai Coast/Shelikof Straits area was widely displaced in the prehistoric and historic periods by volcanic eruptions. Descendants of the earlier population are believed to reside in various villages on the Kodiak archipelago and the Alaska peninsula, including South Naknek, King Salmon, Chignik Lagoon, Chignik Lake, Karluk, Larsen Bay, Ouzinkie, Naknek, Chignik Bay, Perryville, Ivanoff, Port Lions, Akhiok, and Old Harbor.

Based on the above-mentioned information, officials of the National Park Service have determined that, pursuant to 43 CFR 10 (d)(1), the human remains listed above represent the physical remains of 25 individuals of Native American ancestry. Officials of the National Park Service have also determined that, pursuant to 25 U.S.C. 3001 (3)(A), the six items listed above are reasonably believed to have been placed with or near individual human remains at the time of death or later as part of the death rite or ceremony. Officials of the National Park Service have determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between the human remains and funerary objects from the five sites along the Brooks River and the native villages of Chignik Bay, Chignik Lagoon, Chignik Lake, Ivanoff, King Salmon, Naknek, Perryville, and South Naknek. Officials of the National Park Service have also determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between the human remains from Chiniak Lagoon, Kukak, and the small island east of Takli Island and south of Amalik Bay and the native villages of Akhiok, Chignik Bay, Chignik Lagoon, Chignik Lake, Ivanoff, Karluk, King Salmon, Larsen Bay, Naknek, Old Harbor, Ouzinkie, Perryville, Port Lions, and South Naknek.

This notice has been sent to officials of Council of Katmai Descendants, on behalf of the Bristol Bay Native Corporation, and Kodiak Area Native Association on behalf of Koniag, Inc., as well as the following Alaska Native villages and corporations: Native Village of Akhiok and Akhiok-Kaguyak, Inc; Native Village of Chignik and Far West, Incorporated; Native Village of Chignik Lagoon and Chignik Lagoon Native Corporation; Chignik Lake Village and Chignik River LTD.; Ivanoff Bay Village and Bay View Inc.; Native Village of Karluk (I.R.A.); Native Village of Larsen Bay; Naknek Native Village and Paug-Vik Incorporated, Ltd.; Village of Old Harbor and Old Harbor Native Corporation; Ouzinkie Village and Ouzinkie Native Corporation; Native Village of Perryville (I.R.A.) and

Oceanside Corporation; Native Village of Port Lions and Afgonak Native Corporation; Shoonaq Tribe of Kodiak and Natives of Kodiak, Inc.; and South Naknek Village and Alaska Peninsula Corporation.

Representatives of any other Alaska Native village or corporation that believes itself to be culturally affiliated with these human remains and associated funerary objects should contact Bill Pierce, Superintendent, Katmai National Park and Preserve, 4230 University Drive, Suite 311, Anchorage, AK, 99508; telephone: (907) 271–3753, before July 28, 1997. Repatriation of the human remains and associated funerary objects to the Council of Katmai Descendants, on behalf of the Bristol Bay Native Corporation, may begin after that date if no additional claimants come forward.

Dated: June 16, 1997.

Veletta Canouts,

Acting Departmental Consulting Archeologist,

Assistant Manager, Archeology and Ethnography Program.

[FR Doc. 97–16907 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–70–F

DEPARTMENT OF THE INTERIOR

National Park Service, DOI

Notice of Intent To Repatriate Cultural Items in the Possession of the Museum of Northern Arizona, Flagstaff, AZ

AGENCY: National Park Service, DOI.

ACTION: Notice.

Notice is hereby given under the Native American Graves Protection and Repatriation Act, 25 U.S.C. 3005 (a)(2), of the intent to repatriate cultural items in the possession of the Museum of Northern Arizona which meet the definition of ''sacred objects'' and ''objects of cultural patrimony'' under Section 2 of the Act.

The 22 cultural items consist of Kipo Katsina, Wupamok Katsina, Huhuwa Katsina, Yoche Katsina, two Koyemsi Katsinam, Mong Katsina, two Tangik Katsinam, two Tukwunangmaana Katsinam, three Tukwunangtaaqa KaaKatsinam, Katsina Maana, an unknown Katsina, ''Long Haired'' Katsina, a Coyote/Fire Clan Katsina, two Water Clan Katsinam, a Katsina fragment, and the skull and femurs of a canine.

In 1942, Yoche Katsina was donated to the Museum of Northern Arizona by a private individual. In 1943, Kipo Katsina, Wupamok Katsina, and Huhuwa Katsina were donated to the Museum of Northern Arizona by a private individual. In 1961, Koyemsi Katsina and Mong Katsina were accessioned into the Museum of Northern Arizona collections through an exchange with the Chicago Museum of Natural History. In 1962, two Tangik Katsinam, two Tuwanagmaana Katsinam, and three Tukwanagtaaqa KaaKatsinam were purchased by the Museum of Northern Arizona from a private individual. In 1962, Katsina Maana was donated to the Museum of Northern Arizona by a private individual. In 1962, the skull and femurs of a canine were donated to the Museum of Northern Arizona by a private individual. In 1966, an unknown Katsina was donated to the Museum of Northern Arizona by a private individual (this Katsina is currently missing in collection, but has not yet been declared lost). In 1978, a Coyote/Fire Clan Katsina, two Water Clan Katsinam, and a Katsina fragment were recovered during legally authorized excavations by the Museum of Northern Arizona under contract with the Commerce Department during improvement projects at Walpi Pueblo. Accession information and anthropological evidence indicate these Katsina masks are consistent with Hopi practice. Consultation with representatives of the Hopi tribe indicates that these Katsina masks are needed by traditional religious leaders for the practice of Hopi religion by present day adherents. Representatives of the Hopi Tribe further state that the 21 Katsina and the canine skeletal remains have ongoing historical, traditional, and cultural importance central to the Hopi Tribe, and could not have been alienated, appropriated, or conveyed by any individual.

Based on the above-mentioned information, officials of the Museum of Northern Arizona have determined that, pursuant to 25 U.S.C. 3001 (3)(C), these 22 cultural items are specific ceremonial objects needed by traditional Native American religious leaders for the practice of traditional Native American religions by their present-day adherents. Officials of the Museum of Northern Arizona have determined that, pursuant to 25 U.S.C. 3001 (3)(D), these 22 cultural items have ongoing historical, traditional, and cultural importance central to the culture itself, and could not have been alienated, appropriated, or conveyed by any individual. Officials of the Museum of Northern Arizona have also determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between these items and the Hopi Tribe.

This notice has been sent to officials of the Hopi Tribe. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these objects should contact Michael J. Fox, Director, Museum of Northern Arizona, 3101 N. Fort Valley Rd., Flagstaff, AZ 86001, telephone (520) 774–5213 before July 28, 1997. Repatriation of these objects to the Hopi Tribe may begin after that date if no additional claimants come forward.

Dated: June 19, 1997.

Francis P. McManamon,

Departmental Consulting Archeologist, Manager, Archeology and Ethnography Program.

[FR Doc. 97–16904 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–70–F

DEPARTMENT OF THE INTERIOR

National Park Service, DOI

Notice of Inventory Completion for Native American Remains and Associated Funerary Objects From Teller, AK, in the Control of the Alaska State Office, Bureau of Land Management, Anchorage, AK

AGENCY: National Park Service, DOI.

ACTION: Notice.

Notice is hereby given in accordance with provisions of the Native American Graves Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3003 (d), of the completion of an inventory of human remains and associated funerary objects in the control of the Alaska State Office, Bureau of Land Management.

A detailed assessment of the human remains was made by Bureau of Land Management professional staff and University of Alaska Museum professional staff in consultation with representatives of the Native Village of Teller.

During 1949, human remains representing two individuals from Point Spencer in the vicinity of Teller, AK were donated to the University of Alaska Museum by Charles Lucier. At an unknown date, Mr. Lucier had received these individuals as a gift from an unnamed person. No known individuals were identified. No associated funerary objects were recovered.

During 1950, human remains representing five individuals (four adults and one child) were recovered from the vicinity of Teller, AK by Helge Larsen under unknown circumstances. No known individuals were identified.

No associated funerary objects were recovered.

During 1961, human remains representing six individuals were surface-collected from the Seward Peninsula in the vicinity of Teller, AK by Frederick Hadleigh West Also in 1961, West surface-collected cranial elements of two individuals from a tundra burial on the Seward Peninsula in the vicinity of Teller. No known individuals were identified. No associated funerary objects were recovered.

Archeological and ethnographic evidence indicates the general region of Point Spencer shows a continuity of occupation from 900 AD to the present based on technologies, material culture, and manner of interment. All of the remains are undated and may be as recent as the late 19th or early 20th century when the ancestors of people now living in Teller were in this area. Native Elders recognize the areas where the human remains were recovered as traditionally associated with their village, and that tundra burials are the traditional manner of internment.

Based on the above mentioned information, including oral history, officials of the Bureau of Land Management have determined that, pursuant to 43 CFR 10.2 (d)(1), the human remains listed above represent the physical remains of fifteen individuals of Native American ancestry. Officials of the Bureau of Land Management have also determined that, pursuant to 25 U.S.C. 3001 (2), there is a relationship of shared group identity which can be reasonably traced between these Native American human remains and the Native Village of Teller.

This notice has been sent to officials of the Native Village of Teller. Representatives of any other Indian tribe that believes itself to be culturally affiliated with these human remains and associated funerary objects should contact Dr. Robert E. King, Alaska State NAGPRA Coordinator, Bureau of Land Management, 222 W. 7th Avenue, #13, Anchorage, Alaska 99513–7599; telephone (907) 271–5510, before July 28, 1997. Repatriation of the human remains to the Native Village of Teller may begin after that date if no additional claimants come forward.

Dated: June 19, 1997.

Francis P. McManamon,

Departmental Consulting Archeologist, Manager, Archeology and Ethnography Program.

[FR Doc. 97–16905 Filed 6–26–97; 8:45 am]

BILLING CODE 4310–70–F

federal register

Friday
June 27, 1997

Part II

Environmental Protection Agency

Federal Agency Hazardous Waste Compliance Docket; Notice

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5845–X]

Federal Agency Hazardous Waste Compliance Docket

AGENCY: Environmental Protection Agency.

ACTION: Notice of tenth update of the Federal Agency Hazardous Waste Compliance Docket, pursuant to CERCLA section 120(c).

SUMMARY: Section 120(c) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), requires the Environmental Protection Agency (EPA) to establish a Federal Agency Hazardous Waste Compliance Docket. The docket is to contain certain information about Federal facilities that manage hazardous waste or from which hazardous substances have been or may be released. (As defined by CERCLA section 101(22), a release is any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment.) CERCLA requires that the docket be updated every six months, as new facilities are reported to EPA by Federal agencies. The following list identifies the Federal facilities to be included in this tenth update of the docket and includes facilities not previously listed on the docket and reported to EPA since the last update of the docket, 60 FR [F.R.] 18474, April 11,1995, (which was current as of September 10, 1994). EPA policy specifies that, for each Federal facility that is included on the docket during an update, the responsible Federal agency must complete a preliminary assessment (PA) and, if warranted, a site inspection (SI) within 18 months of publication of the notice. Such site evaluation activities will help determine whether the facility should be included on the National Priorities List (NPL) and will provide EPA and the public with valuable information about the facility. In addition to the list of additions to the docket, this notice includes a section that comprises revisions (that is, corrections and deletions) of the previous docket list and a list of the facilities on the docket that have been evaluated and determined to be not appropriate for listing on the NPL at this time (the no further remedial action planned [NFRAP] list). This update contains 102 additions and 69 deletions since the previous update, as well as numerous other corrections to the docket list. At the time of publication of this notice, the new total number of Federal facilities listed on the docket is 2,104

DATES: This list is current as of October 1, 1996.

FOR FURTHER INFORMATION CONTACT: Toll-Free Telephone Line for the Docket, Telephone: (800) 548–1016, or locally (703) 883–8577. Electronic versions of the docket may be obtained from Enviroene/FFLEX (Federal Facilities Environmental Leadership Exchange)@http://es.inel.gov/oeca/fedfac/fflex.html

SUPPLEMENTARY INFORMATION:

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1. Introduction

Section 120(c) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), 42 United States Code (U.S.C.) 9620(c), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), required the establishment of the Federal Agency Hazardous Waste Compliance Docket. The docket contains information on Federal facilities that is submitted by Federal agencies to the U.S. Environmental Protection Agency (EPA) under sections 3005, 3010, and 3016 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6925, 6930, and 6937 and under section 103 of CERCLA, 42 U.S.C. 9603. Specifically, RCRA section 3005 establishes a permitting system for certain hazardous waste treatment, storage, and disposal (TSD) facilities; RCRA section 3010 requires waste generators and transporters and TSD facilities to notify EPA of their hazardous waste activities; and RCRA section 3016 requires Federal agencies to submit biennially to EPA an inventory of hazardous waste sites that the Federal agencies own or operate. CERCLA section 103(a) requires that the National Response Center (NRC) be notified of a release. CERCLA section 103(c) requires reporting to EPA the existence of a facility at which hazardous substances are or have been stored, treated, or disposed of and the existence of known or suspected releases of hazardous substances at such facilities.

The docket serves three major purposes: (1) To identify all Federal facilities that must be evaluated to determine whether they pose a risk to human health and the environment sufficient to warrant inclusion on the National Priorities List (NPL); (2) to compile and maintain the information submitted to EPA on such facilities under the provisions listed in section 120(c) of CERCLA; and (3) to provide a mechanism to make the information available to the public.

The initial list of Federal facilities to be included on the docket was published on February 12, 1988 (53 FR [F.R.] 4280). Updates of the docket have been published on November 16, 1988 (54 FR 46364); December 15, 1989 (54 FR 51472); August 22, 1990 (55 FR 34492); September 27, 1991 (56 FR 49328); December 12, 1991 (56 FR 64898); July 17, 1992 (57 FR 31758); February 5, 1993 (58 FR 7298); and November 10, 1993 (58 FR 59790); and April 11, 1995 (60 FR 18474). This notice constitutes the tenth update of the docket.

Today's notice is divided into four sections: (1) Additions, (2) deletions, (3) corrections, and (4) a list of facilities classified as no further remedial action planned (NFRAP). The additions section lists newly identified facilities that have been reported to EPA since the last update and that now are being included on the docket. The deletions section lists facilities that EPA is deleting from the docket. The corrections section lists changes in information about facilities already listed on the docket. The NFRAP list is the list of all docket facilities to which EPA has assigned a status of no further remedial action planned.

The information submitted to EPA on each Federal facility is maintained in the docket repository located in the EPA Regional office of the Region in which the facility is located (see 53 FR 4280 [February 12, 1988] for a description of the information required under those provisions). Each repository contains the documents submitted to EPA under the reporting provisions and correspondence relevant to the reporting provisions for each facility. A complete national index of the information found in the Regional docket repositories is maintained at EPA's Federal Facilities Enforcement Office in Washington, D.C. and is available to the public. The index for each Region is available for public review at each Regional repository. Contact the toll-free telephone line for the docket at (800) 548–1016, or locally (703) 883–8577, for information on locations of Regional repositories and on making arrangements to obtain specific documents.

2. Revisions to the Previous Docket

Following is a discussion of the revisions to the previous docket, including additions, deletions, and corrections.

2.1 Additions

Today, 102 facilities are being added to the docket, primarily because of new information obtained by EPA (for example, recent reporting of a facility pursuant to RCRA sections 3005, 3010, or 3016 or CERCLA section 103). For all facilities being added to the docket, it is EPA's policy that the responsible Federal agency must complete the required preliminary assessment (PA) and, if warranted, a site inspection (SI) within 18 months of the date of this publication.

Of the 102 facilities being added to the docket, 4 are facilities that have reported to the NRC the release of a reportable quantity (RQ) of a hazardous substance. Under section 103(a) of CERCLA, a facility is required to report to the NRC the release of a hazardous substance in a quantity that equals or exceeds the established RQ. Reports of releases received by the NRC, the U.S. Coast Guard (USCG), and EPA are transmitted electronically to the Transportation Systems Center at the U.S. Department of Transportation (DOT), where they become part of the Emergency Response Notification System (ERNS) database. ERNS is a national computer database and retrieval system that stores information on releases of oil and hazardous substances. Facilities being added to the docket and facilities already listed on the docket for which an ERNS report has been filed are identified by the notation ''103(a)'' in the ''Reporting Mechanism'' column.

It is EPA's policy generally not to list on the docket facilities that are small-quantity generators (SQG) and that have never generated more than 1,000 kilograms (kg) of hazardous waste in any single month. If a facility has generated more than 1,000 kg of hazardous waste in any single month (that is, if the facility is an episodic generator), it will be added to the docket. In addition, facilities that are SQGs, but that have reported releases under CERCLA section 103 or other hazardous waste activities pursuant to RCRA 3016 will be listed on the docket and will undergo site evaluation activities, such as a PA and, when appropriate, an SI. All such facilities will be listed on the docket, whether or not they are SQGs pursuant to RCRA. As a result, some of the facilities that EPA is adding to the docket today are SQGs that had not been listed on the docket but that have reported releases or hazardous waste activities to EPA under another reporting provision.

In the process of compiling the documents for the Regional repositories, EPA identified a number of facilities that had previously submitted PA reports, SI reports, Department of Defense (DoD) Installation Restoration Program (IRP) reports, or reports under another Federal agency environmental restoration program, but had not submitted a notification form under CERCLA section 103. Section 120(c)(3) of CERCLA requires that EPA include on the docket information submitted under section 103. In general, section 103 requires persons in charge of a vessel or facility to provide notice of certain releases of hazardous substances. The reports under Federal agency environmental restoration programs mentioned above contain information similar to that provided pursuant to CERCLA section 103 and are considered equivalent forms of notification for the docket. Thus, EPA believes that a facility that has provided information equivalent to a CERCLA section 103 notification, such as a report under a Federal agency environmental restoration program, should be included on the docket, regardless of the absence of formal notification under CERCLA section 103. Therefore, some of the facilities that EPA is adding today are being placed on the docket because they have submitted the reports described above.

EPA also includes privately owned, government-operated facilities (POGO) on the docket. CERCLA section 120(c) requires that the docket contain information submitted under RCRA sections 3005, 3010, and 3016 and CERCLA section 103, all of which impose duties on operators as well as owners of facilities. In addition, other subsections of CERCLA section 120 refer to facilities ''owned or operated'' by an agency or other instrumentality of the Federal government. That terminology clearly includes facilities that are operated by the Federal government, even if they are not owned by it. Specifically, CERCLA section 120(e), which sets forth the duties of the Federal agencies after a facility has been listed on the NPL, refers to the Federal agency that ''owns or operates'' the facility. In addition, the primary basis for assigning responsibility for conducting PAs and SIs, as required when a facility is listed on the docket, is Executive Order 12580, which assigns that responsibility to the Federal agency having ''jurisdiction, custody, or control'' over a facility. An operator may be deemed to have jurisdiction, custody, or control over a facility.

2.2 Deletions

Today, 69 facilities are being deleted from the docket for various reasons, such as incorrect reporting of hazardous waste activity, change in ownership, and exemption as an SQG under RCRA (40 Code of Federal Regulations [CFR] part 262.44). Facilities being deleted no longer will be subject to the requirements of CERCLA section 120(d).

2.3 Corrections

Changes necessary to correct the previous docket were identified by both EPA and Federal agencies. The changes needed varied from simple changes in addresses or spelling to corrections of the recorded name and ownership of a facility. In addition, some changes in the names of facilities were made to establish consistency in the docket. Many new entries are simply corrections of typographical errors. For each facility for which a correction has been entered, the original entry (designated by an ''O''), as it appeared in the February 12, 1988 notice or subsequent updates, is shown directly below the corrected entry (designated by a ''C'') for easy comparison.

3. Process for Compiling the Updated Docket

In compiling the newly reported facilities for the update being published today, EPA extracted the names, addresses, and identification numbers of facilities from four EPA databases—ERNS, the Biennial Inventory of Federal Agency Hazardous Waste Activities, the Resource Conservation and Recovery Information System (RCRIS), and the Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS)—that contain information about Federal facilities submitted under the four provisions listed in CERCLA section 120(c).

Extensive computer checks compared the current docket list with the information obtained from the databases identified above to determine which facilities were, in fact, newly reported and qualified for inclusion on the update. In spite of the quality assurance efforts EPA has undertaken, state-owned or privately owned facilities that are not operated by the Federal government may have been included. Such problems are caused by procedures historically used to report and track data on Federal facilities; EPA is working to resolve them. Representatives of Federal agencies are asked to write to EPA's docket coordinator at the following

address if revisions of this update information are necessary:

Federal Agency Hazardous Waste Compliance Docket Coordinator,
Federal Facilities Enforcement Office (Mail Code 2261),
U.S. Environmental Protection Agency, 401 M Street, S.W.,
Washington, D.C. 20460.

4. Facilities Not Included

As explained in the preamble to the original docket (53 F.R. 4280), the docket does not include the following categories of facilities (note, however, that any of these types of facilities may, when appropriate, be listed on the NPL):

- Facilities formerly owned by a Federal agency and now privately owned will not be listed on the docket. However, facilities that are now owned by another Federal agency will remain on the docket and the responsibility for conducting PAs and SIs will rest with the current owner.
- SQGs that have never produced more than 1,000 kg of hazardous waste in any single month and that have not reported releases under CERCLA section 103 or other hazardous waste activities under RCRA section 3016 will not be listed on the docket.
- Facilities that are solely transporters, as reported under RCRA section 3010, will not be listed on the docket.

5. Information Contained on Docket Listing

As discussed above, the update information below is divided into four separate sections. The first section is a list of new facilities that are being added to the docket. The second section is a list of facilities that are being deleted from the docket. The third section comprises corrections of information included on the docket. The fourth section is a list of facilities classified as NFRAP. Each facility listed for the update has been assigned a code that indicates a more specific reason(s) for the addition, deletion, or correction. The code key precedes the lists.

It is EPA's policy that all facilities on the additions list to this tenth docket update must submit a PA and, if warranted, an SI to EPA within 18 months of the date of this publication. The PA must include existing information about a site and its surrounding environment, including a thorough examination of human, food-chain, and environmental targets, potential waste sources, and migration pathways. From information in the PA or other information coming to EPA's attention, EPA will determine whether a follow-up SI is required. An SI augments the data collected in a PA. An SI may reflect sampling and other field data that are used to determine whether further action or investigation is appropriate. This policy includes any facility for which there is a change in the identity of the responsible Federal agency. The reports should be submitted to the Federal facilities coordinator in the appropriate EPA Regional office.

The facilities listed in each section are organized by state and then grouped alphabetically within each state by the Federal agency responsible for the facility. Under each state heading is listed the name and address of the facility, the Federal agency responsible for the facility, the statutory provision(s) under which the facility was reported to EPA, and the correction code(s).

The statutory provisions under which a facility reported are listed in a column titled ''Reporting Mechanisms.'' Applicable mechanisms are listed for each facility: for example 3010, 3016, and 103(c).

The complete list of Federal facilities that now make up the docket is not being published today. However, the list is available to interested parties and can be obtained by calling the toll-free telephone line for the docket at (800) 548–1016, or locally (703) 883–8577. As of today, the total number of Federal facilities that appear on the docket is 2,104.

6. Facility Status Reporting

In response to numerous requests from Federal agencies, EPA has expanded the docket database to include information on the status of facilities for which no further remedial action is planned (NFRAP). A prevalent concern has been the inability to identify facilities that, after submitting all necessary site assessment information, were found to warrant no further involvement on the part of EPA at the time. Accordingly, EPA has expanded the docket database to include a column indicating the facility's status.

The status codes are:

U = Undetermined
N = No further remedial action planned (NFRAP)
P = Currently proposed for the NPL
F = Currently final on the NPL
R = Removed from the proposed NPL and no longer considered for the final NPL
D = Deleted from the final NPL

EPA changed the site assessment recommendation site evaluation accomplished (SEA) to NFRAP. NFRAP is a term used in the Superfund site assessment program to identify facilities for which EPA has found that currently available information indicates that listing on the NPL is not likely and further assessment is not appropriate at the time. NFRAP status does not represent an EPA determination that no environmental threats are present at the facility or that no further environmental response action of any kind is necessary. NFRAP status means only that the facility does not appear, from the information available to EPA at this time, to warrant listing on the NPL, and that, therefore, EPA anticipates no further involvement by EPA in site assessment or cleanup at the facility. However, additional CERCLA response actions by the Federal agency that owns or operates the facility, whether remedial or removal actions, may be necessary at a facility that has NFRAP status.

Important limitations apply to the list of facilities that have NFRAP status. First, the information is accurate only as of October 1, 1996. Second, a facility's status may change at any time because of any number of factors, including new site information or changing EPA policies. Finally, the list of facilities that have NFRAP status is based on Regional review of CERCLIS data, is provided for information purposes only, and should not be considered binding upon either the Federal agency responsible for the facility or EPA.

The status information in the docket database will be reviewed, and a new list of facilities classified as NFRAP will be published at each docket update.

Dated: June 12, 1997.

Craig E. Hooks,

Acting Director, Federal Facilities Enforcement Office.

Docket Revisions

Categories of Revisions for Docket Update by Correction Code

Categories for Deletion of Facilities

(1) Small-Quantity Generator
(2) Not Federally Owned
(3) Formerly Federally Owned
(4) No Hazardous Waste Generated
(5) (This correction code is no longer used.)
(6) Redundant Listing/Site on Facility
(7) Combining Sites Into One Facility/Entries Combined
(8) Does Not Fit Facility Definition (All Are Vessels)
(9) No Hazardous Waste (Responsible Federal Agency Changed)
(10) Small-Quantity Generator (Responsible Federal Agency Changed)
(11) No Hazardous Waste (Temporary Storage Only)
(12) Not Federally Owned (Small-Quantity Generator)
(13) Redundant Listing/Site on Facility (Federal Agencies Will Coordinate)

(14) Small-Quantity Generator (Never Actually Built) Categories for Additions to Facilities

Categories for Addition of Facilities

(15) Small-Quantity Generator With Either a RCRA 3016 or CERCLA 103 Reporting Mechanism
(16) One Entry Being Split Into Two/Federal Agency Responsibility Being Split
(17) New Information Obtained Showing That Facility Should Be Included
(18) Facility Was a Site on a Facility That Was Disbanded; Now a Separate Facility
(19) Sites Were Combined Into One Facility
(19A) New Facility

Categories for Corrections of Information About Facilities

(20) Reporting Provisions Change
(20A) Typo Correction/Name Change/Address Change
(21) Changing Responsible Federal Agencies (New Responsible Federal Agency Has 18 Months to Submit PA)
(22) Changing Responsible Federal Agencies and Title (New Responsible Federal Agency Has 18 Months to Submit PA)
(23) New Reporting Mechanism Added at Update
(24) Reporting Mechanism Determined to Be Not Applicable After Review of Regional Files

Note: Further information on definitions of categories can be obtained by calling the toll-free telephone line for the docket at (800) 548–1016, or locally (703) 883–8577.

FEDERAL FACILITIES DOCKET, DOCKET ADDITIONS

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
AK	Agriculture	Chugach NF: Granite Mine	T10 R7 S9 Seward Meridian, Port Wells, AK	103c	19A
AK	Agriculture	Tongass NF: Duncan Canal Former WACS Site.	Approximately 9 MI WSW of City, Petersburg, AK 99833.	103c	19A
AK	Agriculture	Tongass NF: Gold Standard Mine.	W Side of Helm Bay, 25 MI N of City, Ketchikan, AK 99919.	103c	19A
AK	Agriculture	Tongass NF: Ross-Adams Mine	Prince of Wales Island, 33 MI SW of City, Ketchikan, AK 99919.	103c	19A
AK	Agriculture	Tongass NF: Salt Chuck Mine	Prince of Wales Island, 12 MI From City, Thorne Bay, AK 99919.	103c	19A
AK	Army	Fort Greely	T11S R10E S2 FM, Fort Greely, AK 99737	3005, 3010, 3016, 103c.	19
AK	Interior	BLM—Chandalar Dump	T16S R11E S9 UM, 155 MI SE of Barrow, Barrow, AK 99723.	103c	19A
AK	Interior	BLM—Red Top Retort Site	T10S R55W S29 Seward Meridian, Aleknagik, AK 99555.	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Agattu Island AWR/NAV AID.	20 MI SW of Earickson AFB, Shemya AK 99500	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Attu Island.	30 MI NW of Earickson AFB, Shemya AK 99500.	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Caton Island.	55 MI S of City, Cold Bay, AK 99571	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Great Sitkin Island.	25 MI NE of Adak, Adak, AK 99500	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Kiska Island.	300 MI W of Atka, Atka, AK 99547	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Little Kiska Island.	300 MI W of Atka, Atka, AK 99547	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Semisopochnoi Island.	300 MI W of Atka, Atka, AK 99547	103c	19A
AK	Interior	FWS—Alaska Maritime NWR: Tanaga Island.	65 MI W of Adak Naval Station, Adak, AK 99500.	103c	19A
AK	Interior	FWS—Arctic NWR: Griffin Point Dewline Staging Site.	70D04M00SN, 142D54M00SW, 18 MI E of City, Kaktovik, AK 99747.	103c	19A
AK	Interior	FWS—Arctic NWR: Lake Peters & Marsh Fork Narl Site.	60 MI E of City, Deadhorse, AK 99740	103c	19A
AK	Interior	NPS—Kenai Fjords NP&P: Beauty Bay Mine.	59D33MOOSN, 150D40MOOSW, Seward, AK 99664.	103c	19A
AK	Navy	Tin City White Alice Site	1.25 MI N of Airport, Tin City, AK 99783	103c	19A
AK	Transportation	CG—Edna Bay Entrance Light	Edna Bay, 32 MI NW of City, Craig, AK 99921	3010	19A
AK	Transportation	FAA—Aniak Station	Aniak Airport, Aniak, AK 99557	103c	19A
AK	Transportation	FAA—Galena Station	64D44M10SN, 156D56M04SW, Galena Airport, Galena, AK 99741.	103c	19A
AK	Transportation	FAA—Kenai Station	Kenai Municipal Airport, Kenai, AK 99611	3010, 103c	19A
CA	Agriculture	Big Creek Pesticide Building	T8S R25E S28 SW14, Big Creek, CA 93605	103c	19A
CA	Agriculture	FS—Drinkwater Gulch Mine	T31N R12W S6 SE1/4 OD, Hayfork, CA 96041	103c	19A
CA	Agriculture	FS—Golden Jubilee Mine	T37N R8W S4 NE1/4, Trinity Center, CA 96091	103c	19A
CA	Agriculture	Mt. Hebron Work Center	T46N R7E S32, MacDoel, CA 96058	103c	19A
CA	Army	Barstow National Training Center.	T9N R1E S16 SW1/4, Barstow Dagget Airport, CA 92329.	3010	19A
CA	Army	Rio Vista Research Center	Rio Vista, CA	103a	19A
CO	Army	Cortez Organizational Maintenance Shop.	PO Box E, Cortez, CO 81321	3016	19A
CO	Interior	BR—Leadville Treatment Plant	749 Hwy 91 N, Leadville, CO 80461	3010	19A
DE	Army	Middletown Organizational Maintenance Shop #3.	500 N Cross St, Middletown, DE 19709	3016	19A
DE	Army	Milford Organizational Maintenance Shop #5A.	N Walnut St, Milford, DE 19963	3016	19A
FL	Transportation	CG—Cape Canaveral Light	9235 Grouper Rd, Cape Canaveral, FL 33131	3010	19A

FEDERAL FACILITIES DOCKET, DOCKET ADDITIONS—Continued

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
FL	Transportation	CG—Carysfort Reef Light	100 MacArthur Causeway, Miami Beach, FL 33131.	3010	19A
FL	Transportation	CG—Crooked River Light	Rt 98, Carrabelle, FL 33131	3010	19A
FL	Transportation	CG—Hillsboro Light	Hillsboro Inlet, Pompano Beach, FL 33131	3010	19A
FL	Transportation	CG—Sand Key Light	CG Group Key W Trumbo Pt Annex, Key West, FL 33131.	3010	19A
GU	Navy	Finegayan Housing Abandoned Dump.	Naval Communications Center, S Finegayan, GU 96630.	103c	19A
HI	Transportation	CG—Kure Atoll	300 Ala Moana Blvd, Ste 8122, Honolulu, HI 96850.	103c	19A
ID	Agriculture	Boise NF: Monarch Mine Stamp Mill.	T5N R11E S3 Boise Meridian, Atlanta, ID 83601	103c	19A
ID	Agriculture	Boise NF: Riverside Campsite	T6N R11E S34 Boise Meridian, Atlanta, ID 83601.	103c	19A
ID	Agriculture	Boise NF: Uranium Mill Tailings Site.	Clear Creek Rd, #582 at MP 20 N of City, Lowman, ID 83637.	103c	19A
ID	Agriculture	FS—Lazy C H Ranch	Star Rt 1, 15 MI SW of City, Montpelier, ID 83254.	3010	19A
ID	Agriculture	Idaho Panhandle NF: Big Creek Bridge.	Fs Rd 2354, 8 MI SE of City, Kellogg, ID 83837	3010 103c	19A
ID	Agriculture	Idaho Panhandle NF: Hudlow Camp Dump.	FS Rd 392, 30 MI NNE of City, Coeur D'Alene, ID 83814.	3016 103c	19A
ID	Agriculture	Idaho Panhandle NF: Priest Lake RS Dump.	SR 57, 4 MI S of City, Nordman, ID 83848	103c	19A
ID	Agriculture	Idaho Panhandle NF: Shoshone Work Center Dump.	FS Rd 208, 25 MI N of City, Kingston, ID 83839	103c	19A
ID	Agriculture	Sawtooth NF: Bassett Gulch Mill Site.	T4N R17E S20 NE¼ SE¼, Ketchum, ID 83340	103c	19A
ID	Agriculture	Sawtooth NF: Black Pine Historic Mine Tailings.	65 MI SE of City/15 MI W of I84 Exit 263, Burley, ID 83318.	103c	19A
ID	Interior	BLM—Courier Gulch	0.3 MI N of City, Triumph, ID 83333	103c	19A
ID	Interior	BLM—Cream Can Junction	T5S R26E S35 SW¼ SW¼ BM, Carey, ID 83320.	3010	19A
ID	Interior	BLM—Dobson Pass	T48N R4E S1 Lot9, Wallace, ID 83873	3010	19A
ID	Interior	BLM—Kinnikinnic Creek	Adjacent to Town and Old Smelter, Clayton, ID 83227.	103c	19A
ID	Interior	NPS—Craters of the Moon NM: Martin Mine.	15 MI SW of City on Hwy 93, Arco, ID 83213	103c	19A
ID	Navy	Bayview NAV Surface Warfare Ctr/Carderock Div Det.	Hwy 54 & Main Ave, Bayview, ID 83803	103c 3010	19A
KS	Air Force	Smokey Hill Weapons Range	8429 W Farrelly Rd, Salina, KS 67401	3010	19A
MI	Agriculture	FS-Robins Disposal Area	Watersmeet, MI	103a	19A
MI	Agriculture	Hiawatha NF: Bay Mills Landfill	3 Mi NW of Brimley, Superior Township, MI 49829.	103c	19A
MO	Army	Camp Crowder Training Site	762 Linn St, Neosho, MO 64850	3016	19A
MS	Corps of Engineers, Civil.	Arkabutla Lake Field Office	Arkabutla Lake, Coldwater, MS 38618	3010	19A
MT	Agriculture	FS—Lake Koocanusa Bridge	14 Mi SW of Eureka, Eureka, MT 59917	3010	19A
MT	Interior	BIA—Blackfeet Indian Reservation.	200 Ft NE of BIA Office, Browning, MT 59417	3010	19A
MT	Interior	BIA—Northern Cheyenne Reservation.	Storage Near BIA Office, Lame Deer, MT 59043	3010	19A
NC	Navy	Harvey Point Defense Testing Activity.	Rt 5, Hertford, NC 27944	103c	19A
NC	Transportation	FAA—Raleigh Durham International Airport.	Raleigh, NC	103a	19A
ND	Air Force	Cavalier Air Station	PO Box 22, Nekoma, ND 28355	3016	19A
NE	Agriculture	Bessey Nursery	Spur 86B, Halsey, NE 69142	3016	19A
NE	Army	Mead Training Site	RR 1, PO Box 1048, Mead, NE 68041	3016	19A
NV	Interior	BLM—Monite Dynamite Site	T20N R20E S28 SW1/4 MDW, Sparks, NV 89436.	103c	19A
NV	Interior	BLM—Osage Mill Site	T24S R57E S27 NE1/4 SW1/4, Sandy Valley, NV 89019.	103c	19A
NV	Interior	BLM—Searchlight Landfill	T29S R63E S12, Searchlight, NV 89046	103c	19A
NY	Army	Rochester Combined Support Shop & US Fiscal Office.	1500 Henrietta Rd, Rochester, NY 14623	103c 3010	15
NY	Army	Youngstown Weekend Training Site.	Balmer Rd, Youngstown, NY 14174	103c 3016	19A
OR	Agriculture	Fremont NF: Silver Lake R.D. Penta Site.	Hwy 31, 55 Mi NW of Paisley, Silver Lake, OR 97638.	103c	19A

FEDERAL FACILITIES DOCKET, DOCKET ADDITIONS—Continued

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
OR	Agriculture	Mt. Hood NF: Borrow Pit	3 Mi SE of City, T1N R6E S31, Bridal Veil, OR 97010.	103c	19A
OR	Agriculture	Mt. Hood NF: Site B	3 Mi SE of City, T1S R6E S07, Bridal Veil, OR 97010.	103c	19A
OR	Agriculture	Willamette NF: Sweet Home Work Center.	4431 HWY 20, Sweet Home, OR 97386	103c	19A
OR	Army	COE—Elk Creek Dam Project	27 Mi N of City, Medford, OR 97503	103c	19A
OR	Interior	BLM—Middle Creek Battery Dump Site.	T27S R11W S13, North Bend, OR 97459	103c	19A
PA	Air Force	State College Air National Guard.	State College, PA	103c	19A
SC	Commerce	Charleston National Marine Fisheries Service.	217 Fort Johnson Rd, Charleston, SC 29412	3010	19A
TN	Tennessee Valley Authority.	Appalacha Hydro Plant	Hwy 68, Hiwassee River, Farner, TN	103a	19A
UT	Agriculture	FS—Lucerne Valley	10 Mi E of Manila, Manila, UT 84046	3010	19A
UT	Agriculture	FS—Stockmore Ranger Station	Junction of Rd 35 & Rd 44, Hanna, UT 84031	3010	19A
UT	Air Force	151st Refueling Unit, Utah Air National Guard.	151 ARG/EM, Bldg 1624, Salt Lake City, UT 84116.	103c	19A
UT	Army	Green River Launch Complex	1 Mi SE of Town, Green River, UT 84523	103c	19A
VA	Army	Richmond Organizational Maintenance Shop #4.	3100 Alcott Rd, Richmond, VA 23237	3016	19A
WA	Agriculture	Wenatchee NF: Chinook Pass Work Center.	T16N R15E S7 SE¼ NW¼, Naches, WA 98937.	103c	19A
WA	Agriculture	Wenatchee NF: Vehicle Wash Sump.	600 Sherbourne St, Leavenworth, WA 98826	103c	19A
WA	Agriculture	Wenatchee NF: White Pass Work Center.	T14N R14E S28 NE¼ NE¼, Naches, WA 98937.	103c	19A
WA	Air Force	Paine Field Air National Guard Station.	2701 112th St SW, Everett, WA 98204	103c 3010	19A
WA	Air Force	Seattle Air National Guard Station.	6736 Ellis Ave S, King Cnty Int'l Airprt, Seattle, WA 98108.	103c	19A
WA	Army	COE—Chief Joseph Dam Project.	Hwy 17 & Hwy 173, Bridgeport, WA 98813	103c	19A
WA	Army	COE—Walla Walla District Headquarters.	Cherry St & Sumac St, 3rd Ave & 4th Ave, Walla Walla, WA 99362.	103c	19A
WA	Navy	Everett Naval Station	2000 W Marine View Dr, Everett, WA 98201	3016 103c	19A
WI	Agriculture	Nicolet NF: Paya Lake Dump	T32N R16E S10, Riverview Township, WI 54138.	103c	19A
WI	Agriculture	Nicolet NF: Pine Lake	T37N R12E S16 NE¼ SW¼, Hiles, WI 54511	103c	19A
WI	Agriculture	Nicolet NF: Tipler Dump	0.51 Mi E on Shannon Rd & Hwy 139, Tipler Township, WI 54542.	103c	19A
WI	Interior	FWS—Necedah Wildlife Refuge	W7996 20th W, Necedah, WI 54646	3010	19A
WY	Agriculture	FS—Hobuck Guard Station	1 Mi W of Bondurant on Hwy 189, Bondurant, WY 82922.	3010	19A

FEDERAL FACILITIES DOCKET, DOCKET DELETIONS

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
AK	Agriculture	Duncan Canal Level Island Vortac Site.	Level Island-North End, Level Island (Petersburg), AK 99833.	3016 103c	6
AK	Justice	DEA-Anchorage	222 W 7TH Ave #15, Anchorage, AK 99513	3010	4
AK	Transportation	FAA-Chandalar Station	Chandalar Lake NAV AIDS, 110 MI N of City, Fort Yukon, AK 99740.	103c	6
AK	Transportation	FAA-Skwentna Airfield	Skwentna Airfield, Skwentna, AK 99667	103c, 3016	6
AL	Commerce	Central Foundry	Old Holt Rd Off River Rd. Holt, AL., Tuscaloosa, AL.	3016	3
AP	Army	Kwajalein Atoll	Kwajalein Atoll, APO, AP 96555	3016	2
AZ	Army	Buckeye Range	Buckeye, AZ	3016	4
AZ	Army	Casa Grande Range	320 E. Cottonwood Lane, Casa Grande, AZ 85222.	3016	4
AZ	Energy	Wapa-Parker Dam Switchyard	Lat–340942/Long-1141636, Parker, AZ 85344	103a 3010	4
CA	Agriculture	Los Padres NF: Gibraltar Mining Company.	6144 Calle Real, Goleta, CA	103c	3
CA	Army	Fort Irwin Mates	Fort Irwin, CA 92310	3016	6
CA	Interior	BLM-Blythe Landfill	7 Miles N. of City of Blythe, Blythe, CA 92225	103c	6
FL	Transportation	CG–D7 Oan Lighthouse	St. Petersburg, FL 33131	103a	4

FEDERAL FACILITIES DOCKET, DOCKET DELETIONS—Continued

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
HI	Army	Makua Military Reservation Ordinance Disposal Area.	Makua Military Reservation, Waianae, HI 96792	3016	6
IA	Army	Cherokee Army Reserve	1807 Industrial Road, Cherokee, IA 51012	3010	1
IA	Army	IAAP Middletown/Wets	Middletown, IA 52638	3016	6
ID	Agriculture	Idaho Panhandle National Forests.	1201 Ironwood Dr., Coeur D'Alene, ID 83814	3016, 3010, 103c.	11
ID	Agriculture	USDA–FS Boise National Forest.	Idaho City Stage Lucky Peak, Boise, ID 83706	3010	1
ID	Army	Kimama	22 Miles North Rupert, Rupert, ID	3016	4
ID	Army	Orchard Range	16 Miles South, Boise, ID 83707	3016	6
IL		Specialty Sealant IEPA	7800 S Woodlawn Ave, Chicago, IL 60619	3010	2
IN		Carrico Elmer Drum Site	Locust St and Bernard, Washington, IN 47501	3010	2
IN		Industrial Fuels and Asphalt	4240 White Oak Ave, Hammond, IN 46327	3010	2
KY	Air Force	Louisville Air National Guard	1019 Old Grade Ln, Louisville, KY 40213	3016	6
MA	Transportation	CG—Gloucester Station	17 Harbor Loop Road, Gloucester, MA 01930	103a	4
MD	Commerce	National Marine Fisheries Service.	South Morris Street EXT., Oxford MD 21654	103c 3010	6
MI	Interior	BLM—Maybee	Main St and Grand Trunk RR, Maybee, MI 48159.	3010	4
MN		August Bauer Farm	RT. 1 Box 213, Fanbault, MN 55021 3016	2.	
MN		Snelling Small Arms Range Annex.	5001 St Hwy 5, Minneapolis, MN 55450	3010	6
MN	Interior	BLM—Karlstad Equipment And Farm.	SE Qtr Sec33 R45W T161N, Lake Bronson, MN 56734.	3010	2
MN	Interior	Fond Du Lac Casino	105 University Rd, Cloquet, MN 55720	3010	2
MN	Veterans Affairs	Minneapolis Medical Center	54th St & 48th Ave S Minneapolis, MN 55417	3010	6
MO	Army	Fort Crowder Military Installation	D Hwy Neosho MO 64850	103c	3
MO	General Services Administration.	St. Louis	1222 Spruce, St Louis, MO 63103	3005, 3010, 103a.	4
MS	Corps of Engineers, Civil.	Waterways Experiment Station	3909 Halls Ferry Rd, Vicksburg MS 39180	3016	6
NM	Interior	BLM—UNM Hazardous Waste Storage Facility.	T23S, R2E, SEC23, Las Cruces, NM 88001	3005, 3010, 3016, 103c.	2
NV	Energy	Sandia National Laboratories-Tonopah.	Hwy 6, Tonopah, NV 89049	3016	6
NV	Energy	Yucca Mountain Site Characterization Project.	FOC—Area 25, Mercury, NV 89023	3016	4
NV	Interior	BLM—Gold Strike Mine	T36NR50ESEC29, 30, Eureka, NV 89316	103c	2
NV	Postal Service	Las Vegas Postal Service Main Office.	1001 Circus Dr, Las Vegas, NV 89114	3010, 103a	3
NV	Postal Service	Las Vegas Vehicle Maintenance Facility.	1001 E. Sunset Road, Las Vegas, NV 89199	103a	1
NY		Womens Rights N H P	116 TO 122 Fall St, Seneca Falls, NY 13148	3010	1
NY	General Services Administration.	Ogdensburg Customs House	127 North Water, Ogdensburg, NY 13669	3010	4
OH		CMHA Olde Cedar Estates	2617 Central Ave, Cleveland, OH 44115	3010	2
OH	Air Force	Rickenbacker Air Force Base	DET 1 HQ ANG/DE, Rickenbacker AFB, OH 43217.	3010, 3016	6
OH	Army	Rickenbacker-Columbus	7116 1st st., Columbus, OH 43217	3016	6
OH	Energy	US Enrichment Corp	3930 US Rte 23 South Site C, Piketon, OH 45661.	3010	6
OK	Air Force	Atlas Missile Site #10	Mangum, OK 73554	103c	3
OK	Air Force	Atlas Missile Site #3	Snyder, OK 73566	103c	3
OK	Air Force	Atlas Missile Site #4	Cache, OK 73527	103c	3
OK	Air Force	Atlas Missile Site #5	Manitou, OK 73555	103c	3
OK	Air Force	Atlas Missile Site #6	Manitou, OK 73555	103c	3
OK	Air Force	Atlas Missile Site #8	Olustee, OK 73560	103c	3
OK	Air Force	Atlas Missile Site #9	Hollis, OK 73550	103c	3
OR	Army	Corvallis/Camp Adair	39434 Rifle Range Road, Corvallis, OR 97330	3016	4
PA	Army	Clearfield Army Reserve Center	Rd 2 Box 314, Clearfield, PA 16830	3010	4
PA	Army	Pendel-Caminiti Army Reserve Center.	950 New Castle Rd, Farrell, PA 16121	3010	4
TX	Air Force	Atlas Missile Site #7	Odell, TX 79247	103c	3
TX	Air Force	Fort Worth Facility	10 M. SW Carswell AFB Radial 270 & 240, Fort Worth, TX 76024.	103a	6
VA	Air Force	Oyster Point Development Corp	610 Thimble Shoals Blvd, Newport News, VA 23601.	103c	3
VA	Interior	GS-Reston	12201 Sunrise Valley Dr, Reston, VA 22092	3010	1
VI	Army	International Arrivals Building	Alex Hamilton Airport, St. Croix, VI 00850	3016	2

FEDERAL FACILITIES DOCKET, DOCKET DELETIONS—Continued

State	Agency	Facility name	Facility address	Reporting mechanism	Correction codes
VI	Army	St. Croix Property & Fiscal Office.	9 Estate Diamond—Fredriksted, St. Croix, VI 00840.	3010	2
WA	Army	Kent Organizational Maintenance Shop #5.	24410 Military Road, Kent, WA 98032	3016	6
WA	Energy	BPA-Bake Oven Substation	Bake Oven Road, Maupin, WA	103c, 103a	4
WA	Navy	Jackson Park Landfill	Austin Road at Shore Drive, Bremerton, WA 98278.	103c	6
WI	Army	Equipment Concentration Site	3050 Ft McCoy Bldg, Sparta, WI 54656	3010	6
WV	Army	Martinsburg Memorial Army Reserve Center.	900 Maryland Ave, Martinsburg, WV 25401	3010	4
WV	Army	Romney Army Reserve Center	Rte 28 North, Romney, WV 26757	3010	4

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Anvil Mountain White Alice Communications Site.	6.5 mi N of Nome	Nome	AK	99762	Air Force	103c, 3016	20A.
O Anvil Mountain	Anvil MT 6.5 mi N of Nome.	Nome	AK	99762	Air Force	103c, 3016.	
C Bear Creek Air Force Station.	Yukon River on N Shore.	Tanana	AK	99777	Air Force	103c, 3010, 3016.	20A.
O Bear Creek Air Force Station Landfill.	Yukon River on N Shore.	Tanana	AK	99777	Air Force	103c, 3010, 3016.	
C Canyon Creek Radio Relay Station.	T7S R7E S27 FM	Big Delta	AK	99737	Air Force	3010, 103c, 3016.	20A.
O Canyon Creek Radio Relay Station.	T7S R6E SEC15 FM	Big Delta	AK	99737	Air Force	3010, 103c, 3016.	
C Cape Lisburne Air Force Station.	40 mi NE of PT. Hope, Alaska Maritime NWR.	Cape Lisburne	AK	99766	Air Force	3010, 103c, 3016.	20A.
O Cape Lisburne Air Force Station.	11 ACW/CC	Elmendorf AFB	AK	99506	Air Force	3010, 103c, 3016.	
C Cape Romanzof Air Force Station.	20 mi N of Hooper Bay, Yukon Delta NWR.	Hooper Bay	AK	99604	Air Force	3010, 103c, 3016.	20A.
O Cape Romanzof Air Force Station.	11 ACW/CC	Elmendorf	AK	99506	Air Force	3010, 103c, 3016.	
C Clear Air Force Station.	Hwy 3 & Nenana Rd	Anderson	AK	99704	Air Force	3010, 103c, 3005.	20A.
O Clear Air Force Station.	13 MWS/CC	Anderson	AK	99704	Air Force	3010, 103c, 3005.	
C Cold Bay Air Force Station.	9.1 mi NW of City, T56S R89W S9, Izembek NWR, Aleutian Islands.	Cold Bay	AK	99571	Air Force	3010, 3016, 103c.	20A.
O Cold Bay Air Force Station.	T57S R89W	Cold Bay	AK	99571	Air Force	3010, 3016, 103c.	
C Dewline Site Bar—Main.	Barter Island, Arctic NWR.	Kaktovik	AK	99747	Air Force	103c, 3016, 3010.	20A, 23.
O Dewline Site Bar—Main.	Barter Isl.,1/2 mi E of NE Shr.	Kaktovik	AK	99747	Air Force	103c, 3016.	
C Dewline Site POW–1: Pt. Lonely.	Pitt Point, 85 mi SE of Barrow.	Barrow	AK	99723	Air Force	3010, 103c, 3016.	20A.
O Dewline Site POW–1.	Lonely, Pitt Point, E of Smith Bay.	Lonely	AK	99999	Air Force	3010, 103c, 3016.	
C Dewline Site POW–2: Oliktok.	40 mi W of Deadhorse.	Oliktok	AK	99599	Air Force	3010, 103c, 3016.	20A.
O Dewline Site POW–2.	Simpson Lagoon—Beaufort Bay.	Oliktok	AK	99599	Air Force	3010, 103c, 3016.	
C Dewline Site POW–3: Bullen Point.	40 mi E of Deadhorse, T10N R21E S32 Umiat Meridian.	Deadhorse	AK	99740	Air Force	3010, 103c, 3016,.	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Dewline Site POW–3.	E of Flaxman Island	Bullen Point	AK	99723	Air Force	3010, 103c, 3016.	
C Dewline Site Pow—Main: Point Barrow.	Between N Salt Lagoon & Imikpuk Lake.	Barrow	AK	99723	Air Force	3010, 103c, 3016.	20A.
O Dewline Site POW—Main.	Point Barrow Between N Salt Lagoon & Imikpuk.	Point Barrow Station	AK	99723	Air Force	3010, 103c, 3016.	
C Eareckson Air Force Station.	Shemya Island S Shore.	Shemya	AK	99736	Air Force	3010, 3016, 103c, 3005.	20A, 23.
O Shemya Air Force Base.	5073RD ABG/CC	Shemya AFB	AK	98736	Air Force	3010, 3016, 103c.	
C Eielson Air Force Base.	Hwy 2, 16 mi SE OF Fairbanks.	Fairbanks	AK	99702	Air Force	3005 3010, 3016, 103c.	20A.
O Eielson Air Force Base.	343 CSG/DE	Eielson AFB	AK	99702	Air Force	3005, 3010, 3016 103c.	
C Elmendorf Air Force Base.	N Boundary of City Limits.	Anchorage	AK	99506	Air Force	3005, 3010, 3016, 103c, 103a.	20A.
O Elmendorf Air Force Base.	21 CSG/CC 21	Elmendorf AFB	AK	99506–5000	Air Force	3005, 3010, 3016, 103c,103a.	
C Galena Air Force Station.	Head of Tractor Creek, 1 mi W of City.	Galena	AK	99741	Air Force	3010, 3016, 103c.	20A.
O Galena Air Force Station.	5072 CSF/CC	Galena AFS	AK	99741	Air Force	3010 3016 103c.	
C Gold King Creek Radio Relay Station.	T8S R2W SEC 22, 27.	Valdez	AK	99686	Air Force	103c, 3010, 3016.	20A.
O Gold King Creek RRS.	T8S R2W SEC 22,27.	Valdez	AK	99686	Air Force	103c, 3010, 3016.	
C Granite Mountain Air Force Station.	14 mi NW of CY	Haycock	AK	99762	Air Force	103c, 3010, 3016.	20A.
O Granite Mountain Air Force Station Landfill.	14 mi NW of CY	Haycock	AK	99762	Air Force	103c, 3010, 3016.	
C Indian Mountain Air Force Station.	NW Source of Indian River.	Bettles	AK	99720	Air Force	3010, 103c, 3016.	20A.
O Indian Mountain Air Force Station.	11 ACW/CC	Elmendorf AFB	AK	99506	Air Force	3010, 103c, 3016.	
C Kotzebue White Alice Site.	NW Corner of Baldwin Peninsula.	Kotzebue	AK	99752	Air Force	103c, 3016, 3010.	20A.
O Kotzebue White Alice Site.	11 ACW/CC	Elmendorf AFB	AK	99506	Air Force	103c, 3016, 3010.	
C Murphy Dome Air Force Station.	Chatinika River	Murphy Dome	AK	99701	Air Force	3010, 3016, 103c.	20A.
O Murphy Dome Air Force Station.	11 TCW/CC	Elmendorf AFB	AK	99506	Air Force	3010, 3016, 103c.	
C Nikolski Air Force Station.	W Coast of Umnak Is.	Nikolski	AK	99638	Air Force	103c, 3016	20A.
O Nikolski Air Force Station LandfilL.	W Coast of Umnak Is.	Nikolski	AK	99638	Air Force	103c, 3016.	
C North River White Alice Communications (WAC) Site.	8 mi E of Unalakleet	Unalakleet	AK	99684	Air Force	3016	20A.
O North River Radio Relay.	North River	Unalakleet	AK	99684	Air Force	3016.	
C Port Moller Air Force Station.	55 5′22″ N 160 34′29.374″ W Alaska Peninsula.	Port Moller	AK	99999	Air Force	3010, 103c, 3016.	20A.
O Port Moller	55 5′22″ N 160 34°29.374″ W Alaska Peninsula.	Port Moller	AK	99999	Air Force	3010, 103c, 3016.	
C Sparrevohn Air Force Station.	Hook Creek, 18 mi SW of City.	Lime Village	AK	99557	Air Force	3010, 103c, 3016.	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Sparrenvohn Air Force Station.	11 TCW/CC	Elmendorf AFB	AK	99506	Air Force	3010, 103c, 3016.	
C Tatalina Air Force Station.	9 mi SW of McGrath	McGrath	AK	99627	Air Force	3010, 103c, 3016.	20A.
O Tatalina Air Force Station.	11 ACW/CC	Elmendorf	AK	99506	Air Force	3010, 103c, 3016.	
C Tin City Air Force Station.	1 Mi NE of Tin City	Tin City	AK	99783	Air Force	3010, 103c, 3016.	20A.
O Tin City Air Force Station.	11 ACW/CC	Elmendorf AFB	AK	99506	Air Force	3010, 103c, 3016.	
C Haines Petroleum, Oil, & Lubricants (Pol) Terminal.	Lutek Point	Haines	AK	99827	Army	103c	20A.
O Haines Petroleum, Oil, & Lubricants (Pol) Terminal.	Lutak Point	Haines	AK	99827	Army	103c.	
C Noatak National Guard Armory.	55 mi N of Kotzebue	Noatak	AK	99761	Army	103c, 3016	20A.
O Noatak National Guard Bureau.	(Unspecified)	NOATAK	AK	99761	Army	103c, 3016.	
C NOAA-National Marine Fisheries Service.	Pribilof Island	St Paul Islands	AK	99660	Commerce	103c, 3010	23.
O NOAA—National Marine Fisheries Service.	Pribilof Island	St Paul Islands	AK	99660	Commerce	103c.	
C Anchorage Defense Fuel Support Point.	1217 Anchorage Port Road.	Anchorage	AK	99501	Defense	3016, 3010, 103c.	23.
O Anchorage Defense Fuel Support Point.	1217 Anchorage Port Road.	Anchorage	AK	99501	Defense	3016, 3010.	
C Fairbanks Defense Fuel Support Point.	Canol Service Road	Ft Wainwright	AK	99703	Defense	3016, 103c	23.
O Fairbanks Defense Fuel Support Point.	Canol Service Road	Ft Wainwright	AK	99703	Defense	3016.	
C Whittier Tank Farm.	¾ mi N of Town	Whittier	AK	99693	Defense	103c, 3016, 3010.	23.
O Whittier Tank Farm.	¾ mi N of Town	Whittier	AK	99693	Defense	103c, 3016.	
C BLM—Feather River Airstrip.	T7S R37W S34&35 & T8S R37W S2&3.	Nome	AK	99762	Interior	103c	20A.
O BLM—Feather River Airstrip.	T7S R37W S34&35 7 T8S R37W S2&3.	Nome	AK		Interior	103c.	
C BLM—O'Brian Creek Dump.	T7S R32E S9 NW¼, 50 mi S of City.	Eagle	AK	99738	Interior	103c	20A.
O BLM—O'Brian Creek Dump.	T7s R32E S9 NW¼, 50 mi South of City.	Eagle	AK		Interior	103c.	
C BLM—Tanacross Airfield.	Lat 63 Degrees 22′ N, Long 143 Degrees 20′ W.	Tanacross	AK	99776	Interior	103c	20A.
O BLM—Tanacross Airfield.	Lat 63 Degrees 22′ N, Long 143 Degrees 20′ W.	Tanacross	AK	99776	Interior	103c.	
C BLM—Walker Fork Dump.	T26N R22E S4 N½ N½, 49 mi N of City.	Chicken	AK	99732	Interior	103c	20A.
O BLM—Walker Fork Dump.	T26N R22E S4 N½ N½, 49 mi N of City.	Chicken	AK		Interior	103c.	
C FWS—Alaska Maritime NWR: Amchitka Island.	51D32M00SN, 179D00M00SE.	Amchitka	AK	99502	Interior	3010, 3016, 103c.	20A, 23.
O FWS—Amchitka Island, Alaska Maritime NWR.	2355 Kachemak Dr., Suite 101.	Homer	AK	99502	Interior	3010, 3016.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C FWS—Alaska Maritime NWR: Cape Thompson.	Milviksaaqaq Dr	Point Hope	AK	99766	Interior	103c	20A.
O FWS—Alaska Maritime NWR: Cape Thompson.	2355 Kachemak Dr., Suite 101.	Homer	AK	99503	Interior	103c.	
C FWS—Arctic NWR: Brownlow Point Dewline Site.	70 Mi E of Deadhorse/ Prudhoe Bay.	Deadhorse	AK	99740	Interior	103c, 3016	20A.
O FWS—Brownlow Point Dewline Site.	101 12th Ave., Box 20.	Fairbanks	AK	99723	Interior	103c, 3016.	
C FWS—Arctic NWR: Collinson Point Dewline Site.	37 Mi W of Kaktovik	Kaktovik	AK	99747	Interior	103c	20A, 22.
O FAA—Dewline Site Collinson.	290 miles SE of Barrow.	Barrow	AK	99723	Transportation	103c.	
C FWS—Arctic NWR: Demarcation Point Dewline Site.	65 mi SE of Kaktovik	Kaktovik	AK	99747	Interior	103c, 3016,	20A.
O FWS—Demarcation Point Dewline Site.	101 12th Ave., Suite 20.	Fairbanks	AK	99723	Interior	103c, 3016.	
C FWS—Arctic NWR: Nuvagapak Dewline Site.	35 mi E of Kaktovik	Kaktovik	AK	99747	Interior	103c	20A.
O FWS—Nuvagapak Dewline Site.	101 12th Ave., Box 20.	Fairbanks	AK	99723	Interior	103c.	
C FWS—Kenai NWR: Skilak Guard Station.	Skilak Lake Rd, Mi 4.5, 60D31M00SN, 150D28M00SW.	Sterling	AK	99672	Interior	103c, 3016	20A.
O FWS—Skilak Guard Station.	P.O. Box 2139	Soldotna	AK	99669	Interior	103c, 3016.	
C FWS—Kenai NWR: Swan Lake Moose Research Station.	Swan Lake RD, 15 mi S of Swanson River RD, 60D44M30SN, 150D28M00SW.	Soldotna	AK	99619	Interior	103c	20A.
O FWS—Kenai NWR Swan Lake Moose Research Station.	2139 Ski Hill Road	Soldotna	AK	99619	Interior	103c.	
C FWS—Kenai NWR: Swanson River Oil Field.	Swanson Lake Rd, 60D43M00SN, 150D51M00SW.	Kenai	AK	99611	Interior	3016, 103c	20A.
O FWS—Swanson River Oil Field.	P.O. Box 2139	Soldotna	AK	99669–2139	Interior	3016, 103c.	
C NPS—Bering Land Bridge NP: Lava Lake.	45 mi SW of Deering	Deering	AK	99762	Interior	103c, 3016, 3010.	20A.
O NPS—Bering Land Bridge NP: Lava.	Lake P.O. Box 220	Nome	AK	99762	Interior	103c, 3016, 3010.	
C NPS—Denali National Park and Preserve.	Mi 237, George Parks Hwy.	Denali Park	AK	99755	Interior	3016, 103c	20A.
O NPS—Denali National Park and Preserve.	P.O. Box 9	Denali Park	AK	99755	Interior	3016, 103c.	
C NPS—Glacier Bay National Park and Preserve.	Bartlett Cove	Gustavus	AK	99826	Interior	3016, 103c	20A.
O NPS—Glacier Bay National Park and Preserve.	PO Box 140	Gustavus	AK	99826–	Interior	3016, 103c.	
C NPS—Katmai NP&P: Naknek Recreation Site #2.	Katmai National Park & Preserve.	King Salmon	AK	99613	Interior	103c	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O NPS—Katmai NP&P: Nanek Recreation Site #2.	Katmai National Park & Preserve.	King Salmon	AK	99613	Interior	103c.	
C NPS—Naglatuk Hill.	Cape Krusenstern National Monument.	Kotzebue	AK	99752	Interior	3016, 103c, 3010.	20A, 23.
O NPS—Naglatuk Hill.	Cape Krusenstern Nat. Monument.	Kotzebue	AK	99752	Interior	3016, 103c.	
C Barrow Naval Arctic Research Laboratory.	Main St, 4 mi N of CY.	Barrow	AK	99723	Navy	103c, 3010	23.
O Barrow Naval Arctic Research Laboratory.	Main St, 4 mi N of CY.	Barrow	AK	99723	Navy	103c.	
C Cape Prince of Wales Station.	0.3 mi S of Airstrip, 65D36M30SN, 168D03M50SW.	Wales	AK	99783	Navy	103c, 3010,	20A, 23.
O Wales Naval Field Station.		Wales	AK	99783	Navy	103c.	
C Cape Sabine Dew Line Site.	55 mi SW of Point Lay, Mouth of Kahkatak Creek, 69D01M00SN, 163D51M00SW.	Point Lay	AK	99759	Navy	103c	20A.
O Cape Sabine Dew Line Site.	Point Hope, 65 mi SE.	Point Hope	AK	99766	Navy	103c.	
C CG—Cape Sarichef.	Unimak Island, W Coast.	Unimak	AK	99685	Transportation	103c	22.
O Cape Sarichef Air Force Station Landfill.	Unimak Island, W Coast.	Unimak	AK	99685	Air Force	103c.	
C CG—Ketchikan Coast Guard Base.	S Tongass HWY–S CY Limits.	Ketchikan	AK	99901	Transportation	3010, 103c	20A, 23.
O Ketchikan Coast Guard Base.	S Tongass HWY–S CY Limits.	Ketchikan	AK	99901	Transportation	3010.	
C CG—Kodiak Support Center.	Womans Bay Kodiak Isl.	Kodiak	AK	99619	Transportation	3010, 103c, 3016, 3005.	20A.
O Kodiak Coast Guard Support Center.	Womans Bay Kodiak IslSL.	Kodiak	AK	99619	Transportation	3010, 103c, 3016, 3005.	
C CG—Point Spencer Dump Site.	Port Clarence—60 mi NW of CY.	Nome	AK	99762	Transportation	103c, 3010	20A.
O Point Spencer Coast Guard Dump Site.	Port Clarence—60 mi NW of CY.	Nome	AK	99762	Transportation	103c, 3010.	
C CG—St Paul Island Loran Station.	St Paul Island Loran Station.	St Paul Island	AK	99660	Transportation	3010, 103c	20A, 23.
O St. Paul Island Coast Guard Loran Station.	USDOT–CG St Paul IS Loran Stat.	St Paul Island	AK	99660	Transportation	3010.	
C FAA—Barrow Air Navigation Station.	Barrow Airport Area	Barrow	AK	99723	Transportation	103c, 3010	20A, 23.
O FAA—Barrow Air Navigation.	Barrow Airport Area	Barrow	AK	99723	Transportation	103c.	
C FAA—Bettles Station.	Bettles Airport	Bettles	AK	99726	Transportation	103c, 3016	20A.
O Bettles Field	Bettles Airport	Bettles	AK	99726	Transportation	103c, 3016.	
C FAA—Big Delta Station.	Fort Greely Airport	Delta Junction	AK	99732	Transportation	103c, 3016	20A, 22, 24.
O Fort Greely	Fort Greely Airport	Delta Junction	AK	99737	Corps of Engineers, Civil.	103c, 3016, 3005.	
C FAA—Big Level Island Air Navigation Station.	56D27M00SN, 133D05M00SW, 75 MI SE of Petersburg.	Petersburg	AK	99833	Transportation	103c, 3016	20A, 23.
O FAA—Level Island	Level Island NAV Aids.	Petersburg	AK	99833	Transportation	103c.	
C FAA—Cape Yakataga Station.	Cape Yakataga	Cape Yakataga	AK	99574	Transportation	3010, 3016, 103c.	20A, 23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O FAA—Cape Yakataga Facility.	Cape Yakataga	Cape Yakataga	AK	99574	Transportation	3010, 3016.	
C FAA—Chandalar Station.	67D30M02SN, 148D28M00SW, 112 mi NW of Fort Yukon.	Chandalar	AK	99740	Transportation	103c	20A.
O FAA—Chandalar Station.	Chandalar Lake NAV Aids 112M NW of CY.	Ft Yukon	AK	99740	Transportation	103c.	
C FAA—Coghlan Island Station.	58D21M10SN, 134D42M09SW, 4 mi W of Juneau.	Juneau	AK	99821	Transportation	3016, 103c	20A.
O FAA—Coughlan Island.	T40S R65E S32&33 Copper River ME.	Auke Bay	AK	99821	Transportation	3016, 103c	
C FAA—Duncan Canal, Kupreanof Island, Indian Point.	56D45M00SN, 133D51M00SW, 10 mi SW of Petersburg.	Petersburg	AK	99833	Transportation	103c	20A.
O FAA—Duncan Canal.			AK		Transportation	103c	
C FAA–Dutch Harbor Station.		Dutch Harbor	AK		Transportation	103c, 3010	20A, 23.
O FAA—Dutch Harbor.		Dutch Harbor	AK		Transportation	103c	
C FAA—Fire Island Navigation Station.	61D08M00SN, 150D13M00SW, 6 mi W of Anchorage.	Anchorage	AK	99506	Transportation	3010, 3016, 103c.	20A.
O FAA—Fire Island Air Warning Station.	Cook Inlet Section 7 & 8 Range FAA Housing Area.	Anchorage	AK	99506	Transportation	3010, 3016, 103c.	
C FAA—Gulkana Station.	Gulkana Airport	Gulkana	AK	99586	Transportation	103c	20A.
O FAA—Gulkana ANS.	Gulkana Airport	Gulkana	AK	99586	Transportation	103c	
C FAA—Lake Hood Facility.	T13N R4W S34 NE	Anchorage	AK	99518	Transportation	103c, 3010	23.
O FAA—Lake Hood Facility.	T13N R4W S34 NE	Anchorage	AK	99518	Transportation	103c	
C FAA—McGrath Station.	Airport N of City, Nav Aids.	McGrath	AK	99627	Transportation	103c	20A.
O FAA—McGrath Airport.	P.O. Box 110	McGrath	AK	99627	Transportation	103c.	
C FAA—Middleton Island Station.	59D27M02SN, 146D18M24SW, 80 mi S of Cordova.	Cordova	AK	99574	Transportation	3016, 103c	20A.
O FAA—Middleton Island.	Middleton Island—Nor.		AK		Transportation	3016, 103c.	
C FAA—Moses Point Air Navigation Station.	Moses Point Airfield	Moses Point	AK	99762	Transportation	3010, 3016, 103c.	20A, 23.
O FAA—Moses Point Facility.	Moses Point Airfield Nav Aids.	Moses Point	AK	99762	Transportation	3010, 3016.	
C FAA—Point Woronzof RTR Facility.	Anchorage International Airport Area.	Anchorage	AK	99502	Transportation	103c, 3010	23.
O FAA—Point Woronzof RTR Facility.	Anchorage International Airport Area.	Anchorage	AK	99502	Transportation	103c	
C FAA—Sitka Station.	57D03M07SW, 135D21M45SW, Japonski Island Airport.	Sitka	AK	99835	Transportation	103c, 3010.	20A.
O FAA—Sitka	Japonski Island Naval Air Station.	Sitka	AK	99835	Transportation	103c, 3010.	
C FAA—Skwentna Air Navigation Station.	Skwentna Airport	Skwentna	AK	99667	Transportation	3010, 3016, 103c.	20A.
O FAA—Skwentna Facility.	Skwentna Arprt Area	Skwentna	AK	99667	Transportation	3010, 3016, 103c.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C FAA—Summit Air Navigation Station.	Cantwell Pks Hwy 5 mi S Nav Aids.	Summit	AK	99729	Transportation	3016, 3010, 103c.	20A.
O Summit Air Navigation Site.	Cantwell Pks Hwy 5 mi S Nav Aids.	Summit	AK	99729	Transportation	3016, 3010, 103c.	
C FAA—Unalakleet Station.	Unalakleet Airport	Unalakleet	AK	99684	Transportation	3016, 103c	20A.
O FAA—Unalakeet Airport.	Unalakeet	Unalakeet	AK	99684	Transportation	3016, 103c.	
C FAA—Woody Island Station.	Woody Island	Kodiak	AK	99615	Transportation	3016, 103c	20A.
O FAA—Woody Island Navigation Site.	Woody Island	Kodiak	AK	99615	Transportation	3016, 103c.	
C FAA—Yakutat Air Navigation Station.	Yakutat Airport	Yakutat	AK	99689	Transportation	103c	20A.
O FAA—Yakutat Airport.	Yakutat Airport	Yakutat	AK	99689	Transportation	103c.	
C Gunter Air Force Station.	US 231 & Dalride Road.	Montgomery	AL	36112	Air Force	103c, 3016, 3010.	23.
O Gunter Air Force Station.	US 231 & Dalride Road.	Montgomery	AL	36112	Air Force	103c, 3016	
C National Air Radiation Environment Laboratory.	1504 Avenue A	Montgomery	AL	36115–2601	EPA	103c, 3010	23.
O National Air Radiation Environment Laboratory.	1504 Avenue A	Montgomery	AL	36115–2601	EPA	103c.	
C Barin Outlying Landing Field.		Foley	AL		Navy	103c	20A.
O Nolf Barin Field, Foley.		Foley	AL		Navy	103c	
C Mobile Naval Station.	7411 Lake Road	Mobile	AL	36605	Navy	3010, 103c	23.
O Mobile Naval Station.	7411 Lake Road	Mobile	AL	36605	Navy	3010	
C Browns Ferry Nuclear Plant.	US Hwy 72	Athens	AL	35611	Tennessee Valley Authority.	3010, 103c	23.
O Browns Ferry Nuclear Plant.	US Hwy 72	Athens	AL	35611	Tennessee Valley Authority.	3010..	
C FHC Regional Office.	River Road	Muscle Shoals	AL	35661	Tennessee Valley Authority.	3010, 103c	23.
O FHC Regional Office.	River Road	Muscle Shoals	AL	35661	Tennessee Valley Authority.	3010..	
C Guntersville Hydro Plant.	Off US Hwy 431, 11 mi NW of Guntersville.	Guntersville	AL	35976	Tennessee Valley Authority.	3010, 103c	23.
O Guntersville Hydro Plant.	Off US Hwy 431, 11 mi NW of Guntersville.	Guntersville	AL	35976	Tennessee Valley Authority.	3010	
C Muscle Shoals Garage.	TVA Reservation	Muscle Shoals	AL	35660	Tennessee Valley Authority.	3010, 103c	23.
O Muscle Shoals Garage.	TVA Reservation	Muscle Shoals	AL	35660	Tennessee Valley Authority.	3010.	
C Muscle Shoals Power Service Center.	AL Hwy 133	Muscle Shoals	AL	35660	Tennessee Valley Authority.	3005, 3010, 3016, 103a 103c.	23.
O Muscle Shoals Power Service Center.	AL Hwy 133	Muscle Shoals	AL	35660	Tennessee Valley Authority.	3005, 3010, 3016, 103a.	
C Wheeler Hydro Plant.	Rt 2	Town Creek	AL	35672	Tennessee Valley Authority.	3010, 103a, 103c.	23.
O Wheeler Hydro Plant.	Rt 2	Town Creek	AL	35672	Tennessee Valley Authority.	3010, 103a.	
C Wilson Hydro Plant.	AL Hwy 133	Florence	AL	35660	Tennessee Valley Authority.	3010, 103c	23.
O Wilson Hydro Plant.	AL Hwy 133	Florence	AL	35660	Tennessee Valley Authority.	3010.	
C Mobile Coast Guard Base.	South Broad St	Mobile	AL	36615	Transportation.	3010, 103a, 103c.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Mobile Coast Guard Base.	South Broad St	Mobile	AL	36615	Transportation.	3010, 103a.	
C Combustion Research Facility.	NCTR Bldg. 45	Jefferson #72070	AR	72079	EPA	3005, 3010, 3016, 103c.	23.
O Combustion Research Facility.	NCTR BLDG. 45	Jefferson #72070	AR	72079	EPA	3005, 3010, 3016.	
C Plant #44 (Hughes Aircraft Co.).	Old Nogales Road	Tucson	AZ	85734	Air Force	3005, 3016, 103a, 3010, 103c.	23.
O Plant #44 (Hughes Aircraft Co.).	Old Nogales Road	Tucson	AZ	85734	Air Force	3005, 3016, 103a.	
C Sky Harbor International Airport.	2001 S. 32nd St.	Phoenix	AZ	85034	Air Force	3010, 103c	23.
O Sky Harbor International Airport.	2001 S. 32nd St.	Phoenix	AZ	85034	Air Force	3010.	
C BLM—Peoria Auto Fluff Site.	3707 N. 7th St., P.O. Box 16563-Phoenix.	Peoria	AZ		Interior	103c, 3010	23.
O BLM—Peoria Auto Fluff Site.	3707 N. 7th St., P.O. Box 16563-Phoenix.	Peoria	AZ		Interior	103c.	
C BR—Arizona Projects Office.	2636 N. 7th Street	Phoenix	AZ	85068	Interior	3016, 103c, 3010.	23.
O BR—Arizona Projects Office.	2636 N. 7th Street	Phoenix	AZ	85068	Interior	3016, 103c.	
C BR—Glen Canyon Dam.	805 Hemlock	Page	AZ	86040	Interior	3016 3010	23.
O BR—Glen Canyon Dam.	805 Hemlock	Page	AZ	86040	Interior	3016.	
C BR—Yuma Desalting Plant.	7301 Calle Agua Salada.	Yuma	AZ	85364	Interior	3005, 3010, 3016, 103c.	23.
O BR—Yuma Desalting Plant.	7301 Calle Agua Salada.	Yuma	AZ	85364	Interior	3005, 3010, 3016.	
C DEA—Phoenix	3020 N 2nd Street	Phoenix	AZ	85002	Justice	103a, 103c	23.
O DEA—Phoenix	3020 N 2nd Street	Phoenix	AZ	85002	Justice	103a.	
C Prescott Medical Center.	500 Hwy 89 North	Prescott	AZ	86313	Veterans Affairs	3010, 103c	23.
O Prescott Medical Center.	500 Hwy 89 North	Prescott	AZ	86313	Veterans Affairs	3010.	
C Beale Air Force Base.	6451 B St	Beale	CA	95903	Air Force	3005, 3010, 3016, 103c, 103a.	20A.
O Beale Air Force Base.	9 CSG/CC	Beale AFB	CA	95903	Air Force	3005, 3010, 3016, 103c, 103a.	
C California Air National Guard.	5425 McKinley Ave	Fresno	CA	93727	Air Force	3010, 103c	23.
O California Air National Guard.	5425 McKinley Ave	Fresno	CA	93727	Air Force	3010.	
C Edwards Air Force Base.	P.O. Box 458	Edwards	CA	93523	Air Force	3005, 3010, 3016, 103c 103a.	23.
O Edwards Air Force Base.	P.O. Box 458	Edwards	CA	93523	Air Force	3005, 3010, 3016, 103c.	
C George Air Force Base-Superior Valley Range.	S13 14 24 T305 R46E.	China Lake	CA	99999	Air Force	103c, 3005	23.
O George Air Force Base-Superior Valley Range.	S13 14 24 T305 R46E.	China Lake	CA	99999	Air Force	103c.	
C Hayward Air National Guard Base.	1525 West Winton Ave.	Hayward	CA	94545	Air Force	3010, 103c	23.
O Hayward Air National Guard Base.	1525 West Winton Ave.	Hayward	CA	94545	Air Force	3010.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Jet Propulsion Laboratory.	North Base Rd, Edwards AFB.	Edwards	CA	93523	Air Force	3010, 3016, 3005.	23.
O Jet Propulsion Laboratory.	North Base Rd, Edwards AFB.	Edwards	CA	93523	Air Force	3010, 3016.	
C McClellan Air Force Base.	3200 Peacekeeper Way.	Sacramento	CA	95652	Air Force	3005, 3010, 3016, 103c 103a.	20A.
O McClellan Air Force Base.	SM–ALC/EM	Sacramento	CA	95652	Air Force	3005, 3010, 3016, 103c 103a.	
C Camp Roberts National Guard Unit.	Hwy. 101 12 MI N of Paso Robles.	Paso Robles	CA	93446	Army	3010, 103c 3016.	23.
O Camp Roberts National Guard Unit.	HWY. 101 12 MI N of Paso Robles.	Paso Robles	CA	93446	Army	3010, 103c.	
C Lawrence Livermore National Laboratory-Camp Parks.	Camp Parks	Pleasanton	CA	94566	Army	3010, 103c	23.
O Lawrence Livermore National Laboratory-Camp Parks.	Camp Parks	Pleasanton	CA	94566	Army	3010.	
C Energy Technology Engineering Center.	Santa Susana Mountain.	Simi Hills	CA	93063	Energy	3005, 3016, 103c.	23.
O Energy Technology Engineering Center.	Santa Susana Mountain.	Simi Hills	CA	93063	Energy	3005, 3016.	
C Lawrence Berkeley Laboratory.	1 Cyclotron Rd	Berkeley	CA	94720	Energy	3005, 3010, 3016, 103a, 103c.	23.
O Lawrence Berkeley Laboratory.	1 Cyclotron Rd	Berkeley	CA	94720	Energy	3005, 3010, 3016.	
C Lawrence Livermore National Laboratory-Site 300.	Corral Hollow Rd	Tracy	CA	94550	Energy	3005, 3010, 3016, 103c.	20A.
O Lawrence Livermore National Laboratory-Site 300.	Corral Hollow Rd	San Joaquin/Alam EDA Counties.	CA	94550	Energy	3005, 3010, 3016, 103c.	
C Tupman Naval Petroleum Reserve #1.	Elk Hills, P.O. Box 11.	Tupman	CA	93276	Energy	3016, 103c, 3010, 3005.	23.
O Tupman Naval Petroleum Reserve #1.	Elk Hills, P.O. Box 11.	Tupman	CA	93276	Energy	3016, 103c, 3010.	
C Casmalia Resources.	NTU Rd	Casmalia	CA	93429	EPA	103a, 3010	20A, 23
O Casmalia Resources.	NTU Road, P.O. Box 208.	CasmaliA	CA	EPA	103a.		
C Stockton	Rough & Ready Island Bldg 414.	Stockton	CA	95203	General Services Administration.	3010, 103c	23.
O Stockton	Rough & Ready Island Bldg 414.	Stockton	CA	95203	General Services Administration.	3010.	
C BLM—Raintree Pesticide Dump.	S1 R10E T12N	Georgetown	CA		Interior	103a, 103c	23.
O BLM—Raintree Pesticide Dump.	S1 R10E T12N	Georgetown	CA		Interior	103a.	
C BLM—Riverside County Dump.	1000 Midland Rd	Blythe	CA	92225	Interior	103c	20A.
O BLM—Riverside County Dump.	1,000 Midland Rd	Blythe	CA		Interior	103c.	
C BR–NAPA	5520 Knoxville Rd	NAPA	CA	94558	Interior	3010, 103c	23.
O BR–NAPA	5520 Knoxville Rd	NAPA	CA	94558	Interior	3010.	
C Kaiser Eagle Mountain.	N of Hwy 10 8M off Kaiser Rd.	Desert Center	CA	92239	Interior	103c	21.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Kaiser Eagle Mountain.	N of Hwy 10 8M off Kaiser Rd.	Desert Center	CA	92239	103c.		
C NPS—Morning Star Mine.	15M NE of Cima	Cima	CA	92323	Interior	103c	20A.
O BLM—Morning Star Mine.	15M NE of Cima	Cima	CA	92323	Interior	103c.	
C NPS—Yosemite	Yosemite Natl Park	Yosemite	CA	95389	Interior	3010, 103c	23.
O NPS—Yosemite	Yosemite Natl Park	Yosemite	CA	95389	Interior	3010.	
C Ames Research Center.	Environmental Health & Safety.	Moffett Field	CA	94035	NASA	3010, 3016, 103a, 103c.	23.
O Ames Research Center.	Environmental Health & Safety.	Moffett Field	CA	94035	NASA	3010, 3016, 103a.	
C Dryden Flight Research Facility.	Edwards AFB	Edwards	CA	93523	NASA	103c, 3016 103a, 3010, 3005.	20A, 23.
O DFRF	Bldg 4800 Edwards AFB.	Edwards AFB	CA	93523	NASA	103c, 3016.	
C Goldstone Tracking Facility.	36 mi N of BarstoW @ Ft Irwin.	Barstow	CA	92311	NASA	103c, 3010	23.
O Goldstone Tracking Facility.	36 mi N of Barstow @ Ft Irwin.	Barstow	CA	92311	NASA	103c.	
C Jet Propulsion Laboratory.	4800 Oak Grove Dr.	Pasadena	CA	91109	NASA	3010, 3016, 103c.	23.
O Jet Propulsion Laboratory.	4800 Oak Grove Dr.	Pasadena	CA	91109	NASA	3010, 3016.	
C Rockwell International-Rocket Dyne Div (NASA).	Woolsey Canyon Rd	Simi Hills	CA	93063	NASA	3005, 3010, 3016, 103c.	23.
O Rockwell International-Rocket Dyne Div (NASA).	Woolsey Canyon Rd	Simi Hills	CA	93063	NASA	3005, 3010, 3016.	
C Azusa Naval Ocean Systems Center.	Hwy 39	Azusa	CA	91702	Navy	3010, 3016, 103c.	23.
O Azusa Naval Ocean Systems Center.	Hwy 39	Azusa	CA	91702	Navy	3010, 3016.	
C Civil Engineering Laboratory.	NCBC	Port Hueneme	CA	93043	0Navy	3010, 103a, 103c, 3016.	23.
O Civil Engineering Laboratory Landing.	NCBC	Port Hueneme	CA	93043	Navy	3010, 103a, 103c.	
C Crows Landing Naval Air Logistics Force.	Nalf Crows Landing	Crows	CA	95313	Navy	3010, 3016, 103c.	23.
O Crows Landing Naval Air Logistics Force.	Nalf Crows Landing	Crows	CA	95313	Navy	3010, 3016.	
C Fallbrook Annex, Naval Weapons Station Seal Beach.	Ammunition Rd	Fallbrook	CA	92058	Navy	103c, 3016, 103a.	20A, 23.
O Fallbrook Naval Weapons Station Annex.	Seal Beach	Fallbrook	CA	92028	Navy	103c, 3016	
C Lemoore Naval Air Station.	700 Avenger Ave	Lemoore	CA	93246	Navy	3010, 3016, 103c, 103a.	20A.
O Lemoore Naval Air Station.	Naval Air Station	Lemoore	CA	93245	Navy	3010, 3016, 103c, 103a.	
C Long Beach Naval Shipyard.	300 Skipjack Rd	Long Beach	CA	90822	Navy	3005, 3010, 3016, 103c, 103a.	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Long Beach Naval Shipyard.	Terminal Island Naval Complex.	Long Beach	CA	90822	Navy	3005, 3010, 3016, 103c, 103A.	
C Mare Island Naval Shipyard.	695 Walnut Ave	Vallejo	CA	94592	Navy	3005, 3010, 3016, 103c, 103a.	20A.
O Mare Island Naval Shipyard.	W. End of Tennessee St..	Vallejo	CA	94592	Navy	3005, 3010, 3016, 103c, 103A.	
C Moffett Field Air National Guard.	129 ARRG/CC	Sunnyvale	CA	94031	Navy	3010 103c 3016.	23.
O Moffett Field Air National Guard.	129 ARRG/CC	Sunnyvale	CA	94031	Navy	3010.	
C Monterey Naval Postgraduate School.	Del Monte Ave	Monterey	CA	93943	Navy	3010, 3016, 103a, 103c.	23.
O Monterey Naval Postgraduate School.	Del Monte Ave	Monterey	CA	93943	Navy	3010, 3016.	
C Novato Housing Facility.	Branch HSG Office Bldg. 1000.	Novato	CA	94939	Navy	3010, 3016, 103c.	23.
O Novato Housing Facility.	Branch HSG Office BLdg. 1000.	Novato	CA	94939	Navy	3010, 3016.	
C Oakland Naval Regional Medical Center.	8750 Mountain Blvd	Oakland	CA	94627	Navy	3010, 103c, 3016.	23.
O Oakland Naval Regional Medical Center.	8750 Mountain Blvd	Oakland	CA	94627	Navy	3010, 103c.	
C Oakland Naval Supply Center.	7th & Maritime Building 311—East.	Oakland	CA	94623	Navy	3005, 3010, 3016, 103c, 103a.	23.
O Oakland Naval Supply Center.	7th & Maritime Building 311—East.	Oakland	CA	94623	Navy	3005, 3010, 3016, 103c.	
C Oakland Naval Supply Center, Alameda Annex.		Alameda	CA	94501	Navy	103c, 3010, 3005.	23.
O Oakland Naval Supply Center, Alameda Annex.		Alameda	CA	94501	Navy	103c.	
C Oakland Naval Supply Center-Point Molate Site.	End Western Dr. off SR 17.	Richmond	CA	94801	Navy	3010, 103c, 3016.	23.
O Oakland Naval Supply Center-Point Molate Site.	End Western Dr. off SR 17.	Richmond	CA	94801	Navy	3010.	
C Point Sur Naval Facility.	Naval Facility Point Sur.	Big Sur	CA	93920	Navy	3010, 103c	23.
O Point Sur Naval Facility.	Naval Facility Point Sur.	Big Sur	CA	93920	Navy	3010.	
C Port Hueneme Naval Construction Battalion Center.	Ventura Road and Channel Island Boulevard.	Port Hueneme	CA	93043	Navy	103a, 3010, 3005, 103c.	23.
O Port Hueneme Naval Construction Battalion Center.	Ventura Road and Channel Island Boulevard.	Port Hueneme	CA	93043	Navy	103a, 3010.	
C San Clemente Island.	Building 60130 San Clemente Island.	San Clemente	CA	92136	Navy	103c, 103a, 3010.	23.
O San Clemente Island.	Building 60130 San Clemente Island.	San Clemente	CA	92136	Navy	103c, 103a.	
C San Diego Naval Medical Center.	34800 Bob Wilson Dr, Suite 1800.	San Diego	CA	92134	Navy	103c, 103a	20A, 24.
O San Diego Naval Hospital.	Camp Pendleton Naval Station.	San Diego	CA	92055	Navy	3010, 103c, 103a.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Seal Beach Naval Weapons Station.	800 Seal Beach Blvd	Seal Beach	CA	90740	Navy	3005, 3010, 3016, 103c.	20A.
O Seal Beach-Fallbrook Naval Weapons Station.	600 Fallbrook w/Ammunition Rd.	Fallbrook	CA	92028	Navy	3005, 3010, 3016, 103c.	
C Singer Education Division.	1325 Iris Ave Bldg 60.	Imperial Beach	CA	92032	Navy	3010, 103c	23.
O Singer Education Division.	1325 Iris Ave Bldg 60.	Imperial Beach	CA	92032	Navy	3010.	
C Skaggs Island Naval Security Group Activity.	Skaggs Island	Sonoma	CA	95476	Navy	3010, 3016, 103c.	23.
O Skaggs Island Naval Security Group Activity.	Skaggs Island	Sonoma	CA	95476	Navy	3010, 3016.	
C Triple A Shipyard-Hunters Point Div.	Hunter's Point Naval Shipyard.	San Francisco	CA	94124	Navy	3010, 103c	23.
O Triple A Shipyard-Hunters Point Div.	Hunter's Point Naval Shipyard.	San Francisco	CA	94124	Navy	3010.	
C Alameda Coast Guard Support Center.	Coast Guard Government Island.	Alameda	CA	94501	Transportation	3010, 103c	23.
O Alameda Coast Guard Support Center.	Coast Guard Government Island.	Alameda	CA	94501	Transportation	3010.	
C Middletown Coast Guard Loran C Station.	Loran C Station	Middletown	CA	95461	Transportation	103c	20A.
O Middletown Coast Guard Loran C Station.	Loran C Sta	Middletown	CA	95461	Transportation	103c.	
C San Francisco Camspac.	525 Mesa Road	Bolinas	CA	94956	Transportation	3010, 103c	23.
O San Francisco Camspac.	525 Mesa Road	Bolinas	CA	94956	Transportation	3010.	
C San Francisco Coast Guard Base.	Yerba Buena Island	San Francisco	CA	94130	Transportation	3010, 103c	23.
O San Francisco Coast Guard Base.	Yerba Buena Island	San Francisco	CA	94130	Transportation	3010.	
C San Pedro Coast Guard Support Center.	1801 Seaside Ave.	San Pedro	CA	90731	Transportation	3010, 103c	23.
O San Pedro Coast Guard Support Center.	1801 Seaside Ave.	San Pedro	CA	90731	Transportation	3010.	
C Los Angeles Medical Center.	11296 Wilshire & Sawfelle Blvd.	Los Angeles	CA		Veterans Affairs	103c 3010	23.
O Los Angeles Medical Center.	11296 Wilshire & Sawfelle Blvd.	Los Angeles	CA		Veterans Affairs	103c.	
C Menlo Park Medical Center.	795 Willow Rd	Menlo Park	CA	94025	Veterans Affairs	3010, 103c	23.
O Menlo Park Medical Center.	795 Willow Rd	Menlo Park	CA	94025	Veterans Affairs	3010.	
C Buckley Air National Guard Base.	Buckley Road and East 6th Ave.	Aurora	CO	80011–9599	Air Force	3016, 103c, 3010.	23.
O Buckley Air National Guard Base.	Buckley Road and East 6th Ave.	Aurora	CO	80011–9599	Air Force	3016, 103c.	
C Plant PJKS Property.	12250 S. Hwy. 75	Waterton	CO	80120	Air Force	3016, 103c, 3010, 3005.	23.
O Plant PJKS Property.	12250 S. Hwy. 75	Waterton	CO	80120	Air Force	3016, 103c.	
C Fitzsimons Army Medical Center.	Corner of Colfax and Peoria.	Aurora	CO	80045	Army	3005, 3010, 103c, 3016.	23.
O Fitzsimons Army Medical Center.	Corner of Colfax and Peoria.	Aurora	CO	80045	Army	3005, 3010, 103c.	
C WAPA—Power Operations.	1800 S. Rio Grande Ave.	Montrose	CO	81401	Energy	103c 3010	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O WAPA—Power Operations.	1800 S. Rio Grande Ave.	Montrose	CO	81401	Energy	103c.	
C National Enforcement Investigation Center.	DFC	Denver	CO	80225	EPA	3010, 103c	23.
O National Enforcement Investigation Center.	DFC	Denver	CO	80225	EPA	3010.	
C BR—Collbra Project.	RR #1	Collbran	CO	80631	Interior	103a, 103c	23.
O BR—Collbran Project.	RR #1	Collbran	CO	80631	Interior	103a.	
C BR—Taylor Park Reservoir.	T145 R93 W Gunnison NF Rd 742.	Gunnison	CO	81230	Interior	103a, 103c	20A, 23.
O BR—Taylor Reservoir.			CO		Interior	103a.	
C GS—National Water Quality Laboratory.	5293 Ward Rd.	Denver	CO	80225	Interior	3010, 3016, 103c.	20A, 23.
O GS—Denver, NWQL.	5293 Ward Rd	Denver	CO	80225	Interior	3010, 3016.	
C Idaho Springs Mercury.	T35 R73W S36	Idaho Springs	CO	80452	Interior	3016, 103c	20A, 23.
O Idaho Springs Mercury.			CO		Interior	3016.	
C NPS—Rocky Mountain National Park.	Estes Park	Estes Park	CO		Interior	103c, 3010	23.
O NPS—Rocky Mountain National Park.	Estes Park	Estes Park	CO		Interior	103c.	
C Transportation Test Center.	21 Miles NE Pueblo Mem Airport.	DOT Test Track Rd	CO	81001	Transportation	3005, 3010, 3016, 103c.	23.
O Transportation Test Center.	21 Miles NE Pueblo Mem Airport.	DOT Test Track Rd	CO	81001	Transportation	3005, 3010, 3016.	
C Stratford Army Engine Plant.	550 South Main Street.	Stratford	CT	06497	Army	3005, 3010, 3016, 103c.	20A, 23.
O Stratford Engine Plant.	550 South Main Street.	Stratford	CT	06497	Army	3005, 3010, 3016.	
C Walter Reed Army Medical Center.	6825 16th Street, NW.	Washington	DC	20307–5001	Army	3016, 103c, 103a, 3010.	23.
O Walter Reed Army Medical Center.	6825 16th Street, NW.	Washington	DC	20307–5001	Army	3016, 103c, 103a.	
C Avon Park Air Force Base.	56 Combat Support Group/DE.	Macdill AFB	FL	33608	Air Force	3005, 3010, 3016, 103c.	23.
O Avon Park Air Force Base.	56 Combat Support Group/DE.	Macdill AFB	FL	33608	Air Force	3005, 3010, 3016.	
C Homestead Air Force Base.	360 Coral Sea Blvd	Homestead	FL	33049	Air Force	3005, 3010, 3016, 103c.	20A.
O Homestead Air Force Base.	31 CSG/DE	Homestead AFB	FL	33039	Air Force	3005, 3010, 3016, 103c.	
C Pinellas Plant	7887 Bryan Dairy Rd	Largo	FL	34649–2900	Energy	3005, 3010, 3016, 103c.	23.
O Pinellas Plant	7887 Bryan Dairy Rd	Largo	FL	34649–2900	Energy	3005, 3010, 3016.	
C NPS—Everglades National Park.	Route 9336	Homestead	FL	33030	Interior	3010,103c	23.
O NPS—Everglades National Park.	Route 9336	Homestead	FL	33030	Interior	3010.	
C Key West Naval Air Station-Demolition Key.	Public Works Office, Naval Air Station.	Key West	FL	33040	Navy	3005, 3010	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Key West Naval Air Station—Demolition Key.	Public Works Office Naval Air Station.	Key West	FL	33040	Navy	3005.	
C Naval Technical Training Center Corry Station.	Lillian Highway	Pensacola	FL		Navy	103c, 103a, 3010.	23.
O Naval Technical Training Center Corry Station.	Lillian Highway	Pensacola	FL		Navy	103c, 103a.	
C NRL Underwater Sound Reference Detachment.	755 Gatlin Ave	Orlando	FL	32806	Navy	3010, 103c	23.
O NRL Underwater Sound Reference Detachment.	755 Gatlin Ave	Orlando	FL	32806	Navy	3010.	
C Panama City Coastal Systems Station.	HWY 98 Code 6310MC.	Panama City	FL	32407	Navy	3005, 3010, 3016, 103a, 103c.	23.
O Panama City Coastal Systems Station.	Hwy 98 Code 6310MC.	Panama City	FL	32407	Navy	3005, 3010, 3016, 103a.	
C Pensacola Naval Air Station.	190 Radford Blvd	Pensacola	FL	32508	Navy	3005, 3010, 3016, 103c, 20A, 103a.	
O Pensacola Naval Air Station.	US Naval Air Station	Pensacola	FL	32508	Navy	3005, 3010, 3016, 103c, 103a.	
C Key West Coast Guard Station.		Key West	FL	33040	Transportation	3010, 103c	23.
O Key West Coast Guard Station.		Key West	FL	33040	Transportation	3010.	
C Miami Beach Coast Guard Base.	100 MacArthur Cswy	Miami Beach	FL	33139	Transportation	3005, 3010, 103c.	23.
O Miami Beach Coast Guard Base.	100 MacArthur Cswy	Miami Beach	FL	33139	Transportation	3005. 3010.	
C St. Petersburg Coast Guard Station.	600 8th Ave SE	St Petersburg	FL	33701	Transportation	3010, 103c	23.
O St. Petersburg Coast Guard Station.	600 8th Ave SE	St Petersburg	FL	33701	Transportation	3010	
C Dobbins Air Force Base.	94 CSG/DE	Marietta	GA	30069	Air Force	3016, 103c, 3010.	23.
O Dobbins Air Force Base.	94 CSG/DE	Marietta	GA	30069	Air Force	3016, 103c.	
C Plant #6 (Lockheed).	86 S Cobb Drive Zone 54.	Marietta	GA	30063	Air Force	3005, 3010, 3016, 103c.	23.
O Plant #6 (Lockheed).	86 S Cobb Drive Zone 54.	Marietta	GA	30063	Air Force	3005, 3010, 3016.	
C Savannah Air National Guard.	165 ALG, 1401 Robert B Miller Jr Dr, Savannah IAP.	Garden City	GA	31408	Air Force	3016	20A.
O Savannah Air National Guard.	165 ALG, 1401 Robert B Miller Jr Dr.	Garden City	GA	31408	Air Force	3016.	
C Atlanta Medical Center.	1670 Clairmont Road.	Decatur	GA	30033	Veterans Affairs	3005, 3010, 3016, 103c.	23.
O Atlanta Medical Center.	1670 Clairmont Road.	Decatur	GA	30033	Veterans Affairs	3005, 3010, 3016.	
C Guam Naval Hospital.	Naval Hosp Guam	Naval Hosp Guam	GU	96638	Navy	103c, 3010	23.
O Guam Naval Hospital.	Naval Hosp Guam	Naval Hosp Guam	GU	96638	Navy	103c.	
C Guam Naval Ship Repair Facility.		Agana	GU	96630	Navy	3005, 3010, 3016, 103c.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Guam Naval Ship Repair Facility.	.....	Agana	GU	96630	Navy	3005, 3010, 3016.	
C Santa Rita Naval Magazine.	Rte 5	Santa Rita	GU	96915	Navy	3010, 3016, 103c.	23
O Santa Rita Naval Magazine.	Rte 5	Santa Rita	GU	96915	Navy	3010, 3016.	
C West Pacific Naval Communication Area Master Stat..	NAVCAMS WESTPAC.	NAVCAMS WESTPAC.	GU	96630	Navy	3016, 103c, 3010.	23.
O West Pacific Naval Communication Area Master Stat..	NAVCAMS WESTPAC.	NAVCAMS WESTPAC.	GU	96630	Navy	3016, 103c.	
C Palehua Solar Observatory.	Det 5, 50 WS/CC, AF Station, 10 Hickman.	Hickman AFB	HI	96853–5254	Air Force	3016, 103c	20A.
O Palehua Solar Observatory.	South Tip of Wainae Mt. Range.	Ewa Beach	HI	96706	Air Force	3016, 103c.	
C Waikakalaua Fuel Storage Annex.	Off Rt 99, Kamehameha Highway.	Honolulu	HI	96854	Air Force	103c	20A.
O Waikakalaua Fuel Storage Annex.	Off Rte 99, Kamehameba Highway.	Honolulu	HI	96854	Air Force	103c	
C Johnston Atoll National Wildlife Refuge.	P.O. Box 50167	Honolulu	HI	96850	Army	3010, 3016, 103a, 3005, 103c.	23.
O Johnston Atoll National Wildlife Refuge.	P.O. Box 50167	Honolulu	HI	96850	Army	3010, 3016, 103a.	
C Makua Military Reservation Ordnance Disposal Area.	Makua Military Reservation.	Waianae	HI	96792	Army	3005, 3010, 3016, 103c.	20A, 23.
O Makua Military Reservation.	Makua Military Reservation.	Waianae	HI	96792	Army	3005, 3010.	
C Schofield Barracks	Lyman Rd	Wahiawa	HI	96786	Army	3010, 3016, 103c, 103a.	20A, 23.
O Schofield Barracks	.....	Wahiawa	HI	96786	Army	3010, 3016, 103c.	
C Tripler Medical Center.	Tripler Army Medical Center.	Honolulu	HI	96859	Army	3010, 3016, 103c.	23.
O Tripler Medical Center.	Tripler Army Medical Center.	Honolulu	HI	96859	Army	3010, 3016.	
C Barbers Point Public Works Center.	Public Works Center	Barbers Point	HI	96862	Navy	3005, 3010, 103c.	23.
O Barbers Point Public Works Center.	Public Works Center	Barbers Point	HI	96862	Navy	3005, 3010.	
C Camp H M Smith	Halawa Heights Rd	Camp Smith	HI	96861	Navy	3010, 3016, 103c.	23.
O Camp H M Smith	Halawa Heights Rd	Camp Smith	HI	96861	Navy	3010, 3016.	
C Honolulu Naval Computer & Telecommunications, EP.	500 Center St	Wahiawa	HI	96786	Navy	3016, 103c	20A.
O Honolulu Naval Commuters & Telecommunications Area.	Eastern Pacific Area	Honolulu	HI	.....	Navy	3016, 103c.	
C Kahoolawe Island	20D32M30SN, 156D37M30SW.	Maui	HI	96732	Navy	103c	20A.
O Kahoolawe Island	.....	Maui	HI	96732	Navy	103c	
C Pearl Harbor Fleet Training Group.	1430 South Ave	Pearl Harbor	HI	96860	Navy	3010, 103c	23.
O Pearl Harbor Fleet Training Group.	1430 South Ave	Pearl Harbor	HI	96860	Navy	3010	
C Pearl Harbor Naval Submarine Base.	.....	Pearl Harbor	HI	96860	Navy	3010, 103a, 103c, 3016.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Pearl Harbor Naval Submarine Base.		Pearl Harbor	HI	96860	Navy	3010, 103a.	
C Shore Intermediate Maintenance Activity.		Pearl Harbor	HI	96860	Navy	3005, 3010, 3016, 103c.	23.
O Shore Intermediate Maintenance Activity.		Pearl Harbor	HI	96860	Navy	3005, 3010, 3016.	
C National Animal Disease Center.	2300 Dayton Road PO Box 70.	Ames	IA	50010	Agriculture	3010, 3016, 103c.	23.
O National Animal Disease Center.	2300 Dayton Road PO Box 70.	Ames	IA	50010	Agriculture	3010, 3016.	
C Waverly Wets	2 Miles South	Waverly	IA	50677	Army	3016, 103c	23.
O Waverly Wets	2 Miles South	Waverly	IA	50677	Army	3016	
C Ames Laboratory—Applied Science Center.	109 Office & Lab, ISU.	Ames	IA	50011	Energy	3005, 3016, 103c, 3010.	20A, 23.
O Ames Laboratory	107 Office & Lab ISU.	Ames	IA	50011	Energy	3005, 3016, 103c.	
C Wapa-Hinton	PO Box 1012	Hinton	IA	51024	Energy	3005, 3010, 3016, 103c.	23.
O Wapa-Hinton	PO Box 1012	Hinton	IA	51024	Energy	3005, 3010, 3016.	
C Urbandale Bulk Mail Center.	4000 NW 109th Street.	Urbandale	IA	50395	Postal Service	3016, 103c, 3005.	23.
O Urbandale Bulk Mail Center.	4000 NW 109th Street.	Urbandale	IA	50395	Postal Service	3016	
C Boise NF: Kirby Dam Monarch Mine Stamp Mill.	T5N R11E S4&5 Boise Meridian.	Atlanta	ID	83601	Agriculture	103c, 3016	20A.
O Boise NF: Kirby Dam Monarch Stamp Mill Site.	750 Front Street	Boise	ID	83702	Agriculture	103c, 3016	
C Boise NF: Missouri Mine.	T8N R5E S27	Idaho City	ID	83631	Agriculture	3016, 103c	20A, 23.
O Boise NF: Missouri Mine.	Idaho City District	Idaho City	ID	83631	Agriculture	3016	
C Caribou NF: Paris Work Center.	94 East 100 South	Paris	ID	83261	Agriculture	3010, 103c	23.
O Caribou NF: Paris Work Center.	94 East 100 South	Paris	ID	83261	Agriculture	3010	
C Targhee NF: Snake River Work Center.	HWY 26 5 mi W of Cy.	Swan Valley	ID	83449	Agriculture	3010, 103c	23.
O Targhee NF: Snake River Work Center.	HWY 26 5 mi W of Cy.	Swan Valley	ID	83449	Agriculture	3010	
C Boise Air National Guard—Gowen Field.	43D33M00SN, 116D13M00SW.	Boise	ID	83705	Air Force	3005, 3010, 103c, 3016.	20A, 23.
O Boise Air National Guard—Gowen Field.	43 33 N, 116 13 W	Boise	ID	83705	Air Force	3005, 3010, 103c.	
C BLM—Clarks Air Service Airstrip-Jarbridge RA.	T6S, R9E, SEC27	Glenns Ferry	ID	83623	Interior	103c, 3016	23.
O BLM—Clarks Air Service Airstrip-Jarbridge RA.	T6S, R9E, SEC27	Glenns Ferry	ID	83623	Interior	103c	
C BLM—HELL'S Half Acre-East Finger Dump.	T1S R36E S4, 2.3 MI From Junction of Baseline and Lava Roads.	Firth	ID	83236	Interior	103c	20A.
O BLM—Hell's Half Acre, E. Finger.	T1SR36E SEC 4	Firth	ID	83236	Interior	103c	
C BLM—Hell's Half Acre-West Finger Dump.	TIS R36E S32, 3.5 MI W of Shelley.	Firth	ID	83236	Interior	103c	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O BLM—Hell's Half Acre, W. Finger.	TISR36E SEC 32	Firth	ID	83236	Interior	103c.	
C BLM—Hoff Road Site.	T2S R32E Sect 35 SW OF SW.	Blackfoot	ID	83221	Interior	3010,103c	23.
O BLM—Hoff Road Site.	T2S R32E Sect 35 SW of SW.	Blackfoot	ID	83221	Interior	3010.	
C BLM—HWS Gold & Silver Mine Elk City.	T29N R8E S23	Elk City	ID	83525	Interior	3016, 103c	20A.
O BLM—Elk City	T29NR8ESEC23	Elk City	ID	83525	Interior	3016, 103c.	
C BLM—Liberty Dump.	T3S, R33E, Sec 19E, 20N, 21SWNW; NWNW 30N.	Liberty	ID	83221	Interior	103c	20A.
O BLM—Liberty	T3S, R33E, Sec 19E, 20N, 21SWNW; NWNW 30N.	Liberty	ID	83221	Interior	103c.	
C BLM—Mud Lake Airport.	T6N R34E Sect 18 NE of NE.	Mud Lake	ID	83450	Interior	3010, 103c	23.
O BLM—Mud Lake Airport.	T6N R34E Sect 18 NE of NE.	Mud Lake	ID	83450	Interior	3010.	
C BLM—National Guard Impact Area.	Sec (all) T2&3S, R2&3E.	Unincorporated	ID	83709	Interior	103c, 3016	23.
O BLM—National Guard Impact Area.	Sec (all) T2&3S, R2&3E.	Unincorporated	ID	83709	Interior	103c.	
C BLM—Pesticide Dump Murphy.	T3S R1W S35	Murphy	ID	83650	Interior	103c	20A.
O BLM—Pesticide Dumpsite Sec. 5.	Boise Dist Sec. 5	Murphy	ID	83650	Interior	103c.	
C BLM—Wiregrass Reservoir Site.	TIIS R36E Sect 13 NW of NE.	Downey	ID	83234	Interior	3010, 103c	23.
O BLM—Wiregrass Reservoir Site.	TIIS R36E Sect 13 NW of NE.	Downey	ID	83234	Interior	3010.	
C BR—Minidoka Dam.	13 mi NE of CY	Rupert	ID	83350	Interior	3010, 3016, 103c.	20A, 23.
O BR—Minidoka Dam.	Rt. 4, Box 292	Rupert	ID	83350	Interior	3010, 3016.	
C Illinois Air National Guard, Capitol Map.	Capitol Airport	Springfield	IL	62707	Air Force	3016, 3005	23.
O Illinois Air National Guard, Capitol Map.	Capitol Airport	Springfield	IL	62707	Air Force	3016.	
C Elwood 86th Reserve Command.	Hoff Rd, Bldg 705	Elwood	IL	60421	Army	3010	20A.
O Elwood 86th Reserve Command.	Hoff Rd	Elwood	IL	60421	Army	3010.	
C Peoria Army Maintenance Support Activity 48G.	3523 W Farmington Rd.	Peoria	IL	61604	Army	3010, 103c	23.
O Peoria Army Maintenance Support Activity 48G.	3523 W Farmington Rd.	Peoria	IL	61604	Army	3010.	
C North Riverside Army Maintenance Center.	8660 West Cermak Rd.	North Riverside	IL	60546	Corps of Engineers, Civil.	3016	22.
O North Riverside TS.	8660 West Cermak Rd.	North Riverside	IL	60546	Army	3016.	
C Region 5, Environmental Services Division Lab.	536 S. Clark Street, 10th Floor.	Chicago	IL	60605	EPA	3010, 103c	23.
O Region 5, Environmental Services Division Lab.	536 S. Clark Street, 10th Floor.	Chicago	IL	60605	EPA	3010.	
C FWS—Crab Orchard NWR: Sangamo Electric Dump.	Ordill Industrial Area, Williamson County.	Carterville	IL	62918	Interior	3005, 3010, 3016, 103c.	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O FWS—Sangamo Electric Dump/ Crab Orchard NWF.	P.O. Box J	Carterville	IL	62518	Interior	3005, 3010, 3016, 103c.	
C Glenview Naval Air Station.	Naval Air Station	Glenview	IL	60026	Navy	3005, 3010, 3016, 103c.	23.
O Glenview Naval Air Station.	Naval Air Station	Glenview	IL	60026	Navy	3005, 3010, 3016.	
C Great Lakes Naval Training Center.	Public Works Center NTC SCE, Bldg 1A.	Great Lakes	IL	60008	Navy	3005, 3010, 3016, 103c.	23.
O Great Lakes Naval Training Center.	Public Works Center NTC SCE, Bldg 1A.	Great Lakes	IL	60008	Navy	3005, 3010, 3016.	
C Libertyville Training Site.	Half Day Rd and Milwaukee Ave.	Vernon Hills	IL	60061	Navy	3010	21.
O Libertyville Training Site.	Half Day Rd and Milwaukee Ave.	Vernon Hills	IL	60061		3010.	
C Danville Medical Center Hospital.	1900 E Main St	Danville	IL	61832	Veterans Affairs	103c, 3010	23.
O Danville Medical Center Hospital.	1900 E Main St	Danville	IL	61832	Veterans Affairs	103c.	
C Hines Supply Depot.	1st Ave and 21st St	Hines	IL	60141	Veterans Affairs	3010, 103c	23.
O Hines Supply Depot.	1st Ave and 21st St	Hines	IL	60141	Veterans Affairs	3010.	
C Atterbury Reserve Forces Training Area.	Hospital Rd	Edinburgh	IN	46124	Army	3010, 103c	23.
O Atterbury Reserve Forces Training Area.	Hospital Rd	Edinburgh	IN	46124	Army	3010.	
C New Haven Defense Logistics Agency Depot.	State Rt. 14	New Haven	IN	46774	Defense Logistics Agency.	3010, 103c	23.
O New Haven Defense Logistics Agency Depot.	State Rt. 14	New Haven	IN	46774	Defense Logistics Agency.	3010.	
C Indianapolis Naval Avionics Center.	6000 E. 21st Street	Indianapolis	IN	42618	Navy	3010, 103c	23.
O Indianapolis Naval Avionics Center.	6000 E. 21st Street	Indianapolis	IN	42618	Navy	3010.	
C Michigan City East Pier Head Light.	Washington Park Site B Pier.	Michigan City	IN	46360	Transportation	3010	22.
O Michigan City East Phd Light.	Washington Park Site B Pier.	Michigan City	IN	46360		3010.	
C Dean D. Mitchell Farm.	Rt 1	Liberty	KS	67351		3016, 103c	23.
O Dean D. Mitchell Farm.	Rt 1	Liberty	KS	67351		3016.	
C Forbes Field Air National Guard.	5920 E St	Topeka	KS	66619	Air Force	103c, 3010	20A, 23.
O Forbes Field Air National Guard.	5920 E Street, 190th AREFG/DE Forbes FIE.	Topeka	KS	66619	Air Force	103c	
C Kentucky Air National Guard Standiford Field.	1019 Old Grade Ln, 123 AW/EM.	Louisville	KY	40213	Air Force	103c, 3016	20A, 23.
O Kentucky Air National Guard Staniford Field.	1019 Old Grade Ln, 123 AW/EM.	Louisville	KY	40213	Air Force	103c	
C Armor School and Center at Fort Knox.	Hwy 31 W	Fort Knox	KY	40121	Army	3005, 3010, 3016, 103a, 103c.	23.
O Armor School and Center at Fort Knox.	Hwy 31 W	Fort Knox	KY	40121	Army	3005, 3010, 3016, 103a.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Lexington Bluegrass Depot Activity.	US Hwy 421	Richmond	KY	40475	Army	3005, 103c, 3010.	23.
O Lexington Bluegrass Depot Activity.	US Hwy 421	Richmond	KY	40475	Army	3005, 103c	
C USPFO for Kentucky.	Boone National Guard Center, P*.	Frankfort	KY	40601	Army	3010, 103c	23.
O USPFO for Kentucky.	Boone National Guard Center, P*.	Frankfort	KY	40601	Army	3010	
C Floating Plant—Repair Facility.	27th & Canal	Louisville	KY	40212	Corps of Engineers, Civil.	3010, 103c	23.
O Floating Plant—Repair Facility.	27th & Canal	Louisville	KY	40212	Corps of Engineers, Civil.	3010	
C Paducah Gaseous Diffusion Plant.	PO Box 1410 Hobbs Road.	Paducah	KY	42001	Energy	3005, 3010, 3016, 103a, 103c.	23.
O Paducah Gaseous Diffusion Plant.	PO Box 1410 Hobbs Road.	Paducah	KY	42001	Energy	3005, 3010, 3016, 103a.	
C Louisville Naval Ordnance Station.	Southside Dr. MDS 42.	Louisville	KY	40214	Navy	3005, 3010, 3016, 103c.	23.
O Louisville Naval Ordnance Station.	Southside Dr. MDS 42.	Louisville	KY	40214	Navy	3005, 3010, 3016.	
C Kentucky Hydro Plant.	Hwy 62 and 641	Gilbertsville	KY	42044	Tennessee Valley Authority.	3010, 103c	23.
O Kentucky Hydro Plant.	Hwy 62 and 641	Gilbertsville	KY	42044	Tennessee Valley Authority.	3010	
C Paradise Fossil Plant.	5 mi E of Drakesboro.	Drakesboro	KY	42337	Tennessee Valley Authority.	3010, 103c	23.
O Paradise Fossil Plant.	5 mi E of Drakesboro.	Drakesboro	KY	42337	Tennessee Valley Authority.	3010	
C Shawnee Fossil Plant.	Highway 996	West Paducah	KY	42086	Tennessee Valley Authority.	3010, 103a, 103c.	23.
O Shawnee Fossil Plant.	Highway 996	West Paducah	KY	42086	Tennessee Valley Authority.	3010, 103a	
C New Orleans Naval Support Activity.	2600 Gen Meyer Ave Bldg 101.	New Orleans	LA		Navy	103c, 3010	23.
O New Orleans Naval Support Activity.	2600 Gen Meyer Ave Bldg 101.	New Orleans	LA		Navy	103c	
C New Orleans Coast Guard Base.	4640 Urquhart Street	New Orleans	LA	70117	Transportation	3010, 103c	23.
O New Orleans Coast Guard Base.	4640 Urquhart Street	New Orleans	LA	70117	Transportation	3010	
C New Orleans Medical Center.	1601 Perdido Street	New Orleans	LA	70112	Veterans Affairs	3010, 103c	23.
O New Orleans Medical Center.	1601 Perdido Street	New Orleans	LA	70112	Veterans Affairs	3010	
C Watertown Dairy	6 Moore Rd	Wayland	MA	01778	Agriculture	3016, 103c	20A.
O Watertown Dairy	6 Moore Road	Wayland	MA		Agriculture	3016, 103c	
C Otis Air Force Base.	Otis AFB	Falmouth	MA	02542	Air Force	3010, 3016, 103c.	20A.
O Otis Air Force Base.	Mass Military Reservation 102 FIW/CC.	Falmouth	MA	02542	Air Force	3010, 3016, 103c.	
C Truro Inst STP	Off Aldrich Rd	N Truro	MA	02666	Air Force	103c, 3010	20A.
O Truro Inst STP	Off Aldrich Rd	N Truro	MA		Air Force	103c, 3010	
C Westover Air Force Base.	439 CSG/DE	Chicopee	MA	01022	Air Force	3005, 3010, 3016, 103c.	20A.
O Westover Air Force Base.	439 CSG/CC	Chicopee	MA	01022	Air Force	3005, 3010, 3016, 103c.	
C Boston Defense Support Activity—Barnes Building.	495 Summer St	Boston	MA	02210	Army	103c	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Boston Defense Support Activity—Barnes Building.	495 Summer Street	South Boston	MA		Army	103c	
C Fort Devens—Sudbury Training Annex.	Hudson Rd	Sudbury	MA	01776	Army	3016, 103c	20A.
O Fort Devens Sudbury Annex.	Hudson Rd	Sudbury	MA	01776	Army	3016, 103c	
C Hingham Annex	Leavitte St	Hingham	MA	02043	Army	103c	20A.
O Hingham Annex	Union Street (Adj. Wompatuck St. Park).	Hingham	MA	02043	Army	103c	
C Materials Technology Laboratory.	405 Arsenal St	Watertown	MA	02172	Army	3005, 3010, 3016, 103c 103a.	20A, 23.
O Materials Technology Laboratory.	Arsenal St	Watertown	MA	02172	Army	3005, 3010, 3016, 103c.	
C Rehoboth Nike Battery Missile Control Area 19.	Fire Tower Rd, Great Meadow Hill.	Rehoboth	MA	02769	Army	3016, 103c	20A, 23.
O Rehobeth Nike 19 TS.	Fairview Ave	Rehoboth	MA	02769	Army	3016.	
C NPS—Provincetown Sanitary Landfill.	W Off of Race Point RD.	Provincetown	MA	02657	Interior	103c	20A.
O NPS—Provincetown Sanitary Landfill.	West Offrace Point Road.	Provincetown	MA	02657	Interior	103c.	
C South Weymouth Naval Air Station.	NAS S. Weymouth PWD Code 72.3.	South Weymouth	MA	02190	Navy	3005, 3010, 3016, 103c.	23.
O South Weymouth Naval Air Station.	NAS S. Weymouth PWD Code 72.3.	South Weymouth	MA	02190	Navy	3005, 3010, 3016.	
C Boston Postal Service.	135 A Street	Boston	MA	02210	Postal Service	3010, 103c	23.
O Boston Postal Service.	135 A Street	Boston	MA	02210	Postal Service	3010.	
C Chelsea Postal Service Incoming Mail Center.	307 Becham St	Chelsea	MA	02150	Postal Service	103c	20A.
O Chelsea Postal Service Incoming Mail Cente.	307 Becham St	Chelsea	MA	02150	Postal	Service	103c.
C Blossom Point Field Test Facility.	Blossom Point Rd	La Plata	MD	20646	Army	3016, 103c, 3010.	23.
O Blossom Point Field Test Facility.	Blossom Point Rd	La Plata	MD	20646	Army	3016, 103c.	
C Fort Ritchie	603 Lakeside Dr	Fort Ritchie	MD	21719	Army	3016, 3010,	20A.
O Fort Ritchie	Attn:ANRT–ENE, Bldg 603.	Fort Ritchie	MD	21719	Army	3016, 3010.	
C Oxford National Marine Fisheries Service.	US Dept of Marine Fisheries, Oxford Laboratory.	Oxford	MD	21654	Commerce	103c, 3010	20A, 23.
O Oxford National Marine Fisheries Service.	US Dept of Marine Fisheries, Oxford Laboratory.	Oxford	MD		Commerce	103c.	
C Central Regional Laboratory.	839 Bestgate Road	Annapolis	MD	21401	EPA	3010, 103c	23.
O Central Regional Laboratory.	839 Bestgate Road	Annapolis	MD	21401	EPA	3010.	
C FWS—Patuxent Wildlife Research Center.	Rt 197 & Powdermill Rd.	Laurel	MD	20708	Interior	3016, 103c, 3010.	20A.
O FWS—Patuxent Wildlife Research Center.	Rt. 197 at Powdermill Road.	Laurel	MD	20708	Interior	3016, 103c, 3010.	
C Goddard Space Flight Center.	Greenbelt Road	Greenbelt	MD	20771	NASA	3010, 103c, 3016.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Goddard Space Flight Center.	Greenbelt Road	Greenbelt	MD	20771	NASA	3010, 103c.	
C Carderock Division, Naval Surface Warfare Center.	Carderock Laboratory.	Bethesda	MD	20084	Navy	3010, 103c, 103a.	20A.
O David Taylor Research Center.	Carderock Laboratory.	Bethesda	MD	20084	Navy	3010, 103c, 103a.	
C Patuxent River Naval Air Station.	Dept of the Navy	Solomons	MD	20688	Navy	103c, 3010	23.
O Patuxent River Naval Air Station Annex.	Dept of the Navy	Solomons	MD	20688	Navy	103c.	
C Baltimore Coast Guard Yard.	Hawkins PT Rd	Baltimore	MD	21226	Transportation	3010, 103c	23.
O Baltimore Coast Guard Yard.	Hawkins PT Rd	Baltimore	MD	21226	Transportation	3010.	
C Loring Air Force Base.	42 CSG/CC	Limestone	ME	04751	Air Force	3005, 3010, 3016, 103c, 103a.	20A.
O Loring Air Force Base.	42CSG/CC	Limestone	ME	04751	Air Force	3005, 3010, 3016, 103c, 103a.	
C Cutler Naval Computer & Telecommunications Station.	Off Rt 191	East Machias	ME	04630	Navy	3010, 3016, 103c.	20A, 23.
O Cutler Naval Communications Unit.		Cutler	ME	04626	Navy	3010, 3016	
C Winter Harbor Naval Security Group Activity.	RT 186	Winter Harbor	ME	04693	Navy	3010, 103c	20A.
O Winterharbor Naval Security Group Activity.	Route 186	Winterharbor	ME	04693	Navy	3010, 103c.	
C South Portland Coast Guard Base.	259 High St	South Portland	ME	04106	Transportation	3010, 103c	20A.
O South Portland Coast Guard Base.	High Street	South Portland	ME	04106	Transportation	3010, 103c.	
C Hiawatha NF: Byers Lake Resort.	1.22 mi W & 1.22 mi N of Stueben.	W Section of Schoolcraft City.	MI	49829	Agriculture	103c, 3016	20A, 23.
O Hiawatha NF: Byers Lake Resort.	1.22 mi West & 1.22 mi North of Steuben.	W sec of Schoolcrart City.	MI	49829	Agriculture	103c.	
C Hiawatha NF: Grand Island Site.	1 mi off Lake Superior Shore 3 mi NW of.	Grand Island	MI	49829	Agriculture	103c, 3016	23.
O Hiawatha NF: Grand Island Site.	1 mi Off Lake Superior Shore 3 mi NW of.	Grand Island	MI	49829	Agriculture	103c.	
C Hiawatha NF: Munising Landfill.	T46N R18W S19 SW¼.	Munising Township	MI	49829	Agriculture	103c, 3016	20A.
O Hiawatha NF: Munising Landfill.	SW¼ of sec 19 T46N R18W.	Escanaba	MI	49829	Agriculture	103c, 3016.	
C Hiawatha NF: Nahma Landfill.	3 MI NW of Nahma	Nahma Township	MI	49829	Agriculture	103c, 3016	23.
O Hiawatha NF: Nahma Landfill.	3 MI NW of Nahma	Nahma Township	MI	49829	Agriculture	103c.	
C Huron-Manistee NF: Ranger Station.	12 N Charles Ave	White Cloud	MI	49349	Agriculture	103c, 3010, 3016.	20A.
O Huron—Manistee NF: Ranger Station.	12 N. Charles	White Cloud	MI	49348	Agriculture	103c 3010 3016.	
C Regional Poultry Research Laboratory.	3606 East Mount Hope.	Rd., East Lansing	MI	48823	Agriculture	3016, 103c	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Regional Poultry Research Laboratory.	3606 East Mount Hope.	Rd., East Lansing	MI	48823	Agriculture	3016.	
C Phelps/Collins Airport.	Airport Road	Alpena	MI	49707	Air Force	3010, 3016, 103a, 103c.	23.
O Phelps/Collins Airport.	Airport Road	Alpena	MI	49707	Air Force	3010, 3016, 103a.	
C Selfridge Air National Guard.	Detachment 1/Dee	Mount Clemens	MI	48045	Air Force	3005, 3010, 3016, 103c, 103a.	23.
O Selfridge Air National Guard.	Detachment 1/Dee	Mount Clemens	MI	48045	Air Force	3005, 3010, 3016, 103c.	
C Fort Custer Training Center.	2501 26th St	Augusta	MI	49012	Army	3016	20A.
O Fort Custer		Battle Creek	MI	49012	Army	3016.	
C Lakeshore Terminal Company, Harrisville DFSP.	US Hwy 23	Harrisville	MI	48740	Defense	103c, 3010,	20A, 23.
O Harrisville Defense Fuel Support Point.	US Hwy 23	Harrisville	MI	48740	Defense	103c.	
C Ann Arbor Motor Vehicle Emission Laboratory.	2565 Plymouth Rd, Washtenaw County.	Ann Arbor	MI	48105	EPA	3010, 103c	20A, 23.
O Ann Arbor Motor Vehicle Emission Laboratory.	2565 Plymouth Road	Ann Arbor	MI	48105	EPA	3010.	
C Bay City Cert Site	9th St & 18th St W of Saginaw St & Water St.	Bay City	MI	48708	EPA	3010	20A.
O Bay City Cert Site	9th and 18th W Saginaw and Wat.	Bay City	MI	48708	EPA	3010	
C Charlevoix Coast Guard Station.	220 Coastguard Road.	Charlevoix	MI	49720	Transportation	3010, 103c	23.
O Charlevoix Coast Guard Station.	220 Coastguard Road.	Charlevoix	MI	49720	Transportation	3010.	
C FAA—Peck VOR	2250 E Peck Rd	Croswell	MI	48422	Transportation	3010	20A.
O FAA—Croswell	2250 E Peck Rd	Croswell	MI	48422	Transportation	3010.	
C St. Joseph North Pier Head Light.	18535 Lite List	St. Joseph	MI	49417	Transportation	3010	20A.
O St. Joseph North PHD Light.	18535 Lite List	St. Joseph	MI	49417	Transportation	3010.	
C Minneapolis St. Paul Bulk Mail Center.	3165 S. Lexington Ave.	St. Paul	MN	55121	Postal Service	3010, 103c	23.
O Minneapolis St. Paul Bulk Mail Center.	3165 S. Lexington Ave.	St. Paul	MN	55121	Postal Service	3010.	
C Duluth Coast Guard Station.	1201 Minnesota Ave	Duluth	MN	55802	Transportation	3010, 3016, 103c.	23.
O Duluth Coast Guard Station.	1201 Minnesota Ave Duluth.	MN		55802	Transportation	3010, 3016	
C Minneapolis Medical Center.	One Veterans Dr	Minneapolis	MN	55417	Veterans Affairs	3010, 3016, 103c.	23.
O Minneapolis Medical Center.	One Veterans Dr	Minneapolis	MN	55417	Veterans Affairs	3010, 3016	
C Missouri Air National Guard.	Rosecrans Memorial Airport.	St Joseph	MO	64503	Air Force	103c, 3010	20A, 23.
O St. Joseph Air National Guard.	Rosecrans Memorial Airport.	St Joseph	MO		Air Force	103c	
C Camp Clark Training Site/Utes.	4 Miles SO Hwy 71, PO Box 265.	Nevada	MO	64772	Army	3016, 103c	23.
O Camp Clark Training Site/Utes.	4 Miles SO Hwy 71, PO BOX 265.	NEVADA	MO	64772	Army	3016	
C Truman Reservoir T.S..	P.O. Box 1247	Sedalia	MO	65302	Army	3016, 103c	23.
O Truman Reservoir T.S..	P.O. Box 1247	Sedalia	MO	65302	Army	3016.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Wappapello Training Site.	Hwy T	Wayne City	MO	63966	Army	3016, 103c	20A, 23.
O Wappapello Training Site.	Highway T	Wappapello	MO	63966	Army	3016.	
C Weldon Springs Ordnance Works (Former) (Quarry).	St Hwy 94 2 mi S of US 40.	St. Charles	MO	63301	Energy	3010, 3016, 103c.	20A.
O Weldon Springs Ordnance Works (Former).	St Hwy 94 2 mi S of US 40.	St. Charles	MO	63301	Energy	3010, 3016, 103c.	
C Mobile Incinerator-Demmry Farm.	SE¼NW¼NW¼ Sec 20.	McDowell	MO	65769	EPA	3010, 103c, 3016.	20A, 23.
O Mobile Incinerator	SE¼NW¼NW¼ Sec 20.	McDowell	MO	65769	EPA	3010, 103c.	
C St. Louis Federal Courthouse Site.	111 S 11th St	St. Louis	MO	63102	General Services Administration.	3010, 103c	23.
O St. Louis Federal Courthouse Site.	111 S 11th St	St. Louis	MO	63102	General Services Administration.	3010.	
C DEA—St. Louis	120 South Central	St Louis	MO	63105	Justice	3010, 103c	23.
O DEA—St. Louis	120 South Central	St Louis	MO	63105	Justice	3010.	
C NIMA—St. Louis	8900 S. Broadway	St. Louis	MO	63118	National Imagery and Mapping Agency.	3010, 103c	22, 23.
O Defense Mapping Agency-Fee.	8900 S. Broadway	St. Louis	MO	63118	Defense Mapping Agency.	3010.	
C NIMA—St. Louis	3200 S. Second Street.	St. Louis	MO	63118	National Imagery and Mapping Agency.	3010, 103c	22, 23.
O Defense Mapping Agency-Fee.	3200 S. Second Street.	St. Louis	MO	63118	Defense Mapping Agency.	3010.	
C Bridgeton Marine Corps.	10810 Natural Bridge Rd.	Bridgeton	MO	63044	Navy	3010, 103c	23.
O Bridgeton Marine Corps.	10810 Natural Bridge Rd.	Bridgeton	MO	63044	Navy	3010.	
C John J. Pershing Medical Center.	1500 N Westwood Blvd.	Poplar Bluff	MO	63901	Veterans Affairs	3010, 103c	23.
O John J. Pershing Medical Center Affairs.	1500 N Westwood Blvd.	Poplar Bluff	MO	63901	Veterans Affairs	3010.	
C Midway Island Naval Air Facility.	FPO	San Fransisco	MQ	96614–1200	Navy	3016, 103a, 103c.	23.
O Midway Island Naval Air Facility.	FPO	San Fransisco	MQ	96614–1200	Navy	3016, 103a.	
C Keesler Air Force Base.	508 L ST	Keesler AFB	MS	39534	Air Force	3005, 3010, 3016, 103c.	20A.
O Keesler Air Force Base.	3380 CES/DE	Keesler AFB	MS	39534	Air Force	3005, 3010, 3016, 103c.	
C Yellow Creek Production Facility.	1 Nasa Drive	Iuka	MS	38852	NASA	3010, 103c	23.
O Yellow Creek Production Facility.	1 Nasa Drive	Iuka	MS	38852	NASA	3010.	
C Meridian Naval Air Station.	Public Works Department.	Meridian	MS	39309	Navy	3010, 103c	23.
O Meridian Naval Air Station.	Public Works Department.	Meridian	MS	39309	Navy	3010.	
C Lewis & Clark National Forest.	Box 871	Great Falls	MT	59403	Agriculture	3016, 103c	23.
O Lewis & Clark National Forest.	Box 871	Great Falls	MT	59403	Agriculture	3016.	
C Montana Air National Guard OMS #2.	Bldg 350	Great Falls	MT	59801	Air Force	3010, 103c	20A, 23.
O Montana Air National Guard OMS #2.	Bldg 350	Fort Missoula	MT	59801	Air Force	3010.	
C Fort Peck Project	Yellowstone Rd	Fort Peck	MT	59223	Corps of Engineers, Civil.	3010, 103a 103c.	23.
O Fort Peck Project	Yellowstone Rd	Fort Peck	MT	59223	Corps of Engineers, Civil.	3010, 103a.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Component Development and Integration Facility.	Industrial Park	Bute	MT	59702	Energy	3016, 3010 103c.	23.
O Component Development and Integration Facility.	Industrial Park	Bute	MT	59702	Energy	3016.	
C Precious Metals Plating.	Star Route Box 85	Bonner	MT	59823	Housing and Urban Development.	103c, 3010	23.
O Precious Metals Plating.	Star Route Box 85	Bonner	MT	59823	Housing and Urban Development.	103c.	
C Lyons Station	45 mi. So of Ennis on Hwy 287.	Ennis	MT	59749	Interior	3010, 103c	23.
O Lyons Station	45 mi. So of Ennis on Hwy 287.	Ennis	MT	59749	Interior	3010.	
C West Fork Ranger Station.	15 Miles South of Darby Mt on.	West Fork RS	MT	59829	Interior	3010, 103c	23.
O West Fork Ranger Station.	15 Miles South of Darby Mt on.	West Fork RS	MT	59829	Interior	3010.	
C Pope Air Force Base.	560 Interceptor Rd	Pope AFB	NC	28308	Air Force	3005, 3010 103c, 3016.	20A.
O Pope Air Force Base.	317 CSG/CC	Pope AFB	NC	28308	Air Force	3005, 3010, 103c, 3016.	
C Fort Bragg	AFZA–DE–D	Fort Bragg	NC	28307	Army	3010, 3016, 103c, 103a, 3005.	23.
O Fort Bragg	AFZA–DE–D	Fort Bragg	NC	28307	Army	3010, 3016, 103c, 103a.	
C Sunny Point Military Ocean Terminal.	Attn: MTE SU–FE	Southport	NC	28461	Army	103c, 103a, 3016.	23.
O Sunny Point Military Ocean Terminal.	Attn: MTE SU–FE	Southport	NC	28461	Army	103c, 103a.	
C Technology Center	Hwy 54 & Alexander Drive.	Research Triangle Park.	NC	27711	EPA	3005, 3010, 3016, 103c.	23.
O Technology Center.	Hwy 54 & Alexander Drive.	Research Triangle Park.	NC	27711	EPA	3005, 3010, 3016.	
C Elizabeth City Coast Guard Support Center.	Hwy 34 S/4 mi. S of Elizabeth City.	Elizabeth City	NC	27909	Transportation	3005, 3010, 3016, 103c.	23.
O Elizabeth City Coast Guard Support Center.	Hwy 34 S/4 mi. S of Elizabeth City.	Elizabeth City	NC	27909	Transportation	3005, 3010, 3016.	
C Lynn Keller Property.	Sec 6 T16N R8E	Cedar Bluffs	NE	68015	Agriculture	3016, 103c	23.
O Lynn Keller Property.	Sec 6 T16N R8E	Cedar Bluffs	NE	68015	Agriculture	3016.	
C Roman L. Hruska Meat Animal Research Center.	P.O. Box 166, State Spur 18D.	Clay Center	NE	68933	Agriculture	3010, 3016, 103c, 3005.	23.
O Roman L. Hruska Meat Animal Research Center.	P.O. Box 166, State Spur 18D.	Clay Center	NE	68933	Agriculture	3010, 3016, 103c.	
C Ehrling Bergquist Strategic Hospital.	Capehart Rd. and 25th Street.	Bellevue	NE	68113	Air Force	3010, 103c	23.
O Ehrling Bergquist Strategic Hospital.	Capehart Rd. and 25th Street.	Bellevue	NE	68113	Air Force	3010	
C Camp Ashland	Camp Ashland	Ashland	NE	68003	Army	3016, 103c	23.
O Camp Ashland	Camp Ashland	Ashland	NE	68003	Army	3016	
C Hastings Training Site.	R.R. 2, P.O. Box 178.	Hastings	NE	68901	Corps of Engineers, Civil.	3016, 103c	23.
O Hastings Training Site.	R.R. 2, P.O. Box 178.	Hastings	NE	68901	Corps of Engineers, Civil.	3016	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C FWS—Rainwater Basin Wetlands Management District.	P.O. Box 1686	Kearney	NE	68847	Interior	103c	20A.
O FWS—Rainwater Basin Wetlands Management District.	P.O. Box 1686	Kearney	NE	68933	Interior	103c	
C Cold Regions Research and Engineering Laboratory.	Route 10	Hanover	NH	03755	Army	103c, 3016, 103a.	23.
O Cold Regions Research and Engineering Laboratory.	Route 10	Hanover	NH	03755	Army	103c, 3016	
C Bomarc/McGuire MSL.	Rt 539	New Egypt	NJ	08533	Air Force	103c	20A.
O Bomarc/McGuire MSL.	438 ABG/CC	McGuire AFB	NJ	08533	Air Force	103c	
C McGuire Air Force Base.	Wrightstown-Cookstown Rd.	Wrightstown	NJ	08562	Air Force	3005, 3010, 3016, 103c.	20A.
O McGuire Air Force Base.	438 ABG/CC	McGuire AFB	NJ	O8641	Air Force	3005, 3010, 3016, 103c.	
C Britton Army Reserve Center.	39th St & Federal St	Camden	NJ	08105	Army	3010, 103c	20A, 23.
O SFC NV Brittan Army Reserve Center.	39th and Federal Street.	Camden	NJ	08105	Army	3010	
C Caven Point Army Reserve Center.	1 Chapel Avenue	Jersey City	NJ	07305	Army	3010, 103c	20A, 23.
O Caven Point Reserve Center.	1 Chapel Avenue	Jersey City	NJ	07305	Army	3010	
C Kilmer Army Reserve Center.	Bldg 1007	Edison	NJ	08817	Army	3010	20A.
O Sgt. Joyce Kilmer Army Reserve Center.	Bldg 1007 Kilmer USAR Center.	Edison	NJ	08817	Army	3010	
C Storch Army Reserve Center.	Shore Rd & Dolphin Northfield.	Northfield	NJ	08225	Army	3010, 103c	20A, 23.
O Storck Army Reserve Center.	Shore Road	Northfield	NJ	08225	Army	3010	
C Stryker Army Reserve Center.	2150 Nottingham Way.	Trenton	NJ	08619	Army	3010, 103c	20A, 23.
O Stryker Reserve Center.	2150 Nottingham Way.	Trenton	NJ	08619	Army	3010	
C NOAA/NMFS/NEFC.	Sandy Hook Laboratory.	Highlands	NJ	07732	Commerce	3005, 3010, 103c.	23
O NOAA/NMFS/NEFC.	Sandy Hook Laboratory.	Highlands	NJ	07732	Commerce	3005, 3010	
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C Middlesex Sampling Plant.	239 Mountain Ave	Middlesex Borough	NJ	08846	Energy	3010, 3016, 103c.	20A.
O MIddlesex Sampling Plant.	239 Mountain Avenue.	Middlesex	NJ	08846	Energy	3010, 3016, 103c.	
C Princeton Plasma Physics Laboratory.	Forrestal Campus	Princeton	NJ	08544	Energy	103c, 3010, 3016.	20A.
O Princeton Plasma Physics Laboratory.	Forrestal Campus	Princeton	NJ		Energy	103c, 3010, 3016.	
C Wayne Interim Storage Site (WR Grace and Co).	868 Black Oak Ridge Rd.	Wayne	NJ	07470	Energy	3016, 103c	20A.
O Wayne Interim Storage Site (WR Grace and Co).	868 Black Oak Ridge.	Wayne	NJ	07444	Energy	3016, 103c	
C Belle Mead Supply Depot.	#1 Rt 206	Belle Mead	NJ	08502	General Services Administration.	3010, 103c, 103a.	20A.
O Belle Mead Supply Depot.	Belle Mead #1 Route 206.	Belle Mead	NJ	08502	General Services Administration.	3010, 103c, 103a.	
C Somerville Depot	Route 206	Somerville	NJ	08876	General Services Administration.	103c, 3010	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Somerville Depot	Route 206	Somerville	NJ	08876	General Services Administration.	103c	
C Earle Naval Weapons Station.	201 Hwy 34 S	Colts Neck	NJ	07722	Navy	3005, 3010, 3016, 103c.	20A.
O Earle Naval Weapons Station.	Tylerlane and Texas Road.	Wall Twp	NJ	07722	Navy	3005, 3010, 3016, 103c.	
C Trenton Naval Air Warfare Center, Aircraft Div.	Parkway Ave	Trenton	NJ	08628	Navy	3005, 3010, 3016, 103c, 103a.	20A.
O Trenton Naval Air Propulsion Center.	Parkway Avenue, PO Box 7176.	Trenton	NJ	08628–0176	Navy	3005, 3010, 3016, 103c, 103a.	
C FAA–Technical Center.	Routes 563 and 575	Pomona	NJ	08405	Transportation	3016, 103c, 103a.	20A.
O FAA–NAFEC	Routes 563 and 575	Pomona	NJ	08405	Transportation	3016, 103c, 103a.	
C East Orange Medical Center.	Tremont Ave	East Orange	NJ	07019	Veterans Affairs	3010, 103c	23.
O East Orange Medical Center.	Tremont Ave	East Orange	NJ	07019	Veterans Affairs	3010	
C Lyons Hospital	Knollcraft Road	Lyons	NJ	07939	Veterans Affairs	3010 103c	20A.
O Lyons Medical Center.	Knollcraft Road	Lyons	NJ	07939	Veterans Affairs	3010, 103c.	
C Kirtland Air Force Base.	2000 Wyoming Blvd SE.	Kirtland AFB	NM	87117	Air Force	3005, 3010, 3016, 103c.	20A.
O Kirtland Air Force Base.	1606 ABW/CC	Kirtland AFB	NM	87117	Air Force	3005, 3010, 3016, 103c.	
C Fort Bliss Air Defense Center.	McGregor Range FAW 10.	McGregor Range	NM	88003	Army	3010, 3005	23.
O Fort Bliss Air Defense Center.	McGregor Range FAW 10.	McGregor Range	NM	88003	Army	3010.	
C Carlsbad Waste Isolation Plant.	PO Box 207	Carlsbad	NM		Energy	103a	20A.
O Carlsbad	PO Box 207	Carlsbad	NM		Energy	103a.	
C BR—Monterey Construction Company.	12 mi. N of Carlsbad off Hwy 285.	Carlsbad	NM	88220	Interior	3010, 103c	23.
O BR—Monterey Construction Company.	12 mi. N of Carlsbad off Hwy 285.	Carlsbad	NM	88220	Interior	3010.	
C Rio Tinto Copper Mine.	Sec 10 & 11 T45N R53E MDM.	Mountain City	NV	89831	Agriculture	103c	22.
O BLM–RIO Tinto Copper Mine.	Sec 10 & 11 T45N R53E MDM.	Mountain City	NV	89831	Interior	103c.	
C Hawthorne Army Ammunition Plant.	Hwy 95	Hawthorne	NV	89416	Army	3005, 3010, 3016, 103c.	20A.
O Hawthorne Army Ammunition Plant.		Hawthorne	NV	89416	Army	3005, 3010, 3016, 103c.	
C Tonopah Test Range.	PO Box 10359	Tonopah	NV	89049	Energy	3005, 3010, 103c, 103a, 3016.	20A.
O Tonopah Test Range (Sandia National Laboratory).	PO Box 10359	Tonopah	NV	89049	Energy	3005, 3010, 103c, 103a, 3016.	
C BLM—Silverado Mill Site.	T18N R55E S19, 20 mi N of Eureka.	Eureka	NV	89316	Interior	3016, 103c	20A, 23.
O BLM—Silverado Mill Site.			NV		Interior	3016.	
C Griffiss Air Force Base.	153 Brooks Rd	Rome	NY	13441	Air Force	3005, 3010, 3016, 103c.	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Griffiss Air Force Base.	Griffiss A.F.B.	Rome	NY	13440	Air Force	3005, 3010, 3016, 103c.	
C Amherst Army Reserve Center.	100 N Forest Rd	Buffalo	NY	14221	Army	3010, 103c	23.
O Amherst Army Reserve Center.	100 N Forest Rd	Buffalo	NY	14221	Army	3010.	
C Bellmore Maintenance Facility.	2755 Maple Ave	Bellmore	NY	11710	Army	3010, 3016, 103c.	23.
O Bellmore Maintenance Facility.	2755 Maple Ave	Bellmore	NY	11710	Army	3010, 3016.	
C Elihu Root Army Reserve Center.	96 Burrstone Rd	Utica	NY	13502	Army	3010, 103c	20A, 23.
O Elihu Root Army Reserve Center.	Burrstone Road	Utica	NY	13502	Army	3010	
C Farmingdale Organizational Maintenance Shop #43.	25 Baiting Place Road.	Farmingdale	NY	11735	Army	3010, 103c	23.
O Farmingdale Organizational Maintenance Shop #43.	25 Baiting Place Road.	Farmingdale	NY	11735	Army	3010.	
C Floyd Annex Site	Koening Road	Floyd	NY	13440	Army	103c	21.
O Floyd Annex Site	Koening Road	Floyd	NY	13440	Air Force	103c.	
C Fort Hamilton	Ft Hamilton	Brooklyn	NY	11252	Army	3010, 103c, 3016.	23.
O Fort Hamilton	Ft Hamilton	Brooklyn	NY	11252	Army	3010, 103c.	
C Fort Totten	Bayside	Queens	NY	11359	Army	3010, 103c, 3016.	23.
O Fort Totten	Bayside	Queens	NY	11359	Army	3010, 103c.	
C PFC Charles Deglopper Army Reserve Center.	2393 Colvin Blvd	Tonawanda	NY	14150	Army	3010, 103c	23.
O PFC Charles Deglopper Army Reserve Center.	2393 Colvin Blvd	Tonawanda	NY	14150	Army	3010.	
C Roosevelt Army Reserve Center.	101 Oak St	Hempstead	NY	11550	Army	3010, 103c	23.
O Roosevelt Army Reserve Center.	101 Oak St	Hempstead	NY	11550	Army	3010.	
C Sage Complex	510 Stewart Dr W	North Syracuse	NY	13212	Army	3010, 103c	23.
O Sage Complex	510 Stewart Dr W	North Syracuse	NY	13212	Army	3010.	
C Stewart Annex/ Subpost.	USMA Newburg Landfill, Stewart Airport, RT 17.	Newburg	NY	12550	Army	3016	20A.
O West Point Military Academy.	Stewart Army Subpost.	West Point	NY	10996	Army	3016.	
C TSG H.C. Lockwood Army Reserve Center.	111 Finney Blvd	Malone	NY	12953	Army	3010, 103c	23.
O TSG H.C. Lockwood Army Reserve Center.	111 Finney Blvd	Malone	NY	12953	Army	3010.	
C Watervliet Arsenal	Broadway	Watervliet	NY	12189	Army	3005, 3010, 3016, 103a, 103c.	23.
O Watervliet Arsenal	Broadway	Watervliet	NY	12189	Army	3005, 3010, 3016, 103a.	
C Brookhaven National Laboratory.	53 Bell Ave.	Upton	NY	11973	Energy	3005, 3010, 3016, 103a, 103c.	23.
O Brookhaven National Laboratory.	53 Bell Ave.	Upton	NY	11973	Energy	3005, 3010, 3016, 103a.	23.
C Colonie Interim Storage Site.	1130 Central Ave	Colonie	NY	12205	Energy	3005, 3010, 3016, 103c.	23.
O Colonie Interim Storage Site.	1130 Central Ave	Colonie	NY	12205	Energy	3005, 3010, 3016.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Brooklyn Information Agency.	29th & 3rd Ave, Door 15.	Brooklyn	NY	11232	General Services Administration.	3010 103c	23.
O Brooklyn Information Agency.	29th & 3rd Ave, Door 15.	Brooklyn	NY	11232	General Services Administration.	3010.	
C Emmanuel Cellard Federal Building.	225 Cadman Plaza	Brooklyn	NY	11201	General Services Administration.	3010, 103c	23.
O Emmanuel Cellard Federal Building.	225 Cadman Plaza	Brooklyn	NY	11201	General Services Administration.	3010.	
C Federal Building	252 7th Ave	New York	NY	10001	General Services Administration.	3010, 103c	23.
O Federal Building	252 7TH Ave	New York	NY	10001	General Services Administration.	3010.	
C Merchandise Control Sales Section.	6 World Trade Center.	New York	NY	10048	General Services Administration.	3010, 103c	23.
O Merchandise Control Sales Section.	6 World Trade Center.	New York	NY	10048	General Services Administration.	3010.	
C New York	201 Varick St	New York	NY	10014	General Services Administration.	3010 103c 23.	
O New York	201 Varick St	New York	NY	10014	General Services Administration.	3010.	
C NPS—Fire Island National Seashore.	120 Laurel Street	Patchogue	NY	11772	Interior	3016, 3010, 103c.	23.
O NPS—Fire Island National Seashore.	120 Laurel Street	Patchogue	NY	11772	Interior	3016, 3010.	
C NPS—Saratoga National Historical Park.	648 Rt 32	Saratoga Springs	NY	12170	Interior	103c	20A.
O NPS—Saratoga National Historical Park.	Rd #2, P.O. Box 33	Stillwater	NY	12170	Interior	103c.	
C Pennsylvania Ave/ Fountain Ave Landfills.	Pennsylvania Ave, Shore Pkwy.	Brooklyn	NY	11207	Interior	3010, 103c	23.
O Pennsylvania Ave/ Fountain Ave Landfills.	Pennsylvania Ave, Shore Pkwy.	Brooklyn	NY	11207	Interior	3010.	
C Fisher's Island Naval Underwater Systems Center.	Fisher's Island	Fisher's Island	NY	06380	Navy	3010, 3016, 103c.	23.
O Fisher's Island Naval Underwater Systems Center.	Fisher's Island	Fisher's Island	NY	06380	Navy	3010, 3016.	
C Mitchel Field Housing Facility.	NAVSTA New York Housing Office, Bldg. 19, West Road, Mitchel Field.	Garden City	NY	11530	Navy	103c, 3010	23.
O Mitchel Field Housing Facility.	NAVSTA New York Housing Office, Bldg. 19, West Road, Mitchel Field.	Garden City	NY	11530	Navy	103c.	
C Stapleton Naval Station.	Stapleton	Staten Island	NY	10304	Navy	3010, 103c	23.
O Stapleton Naval Station.	Stapleton	Staten Island	NY	10304	Navy	3010.	
C Aids to Navigation Team.	7063 Lighthouse Drive.	Saugerties	NY	12477	Transportation	3010, 103c	23.
O Aids to Navigation Team.	7063 Lighthouse Drive.	Saugerties	NY	12477	Transportation	3010.	
C Moriches Coast Guard Group.	100 Moriches Island Rd.	East Moriches	NY	11940	Transportation	3010, 103c	23.
O Moriches Coast Guard Group.	100 Moriches Island Rd.	East Moriches	NY	11940	Transportation	3010.	
C Shinnecock Coast Guard Station.	Shinnecock Station	Hampton Bays	NY	11946	Transportation	3010, 103c	20A, 23.
O Shinnecok Coast Guard Station.		Hampton Bays	NY	11946	Transportation	3010.	
C West Sayville IFS Transmitter.	Cherry Ave	West Sayville	NY	11796	Transportation	3010, 3016, 103c.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O West Sayville IFS Transmitter.	Cherry Ave	West Sayville	NY	11796	Transportation	3010, 3016.	
C Newark Air Force Base.	AGMC/EM	Newark AFB	OH	43057	Air Force	3005, 3010, 3016, 103c.	23.
O Newark Air Force Base.	AGMC/EM	Newark AFB	OH	43057	Air Force	3005, 3010, 3016.	
C Toledo Air National Guard.	2660 South Eber Road.	Swanton	OH	43558	Air Force	3016, 3010	23.
O Toledo Air National Guard.	2660 South Eber Road.	Swanton	OH	43558	Air Force	3016.	
C Lima Army Tank Center.	1155 Buckeye Rd, Allen County.	Lima	OH	45804–1898	Army	3010, 3016, 103c.	20A.
O Lima Defense Plant Representative Office.	1155 Buckeye Rd, Allen County.	Lima	OH	45804–1898	Army	3010, 3016, 103c.	
C Rickenbacker Air National Guard Base.	Rickenbacker ANG Base.	Columbus	OH	43217	Army	103c, 3005, 3010, 3016.	20A, 23.
O Rickenbacker Air National Guard Base ANGB.	Rickenbacker ANGB	Rickenbacker	OH	43217	Army	103c.	
C Caesar Creek Lake Bridge.	Bridge at Caesar Creek Lake.	Waynesville	OH	45068	Corps of Engineers, Civil.	3010	20A.
O Caesar Creek Lake Bridge.	Bridge at Caeser Creek Lake.	Waynesville	OH	45068	Corps of Engineers, Civil.	3010.	
C Shenango Disposal Site, ORP.	Ohio Rt. 88 County Road 225 Shenango Disposal Site.	Vernon Township	OH	44428	Corps of Engineers, Civil.	3010, 3016, 103c.	23.
O Shenango Disposal Site, ORP.	Ohio Rt. 88 County Road 225 Shenango Disposal Site.	Vernon Township	OH	44428	Corps of Engineers, Civil.	3010, 3016.	
C Dayton Defense Electronic Supply Center.	1507 Wilmington Pike Montgomery County.	Dayton	OH	45444	Defense	3010, 3016, 103c.	20A.
O Electronic Supply Center.	1507 Wilmington Pike Montgomery County.	Dayton	OH	45444	Defense	3010, 3016, 103c.	
C Andrew W. Breidenbach Environmental Research CTR.	26 W Martin Luther King Dr..	Cincinnati	OH	45268	EPA	3005, 3010, 3016, 103c.	20A, 23.
O Andrew W. Breidenbach Environmental Research CTR.	26 W. St. Clair Street.	Cincinnati	OH	45268	EPA	3005, 3010, 3016.	
C Center Hill Hazardous Waste Engrg Research Lab.	5595 Center Hill Road.	Cincinnati	OH	45268	EPA	3005 3010 3016 103c.	23.
O Center Hill Hazardous Waste Engrg Research Lab.	5595 Center Hill Road.	Cincinnati	OH	45268	EPA	3005, 3010, 3016.	
C Testing and Evaluation Facility.	1600 Gest St	Cincinnati	OH	45204	EPA	3005, 3010, 3016, 103c.	20A, 23.
O Testing and Evaluation Facility.	1600 Gest Street	Cincinnati	OH	45203	EPA	3005, 3010, 3016.	
C NPS-Cuyahoga Valley National Recreation Area.	15610 Vaughn Road	Brecksville	OH	44141	Interior	3010, 3016, 103c.	23.
O NPS-Cuyahoga Valley National Recreation Area.	15610 Vaughn Road	Brecksville	OH	44141	Interior	3010, 3016.	
C Lewis Research Center Cleveland.	21000 Brookpark Road.	Cleveland	OH	44135	NASA	3010, 3016, 103a, 103c.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Lewis Research Center Cleveland.	21000 Brookpark Road.	Cleveland	OH	44135	NASA	3010, 3016, 103a.	
C Plum Brook Station.	Taylor & Columbus Roads, Erie County.	Sandusky	OH	44870	NASA	3010, 3016, 103c, 103a.	20A.
O Plum Brook	Taylor & Columbus Roads, Erie County.	Sandusky	OH	44870	NASA	3010, 3016, 103c, 103a.	
C Dayton Medical Center.	4100 West 3rd Street, Building 330.	Dayton	OH	45428	Veterans Affairs	103a, 3010	23.
O Dayton Medical Center.	4100 West 3rd Street, Building 330.	Dayton	OH	45428	Veterans Affairs	103a.	
C Plant #3 (McDonnell-Douglas Corp).	2000 N. Memorial Avenue.	Tulsa	OK	74101	Air Force	3005, 3010, 3016, 103c.	23.
O Plant #3 (McDonnell-Douglas Corp).	2000 N. Memorial Avenue.	Tulsa	OK	74101	Air Force	3005, 3010, 3016.	
C Fort Gibson Lake		Pryor	OK	74361	Corps of Engineers, Civil.	3016, 103c	23.
O Fort Gibson Lake		Pryor	OK	74361	Corps of Engineers, Civil.	3016.	
C Robert S. Kerr Lock Dam & Resevoir.	Star Route 4	Sallisaw	OK	74063	Corps of Engineers, Civil.	3005, 3010, 3016, 103c.	23.
O Robert S. Kerr Lock Dam & Resevoir.	Star Route 4	Sallisaw	OK	74063	Corps of Engineers, Civil.	3005, 3010, 3016.	
C FWS—Wichita Mountains National Wildlife Refuge.	Rt 1	Indiahoma	OK	73552	Interior	3016, 103c	20A.
O FWS—Wichita Mountains National Wildlife Refuge.	Route 1, Box 448	Indiahoma	OK		Interior	3016, 103c.	
C Fremont NF: White King/Lucky Lass Mine.	524 North G Street	Lakeview	OR	97630	Agriculture	3016, 103c	20A.
O Fremont National Forest.	524 North G Street	Lakeview	OR	97630	Agriculture	3016, 103c.	
C FS—Lowell Ranger Station.	RD 1806–433 On Spur 447.	Lowell	OR	97452	Agriculture	3010, 103c	23.
O FS—Lowell Ranger Station.	RD 1806–433 On Spur 447.	Lowell	OR	97452	Agriculture	3010.	
C Ochoco NF: Crooked River Grasslands.	T12S R14E S34	Madras	OR	99741	Agriculture	3010, 103c	23.
O Ochoco NF: Crooked River Grasslands.	T12S R14E S34	Madras	OR	99741	Agriculture	3010.	
C Willamette NF: Shiny Rock Mine.	Highway 126 35 mi E OF City.	Eugene	OR	97440	Agriculture	3016, 103c	20A.
O Willamette National Forest.	Highway 126 35 mi E OF City.	Eugene	OR	97440	Agriculture	3016, 103c.	
C Keno Air Force Station.	Haymaker Mt Road Peak End of Road.	Keno	OR	97627	Air Force	3010, 103c	23.
O Keno Air Force Station.	Haymaker Mt Rd Peak End of Road.	Keno	OR	97627	Air Force	3010.	
C Kingsley Field	Joe Wright Road, 5 mi S of City.	Klamath Falls	OR	97603	Air Force	3010, 3016, 103c.	20A.
O Kingsley Field	114 TFTS/CC	Klamath Falls	OR	97601	Air Force	3010, 3016, 103c.	
C COE—Astoria Field Office.	Hwy 30 & Maritime Road.	Astoria	OR	97103	Army	3010 3016 103c.	22, 23.
O Astoria Field Office.	Hwy 30 & Maritime Road.	Astoria	OR	97103	Corps of Engineers, Civil.	3010, 3016.	
C COE—Bonneville Dam.	I84 N of Exit 40	Bonneville	OR	97014	Army	3010, 103a, 3016, 103c.	20A, 22, 23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Bonneville Dam Air Enforcement Division.	N of City on Riv	Bonneville	OR	97008	Corps of Engineers, Civil.	3010, 103a, 3016.	
C COE—John Day Dam Air Enforcement Division.	Rufus Exit	Rufus	OR	97050	Army	3010, 103c	22, 23.
O John Day Dam Air Enforcement Division.	Rufus Exit	Rufus	OR	97050	Corps of Engineers, Civil.	3010.	
C COE—North Pacific Division-Materials Laboratory.	1491 NW Graham Ave.	Troutdale	OR	97050	Army	3010, 103c	22, 23.
O North Pacific Division-Materials Laboratory.	1491 NW Graham Ave.	Troutdale	OR	97050	Corps of Engineers, Civil.	3010.	
C COE—Portland 3 Mile Canyon Site.	I84 1.2 Mi W of Exit 147.	Arlington	OR	97812	Army	3010, 103c	22, 23.
O Portland 3 Mile Canyon Site.	I84 1.2 Mi W of Exit 147.	Arlington	OR	97812	Corps of Engineers, Civil.	3010.	
C COE—Portland Moorings Usaed.	8010 NW St Helens Rd.	Portland	OR	97210	Army	3010, 103c	22, 23.
O Portland Moorings USAED.	8010 NW St Helens Rd.	Portland	OR	97210	Corps of Engineers, Civil.	3010.	
C COE—The Dalles Dam Air Enforcement Division.	Exit 88	The Dalles	OR	97058	Army	3010, 103c, 22.	23.
O The Dalles Dam Air Enforcement Division.	Exit 88	The Dalles	OR	97058	Corps of Engineers, Civil.	3010.	
C BPA—Celilo Converter Station.	3920 Columbia View Drive E.	The Dalles	OR	97058	Energy	3010, 103c	23.
O BPA—Celilo Converter Station.	3920 Columbia View Drive E.	The Dalles	OR	97058	Energy	3010.	
C BPA-Oregon City Substation: Ostrander.	16885 Eaden Road	ORegon City	OR	97045	Energy	103a, 103c	20A, 23.
O BPA-Oregon City	16885 Eaden Road	Oregon City	OR	97045	Energy	103a.	
C Corvallis Environmental Research Laboratory.	200 SW 35th St	Corvallis	OR	97333	EPA	3010 103c	23.
O Corvallis Environmental Research Laboratory.	200 SW 35th St	Corvallis	OR	97333	EPA	3010.	
C BM—Albany Laboratory.	1450 SW Queen Ave.	Albany	OR	97321	Interior	3010, 3016 103c.	23.
O BM—Albany Laboratory.	1450 SW Queen Ave.	Albany	OR	97321	Interior	3010, 3016.	
C Astoria Coast Guard Base.	Hwy 30 at Tongue Point.	Astoria	OR	97103	Transportation	3010, 103c	23.
O Astoria Coast Guard Base.	Hhy 30 at Tongue Point.	Astoria	OR	97103	Transportation	3010, 103c.	
C CG—Coos Bay ANT.	4333 Boat Basin Road.	Charleston	OR	97420	Transportation	3010, 103c	20A, 23.
O Coos Bay ANT	4333 Boat Basin Road.	Charleston	OR	97420	Transportation	3010.	
C Portland Marine Safety Coast Guard Station.	6767 N Basin	Portland	OR	97217	Transportation	3010 103c	23.
O Portland Marine Safety Coast Guard Station.	6767 N Basin	Portland	OR	97217	Transportation	3010.	
C Wyndmoor	600 E Mermaid LN	Wyndmoor	PA	19118	Agriculture	3010, 103c, 3016.	23.
O Wyndmoor	600 E Mermaid LN	Wyndmoor	PA	19118	Agriculture		3010, 103c.
C Philadelphia Defense Personnel Support Center.	2800 S 20th St	Philadelphia	PA	19101	Army	3005, 3010, 3016, 103c.	23.
O Philadelphia Defense Personnel Support Center.	2800 S 20TH ST	Philadelphia	PA	19101	Army		3005 3010 3016

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C FWS—John Heintz Natl Wildlife Refuge at Tinicum.	Scott Plaza 2, Suite 104.	Philadelphia	PA	19113	Interior	3016, 103c	20A.
O FWS—John Heinz NATL Wildlife Refuge at Tinicum.	Scott Plaza 2, Suite 104.	Philadelphia	PA	19032	Interior	3016, 103c..	
C Camp Santiago	Route 1	Salinas	PR	00751	Army	103c, 3010, 3016.	23.
O Camp Santiago	Route 1	Salinas	PR	00751	Army	103c 3010.	
C Center for Energy and Environmental Research.	Road 108 km 1.1	Mayaquez	PR	00708	Energy	3016, 103c, 3010.	23.
O Center for Energy and Environmental Research.	Road 108 km 1.1	Mayaquez	PR	00708	Energy	3016 103c.	
C Roosevelt Roads Naval Station.	Villa Verde Street Drydock & Repair Facility.	Miramar	PR	00903	Navy	3005, 3010, 3016 103c.	23.
O Roosevelt Roads Naval Station.	Villa Verde Street Drydock & Repair Facility.	Miramar	PR	00903	Navy	3005, 3010, 3016.	
C Sabana Seca Naval Security Group Activity.	Route 866	Sabana Seca	PR	00952	Navy	3010, 3016, 103c.	23.
O Sabana Seca Naval Security Group Activity.	Route 866	Sabana Seca	PR	00952	Navy	3010, 3016.	
C North Kingstown Army Air Support Facility.	Quonset State Airport.	North Kingstown	RI	02852	Army	3016	20A.
O North Kingston Army Air Support Facility.	Quonset State Airport.	North Kingstown	RI	02852	Army	3016.	
C Davisville Naval Construction, Battalion Center.	Off Sanford Road	North Kingstown	RI	02871	Navy	3016, 103c, 103a, 3010.	23.
O Davisville Naval Construction, Battalion Center.	Off Sanford Road	North Kingstown	RI	02871	Navy	3016, 103c, 103a.	
C Newport Naval Education and Training Center.	61 Capodanno Dr	Newport	RI	02840	Navy	3005, 3010, 3016, 103c, 103a.	20A.
O Newport Naval Education and Training Center.	Defence Highway (Burma Road).	Middletown	RI	02841	Navy	3005, 3010, 3016, 103c, 103a.	
C McEntire Air National Guard Base.	Mailstop 8	Eastover	SC	29044	Air Force	103c, 3016	23.
O McEntire Air National Guard Base.	Mailstop 8	Eastover	SC	29044	Air Force	103c.	
C Myrtle Beach Air Force Base.	354 CSG/DE	Myrtle Beach	SC	29577	Air Force	3005, 3010, 3016, 103a, 103c.	23.
O Myrtle Beach Air Force Base.	354 CSG/DE	Myrtle Beach	SC	29577	Air Force	3005, 3010, 3016, 103a.	
C Fort Jackson and Training Center.	Jackson Blvd.	Fort Jackson	SC	29207	Army	3005, 3010, 3016, 103a, 103c.	23.
O Fort Jackson and Training Center.	Jackson Blvd.	Fort Jackson	SC	29207	Army	3005, 3010, 3016, 103a.	
C Charleston Defense Fuel Supply Point.	N Rhett Ave	Hanahan	SC	29406	Defense Logistics Agency.	3010, 3016, 103c.	23.
OCharleston Defense Fuel Supply Point.	N Rhett Ave	Hanahan	SC	29406	Defense Logistics Agency.	3010, 3016..	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Charleston Naval Weapons Station.	2316 Red Bank Road.	Charleston	SC	29445	Navy	3005, 3010, 3016, 103c, 103a.	20A.
O Charleston Naval Weapons Station.	Redbank Road	Charleston	SC	29408	Navy	3005, 3010, 3016, 103c, 103a.	
C Parris Island Marine Corps Recruit Depot.	PO Box 19001	Parris Island	SC	29905–9001	Navy	3005, 3010, 3016, 103a, 103c.	20A, 23.
O Parris Island Marine Corps Recruit Depot.	Marine Corps Recruit Depot.	Parris Island	SC	29905	Navy	3005, 3010, 3016, 103a.	
C Black Hills NF: Custer Ranger District.	647 North 3rd St	Custer	SD	57730	Agriculture	3010, 3016, 103c.	23.
O Black Hills NF: Custer Ranger District.	647 North 3rd St	Custer	SD	57730	Agriculture	3010, 3016.	
C Fort Randall Projects.	Box 19	Pickstown	SD	57367	Corps of Engineers, Civil.	3010, 103a, 103c.	23.
O Fort Randall Project.	Box 19	Pickstown	SD	57367	Corps of Engineers, Civil.	3010, 103a.	
C Oahe Dam	Oahe Power Plant	Pierre	SD	57501	Corps of Engineers, Civil.	103a, 3010, 103c.	23.
O Oahe Dam	Oahe Power Plant	Pierre	SD	57501	Corps of Engineers, Civil.	103a.	
C McGhee Tyson Air National Guard Base.	McGhee Tyson Airport.	Knoxville	TN	37901	Air Force	103c, 3010, 3016.	23.
O McGhee Tyson Air National Guard Base.	McGhee Tyson Airport.	Knoxville	TN	37901	Air Force	103c, 3010.	
C Bull Run Fossil Plant.	Edgemoor Rd., 6 mi SE of Oak Ridge.	Oak Ridge	TN	37930	Tennessee Valley Authority.	3010, 103c	23.
O Bull Run Fossil Plant.	Edgemoor Rd., 6 mi SE of Oak Ridge.	Oak Ridge	TN	37930	Tennessee Valley Authority.	3010.	
C Cumberland Fossil Plant.	815 Cumberland City Rd.	Cumberland City	TN	37050	Tennessee Valley Authority.	3010, 103a, 103c.	A20a, 23.
O Cumberland Fossil Plant.	TN Highway 149 South.	Cumberland City	TN	37050	Tennessee Valley Authority.	3010.	
C Hartsville Site	TN Hwy 25	Hartsville	TN	37050	Tennessee Valley Authority.	3010, 103a, 103c.	23
O Hartsville Site	TN Hwy 25	Hartsville	TN	37050	Tennessee Valley Authority.	3010, 103a.	
C John Sevier Fossil Plant.	TN Hwy 70E	Rogersville	TN	37134	Tennessee Valley Authority.	3005, 3010, 103c, 103a.	23
O John Sevier Fossil Plant.	TN Hwy 70E	Rogersville	TN	37134	Tennessee Valley Authority.	3005, 3010, 103c.	
C Subtropical Agriculture Research Laboratory.	FM 1015, South Expressway 83.	Weslaco	TX	76115	Agriculture	3010, 3016, 103c.	23.
O Subtropical Agriculture Research Laboratory.	FM 1015, South Expressway 83.	Weslaco	TX	76115	Agriculture	3010, 3016.	
C 147th Wing at Ellington Field.	Clothier Avenue	Houston	TX	77209	Air Force	103c, 3016, 3010.	23.
O 147th Wing at Ellington Field.	Clothier Avenue	Houston	TX	77209	Air Force	103c, 3016.	
C Bergstrom Air Reserve Station.	2502 Hwy 71E	Austin	TX	78719	Air Force	3010	20A.
O Bergstrom Air Reserve Station.	2502 Hwy 71E Bldg. Bldg 635.	Austin	TX	78719	Air Force	3010.	
C Galveston Federal Armory.	5301 Avenue South	Galveston	TX	77550	Army	3016, 103c	23.
O Galveston Federal Armory.	5301 Avenue South	Galveston	TX	77550	Army	3016.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Lake Lavon—North Gully Site 1.	Highway 380	Wylie	TX	75077	Corps of Engineers, Civil.	3016, 103c	23.
O Lake Lavon—North Gully Site 1.	Highway 380	Wylie	TX	75077	Corps of Engineers, Civil.	3016	
C Lake Lavon—St Paul Site 2.	S End Rolling Meadows St.	Wylie	TX	75098	Corps of Engineers, Civil.	103c, 3010	23.
O Lake Lavon—St Paul Site 2.	S End Rolling Meadows St.	Wylie	TX	75098	Corps of Engineers, Civil.	103c.	
C Fort Worth Federal Center 7FS.	501 Felix Street	Fort Worth	TX	78753	General Services Administration.	3010, 103c	23.
O Fort Worth Federal Center 7FS.	501 Felix Street	Fort Worth	TX	78753	General Services Administration.	3010.	
C FWS—Laguna Atascosa National Wildlife Refuge.	P.O. Box 450	Rio Hondo	TX	78583	Interior	103c	20A.
O FWS—Laguna Atascosa National Wildlife Refuge.	P.O. Box 450	Rio Hondo	TX		Interior	103c.	
C Bastrop Federal Correctional Institution.	Hwy 95 8mi NE of Bastrop.	Bastrop	TX	78602	Justice	3010, 3016, 103c.	23.
O Bastrop Federal Correctional Institution.	Hwy 95 8mi NE of Bastrop.	Bastrop	TX	78602	Justice	3010, 3016.	
C L.B. Johnson Space Center.	2101 Nasa Road	Houston	TX	77058	NASA	3005, 3010, 3016, 103a, 103c.	23.
O L.B. Johnson Space Center.	2101 Nasa Road	Houston	TX	77058	NASA	3005, 3010, 3016, 103a.	
C Fort Worth Naval Air Station, Joint Reserve Base.	1510 Chenault Ave	Fort Worth	TX	76127	Navy	3005, 3010, 3016, 103c, 103a.	20A, 22, 23.
O Carswell Air Force Base.	7 CSG/CC	Fort Worth	TX	76127	Air Force	3005, 3010, 3016, 103c.	
C Corpus Christi Coast Guard Depot.	1201 Navigation Blvd.	Corpus Christi	TX	78407	Transportation	3010, 103c	23.
O Corpus Christi Coast Guard Depot.	1201 Navigation Blvd.	Corpus Christi	TX	78407	Transportation	3010.	
C Galveston Coast Guard Base.	Ferry Road	Galveston	TX	77550	Transportation	3010, 103c	23.
O Galveston Coast Guard Base.	Ferry Road	Galveston	TX	77550	Transportation	3010.	
C Houston Medical Center.	2002 Holcombe Boulevard.	Houston	TX	77030	Veterans Affairs	103a, 3010	23.
O Houston Medical Center.	2002 Holcombe Boulevard.	Houston	TX	77030	Veterans Affairs	103a.	
C Hill Air Force Base	7274 Wardleigh Rd	Ogden	UT	84056	Air Force	3005, 3010, 3016, 103c, 103a.	20A.
O Hill Air Force Base	OC–ALC/EM	Ogden	UT	84056	Air Force	3005, 3010, 3016, 103c, 103a.	
C Dugway Proving Ground.	45 mi. W. of Tooele	Dugway	UT	84022	Army	3010, 3016, 103c, 3005.	23.
O Dugway Proving Ground.	45 mi. W. of Tooele	Dugway	UT	84022	Army	3010, 3016, 103c.	
C Ogden Defense Depot.	500 West 12th Street.	Ogden	UT	84407–5000	Defense Logistics Agency.	3016, 103c, 3010, 103a, 3005.	23.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O Ogden Defense Depot.	500 West 12th Street.	Ogden	UT	84407–5000	Defense Logistics Agency.	3016, 103c, 3010, 103a.	
C Virginia Air National Guard.	Richmond International Airport.	Sandston	VA	23150	Air Force	103c, 3010	23.
O Virginia Air National Guard.	Richmond International Airport.	Sandston	VA	23150	Air Force	103c.	
C Vint Hill Farms Station.	Bldg 2470, Vint Hill Farms Station.	Warrenton	VA	22186	Army	3010, 3016, 103c.	20A.
O Vint Hill	Vint Hill Farms Station.	Warrenton	VA	22186–5013	Army	3010, 3016, 103c.	
C Warrenton Training Center.	Fauquier Springs Rd	Warrenton	VA	22186	Army	3010, 103c, 103a.	23.
O Warrenton Training Center.	Fauquier Springs Rd	Warrenton	VA	22186	Army	3010, 103c.	
C FWS—Eastern Shore of Virginia Natl Wildlife Refuge.	RFD 1, Box 122B	Cape Charles	VA	23310	Interior	3016, 103c, 3010,.	20A.
O FWS—Eastern Shore Virginia Natl Wildlife Refuge.	RFD 1, Box 122B	Cape Charles	VA	23310	Interior	3016, 103c, 3010.	
C FWS—Fishermans Island National Wildlife Refuge.	RFD 1, Box 122B	Cape Charles	VA	23310	Interior	103c	20A.
O FWS—Fisherman's Island National Wildlife Refuge.	RFD 1 Box 122B	Cape Charles	VA	23310	Interior	103c.	
C FWS-Plumtree Island National Wildlife Refuge.	P.O. Box 6286	Virginia Beach	VA	23456	Interior	103c	20A.
O FWS—Plumtree Island National Wildlife Refuge.	P.O. Box 6286	Virginia Beach	VA	23662	Interior	103c.	
C Wallops Flight Center.	Rte 175	Wallops Island	VA	23337	NASA	3010, 103a, 103c, 3016, 3005.	23.
O Wallops Flight Center.	Rte 175	Wallops Island	VA	23337	NASA	3010, 103a, 103c, 3016.	
C Okanogan NF: Alder Creek.	T33N R21E S24 QS SE WM.	Twisp	WA	98856	Agriculture	103c	20A.
O Okanogan NF: Alder Creek.		Twisp	WA	98856	Agriculture	103c	
C Okanogan NF: Bonaparte.	T39N R30E S10 WM	Chesaw	WA	98844	Agriculture	103c	20A.
Okanogan NF: Bonaparte.		Chesaw	WA	98844	Agiculture	103c.	
C Okanogan NF: Eight Mile Ranch.	T36N R21E S23 QSSE WM.	Winthrop	WA	98862	Agriculture	103c	20A.
O Okanogan NF: Eight Mile Ranch.		Winthrop	WA	98862	Agriculture	103c.	
C Okanogan NF: KERR.	T35 R24E S23 WM	Conconully	WA	98819	Agriculture	103c	20A.
O Okanogan NF: KERR.		Conconully	WA	98819	Agriculture	103c.	
C Okanogan NF: Lost Lake.	T39N R30E S28&29 QSNE WM.	Orville	WA	98844	Agriculture	103c	20A.
O Okanogan NF: Lost Lake.		Chesaw	WA	98844	Agriculture	103c.	
C Okanogan NF: Minnie Mine.	T32N R22E S23, 8 mi S of Twisp.	Twisp	WA	98856	Agriculture	3016, 103c	20A.
O Okanogan NF: Minnie Mine.	T32N, R22E, S–23 8 MI S of Twisp.	Twisp	WA	98856	Agriculture	3016, 103c.	
C Okanogan NF: Tonasket.	T37N R27E S16 WM, Okanogan River Valley.	Tonasket	WA	98855	Agriculture	103c	20A.
O Okanogan NF: Tonasket.	T37N R27E WM S16 Okanogan Riv Vly.	Tonasket	WA	98855	Agriculture	103c.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Okanogan NF: Twisp.	T33N R22E S17 SW1/4 NW¼ WM.	Twisp	WA	98856	Agriculture	103c	20A.
O Okanogan NF: Twisp.	T33N R22E WM S17 SW¼ NW½.	Twisp	WA	98856	Agriculture	103c.	
C Wenatchee NF: Holden Mine.	T31N R17E S7 Wm	Holden	WA	98816	Agriculture	3016, 103c	20A.
O Wenatchee NF: Holden Mine.	T31N R17E WM SEC7.	Wenatchee	WA	98807	Agriculture	3016 103c.	
C Wenatchee NF: Steliko.	T26N R20E S20 NW¼ NW¼ WM.	Ardenvoir	WA	98811	Agriculture	103c	20A.
O Wenatchee NF: Steliko.		Ardenvoir	WA	98811	Agriculture	103c.	
C Spokane Air National Guard Station, CBCS.	W 8700 Electric Ave, Spokane Intl Airport.	Spokane	WA	99204	Air Force	3016, 103c	20A, 22, 23.
O Spokane Army Air Support Facility #2.	Spokane Intl Airport	Spokane	WA	99219	Army	3016.	
C Kent National Guard Bureau.	24410 Military Road	Kent	WA	98032	Army	103c 3016	23.
O Kent National Guard Bureau.	24410 Military Road	Kent	WA	98032	Army	103c.	
C Vancouver National Guard Barracks.	HQ, Vancouver Barracks B–638.	Vancouver	WA	98661	Army	3016, 103c	20A, 23.
O Vancouver Barracks.	HQ, Vancouver Barracks B–638.	Vancouver	WA	98661	Army	3016.	
C Watercraft Support Maintenance Center.	321 E. Alexander	Tacoma	WA	98421	Army	3016, 103c	23.
O Watercraft Support Maintenance Center.	321 E. Alexander	Tacoma	WA	98421	Army	3016.	
C BPA—Olympia Substation.	5240 Trosper St SW	Olympia	WA	98512	Energy	3010, 3016, 103c, 103a,.	20A.
O BPA—Olympia Substation.	5340 Trosper Road SW.	Olympia	WA	98502	Energy	3010 3016 103c 103a.	
C BPA—Port Angeles.	1400 E Park Street	Port Angeles	WA	98362	Energy	103a, 3010, 103c.	23.
O BPA—Port Angeles.	1400 E Park Street	Port Angeles	WA	98362	Energy	103a.	
C Old Navy Dump/ Manchester (USEPA/NOAA).	7411 Beach Dr E	Manchester	WA	98353	EPA	3010, 3016, 103c.	23.
O Old Navy Dump/ Manchester (USEPA/NOAA).	7411 Beach Dr E	Manchester	WA	98353	EPA	3010, 3016.	
C BR—Columbia Basin Project 2,4–D Burial Site LF.	Hanford 100–Area	Richland	WA	99352	Interior	3016, 103c,	20A, 22, 23.
O Columbia Basin Project AEC Zone 2,4–D Site.	321 C St. NW	Ephrata	WA	98823	Energy	3016.	
C BR—Fort Simcoe Job Corps Center.	W End of Hwy 220 T10N R16E S21.	White Swan	WA	98952	Interior	3010, 103c	23.
O BR—Fort Simcoe Job Corps Center.	W End of Hwy 220 T10N R16E S21.	White Swan	WA	98952	Interior	3010.	
C BR—Grand Coulee Dam Project.	Hwy 155 N of Jct Hwy 174.	Coulee Dam	WA	99116	Interior	3010, 3016, 103c.	20A, 23.
O BR—Grand Coulee Dam Project.	Po Box 620	Grand Coulee	WA	99133	Interior	3010, 3016.	
C Bangor Naval Submarine Base.	1101 Tautog Circle	Silverdale	WA	98315	Navy	3005, 3010, 3016, 103c, 103a.	20A.
O Bangor Submarine Base.	Clear Creek Rd	Bremerton	WA	98315–5000	Navy	3005, 3010, 3016 103c 103a.	

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
C Jackson Park Housing.	Austin Drive at Shore Drive.	Bremerton	WA	98312	Navy	3010, 3016, 103c.	23.
O Jackson Park Housing.	Austin Drive at Shore Drive.	Bremerton	WA	98312	Navy	3010, 3016.	
C Jim Creek Naval Radio Station T.	4 Miles East of State Highway 530 at OSO.	OSO	WA	98223	Navy	103c, 3010	23.
O Jim Creek Naval Radio Station T.	4 Miles East of State Highway 530 at OSO.	OSO	WA	98223	Navy	103c	
C Port Hadlock Detachment/Naval Ordnance Ctr Pac Div.	100 Indian Island Rd	Port Hadlock	WA	98339	Navy	3010, 3016, 103c, 3005, 103a.	20A, 23.
O Indian Island Naval Undersea Warfare Eng Station.	Indian Island	Hadlock	WA	98339–5000	Navy	3010, 3016, 103c, 3005.	
C Puget Sound Naval Station.	7500 Sand Point Way NE.	Seattle	WA	98115	Navy	3010, 103a, 103c.	20A, 23.
O Seattle Naval Station.	7500 Sand Point Way.	Seattle	WA	98115	Navy	3010, 103a	
C Seattle Coast Guard Support Center.	1519 Alaskan Way S	Seattle	WA	98134	Transportation	3010, 3016, 103c.	23.
O Seattle Coast Guard Support Center.	1519 Alaskan Way S	Seattle	WA	98134	Transportation	3010	
C Seattle Coast Guard Support Center Annex.	2700 W Commodore Way.	Seattle	WA	98119	Transportation	3010, 103c	23.
O Seattle Coast Guard Support Center Annex.	2700 W Commodore Way.	Seattle	WA	98119	Transportation	3010	
C Forest Products Laboratory.	1 Gifford Pinchot Dr, Dane County.	Madison	WI	53705	Agriculture	3005, 3010, 3016, 103c.	20A, 23.
O Forest Products Laboratory.	One Gifford Pinchot Drive.	Madison	WI	53705	Agriculture	3005, 3010, 3016.	
C FS—North Central Forest Experiments Station.	5985 County Highway K.	Rhinelander	WI	54501	Agriculture	103a, 3010	23.
O FS—North Central Forest Experiments Station.	5985 County Highway K.	Rhinelander	WI	54501	Agriculture	103a	
C Nicolet NF: Laona Sanitary Landfill.	Section 11 T35N R15E.	Blackwell	WI	54541	Agriculture	103c, 103a, 3016.	23.
O Nicolet NF: Laona Sanitary Landfill.	Section 11 T35N R15E.	Blackwell	WI	54541	Agriculture	103c, 103a	
C Fort McCoy Military Reservation.	Fort McCoy	Sparta	WI	54656	Army	3005, 3010, 3016, 103c, 103a.	20A.
O Fort McCoy Military Reservation.	HQ Fort McCoy Monroe County.	Sparta	WI	54656	Army	3005, 3010, 3016, 103c, 103a.	
C Manitowoc Army Reserve Center.	3125 S 10th St	Manitowoc	WI	54220	Army	3010, 103c	23.
O Manitowoc Army Reserve Center.	3125 S 10th St	Manitowoc	WI	54220	Army	3010	
C Rusk County Veterans Memorial Army Reserve Center.	819 W Summit Ave	Lady Smith	WI	54848	Army	3010	20A.
O Lady Smith Reserve Center.	819 W Summit Ave	Lady Smith	WI	54848	Army	3010	
C FWS—St. Croix Wetland Management District.	1618 220th Ave (Rural Area), St. Croix County.	New Richmond	WI	54017	Interior	3010	20A.

FEDERAL FACILITIES DOCKET, DOCKET CORRECTIONS—Continued

Facility name	Facility address	City	State	Zip code	Agency	Reporting mechanism	Correction codes
O FWS—St. Croix Wetland Management District.	146 West 2nd Street	New Richmond	WI	54017	Interior	3010	
C Milwaukee Coast Guard Group Base.	2420 Lincoln Memorial Dr.	Milwaukee	WI	53207	Transportation	3010, 103c	23.
O Milwaukee Coast Guard Group Base.	2420 Lincoln Memorial Dr.	Milwaukee	WI	53207	Transportation	3010	
C Morgantown Energy Technology Center.	3610 Collins Ferry Rd.	Morgantown	WV	26505	Energy	3010, 103c	20A.
O Morgantown	3610 Collins Ferry Rd.	Morgantown	WV	26505	Energy	3010, 103c	
C BLM—N.W. Pipeline Barrel SP.	SE ¼ NW ¼ Sec 18 T16N R92W.	Carbon	WY	82324	Interior	3010, 103c	23.
O BLM—N.W. Pipeline Barrel SP.	SE ¼ NW ¼ SEC 18 T16N R92W.	Carbon	WY	82324	Interior	3010	

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES

State	Agency	Facility name	Facility address	Reporting mechanism
AK	Agriculture	Chugach NF: Kenai Lake Work Center.	Mi 23.5 Seward Highway, Seward, AK 99664	103c 3010 3016
AK	Air Force	Anvil Mountain White Alice Communications Site.	6.5 mi N of Nome, Nome, AK 99762	103c 3016
AK	Air Force	Bear Creek Air Force Station	Yukon River on N Shore, Tanana, AK 99777	103c 3010 3016
AK	Air Force	Bethel Air Force Station	Airport—W End of Main Road, Bethel, AK 99559	3010 3016 103c
AK	Air Force	Big Mountain Air Force Station	S Shoure Iliamna/s Side Big Mtn, Big Mountain AFS, AK 99501.	3010 103c 3016
AK	Air Force	Campion Air Force Station	4 miles NE of Galena, Galena, AK 99765	3016 3010 103c
AK	Air Force	Canyon Creek Radio Relay Station	T7S R7E S27 FM, Big Delta, AK 99737	3010 103c 3016
AK	Air Force	Cape Romanzof Air Force Station	20 mi N of Hooper Bay, Yukon Delta NWR, Hooper Bay, AK 99604.	3010 103c 3016
AK	Air Force	Clear Air Force Station	Hwy 3 & Nenana Rd, Anderson, AK 99704	3010 103c 3005
AK	Air Force	Dewline Site LIZ–2	Kasegalik Lagoon-Chukchi Sea, Point Lay, AK 99766	3010 103c 3016
AK	Air Force	Dewline Site LIZ–3	Kuk River & Chukchi Sea, Wainwright, AK 99782	3010 103c 3016
AK	Air Force	Dewline Site POW–1: Pt. Lonely	Pitt Point, 85 mi SE of Barrow, Barrow, AK 99723	3010 103c 3016
AK	Air Force	Dewline Site POW–2: Oliktok	40 mi W of Deadhorse, Oliktok, AK 99599	3010 103c 3016
AK	Air Force	Dewline Site Pow-Main: Point Barrow.	Between N Salt Lagoon & Imikpuk Lake, Barrow, AK 99723.	3010 103c 3016
AK	Air Force	Driftwood Bay Air Force Station	N Coast Unalaska Island, Driftwood Bay, AK 99553	103c 3016
AK	Air Force	Fort Yukon Air Force Station	N of Yllota Slough, Fort Yukon, AK 99740	3010 103c 3016
AK	Air Force	Gold King Creek Radio Relay Station.	T8S R2W Sec 22,27, Valdez, AK 99686	103c 3010 3016
AK	Air Force	Granite Mountain Air Force Station	14 mi NW of Cy, Haycock, AK 99762	103c 3010 3016
AK	Air Force	Indian Mountain Air Force Station	NW Source of Indian River, Bettles, AK 99720	3010 103c 3016
AK	Air Force	Kalakaket Creek	S Shore of Kala Creek, Galena, AK 99741	3010 103c 3016
AK	Air Force	Murphy Dome Air Force Station	Chatinika River, Murphy Dome, AK 99701	3010 3016 103c
AK	Air Force	Nikolski Air Force Station	W Coast of Umnak Is, Nikolski, AK 99638	103c 3016
AK	Air Force	North River White Alice Communications (WAC) Site.	8 mi E of Unalakleet, Unalakleet, AK 99684	3016
AK	Air Force	Pillar Mountain White Alice Communications Site.	T27S R20W S36 SM, Kodiak, AK 99615	103c
AK	Air Force	Port Heiden Air Force Station	NW Shore of Heiden Bay, Port Heiden, AK 99549	103c 3016 3010
AK	Air Force	Port Moller Air Force Station	55 59′22″ N 160 34′ 29.374″ W Alaska Peninsula, Port Moller, AK 99999.	3010 103c 3016
AK	Air Force	Sparrevohn Air Force Station	Hook Creek, 18 mi SW of City, Lime Village, AK 99557.	3010 103c 3016
AK	Air Force	Tatalina Air Force Station	9 mi SW of McGrath, McGrath, AK 99627	3010 103c 3016
AK	Air Force	Tin City Air Force Station	1 mi NE of Tin City, Tin City, AK 99783	3010 103c 3016
AK	Army	Gerstle River Test Site	T13S R14E Sec 9,15,16, Fort Greely, AK 98733	3005 3010 3016 103c
AK	Army	Haines Petroleum, Oil, & Lubricants (pol) Terminal.	Lutek Point, Haines, AK 99827	103c
AK	Army	Noatak National Guard Armory	55 mi N of Kotzebue, Noatak, AK 99761	103c 3016
AK	Commerce	NOAA—National Marine Fisheries Service.	Pribilof Island, St Paul Islands, AK 99660	103c 3010
AK	Defense	Anchorage Defense Fuel Support Point.	1217 Anchorage Port Road, Anchorage, AK 99501	3016 3010 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
AK	Defense	Whittier Tank Farm	¾ mi N of Town, Whittier, AK 99693	103c 3016 3010
AK	Interior	BLM—Chandalar Dump	T16S R11E S9 UM, 155 mi SE of Barrow, Barrow, AK 99723.	103c
AK	Interior	BLM—Feather River Airstrip	T7S R37W S34&35 & T8S R37W S2&3, Nome, AK 99762.	103c
AK	Interior	BLM—Maclaren Glacier Mine	Fairbanks Mer T19S R6E Sec14NE Sec11, Paxson, AK 99737.	103c
AK	Interior	BLM—O'Brian Creek Dump	T7S R32E S9 NW¼, 50 mi S of City, Eagle, AK 99738.	103c
AK	Interior	BLM—Old Man Camp Site	T19N, R14W, Sec19 and T19N, R15W, Sec24, Fairbanks Meridian, AK 99720.	103c
AK	Interior	BLM—Paxson Dump	T22S, R12E, Sec31, Fairbanks Meridian, AK 99737	103c
AK	Interior	BLM—Peard Bay Dewline Site	Barrow, 50 mi SW, Barrow, AK 99723	103c
AK	Interior	BLM—Pump Station 12 Dump Site NWSW.	T4S, R1E, Sec26, Copper Center, AK 99573	103c
AK	Interior	BLM—Red Devil Mine Waste Ponds.	L61–10–12 L149–56–48, Bethel, AK 99656	3016 103c
AK	Interior	BLM—Sag River Dump	T8S, R14E, Sec8, Umiat Meridian, AK 99740	103c
AK	Interior	BLM—Sagwon Airstrip Dump	T5R4E Sec10–11, Sagwon, AK 99513	3016 103c
AK	Interior	BLM—Skull Cliff Loran Station	23 miles SW of Barrow On Coast, Barrow, AK 99723	103c
AK	Interior	BLM—Slana Dump Site	Mile 67 of Denali Hwy, AK 99729	103c
AK	Interior	BLM—Tanacross Airfield	Lat 63 Degrees 22′ N, Long 143 Degrees 20′ W, Tanacross, AK 99776.	103c
AK	Interior	BLM—Tangle Lakes Dump Site	Mile 22 Denali Hwy, Paxson, AK 99737	103c
AK	Interior	BLM—Walker Fork Dump	T26N R22E S4 N½ N½, 49 mi N of City, Chicken, AK 99732.	103c
AK	Interior	FWS—Alaska Maritime NWR: Cape Thompson.	Milviksaaqaq Dr, Point Hope, AK 99766	103c
AK	Interior	FWS—Alaska Maritime NWR: Great Sitkin Island.	25 mi NE of Adak, Adak, AK 99500	103c
AK	Interior	FWS—Arctic NWR: Brownlow Point Dewline Site.	70 mi E of Deadhorse/Prudhoe Bay, Deadhorse, AK 99740.	103c 3016
AK	Interior	FWS—Arctic NWR: Demarcation Point Dewline Site.	65 mi SE of Kaktovik, Kaktovik, AK 99747	103c 3016
AK	Interior	FWS—Kenai NWR: Skilak Guard Station.	Skilak Lake Rd, Mi 4.5, 60D31M00SN, 150D28M00SW, Sterling, AK 99672.	103c 3016
AK	Interior	FWS—Kenai NWR: Swan Lake Moose Research Station.	Swan Lake Rd, 15 mi S of Swanson River Rd, 60D44M30SN, 150D28M00SW, Soldotna, AK 99619.	103c
AK	Interior	FWS—Kenai NWR: Swanson River Oil Field.	Swanson Lake Rd, 60D43M00SN, 150D51M00SW, Kenai, AK 99611.	3016 103c
AK	Interior	NPS—Bering Land Bridge NP: Lava Lake.	45 mi SW of Deering, Deering, AK 99762	103c 3016 3010
AK	Interior	NPS—Denali National Park and Preserve.	mi 237, George Parks Hwy, Denali Park, AK 99755	3016 103c
AK	Interior	NPS—Denali National Park: Red Top Mine.	Denali National Park, Denali Park, AK 99755	103c
AK	Interior	NPS—Glacier Bay National Park and Preserve.	Bartlett Cove, Gustavus, AK 99826	3016 103c
AK	Interior	NPS—Katmai NP&P: Naknek Recreation Site #2.	Katmai National Park & Preserve, King Salmon, AK 99613.	103c
AK	Interior	NPS—Naglatuk Hill	Cape Krusenstern National Monument, Kotzebue, AK 99752.	3016 103c 3010
AK	Navy	Barrow Naval Arctic Research Laboratory.	Main St, 4 Mi N of Cy, Barrow, AK 99723	103c 3010
AK	Navy	Cape Prince of Wales Station	0.3 mi S of Airstrip, 65D36M30SN, 168D03M50SW Wales, AK 99783.	103c 3010
AK	Navy	Cape Sabine Dew Line Site	55 mi SW of Point Lay, Mouth of Kahkatak Creek, 69D01M00SN, 163D51M00SW Point Lay, AK 99759.	103c
AK	Navy	Northeast Cape St. Lawrence Island.	70 mi E of Savoonga St. Lawrence, Northeast Cape, AK 99769.	3010 3016 103c
AK	Navy	Point McIntyre Dew Station	12M NW of Cy, Deadhorse, AK 99740	103c
AK	Navy	Tin City White Alice Site	1.25 mi N of Airport, Tin City, AK 99783	103c
AK	Postal Service	Fairbanks Vehicle Maintenance Facility.	5400 Mail Trail Way, Fairbanks, AK 99709	3010 103c
AK	Transportation	CG—Cape Sarichef	Unimak Island, W Coast Unimak, AK 99685	103c
AK	Transportation	CG—Loran Station on Sitkinak	Sitkinak Island, Sitkinak Island, AK 99615	103c
AK	Transportation	CG—St Paul Island Loran Station	St Paul Island Loran Station, St Paul Island, AK 99660.	3010 103c
AK	Transportation	FAA—Air Route Traffic Center	5400 Davis Highway, Anchorage, AK 99506	103c 3010

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
AK	Transportation	FAA—Aniak Station	Aniak Airport, Aniak, AK 99557	103c
AK	Transportation	FAA—Annette Island	Annette Airport Nav Aids, Annette, AK 99926	103c
AK	Transportation	FAA—Barrow Air Navigation Station	Barrow Airport Area, Barrow, AK 99723	103c 3010
AK	Transportation	FAA—Bethel Station	T8N R72W S13 Seward Meridian, Bethel, AK 99559	103c
AK	Transportation	FAA—Bettles Station	Bettles Airport, Bettles, AK 99726	103c 3016
AK	Transportation	FAA—Big Lake Vortac Site	Big Lake, Big Lake, AK 99687	103c
AK	Transportation	FAA—Big Level Island Air Navigation Station.	56D27M00SN, 133D05M00SW, 75 mi SE of Petersburg, Petersburg, AK 99833.	103c 3016
AK	Transportation	FAA—Biorka Island	6 mi W of Sitka, Sitka AK 99835	3010 3016 103c
AK	Transportation	FAA—Cape Yakataga Station	Cape Yakataga, Cape Yakataga, AK 99574	3010 3016 103c
AK	Transportation	FAA-Chandalar Station	67d30m02sn, 148d28m00sw, 112 Mi NW of Fort Yukon, Chandalar, AK 99740.	103c
AK	Transportation	FAA-Coghlan Island Station	58d21m10sn,134d42m09sw, 4 Mi W of Juneau, Juneau, AK 99821.	3016 103c
AK	Transportation	FAA-Cold Bay Station	Cold Bay Airport, Cold Bay, AK 99571	103c
AK	Transportation	FAA-Cordova Station	Copper River Highway 10 M S of Cy, Cordova, AK 99574.	103c
AK	Transportation	FAA-Deadhorse Station	Deadhorse Airport Nav Aids, Deadhorse, AK 99740	103c
AK	Transportation	FAA-Dillingham Airport	Dillingham, Dillingham, AK 99576	3016 103c
AK	Transportation	FAA-Duncan Canal, Kupreanof Island, Indian Point.	56d45m00sn, 133d51m00sw, 10 Mi SW of Petersburg, Petersburg, AK 99833.	103c
AK	Transportation	FAA-Dutch Harbor Station	Dutch Harbor, AK	103c 3010
AK	Transportation	FAA-Fairbanks Station	5640 Airport Way, Fairbanks, AK	103c
AK	Transportation	FAA-Farewell Facilities	Farewell Airport Area, Farewell, AK 99695	3010 103c 3016
AK	Transportation	FAA-Fire Island Navigation Station	61d08m00sn, 150d13m00sw, 6 Mi W of Anchorage, Anchorage, AK 99506.	3010 3016 103c
AK	Transportation	FAA-Fort Yukon Airport	Fort Yukon Airport, Fort Yukon, AK 99740	3016 103c
AK	Transportation	FAA-Gulkana Station	Gulkana Airport, Gulkana, AK 99586	103c
AK	Transportation	FAA-Gustavus	Gustavus Airport Nav Aids, Gustavus, AK 99826	103c
AK	Transportation	FAA-Haines Air Navigation Site	Haines-Faa Road, Haines, AK 99827	103c
AK	Transportation	FAA-Homer Airport	Homer, Homer, AK 99603	3016 103c
AK	Transportation	FAA-Iliamna Site	Iliamna, Iliamna, AK 99606	3016 103c
AK	Transportation	FAA-Johnstone Point Air Naval Station.	Johnstone Point Nav Aids, Cordova, AK 99574	3016 103c
AK	Transportation	FAA-Juneau Station	9341 Glacier Highway Nav Aids, Juneau, AK 99801	103c
AK	Transportation	FAA-Kenai Station	Kenai Municipal Airport, Kenai, AK 99611	3010 103c
AK	Transportation	FAA-King Salmon Station Airport S of Cy Nav Aids King Salmon, AK 99613.	103c.	
AK	Transportation	FAA-Kotzebue Airport	Kotzebue Airport, Kotzebue, AK 99752	3016 103c
AK	Transportation	FAA-Lake Hood Facility	T13n R4w S34 Ne, Anchorage, AK 99518	103c 3010
AK	Transportation	FAA-Lake Minchumina Airport	Ramp At Lk Minchumina Arpt, 3010 Lake Minchumina, AK 99757.	3016 103c 3005
AK	Transportation	FAA-Mcgrath Station	Airport N of City, Nav Aids, Mcgrath, AK 99627	103c
AK	Transportation	FAA-Middleton Island Station	59d27m02sn, 146d18m24sw, 80 Mi S of Cordova, Cordova, AK 99574.	3016 103c
AK	Transportation	FAA-Moses Point Air Navigation Station.	Moses Point Airfield, Moses Point, AK 99762	3010 3016 103c
AK	Transportation	FAA—North Nenana Vortac Site	Nenana, Nenana, AK 99760	3016 103c
AK	Transportation	FAA—Northway Staging Field	Northway Village, Northway Village, AK 99764	3016 103c 3010
AK	Transportation	FAA—Petersburg Facility	Unmanned Site Mitkof Island, Petersburg, AK 99833	103c
AK	Transportation	FAA—Point Woronzof Rtr Facility	Anchorage International Airport Area, Anchorage, AK 99502.	103c 3010
AK	Transportation	FAA—Puntilla Air Navigation Site	Puntilla Lake, Puntilla Lake, AK 99999	3016 103c
AK	Transportation	FAA—Sand Point Station	On Peninsula Towards Aleutian Island Chain, Sandpoint, AK 99661.	103c
AK	Transportation	FAA—Shuyak Station	Shuyak Island 60m N of Kodiak, Kodiak, AK 99615	103c 3010
AK	Transportation	FAA—Sisters Island	Sisters Island Nav Aids, Juneau, AK 99803	103c
AK	Transportation	FAA—Sitka Station	57D03M07SW, 135D21M45SW, Japonski Island Airport, Sitka, AK 99835.	103c 3010
AK	Transportation	FAA—Skwentna Air Navigation Station.	Skwentna Airport, Skwentna, AK 99667	3010 3016 103c
AK	Transportation	FAA—Slana Facility	Slana Arprt Copper Rv Lowland Slana, AK 99586	103c 3010
AK	Transportation	FAA—St. Mary's Air Navigation	Yukon Delta National Wildlife Refuge, St. Mary's, AK	103c
AK	Transportation	FAA—Summit Air Navigation Station.	Cantwell Pks Hwy 5 mi S Nav Aids, Summit, AK 99729.	3016 3010 103c
AK	Transportation	FAA—Talkeetna Airport	Talkeetna Airport, Talkeetna, AK 99676	3016 103c
AK	Transportation	FAA—Tanana Air Field Station	Tanana Airport Nav Aids, Tanana, AK 99777	103c
AK	Transportation	FAA—Umiat Airstrip Staging Area	N Bank Colville River, Umiat, AK 99723	103c
AK	Transportation	FAA—Unalakleet Station	Unalakleet Airport, Unalakleet, AK 99684	3016 103c
AK	Transportation	FAA—Woody Island Station	Woody Island, Kodiak, AK 99615	3016 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
AK	Transportation	FAA—Yakutat Air Navigation Station.	Yakutat Airport, Yakutat, AK 99689	103c
AK	Transportation	FRA—Arctic Cooperage	932 Whitney Road, Anchorage, AK 99501	103c
AL	Tennessee Valley Authority.	Bellefonte Nuclear Plant	Off US Hwy 72, Hollywood, AL 36401	3005 3010 103c
AL	Tennessee Valley Authority.	Browns Ferry Nuclear Plant	US Hwy 72, Athens, AL 35611	3010 103c
AL	Tennessee Valley Authority.	Colbert Fossil Plant	Off US Hwy 72, W, Tuscumbia, AL 35674	3005 3010 103c 103a
AL	Tennessee Valley Authority.	Guntersville Hydro Plant	Off US Hwy 431, 11 mi NW of Guntersville, Guntersville, AL 35976.	3010 103c
AL	Tennessee Valley Authority.	Muscle Shoals Power Service Center.	AL Hwy 133, Muscle Shoals, AL 35660	3005 3010 3016 103a 103c
AL	Tennessee Valley Authority.	National Fertilizer and Environmental Research Ctr.	Wilson Dam Road, Muscle Shoals, AL 35660	3005 3010 3016 103c
AL	Tennessee Valley Authority.	Windows Creek Fossil Plant	Off US Hwy 72 W, Stevenson, AL 35772	3005 3010 103c
AL	Tennessee Valley Authority.	Wilson Hydro Plant	Al Hwy 133, Florence, AL 35660	3010 103c
AQ	Navy	Guam Naval Magazine	Apra Hbr Hts Area By Fena Resv, Apra Harbor, Aq 96910.	103c
AR	Agriculture	South Central Family Farm Research Center.	Rt. 2, Box 144a Hwy 23 South, Booneville, AR	3016
AR	Army	Fort Chaffee	Building 239, Fort Chaffee, AR 72905	3005 3010 3016 103c
AR	Corps of Engineers, Civil.	Millwood Resident Engineers Office	Route 1, Ashdown, AR	103c
AR	EPA	Combustion Research Facility	NCTR Bldg. 45, Jefferson #72070, AR 72079	3005 3010 3016 103c
AZ	Air Force	Sky Harbor International Airport	2001 S. 32nd St., Phoenix, AZ 85034	3010 103c
AZ	Army	Douglas Range	1401 Eighth St, Douglas, AZ 85607	3016
AZ	Army	Fort Huachuca	Rcra Units, Fort Huachuca, AZ 85613	3010 3016 103c 103a
AZ	Army	Safford Range	4001 First Ave, Safford, AZ 85546	3016
CA	Agriculture	Sierra NF: Bass Lake Landfill	1130 O St. Room 3017, Fresno, CA 93721	103c 3016
CA	Air Force	Plant #19	4297 Pacific Coast Hwy., San Diego, CA 92101–5001	103c 3016 3010
CA	Defense Logistics Agency.	Norwalk Defense Fuel Supply Center.	15306 Norwalk Blvd., Norwalk, CA 90650	3010 3016 103c
CA	Energy	Lawrence Berkeley Laboratory	1 Cyclotron Rd., Berkeley, CA 94720	3005 3010 3016 103a 103c
CA	Energy	Stanford Linear Accelerator Center	2575 Sandhill Rd., Menlo Park, CA 94305	3010 3016 103c 103a
CA	Energy	Texaco Section 8 Central Solid Waste Site.	T32S/R24E MBD&M, Taft, CA 94268	103c
CA	Energy	Texaco Section 8 Gas Plant	T32S/R24E MDB&M, Taft, CA 93268	103c
CA	Interior	BLM—A&W Smelter	Rosamund, CA	103c
CA	Interior	BLM—AfterThought Mine	T35N, R2W, Sec. 10&11, Bellavista, CA 96008	103c
CA	Interior	BLM—Afton Canyon/Union Pacific Railroad.	T10–11R4–6SEC4–22, Afton, CA 92365	3016 103c
CA	Interior	BLM—Blackrock Mine	T3S, R31E, Sec 13 & 14 MDM, Bishop, CA 93514	103c 3016
CA	Interior	BLM—Blue Rock Millsite	T8SR37ESEC8SESE, Big Pine, CA 93513	103c
CA	Interior	BLM—Bodie Mine	T4N, R21E, Sec 9&8 Mdm, Bridgeport, CA 93517	103c 3016
CA	Interior	BLM—Brawley Drug Lab	Near Brawley, Brawley, CA	103c
CA	Interior	BLM—California Desert District	T10NR2WSEC7, Barstow, CA 92311	103c
CA	Interior	BLM—Cuyama Drug Laboratory	T10N,R28W,SEC15,NESE, Santa Barbara, CA	3016
CA	Interior	BLM—Desert Site	9 mi. West of Yuma, AZ, CA	103c
CA	Interior	BLM—Duck Flat	T36NR19ESEC7NWSE, CA	103c 3016
CA	Interior	BLM—El Capitan Quarry	T15SR7ESEC1, Lakeside, CA 92040	3016 103c
CA	Interior	BLM—Fort Soda Disposal Site	T12NR8ESEC11, Bakersfield, CA 92390	103c
CA	Interior	BLM—Indio Hills	1 mi. E. of Dillon Rd., CA	103c
CA	Interior	BLM—Klau Mine	S½, Sec 33, T26S, R10E, MT Diablo, San Luis, County CA.	103c
CA	Interior	BLM—Lassen College Site	Hwy 139 PO-Box 3000, Susanville, CA 96130	3016
CA	Interior	BLM—Osage Industries	60th West, Rosamond, CA 93560	103c
CA	Interior	BLM—Riverside County Dump	1000 Midland Rd, Blythe, CA 92225	103c
CA	Interior	BLM—Salambo Mine	T25, R15E, Sec 32, NE¼, Mdm, Coulterville, CA 95311.	103c 3016
CA	Interior	BLM—Shell Oil Co. of California Gore B.	T31SR22ESEC21, Taft CA	103c
CA	Interior	BLM—Simcal Chemical Corporation	50 W. Dannenberg Rd. El Centro, CA	103c 3010
CA	Interior	BLM—Stateline Dump (landfill)	N/A, CA	3016

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
CA	Interior	BLM—Susanville Horse Corrals Site	T29NR15ESEC9 6 mi NW of Susanville, Susanville, CA 96130.	103c 3016
CA	Interior	BLM—Swansea Site	T 16S, R. 37E., SEC 24, SE SW, MT Diablo M, Keeler, CA.	103c 3016
CA	Interior	BLM—Union Carbide, Joe Mine	T18SR12ESEC24&25, Coalinga, CA 93210	103c
CA	Interior	BLM—Upper Middle Park Canyon Trespass Dump.	T22 S., R.45E., Sec 27, Ballarat, CA 93562	103c
CA	Interior	BLM—Vallecitos Oilfield	T16S R11E Sec 25, Hollister, CA 95023	103c
CA	Interior	BLM—Victory Millsite	T11NR12WSEC32, Silver Queen Road, Mojave, CA 93501.	103c
CA	Interior	NPS-El Portal Rr Flat	Hwy 140, El Portal, CA 95318	103c
CA	Interior	NPS-Sequoia & Kings Canyon National Park.	Ash Mountain, Three Rivers, CA 93271	3005 3010 3016 103c
CA	Navy	Civil Engineering Laboratory	NCBC, Port Hueneme, CA 93043	3010 103a 103c 3016
CA	Navy	Crows Landing Naval Air Logistics Force.	Nalf Crows Landing, Crows Landing, CA 95313	3010 3016 103c
CA	Navy	Fallbrook Annex, Naval Weapons Station Seal Beach.	Ammunition Rd, Fallbrook, CA 92058	103c 3016 103a
CA	Navy	Imperial Beach Naval Communication Station.	Outlying Landing Field Bldg 162 Rt 75 & Palm Ave., Imperial Beach, CA 92032.	3005 3010 103c 103a
CA	Navy	Monterey Naval Postgraduate School Annex.	1 Grace Hopper Avenue, Monterey, CA 93940	3010
CA	Navy	Oakland Naval Regional Medical Center.	8750 Mountain Blvd Oakland, CA 94627	3010 103c 3016
CA	Navy	Point Sur Naval Facility	Naval Facility Point Sur, Big Sur, CA 93920	3010 103c
CA	Navy	Salton Sea Test Base	Hwy 86, Salton City, CA 92275	103c
CA	Navy	San Diego Naval Facilities Engineering Command.	Western Division, San Diego, CA 92136	103c
CA	Navy	San Nicolas Island Outlying Landing Field.	San Nicolas Island, CA 93042	3010
CA	Navy	Santa Cruz Naval Industrial Reserve Ordnance Plant.	16020 Empire Grade Rd., Santa Cruz, CA 95060	103c
CA	Navy	Skaggs Island Naval Security Group Activity.	Skaggs Island, Sonoma, CA 95476	3010 3016 103c
CA	Transportation	Alameda Coast Guard Support Center.	Coast Guard Government Island, Alameda, CA 94501	3010 103c
CA	Transportation	Fort MacArthur	Pacific Avenue, San Padro, CA 90731	103c
CA	Transportation	Middletown Coast Guard Loran C Station.	Loran C Station, Middletown, CA 95461	103c
CA	Transportation	San Francisco Coast Guard Base	Yerba Buena Island, San Francisco, CA 94130	3010 103c
CO	Air Force	Buckley Air National Guard Base	Buckley Road and East 6th Ave., Aurora, CO 80011–9599.	3016 103c, 3010
CO	Air Force	Colorado Springs Academy	AFA/DE, Colorado Springs, CO 80840	3010 103c
CO	Air Force	Lowry Air Force Base	3415 CES/DDE Lowry AFB, CO 80230	3005 3010 3016 103c 103a
CO	Air Force	Peterson Air Force Base	1003 SSG/CC, Peterson AFB, CO 80914	3005 3010 103c
CO	Energy	Grand Junction Projects Office	3597 B–3/4 Rd PO2567, Grand Junction, CO 81502–5504.	3016 103c
CO	Energy	Solar Energy Research Institute	1617 Cole Blvd., Golden, CO 80401	3005 3010 3016 103c
CO	Energy	WAPA—Power Operations	1800 S. Rio Grande Ave., Montrose, CO 81401	103c 3010
CO	EPA	National Enforcement Investigation Center.	DFC, Denver, CO 80225	3010 103c
CO	Interior	BLM—Bookcliff Landfill	T1NR101WSEC6,UTEPM, 4 mi E. of Grand Junction, Grand Junction CO 81501.	103c
CO	Interior	BLM—Chaffee County Landfill	T.51.N.R.8.E.SEC.21, US Hwy 285 10M North of Salida, Salida, CO.	103c
CO	Interior	BLM—Delta County Landfill	T14NR95WSEC10, 6THPM, Eckert, CO 81418	3010 103c
CO	Interior	BLM—Eagle County Landfill	T4NR83WSEC10&11, CO	103c
CO	Interior	BLM—Fremont	T48NR12ESEC19, Cata Paxi, CO	103c
CO	Interior	BLM—Montrose County Dump	T48NR19WSEC22, Montrose, CO	103c
CO	Interior	BLM—Orchard Mesa Landfill	T2SR1ESEC4,5 Hwy 50-SW of 29 3/4 Rd, Grand Junction, CO 81506.	103c
CO	Interior	BLM—San Miguel Landfill #1	T44NR15WSEC26, Nataurita, CO	103c
CO	Interior	BLM—San Miguel Landfill #2	T44NR17WSEC18, Slick Rock, CO	103c
CO	Interior	BLM—Sawpit Tram Site (Ore Storage).	T43NR10WSEC18, Saw Pit CO, 81435	103c
CO	Interior	BLM—Town of Mesa Landfill	T10S, R96W, SEC22, Molina, CO	103c
CO	Interior	BR—Loveland	910 Van Buren, Loveland, CO 80537	3010, 103c.

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
CO	Interior	GS—National Water Quality Laboratory.	5293 Ward Rd., Denver, CO 80225	3010, 3016, 103c.
CO	Interior	NPS—Denver Service Center	755 Parfet St., Box 25287, Denver, CO 80225	3016, 103c.
CO	Interior	NPS—Rocky Mountain National Park.	Estes Park, Estes Park, CO	103c, 3010.
CO	Postal Service	Denver Bulk Mail Center	7755 E. 56th Ave., Denver, CO 80238	3016, 103c.
CO	Transportation	Central Direct Fed. DivIsion Materials—FHWA.	6th St., Bldg. 52, Dfc, Denver, CO 80225	3005, 3010, 103c, 3016.
CO	Transportation	Transportation Test Center	21 Miles NE Pueblo Mem Airport, Dot Test Track Rd, CO 81001.	3005, 3010, 3016, 103c.
CT	Army	Stratford Army Engine Plant	550 South Main Street, Stratford, CT 06497	3005, 3010, 3016, 103c.
CT	Energy	Knolls Atomic Power Laboratory—Windsor Site.	Prospect Hill Road, Windsor, CT 06095	3005, 3010, 3016, 103c, 103a.
CT	Navy	New London Naval Underwater Systems Center.	New London Laboratory, New London, CT 06320	3010, 103c, 103a.
DC	Army	Fort McNair	350 P Street, S.W., Washington, DC 20319	3010, 103c, 103a.
DC	Defense	U.S. Soldiers and Airmens Home	Michigan Ave. N.E., Washington, DC 20317	3010, 3016, 103c.
DC	General Services Administration.	Customs Field Office	1200 Pennsylvania Avenue, Washington, DC 20004	3010 103c
DC	Navy	Washington Naval Research Laboratory.	4555 Overlook Ave., Washington, DC 20375	3005, 3010, 3016, 103c, 103a.
DC	Treasury	Bureau of Engraving & Printing	14th & C Sts SW, Washington, DC 20228	3005, 3010, 103c, 103a.
DE	Corps of Engineers, Civil.	Canal Site	Main St., North St Georges, Newcastle, DE 19733	3016, 103c.
FL	Agriculture	Wildlife Research Field Station	2820 E University Ave, Gainesville, FL 32601	103c.
FL	Air Force	Avon Park Air Force Base	56 Combat Support Group/DE, MacDill AFB, FL 33608.	3005, 3010, 3016, 103c.
FL	Air Force	MacDill Air Force Base	56 Combat Support Group/DE, MacDill, AFB, FL 33608.	3005, 3010, 3016, 103c.
FL	Defense Logistics Agency.	Lynn Haven Defense Fuel Support Point.	W End of 10th Street, Lynn Haven, FL 32444	3010, 3016, 103c.
FL	Defense Logistics Agency.	Tampa Defense Fuel Support Point	Box 13736, Tampa, FL 33611	3010, 3016, 103c.
FL	Navy	Key West Naval Air Station—Boca Chica.	Naval Air Station, Key West, FL 33042	3005, 3010, 3016, 103c, 103a.
FL	Navy	NRL Underwater Sound Reference Detachment.	755 Gatlin Ave, Orlando, FL 32806	3010 103c
FL	Navy	Panama City Coastal Systems Station.	Hwy 98 Code 6310MC, Panama City, FL 32407	3005, 3010, 3016, 103a, 103c.
FL	Transportation	Key West Coast Guard Station	Key West, FL 33040	3010, 103c.
FL	Transportation	Mayport Coast Guard Base	PO Box 385, Mayport, FL 32267	3010, 103c.
FL	Transportation	Miami Beach Coast Guard Base	100 Macarthur Cswy, Miami Beach, FL 33139	3005 3010 103c
FL	Transportation	St. Petersburg Coast Guard Station	600 8th Ave SE, St Petersburg, FL 33701	3010 103c
FL	Transportation	Tamiami International Flight Service Transmitter.	West of Chrome Avenue, Miami, FL	103a
GA	Air Force	Dobbins Air Force Base	94 CSG/DE, Marietta, GA 30069	3016 103c 3010
GA	Air Force	Moody Air Force Base	347 CSG/DE, Moody AFB, GA 31669	3005 3010 3016 103c
GA	Air Force	Plant #6 (Llockheed)	86 S Cobb Drive Zone 54, Marietta, GA 30063	3005 3010 3016 103c
GA	Army	Fort Benning	Ga. Hwy 1 & US 27, Fort Benning, GA 31905	3005 3010 3016 103c 103a
GA	Army	Fort Gillem	Attn AFZK-EH-C, Forest Park, GA 30330	3005 3010 3016 103c
GA	Army	Fort Gordon And National Signal Center.	ATZHFE EC, Fort Gordon, GA 30905	3005 3010 3016 103c 103a
GA	Army	Fort Stewart	24th Infantry Div AFZP-DEN-E, Fort Stewart, GA 31314.	3005 3010 3016 103c
GA	Army	Hunter Army Airfield	24th Infantry Div AFZP-DEN-E, Fort Stewart, GA 31314.	3005 3010 3016 103c
GA	Justice	Atlanta Penitentiary	615 McDonough Blvd, Atlanta, GA 30315	3016 103c
GA	Navy	Kings Bay Naval Submarine Base	Ga State Hwy Spur, Kings Bay, GA 31547	3005 3010 3016 103c
GA	Veterans Affairs	Atlanta Medical Center	1670 Clairmont Road, Decatur, GA	3005 3010 3016 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
GU	Navy	Guam Naval Hospital	Naval Hosp Guam, Naval Hosp Guam, GU 96638	103c 3010
HI	Interior	FWS—Howland Island National Wildlife Refuge.	300 Ala Moana Blvd, Honolulu, HI 96813	3016 103c
IA	Energy	Wapa-Hinton	PO Box 1012, Hinton, IA 51024	3005 3010 3016 103c
IA	Postal Service	Urbandale Bulk Mail Center	4000 NW 109th Street, Urbandale, IA 50395	3016 103c 3005
ID	Agriculture	Boise NF: Kirby Dam Monarch Mine Stamp Mill.	T5N R11e S4&5 Boise Meridian, Atlanta, ID 83601	103c 3016
ID	Agriculture	Clearwater NF: Clayton Creek Dump.	T 39N, R 11E, Sec 21, Headquarters, ID 83534	103c 3016
ID	Agriculture	Idaho Panhandle NF: Big Creek Bridge.	FS Rd 2354, 8 mi SE of City, Kellogg, ID 83837	3010 103c
ID	Agriculture	Idaho Panhandle NF: Hudlow Camp Dump.	FS Rd 392, 30 mi NNE of City, Coeur D'Alene, ID 83814.	3016 103c
ID	Agriculture	Idaho Panhandle NF: Priest Lake Rs Dump.	SR 57, 4 Mi S of City, Nordman, ID 83848	103c
ID	Agriculture	Idaho Panhandle NF: Shoshone Work Center Dump.	Fs Rd 208, 25 mi N of City, Kingston, ID 83839	103c
ID	Agriculture	Sheep Experiment Station	HC 62, Box 2010, Dubois, ID 83423	3016 103c
ID	Agriculture	Soil And Water Management Research Unit.	Route 1, Box 186, 3600 East, Kimberly, ID 83341	3016 103c
ID	Air Force	Boise Air National Guard-Gowen Field.	43D33M00SN, 116D13M00SW, Boise, ID 83705	3005 3010 103c 3016
ID	Interior	BLM—Black Mesa Dump Glenns Ferry,id 83623.	T6S, R10E, Sec 13	103c
ID	Interior	BLM—Blue Dome Unauthorized Dump.	T10NR30ESEC30, Blue Dome, ID 83464	103c 3016
ID	Interior	BLM—Browns Gulch	T6S, R7E, Sec 10, W½, Bruneau, ID 83604	103c
ID	Interior	BLM—Bruneau Open Dump	T9S, R5E, Sec 4, Bruneau ID 83604	3016 103c
ID	Interior	BLM—Butte North Isolated Tract Hazardous Site.	T12S, R21E, Sec 5, Burley, ID 83318	103c
ID	Interior	BLM—Cassia County #1	T 13S, R 21E, Sec 13, Oakley, ID 83346	103c
ID	Interior	BLM—Cassia County #2	T 12S, R 21E, Sec 32, Oakley, ID 83346	103c
ID	Interior	BLM—Cassia County #3	T 12S, R 21E, Sec 31, Oakley, ID 83346	103c
ID	Interior	BLM—Castleford Butte	T10S, R12E, Sec 23, Castleford Id, 83321	103c
ID	Interior	BLM—Cedar Butte S. End Dumpsite.	T22 SR32E Sec 15, Rockford, ID 83221	103c
ID	Interior	BLM—Central Cove Landfill	T3N, R4W, Sec 8 and 9, Caldwell, ID 83605	3016 103c
ID	Interior	BLM—Clarks Air Service Airstrip-Jarbridge Ra.	T6S, R9E, Sec 27, Glenns Ferry, ID 83623	103c 3016
ID	Interior	BLM—Clover Hollow Illegal Airstrip	T5S R7E Sec 7 SESW 8 Mi S of Cy, Mountain Home, ID 83647.	103c
ID	Interior	BLM—Courier Gulch	0.3 mi N of City, Triumph, ID 83333	103c
ID	Interior	BLM—Cow Hollow Hazardous Waste Dump.	T.14.S.R.31.E. Sec 34, Juniper, ID 83706	103c
ID	Interior	BLM—Delamar Silver Mine	T15S, R35E, Owyhee, ID 83650	103c
ID	Interior	BLM—Dry Lakes Air Service Airstrip-Cascade RA.	T1N, R3W, Sec 26, Canyon, ID 83650	103c
ID	Interior	BLM—Edmonds Unauthorized Dump.	T7NR38ESEC 24 & 25, Edmonds, ID 83445	103c
ID	Interior	BLM—Gem County Landfill	Dewey Lane, 10m East of Emmett, Emmett ID 83617	103c
ID	Interior	BLM—German Lake	T7SR25ESEC.10, Minidoka, ID 83343	103c 3016
ID	Interior	BLM—Grace Illegal Dump	T10S,R39E, Sec 24, Grace, ID 83241	103c
ID	Interior	BLM—Hammett Dump	T5S,R9E, Sec 28, Hammett, ID 83627	103c
ID	Interior	BLM—Hell's Half Acre-East Finger Dump.	T1s R36e S4, 2.3 Mi From Junction of Baseline And Lava Roads, Firth, ID 83236.	103c
ID	Interior	BLM—Hell's Half Acre-West Finger Dump.	TIS R36E S32, 3.5 Mi W of Shelley, Firth, ID 83236	103c
ID	Interior	BLM—Hoff Road Site	T2S R32E Sect 35 SW of SW, Blackfoot, ID 83221	3010 103c
ID	Interior	BLM—Hulet Dump	T.35.R.IW. Sec. 15, Murphy, ID 83650	103c 3016
ID	Interior	BLM—Hws Gold & Silver Mine Elk City.	T29N R8E S 23, Elk City, ID 83525	3016 103c
ID	Interior	BLM—Jerome County Landfill	Jerome County, ID 83338	103c
ID	Interior	BLM—Leslie Dump Site–1	T 7N, R25E,SEC34, Leslie, ID 83249	103c
ID	Interior	BLM—Leslie Dump Site–4 SW	T 6N, R24E,SEC18, Leslie, ID 83249	103c
ID	Interior	BLM—Liberty Dump	T3S, R33E, Sec 19E, 20N, 21SWNW;NWNW 30N, Liberty, ID 83221.	103c
ID	Interior	BLM—Menan Unauthorized Dump	T6N, R38E, SEC26 And 27, Madison, ID 83440	103c
ID	Interior	BLM—Montview	T8N, R34E, SEC22 NWNW E of City, Montview, ID 83435.	103c
ID	Interior	BLM—Morgan's Pasture	T1N R35E SEC 33 & 34, 3010 Shelly, ID 83274	103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
ID	Interior	BLM—Mud Lake Airport	T6N R34E Sect 18 NE of NE, Mud Lake, ID 83450	3010 103c
ID	Interior	BLM—National Guard Impact Area	Sec (all) T2&3S, R2&3E Unincorporated, ID 83709	103c 3016
ID	Interior	BLM—North Creek Mill	T6NR29ESEC6 Howe, ID 83244	103c
ID	Interior	BLM—Owyhee Co. Grandview Landfill.	T6SR4ESEC14 Bruneau, ID 83604	103c
ID	Interior	BLM—Owyhee Co. Marsing/ Homedale Landfill.	Johnson Rd. T4N R5W S32 SW ¼, Marsing-Homedale, ID 83639.	103c
ID	Interior	BLM—Owyhee Co. Wilson Creek Landfill.	T1SR34ESEC13, Marsing, ID 83639	103c
ID	Interior	BLM—Pesticide Dump Murphy	T3S R1W S35 Murphy, ID 83650	103c
ID	Interior	BLM—Pesticide Dump Site, Reynolds.	T2SR3W SEC31, Reynolds, ID 83650	103c
ID	Interior	BLM—Pickles Butte (Davidson's Air Service).	T2NR3WSEC28 Missouri Av 2.5mi W-Mora Canal, Nampa, ID 83651.	103c
ID	Interior	BLM—Pullman Mine	T29N R4W S14, Cottonwood, ID 83522	103c
ID	Interior	BLM—Reeder Flying Service Airstrip #1.	T6SR12ESEC33 Glenns Ferry, ID 83623	103c
ID	Interior	BLM—Reeder Flying Service Airstrip #2.	T9SR12ESEC13 Buhl, ID 83316	103c
ID	Interior	BLM—Reeder Flying Service Airstrip #3.	T8S, R13E, Sec6, Glenns Ferry, ID 83623	103c 3010 3005
ID	Interior	BLM—Shoshone (Gwinn Cave)	T4S R17E S14, Shoshone, ID 83352	3016 103c
ID	Interior	BLM—Springfield Dumpsite	T3SR32ESEC12 Springfield, ID 83277	103c
ID	Interior	BLM—Springfield Unauthorized Dumpsite.	T35NR32ESEC15 Springfield, ID 83277	103c
ID	Interior	BLM—Twin Falls CO #4	T12S, R 19E, Sec 12, Murtaugh, ID 83344	103c
ID	Interior	BLM—Twin Falls CO #5	T12S, R 19E, Sec 11, Murtaugh, ID 83344	103c
ID	Interior	BLM—Twin Falls CO Murtaugh (east) Landfill.	T11SR19ESEC10, Twin Falls, ID 83301	103c 3016
ID	Interior	BLM—Upper Little Lost Unauthorized Dump.	T11NR26ESEC10 12 Mi NW of Cy/ I11N,R26E,SEC10, Clyde, ID 82349.	103c
ID	Interior	BLM—Warrior Road	T35n, R1w, Sec 11, Nearest City Kona, Kona, ID 83634.	103c
ID	Interior	BLM—Wiregrass Reservoir Site	TIIS R36E Sect 13, NW of NE, Downey, ID 83234	3010 103c
ID	Interior	BR—Minidoka Dam	13 mi NE of Cy, Rupert, ID 83350	3010 3016 103c
ID	Interior	BR—Minidoka Landfill	Rupert, ID 83350	103c
ID	Interior	NPS—Craters of The Moon Nm: Martin Mine.	15 mi SW of City On Hwy 93, Arco, ID 83213	103c
IL	Corps of Engineers, Civil.	Chicago Site	Calumet Harbor, Chicago, IL 60606	3010
IL	Corps of Engineers, Civil.	North Riverside Army Maintenance Center.	8660 West Cermak Rd, North Riverside, IL 60546	3016
IL	Energy	Fermi National Accelerator Laboratory.	Route 16 & 59 Kane County, Batavia, IL 60510	3005 3010 3016 103c
IL	Veterans Affairs	Danville Medical Center Hospital	1900 E Main St, Danville, IL 61832	103c 3010
IN	Army	Newport Army Ammunition Plant	State Rte 63, 2 Miles S. of Newport, Vermillion County, Newport, IN 47966.	3005 3010 3016 103c
IN	Defense Logistics Agency.	New Haven Defense Logistics Agency Depot.	State Rt. 14, New Haven, IN 46774	3010 103c
KS	Army	Atchison Defense Industrial Plant Equipment Facil.	Old Rte 1, Atchison, KS 66002	103c
KS	EPA	Region 7, Environmental Services Division Lab.	25 Funston Road, Kansas City, KS 66115	3005 3010 3016 103c
KY	Army	Armor School And Center At Fort Knox.	Hwy 31 W, Fort Knox, KY 40121	3005 3010 3016 103a 103c
KY	Army	Lexington—Bluegrass Army Depot	Haley Rd, Lexington, KY 40511	3005 3010 3016 103c 103a
KY	Navy	Louisville Naval Ordnance Station	Southside Dr. MDS 42, Louisville, KY 40214	3005 3010 3016 103c
LA	Agriculture	Southern Regional Research Center.	1100 Robert E. Lee Blvd, New Orleans, LA 70124	3010 3016 103c
LA	Air Force	England Air Force Base	23 CSG/DE, England AFB, LA 71311	3005 3010 3016 103c
LA	Army New Orleans Military Ocean Terminal.	4400 Dauphine St, New Orleans, LA 70145.	103c.	
LA	Energy	SPR—Weeks Island	2 Mi NW of Cypremont, Cypremont, LA 70560	103c
LA	Energy	SPR—West Hackberry	3.8 Mi W of Hackberry, Hwy 390 Hackberry, LA	103c
LA	Interior	FWS—Lacassine National Wildlife Refuge.	HCR 63, Box 186, Lake Arthur, LA 70549	103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
LA	Navy	New Orleans Naval Support Activity	2600 Gen Meyer Ave Bldg 101, New Orleans, LA	103c 3010
LA	Transportation	New Orleans Coast Guard Base	4640 Urquhart Street, New Orleans, LA 70117	3010 103c
LA	Veterans Affairs	New Orleans Medical Center	1601 Perdido Street, New Orleans, LA 70112	3010 103c
MA	Postal Service	Boston Postal Service	135 A Street, Boston, MA 02210	3010 103c
MA	Transportation	Woods Hole Coast Guard Base	Little Harbor Road, Falmouth, MA 02543	3010 103c
MD	Army	Adelphi Laboratory Center	2800 Powder Mill Rd, Adelphi, MD 20783	3005 3010 3016 103c
MD	Commerce	National Institute of Standards And Technology.	Quince Orchard Rd, Gaithersburg, MD 20760	3005 3010 103c
MD	Commerce	National Marine Fisheries Service	South Morris Street Ext., Oxford, MD 21654	103c 3010
MD	Commerce	Oxford National Marine Fisheries Service.	US Dept of Marine Fisheries, Oxford Laboratory, Oxford, MD 21654.	103c 3010
MD	Defense Logistics Agency.	Defense National Stockpile Center	710 Ordnance Road, Baltimore, MD 21226	3005 3010 3016 103c
MD	Health And Human Services.	NIH—Bethesda	9000 Rockville Pike, Bethesda, MD 20892	3005 3010 3016 103c 103a
MD	NASA	Goddard Space Flight Center	Greenbelt Road Greenbelt, MD 20771	3010 103c 3016
MD	Navy	Annapolis Naval Academy	Annapolis Naval Complex, Annapolis, MD 21402	3005 3010 3016 103c
MD	Navy	National Naval Medical Center	8901 Wisconsin Ave, Bethesda, MD 20814	3005 3010 3016 103c 103a
ME	Defense Logistics Agency.	Casco Bay Defense Fuel Support Point.	Rt 123 South Harpswell Neck, ME 04079	3010 3016 103c
ME	Defense Logistics Agency.	Searsport Defense Fuel Support Point.	Trundy Road Box 112, Searsport, ME 04974	3010 3016 103c
ME	Interior	FWS—Seal Island National Wildlife Refuge.	P.O. Box 1077, Calais, ME 04619	103c
ME	Navy	Gouldsboro Naval Security Group Activity.	Bldg 41 (operations Site), Gouldsboro, ME 04624	103c
ME	Navy	Winter Harbor Naval Security Group Activity.	Rt 186, Winter Harbor, ME 04693	3010 103c
MI	Agriculture	Hiawatha NF: Munising Landfill	T46NR18WS19SW¼, Munising Township, MI 49829	103c 3016
MI	Agriculture	Huron—Manistee NF: Ranger Station.	12 N Charles Ave, White Cloud, MI 49349	103c 3010 3016
MI	Air Force	Phelps/Collins Airport	Airport Road, Alpena, MI 49707	3010 3016 103a 103c
MI	Army	Tank Automotive Command	6501 E. 11 Mile Rd Macomb County, Warren, MI 48090.	3005 3010 3016 103c 103a
MI	Defense	Lakeshore Terminal Company, Harrisville Dfsp.	US Hwy 23, Harrisville, MI 48740	103c 3010
MI	EPA	Ann Arbor Motor Vehicle Emission Laboratory.	2565 Plymouth Rd, Washtenaw County, Ann Arbor, MI 48105.	3010 103c
MI	Transportation	FAA—Peck Vor	2250 E Peck Rd, Croswell MI 48422	3010
MI	Veterans Affairs	Battle Creek Medical Center	5600 Armstrong Rd, Battle Creek MI 49016	3010
MN	Postal Service	Minneapolis St. Paul Bulk Mail Center.	3165 S. Lexington Ave, St. Paul MN 55121	3010 103c
MN	Transportation	Duluth Coast Guard Station	1201 Minnesota Ave, Duluth MN 55802	3010 3016 103c
MO	Agriculture	Schuster Farm	Sec58 S17T55NR33W, Gower, MO	103c
MO	Army	Mo Aviation Classification & Repair Activity Depot.	2501 Lester Jones Ave, Springfield MO 65803	103c 3010
MO	EPA	Mobile Incinerator—Demmry Farm	SE¼NW¼NW¼ Sec 20, Mcdowell, MO 65769	3010 103c 3016
MO	General Services Administration.	St. Louis	1222 Spruce, St Louis, MO 63103	3005 3010 103a
MO	Interior	BM—Rolla Research Center	1300 Bishop Ave, Rolla, MO 65401	103c
MO	National Imagery and Mapping Agency.	NIMA—St. Louis	3200 S. Second Street, St. Louis, MO 63118	3010 103c
MO	National Imagery and Mapping Agency.	NIMA—St. Louis	8900 S. Broadway, St. Louis, MO 63118	3010 103c
MS	Air Force	Columbus Air Force Base	14 ABG/DE, Columbus AFB, MS 39701	3005 3010 3016 103c
MS	Army	Engineering Environmental Waterway Laboratory.	PO Box 631, Vicksburg, MS 39180	3005 3010 3016 103c
MS	Corps of Engineers, Civil.	Grenada	Youngs Landing, Grenada, MS 38901	103a
MS	Navy	Gulfport Naval Construction Battalion Center.	33rd Ave, Gulfport, MS 39501	3010 103c 103a
MT	Agriculture	Fort Keogh Livestock and Range Research Laboratory.	Route 1, Box 2021, Miles City, MT 59301	3016 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
MT	Air Force	Malmstrom Air Force Base	Facility 1501 Perimeter Rd., Great Falls, MT 59402	3005 3010 3016 103c 103a
MT	Energy	BPA—Hot Springs Substation Tlm Complex.	Hwy 28, S. of Hot Springs, Sec14 T21N RW, Hot Springs, MT 59845.	103c
MT	Energy	Component Development And Integration Facility.	Industrial Park, Butte, MT 59702	3016 3010 103c
MT	Interior	BLM—Ermont Mill Tailings	T6SR11WSEC35, Argenta, MT 59725	103c
MT	Interior	BLM—High Ore Mine	T6NR4WSEC36, MT	103c
MT	Interior	BLM—Illegal Airstrip John Greytak	Section 6 T11N R27E, Flatwillow MT	103c
MT	Interior	BLM—Jet Fuel Refinery Site	T14NR31E 4 mi E of Mosby, Mosby MT	103c
MT	Interior	BLM—Roundup Landfill	1.5 miles Northwest of Roundup, Roundup, MT	103c
MT	Interior	BLM—Sluice Gulch Leaking	T6SR15WSEC5,ADIT MT	103c
MT	Interior	BLM—Steamboat Point	T25NR10ESEC18PMM, Loma, MT	103c
MT	Interior	BLM—Thorium City Waste Dump	T105R15WSEC21,22,27,28, 3016 Grant, MT 59734–3016.	103c
MT	Interior	BLM—Tungsten Mill Tailings	T45W9WSEC4,5,9, Glen MT 59732	103c
MT	Interior	FWS—Charles M. Russell National Wildlife Refuge.	P.O. Box 110 Lewistown, MT 59457	3010 103c
MT	Interior	FWS—National Bison Range	Cnty Rd 212 IN Moiese, Moiese MT 59824	3010 103c
MT	Interior	Lyons Station	45 mi. So of Ennis on Hwy 287, Ennis, MT 59749	3010 103c
MT	Interior	West Fork Ranger Station	15 miles South of Darby MT on, West Fork Rs MT 59829.	3010 103c
NC	Air Force	Pope Air Force Base	560 Interceptor Rd, Pope Afb, NC 28308	3005 3010 103c 3016
NC	Army	Albemarle Army Reserve Center	1816 E Main St, Albemarle, NC 28001	3010 103c
NC	Army	Asheville Army Reserve Center	224 Louisiana, Asheville, NC 28806	3010 103c
NC	Army	Brevard Army Reserve Center	E. French Broad St, Brevard NC 28712	3010 103c
NC	Army	Charlotte #1 Army Reserve Center	1300 Westover Dr, Charlotte, NC 28205	3010 103c
NC	Army	Durham #1 Army Reserve Center	1228 Carrol St, Durham, NC 27701	3010 103c
NC	Army	Durham #2 Army Reserve Center	724 Foster St, Durham, NC 227701	3010 103c
NC	Army	Garner Army Reserve Center	2017 Garner St., Garner, NC 27529	3010 103c
NC	Army	Greensboro Army Reserve Center	1120 Church St, Greensboro, NC 27405	3010 103c
NC	Army	Greenville Army Reserve Center	1391 N Mem Dr., Greenville, NC 27834	3010 103c
NC	Army	Hickory Army Reserve Center	1500 12th Street Nw, Hickory, NC 28601	3010 103c
NC	Army	High Point Army Reserve Center	156 Parris Ave., High Point, NC 28307	3010 103c
NC	Army	Lumberton Army Reserve Center	1400 Carthage Rd, Lumberton, NC 28358	3010 103c
NC	Army	Morehead City Army Reserve Center.	405 Fisher St, Morehead City, NC 28557	3010 103c
NC	Army	Raleigh Army Reserve Center	3115 Western Blvd., Raleigh, NC 27606	3005 3010 103c
NC	Army	Rocky Mount Army Reserve Center	804 Fairview Rd, Rocky Mount, NC 28701	3010 103c
NC	Army	Salisbury Army Reserve Center	1825 Woodleaf Rd, PO Box 1927, Salisbury, NC 28114.	3010 103c
NC	Army	Tarheel Army Missile Plant	204 Graham—Hopedale Road, Burlington, NC 27215	103c
NC	Army	Wilmington Army Reserve Center	2144 Lakeshore Dr, Wilmington, NC 28401	3010 103c
NC	Health And Human Services.	National Institute of Environmental Health Science.	S on Alexander Dr, Research Triangle Park, NC 27709.	3005 3010 103c
NC	Navy	Bogue Burn Pit Marine Corps Auxilary Landing Bogu.	MCALF Bogue, Morehead City, NC 28557	3016 103c
NC	Transportation	FAA—Raleigh Durham International Airport.	Raleigh, NC	103a
NC	Transportation	Fort Macon Coast Guard Station	PO Box 237, Atlantic Beach, NC 28512	3010 103c
ND	Agriculture	North Dakota Agriculture Experiment Station.	1605 W. College St., Fargo, ND 58105	3010 3016 103c
ND	Agriculture	Northern Great Plains Research Laboratory.	PO Box 459, Hwy 6s, Mandan, ND 58554	3016 103c
ND	Air Force	Minot Air Force Base	41 CSg/cc, Minot AFB, ND 58705	3005 3010 3016 103c
ND	Army	Concrete Missile Early Warning Station.	DEt 1 57 AD/de, Concrete, ND 58221	103c 3010 3005
ND	Defense Logistic Agency.	Grand Forks Defense Fuel Support Point.	Grand Forks AFB 42nd Street, Grand Forks, ND 58201.	3010 3016 103c
NE	Agriculture	Section 5 Impoundment	SW¼ NW¼SE¼ of Sec 5, Glenvil Township, NE	103c
NH	Defense Logistic Agency.	Newington Defense Fuel Support Point.	Patterson Lane, Newington, NH 03801	3010 3016 103c
NJ	Army	Bayonne Military Ocean Terminal	Foot of 32nd Street, Bayonne, NJ 07002	3005 3010 3016 103c 103a
NJ	Army	Britton Army Reserve Center	39th St & Federal St, Camden, NJ 08105	3010 103c
NJ	Army	Fort Monmouth	Tinton & Pinebrook, Tinton Falls, NJ 07724	3010 3016 103c 103a
NJ	Army	Fort Monmouth Evans Area #1	Marconi Road, Wall Township, NJ 07719	3010 3016 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
NJ	Army	Pedricktown Support Facility	Route 130 Siever Sandberg USARC, Pedricktown, NJ 08067.	3010 103c
NJ	Army	Storch Army Reserve Center	Shore Rd & Dolphin Northfield, Northfield, NJ 08225	3010 103c
NJ	Army	Stryker Army Reserve Center	2150 Nottingham Way, Trenton, NJ 08619	3010 103c
NJ	Commerce	NOAA/NMFS/NEFC	Sandy Hook Laboratory Highlands, NJ 07732	3005 3010 103c
NJ	Energy	New Brunswick Laboratory—ERDA	986 Jersey Avenue, New Brunswick, NJ 08903	3016 103c
NJ	General Services Administration.	Somerville Depot	Route 206, Somerville, NJ 08876	103c 3010
NJ	Interior	FWA—Great Swamp National Wildlife Refuge.	RD 1, Box 152, Basking Ridge, NJ 07920	3016 103c
NJ	Interior	NPS—Gateway National Recreational Area.	Fort Hancock, Sandy Hook, Brooklyn, NJ 07732	3010 3016 103c
NJ	Interior	NPS—Morristown National Historical Park.	Washington Place, Morristown, NJ 07960	103c
NJ	Navy	Trenton Naval Air Warfare Center, Aircraft Div.	Parkway Ave, Trenton, NJ 08628	3005 3010 3016 103c 103a
NJ	Transportation	Sandy Hook Coast Guard Station	Hartshorne Drive, Highlands, NJ 07732	3010 103c
NJ	Veterans Affairs	East Orange Medical Center	Tremont Ave., East Orange, NJ 07019	3010 103c
NJ	Veterans Affairs	Hillsborough Supply Depot	Route 206, Hillsborough Twp, NJ 08853	103c 3010
NJ	Veterans Affairs	Lyons Hospital	Knollcraft Road, Lyons, NJ 07939	3010 103c
NM	Agriculture	Cibola NF: Cobb Resources Corporation.	Cibola National Forest, Magdalena, NM 87825	103c 3016
NM	Agriculture	Jornada Experimental Range	1700 Jornada Road, Las Cruces, NM 88001	3016
NM	Agriculture	Lincoln NF: High Rolls Mining Distrct.	3.3 m S of Inter. of W US 82, High Rolls, NM 88325	103c 3016
NM	Agriculture	Santa Fe NF: LA Bajada Mine	1.25 mi Upstream From LA Bajada, LA Bajada, NM	103c
NM	Air Force	Melrose Range	25 mi W of Cannon Afb, Melrose, NM 88124	3005 3010 3016
NM	Army	Fort Wingate Depot Activity	10 miles East of Gallup On I–10, Gallup, NM 87310	3005 3010 3016 103c
NM	Energy	Gasbuggy	T29N, R4W S36; 55 m E. of Farmington, Dulce (near), NM.	103c
NM	Energy	Lovelace Inhalation Toxicology Research Institute.	Bldg. 9200, Kirtland AFB East, Albuquerque, NM 87185.	103c 3016
NM	Interior	BLM—Amax Chemical Company	Eddy County, Artesia, NM 88201	103c 3016
NM	Interior	BLM—Anthony Landfill	T26S R4E Sec30 NW¼ + E½ of Lot 2, Anthony, NM 88021.	103c 3016
NM	Interior	BLM—Artesia Landfill	T17SR25ESEC10, Artesia, NM 88210	103c 3016
NM	Interior	BLM—Blanco Landfil	T29NR10WSEC13, Blanco, NM 87412	103c 3016
NM	Interior	BLM—Bloomfield Landfill	T29N, R11W, SSEC4, Bloomfield, NM 87413	3016 103c
NM	Interior	BLM—Blue Canyon Allotment	T20SR5WSEC8, Hatch, NM 87937	103c 3016
NM	Interior	BLM—Carlsbad Landfill	T21SR27ESEC27NMPH, Carlsbad, NM	103c 3016
NM	Interior	BLM—Chaparral Landfill	T26SR5ESEC14, Chaparral, NM	103c 3016
NM	Interior	BLM—Eddy Potash Company	3071 Potash Mine Road, Carlsbad, NM 88220	103c 3016
NM	Interior	BLM—Espanola Landfill	T20N R9E SEC 6N MPH, Espanola, NM 87532	103c 3016
NM	Interior	BLM—Hatch Landfill	T19S, R3W, SEC4, Lot1, Hatch, NM 87937	103c 3016
NM	Interior	BLM—Hill Landfill	T22SR1ESECS3&4NMPH, Hill, NM	103c 3016
NM	Interior	BLM—Hyde Mine	35/32/46 & 108/41/26, Gallup, NM 87301	103c 3016
NM	Interior	BLM—International Mineral And Chemical.	P.O. Box 71, Carlsbad, NM 88220	103c 3016
NM	Interior	BLM—Kerr McGee Laguna Toston	Lee County, Hobbs, NM 88240	103c 3016
NM	Interior	BLM—Kerr McGee Potash Company.	Lee County, Hobbs, NM 88240	103c
NM	Interior	BLM—Kirtland Landfill	T30NR14WSEC31, Kirtland, NM 87412	3016 103c
NM	Interior	BLM—La Mesa Landfill	T25S, R2E, SEC34, La Mesa, NM 88044	103c 3016
NM	Interior	BLM—La Union Landfill	T27SR3ESEC18, Dona Ana Co, La Union, NM 88021	3016 103c
NM	Interior	BLM—Las Cruces Landfill	T23SR2ESEC11, Las Cruces, NM 88001	3016 103c
NM	Interior	BLM—Lemitar Landfill	T2SR1WSECS13&24, Lemitar, NM	103c 3016
NM	Interior	BLM—Mesilla Dam Landfill	T24W, R1E, SEC14, Mesilla, NM 88046	103c 3016
NM	Interior	BLM—Mesquite Landfill	T24SR3ESEC29NMPH, Mesquite, NM	103c 3016
NM	Interior	BLM—National Potash Company	Eddy & Lea Counties, Carlsbad, NM 88220	103c 3016
NM	Interior	BLM—Orogrande Landfill	T22SR8ESEC14SWSESW, Orogrande, NM	103c 3016
NM	Interior	BLM—San Antonio Landfill	T5SR1ESEC6NMPH, San Antonio, NM	103c 3016
NM	Interior	BLM—South Farmington Landfill	T29N, R13W, SEC20, Farmington, NM 87401	3016 103c
NM	Interior	BLM—Standard Transpipe Corp	So. of Alamogordo, NM On Hwy 54, Alamogordo, NM 88310.	103c 3016
NM	Interior	BLM—Thoreau Landfill	T14NR13WSEC20NMPH, Thoreau, NM	103c 3016
NM	Interior	BLM—UNM Hazardous Waste Storage Facility.	T23S, R2E, SEC23, Las Cruces, NM 88001	3005 3010 3016 103c
NM	Interior	BLM—Velarde Landfill	T22NR9ESEC20NMPH, Velarde NM 87582	103c 3016
NM	Interior	BLM—Waste Elec. Transformer Site No.1.	T4SR1WSEC17,20, Socorro, NM 87801	103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
NM	Interior	BLM—Waterflow Landfill	T30 NR 16W SEC35, Waterflow, NM 87421	103c 3016
NM	Veterans Affairs	Albuquerque Hospital	2100 Ridgecrest, Albuquerque, NM 87106	3005 3010 3016 103c
NV	Energy	Tonopah Test Range	PO Box 10359, Tonopah, NV 89049	3005 3010 103c 103a 3016
NV	Interior	BLM—Aaron Mining	T28NR47ESEC9, Esmerelda, NV 89421	103c
NV	Interior	BLM—All Minerals Inc.	T12NR46ESEC10, NYE, NV 89045	103c
NV	Interior	BLM—American Borate Company	T18SR49ESEC1, NYE, NV 89020	103c
NV	Interior	BLM—Antelope Valley Pesticide Site.	T25NR42ESEC18, Lander NV 89310	103c 3016
NV	Interior	BLM—Argentum Mill	NE ¼ Sec 17 T3N R36E, Esmerelda County, NV 89010.	103c
NV	Interior	BLM—Austin Well	T40NR35ESEC32, Numboldt NV 98445	103c
NV	Interior	BLM—Bar Resources Inc. Buckhorn Mine.	T26NR49ESEC30, Carlin, NV 89822	103c
NV	Interior	BLM—Bunker Hill Company	T1NR67ESEC29, Lincoln, NV 89043	103c 3016
Nv	Interior	BLM—Candelaria Partners Omc	T34NR35ESEC2233435, Mina, NV 89422	3010 103c
NV	Interior	BLM—Carlin Gold Mine	T35NR50ESEC14, Carlin, NV 89822	103c
NV	Interior	BLM—Chromalloy Mining & Milling	T42NR62ESEC17, Elko, NV 89801	103c
NV	Interior	BLM—Chromalloy Mining & Milling	T42NR63ESEC11, Elko NV 89801	103c
NV	Interior	BLM—Closed Caliente Landfill	T3S, R67E, SEC28, Lincoln County, NV 89008	103c
NV	Interior	BLM—Cortez Joint Venture	T27NR47ESEC13, Beowawe NV 89821	3010 103c
NV	Interior	BLM—Crescent Mining Ltd (rest Mine).	T28SR1ESEC31, Searchlight, NV 89046	103c
NV	Interior	BLM—Crescent Valley Mill	T29NR48ESEC24, Crescent Valley, NV 89821	103c
NV	Interior	BLM—Cyprus Mining Corp.	T13NR46ESEC18, NYE NV 89045	103c
NV	Interior	BLM—D&z Exploration Company Lovelock, NV 89419.	T28NR34ESEC32,	103c
NV	Interior	BLM—Dee Gold Mining Company Elko, NV 89801.	T37NR50ESEC6	103c
NV	Interior	BLM—Double Eagle Inc.,lower Rochester Lovelock, NV 89419.	T28NR34ESEC18	103c
NV	Interior	BLM—Douglas County Landfill	T12NR21ESEC18, Gardnerville, NV 89410	103c
NV	Interior	BLM—Dresser Minerals, Greyston Mine.	T28NR46ESEC16, Battle Mountain NV 89820	103c 3010
NV	Interior	BLM—Duval Corp. Mine Site	T31NR43ESEC23,24,25, Battle Mountain, NV 89820	103c
NV	Interior	BLM—Eisman Chemical Company	T34NR62ESEC32, Carlin, NV 89822	103c
NV	Interior	BLM—Ely Crude Oil Company	T9NR57ESEC35, Ely, NV 89301	103c
NV	Interior	BLM—Imco Services Inc.	T28NR44ESEC4 And T28NR46ESEC32, Battle Mountain, NV 89620.	103c
NV	Interior	BLM—Intermountain Exploration	T26SR64ESEC9, Boulder City, NV 89005	103c
NV	Interior	BLM—Jupiter Gold Company	T33NR37ESEC1, Winnemucca, NV 89445	103c
NV	Interior	BLM—Kemco Buster Mine	T5SR39ESEC25,26, Goldfield, NV 89013	103c
NV	Interior	BLM—Mcdermitt Mine	T47NR37ESEC20212729, Mcdermitt, NV 89421	103c 3010
NV	Interior	BLM—Minerals Concentrates	T35NR37ESEC12, Humboldt, NV 89445	103c
NV	Interior	BLM—Minerals Management, Inc.-Argentum Mill.	T3NR365SSEC65—between Hwy 6 & 95, Columbus Marsh, NV 89010.	103c
NV	Interior	BLM—Montello Shellite	T40NR69ESEC34, Montello, NV 89830	103c
NV	Interior	BLM—Mt. Hope Mine	T22NR51ESEC12, Ely, NV 89301	103c
NV	Interior	BLM—Multi-Metallics Inc.	T37NR1ESEC25, Winnemucca, NV 89445	103c
NV	Interior	BLM—New Pass Resources Inc.	T20NR40ESEC10, Austin, NV 89310	103c
NV	Interior	BLM—Ormsby Landfill	T15NR20–21ESEC1,12, 7700 Hwy 50e, Carson City, NV 89701.	103c
NV	Interior	BLM—Osage Mill Site	T24s R57e S27 Ne¼ Sw¼, Sandy Valley, NV 89019	103c
NV	Interior	BLM—Quinn River Valley	T43NR36ESEC18, Humboldt County, NV 89445	103c 3016
NV	Interior	BLM—Searchlight Landfill	T29S R63E S12, Searchlight, NV 89046	103c
NV	Interior	BLM—Silverado Mill Site	T18N R55E S19, 20 Mi N of Eureka, Eureka, NV 89316.	3016 103c
NV	Interior	BLM—Smokey Valley Mining Company.	T10NR44ESEC18–20,29, Round Mountain, NV 89045	103c
NV	Interior	BLM—Standard Gold Mine	T30NR33ESEC1, Imlay, NV 89418	103c
NV	Interior	BLM—Union Carbide Corp (emerson Mine).	T3SR56ESEC26, Lincoln, NV 89001	103c
NV	Interior	BLM—Union Pacific R/w	T8SR67ESEC23, Lincoln, NV 89008	3016 103c
NV	Interior	BLM—Universal Gas Inc.	R35NR50ESEC10, Eureka, NV 89316	103c
NV	Interior	BLM—Utah International Inc.	T34NR34ESEC35,36, Imlay, NV 89418	103c
NV	Interior	BLM—Veta Grande Mining Company.	T11NR21ESEC3,4,9, Hwy 395s, Gardnerville, NV 89410.	103c
NV	Interior	BLM—West Coast Oil & Gas Corp	T19NR22ESEC26,36, 20 Mi E of Reno Off Hwy 80, Storey County, NV 89400.	3010 103c
NV	Interior	BLM—Western Windfall Ltd	T18NR53ESEC1,2, Eureka, NV 89316	103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
NY	Agriculture	Plum Island Animal Disease Center	Plum Island, Orient Point, NY 11957	3016 103c
NY	Air Force	Hancock Field	Taft And Thompson Roads, North Syracuse, NY 13212.	3010 3016 103c
NY	Air Force	Niagara Falls Air Force Reserve Facility.	914 Tag/De PO Box F Lasalle Station, Niagara Falls IAP, NY 14304.	3005 3010 3016 103c
NY	Air Force	Plant #38	Porter & Balmer Rds, Porter Twp, NY 14131	3005 3010 3016 103c
NY	Air Force	Plant #59	600 Main Street, Johnson City, NY 13790	3016 103c 3010
NY	Air Force	Stewart Air National Guard Base	Stewart International Airport, Newburgh, NY 12550	103c 3010 3016
NY	Air Force	Youngstown Test Annex	Balmer Rd, Porter Center, NY 14131	103c 3016
NY	Army	Amherst Army Reserve Center	100 N Forest Rd, Buffalo, NY 14221	3010 103c
NY	Army	Bellmore Maintenance Facility	2755 Maple Ave, Bellmore, NY 11710	3010 3016 103c
NY	Army	Elihu Root Army Reserve Center	96 Burrstone Rd, Utica, NY 13502	3010 103c
NY	Army	Fort Hamilton	Ft Hamilton, Brooklyn, NY 11252	3010 103c 3016
NY	Army	Fort Totten	Bayside, Queens, NY 11359	3010 103c 3016
NY	Army	Pfc Charles Deglopper Army Reserve Center.	2393 Colvin Blvd, Tonawanda, NY 14150	3010 103c
NY	Army	Roosevelt Army Reserve Center	101 Oak St, Hempstead, NY 11550	3010 103c
NY	Army	TSg H.C. Lockwood Army Reserve Center.	111 Finney Blvd, Malone, NY 12953	3010 103c
NY	Army	Watervliet Arsenal	Broadway, Watervliet, NY 12189	3005 3010 3016 103a 103c
NY	Army	Webster Army Maintenance Support Activity–7.	517 Old Ridge Road, Webster, NY 14580	3010 103c
NY	Army	West Point Military Academy	Rt 9w—Bldg 733, West Point, NY 10996	3005 3010 3016 103c 103a
NY	Defense Logistics Agency.	Verona Defense Fuel Support Point	Main St., Verona, NY 13478	3010 3016 103c
NY	Energy	Colonie Interim Storage Site	1130 Central Ave, Colonie, NY 12205	3005 3010 3016 103c
NY	Energy	Knolls Atomic Power Laboratory-Kesselring Site.	Atomic Project Road West Milton, NY 12020	3005 3010 3016 103c 103a
NY	Energy	Knolls Atomic Power Laboratory-Knolls Site.	River Rd, Niskayuna, NY 12301–1072	3005 3010 3016 103c
NY	Energy	Niagara Falls Storage Site	East of Route 18, North of Pletcher, Lewistown, NY 14092.	3016 103c
NY	General Services Administration.	Brooklyn Information Agency	29th & 3rd Ave, Door 15, Brooklyn, NY 11232	3010 103c
NY	General Services Administration.	Emmanuel Cellard Federal Building	225 Cadman Plaza, Brooklyn, NY 11201	3010 103c
NY	General Services Administration.	Federal Building	252 7th Ave, New York, NY 10001	3010 103c
NY	General Services Administration.	Merchandise Control Sales Section	6 World Trade Center, New York, NY 10048	3010 103c
NY	General Services Administration.	New York	201 Varick St, New York, NY 10014	3010 103c
NY	Interior	FWS—Iroquois National Wildlife Refuge.	PO Box 517, Alabama, NY 14003	3016 103c
NY	Interior	FWS—Montezuma National Wildlife Refuge.	3395 Route 5 & 20 East, Seneca Falls, NY 13148	3010 3016 103c
NY	Interior	NPS—Fire Island National Seashore.	120 Luarel Street, Patchogue, NY 11772	3016 3010 103c
NY	Interior	NPS—Gateway National Recreational Area.	Floyd Bennett Field, Brooklyn, NY 11234	103c
NY	Interior	NPS—United Nuclear	Old Rte. 55, Pawling, NY 12564	103c 3010
NY	Interior	Pennsylvania Ave/Fountain Ave Landfills.	Pennsylvania Ave, Shore Pkwy, Brooklyn, NY 11207	3010 103c
NY	Navy	Brooklyn Naval and Marine Corps Reserve Center.	Floyd Bennett Field, Brooklyn, NY 11234	103c
NY	Navy	Fort Wadsworth	Ft. Wadsworth, Staten Island, NY 10305	3010 103c
NY	Navy	Mitchel Field Housing Facility	Navsta New York Housing Office, Bldg. 19, West Road, Mitchel Field, Garden City, NY 11530.	103c 3010
NY	Navy	Mitchel Manor Housing Facility	Navsta New York Housing Office, 85 A, Mitchel Avenue, East Meadow, NY 11554.	103c
NY	Navy	New York Naval Station	207 Flushing Ave, Brooklyn, NY 11251	3010 103c
NY	Navy	Rochester Naval Industrial Reserve Ordinance Plant.	121 Lincoln Avenue, Rochester, NY 14653	103c
NY	Navy	Stapleton Naval Station	Stapleton, Staten Island, NY 10304	3010 103c
NY	Postal Service	Binghampton Post Office	111 Henry Street, Binghampton, NY 13902	3010 103c
NY	Postal Service	Manhattan General Mail Facility	West 29th St and 9th Ave, New York, NY 10001	3010 103c
NY	Transportation	Aids to Navigation Team	7063 Lighthouse Drive, Saugerties, NY 12477	3010 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
NY	Transportation	Moriches Coast Guard Group	100 Moriches Island Rd, East Moriches, NY 11940	3010 103c
NY	Transportation	Shinneock Coast Guard Station	Shinnecock Station, Hampton Bays, NY 11946	3010 103c
NY	Transportation	Support Center Governor's Island	C/O US Coast Guard Group, Governor's Island, NY 10004.	3010 103c
NY	Transportation	West Sayville IFS transmitter	Cherry Ave, West Sayville, NY 11796	30310 3016 103c
NY	Veterans Affairs	Castle Point Hospital	Rte. 9D, Castle Pt., NY 12511	3010 103c
OH	Army	Columbus Defense Construction Supply Center.	390 E. Broad St. Franklin County, Columbus, OH 43215.	3005 3010 3016 103c
OH	Army	Lima Army Tank Center	1155 Buckeye Rd, Allen County, Lima, OH 45804–1898.	3010 3016 103c
OH	Corps of Engineers, Civil.	Caesar Creek Lake Bridge	Bridge at Caesar Creek Lake, Waynesville, OH 45068	3010
OH	Corps of Engineers, Civil.	West Fork Lake Bridge	Bridge at West Fork Lake, Cincinnati, OH 45240	3010
OH	Defense	Dayton Defense Electronic Supply Center.	1507 Wilmington Pike, Montgomery County, Dayton, OH 45444.	3010 3016 103c
OH	Defense Logistics Agency.	Cincinnati Defense Fuel Support Plant.	4820 River Rd, Hamilton County, Cincinnati, OH 45233.	3010 3016 103c
OH	EPA	Andrew W. Breidenbach Environmental Research Ctr.	26 W Martin Luther King Dr., Cincinnati, OH 45268	3005 3010 3016 103c
OH	EPA	Center Hill Hazardous Waste Engrg Research Lab.	5595 Center Hill Road, Cincinnati, OH 45268	3005 3010 3016 103c
OH	EPA	Testing And Evaluation Facility	1600 Gest St, Cincinnati, OH 45204	3005 3010 3016 103c
OH	NASA	Plum Brook Station	Taylor & Columbus Roads, Erie County Sandusky, OH 44870.	3010 3016 103c 103a
OK	Agriculture	Grazinglands Research	P.O. Box 1199, El Reno, OK 73036	3016 103c
OK	Agriculture Conservation Laboratory.	Plant Sciences And Water	1301 N. Western Rd, Stillwater, OK 74076	3016 103c
OK	Agriculture	Range And Pasture Research	2000 18th Street, Woodward, OK 73801	103c 3016
OK	Air Force	137th Tactical Airlift Wing	Will Rogers World Airport, Oklahoma City, OK	103c
OK	Air Force	Vance Air Force Base	71 ABG/DE, Enid, OK 73702	3005 3010 3016 103c
OK	Army	Fort Sill Field Artillery	Bldg 1950, Fort Sill, OK 73503	3005 3010 3016 103c
OK	Corps of Engineers, Civil.	Fort Gibson Lake	Pryor, OK 74361	3016 103c
OK	Corps of Engineers, Civil.	Robert S. Kerr Lock Dam & Resevoir.	Star Route 4, Sallisaw, OK 74063	3005 3010 3016 103c
OK	Interior	BIA—Caddo County Landfill #1	SE/4 Sec7 T5N R11W SW/4 Sec8, Apache, OK	103c
OK	Interior	FWS—Wichita Mountains National Wildlife Refuge.	Rt 1, Indiahoma, OK 73552	3016 103c
OR	Agriculture	FS—Lowell Ranger Station	Rd 1806–433 On Spur 447, Lowell, OR 97452	3010 103c
OR	Agriculture	Ochoco NF: Crooked River Grasslands.	T12S R14E S34, Madras, OR 99741	3010 103c
OR	Agriculture	Siuslaw NF: Mt. Hebo Air Force Station.	8 mi E. of Hwy 22, Hebo, OR 97122	103c 3010 3016
OR	Agriculture	Willamette NF: Shiny Rock Mine	Highway 126 35 mi E of Cy, Eugene, OR 97440	3016 103c
OR	Agriculture	Willamette NF: Sweet Home Work Center.	4431 Hwy 20, Sweet Home, OR 97386	103c
OR	Air Force	Keno Air Force Station	Haymaker MT Rd Peak End of Rd, Keno, OR 97627	3010 103c
OR	Air Force	Kingsley Field	Joe Wright Rd, 5 Mi S of City, Klamath Falls, OR 97603.	3010 3016 103c
OR	Air Force	North Bend Air National Guard Station.	T25S R13W Sec9, North Bend, OR 97459	103c
OR	Army	COE—Astoria Field Office	Hwy 30 & Maritime Rd, Astoria, OR 97103	3010 3016 103c
OR	Army	COE—North Pacific Division-Materials.	1491 NW Graham Ave, Laboratory Troutdale, OR 97050.	3010 103c
OR	Army	COE—Portland 3 mile Canyon Site	I84 1.2 Mi W of Exit 147, Arlington, OR 97812	3010 103c
OR	Army	COE—Portland Moorings Usaed	8010 NW St Helens Rd, Portland, OR 97210	3010 103c
OR	Army	COE—The Dalles Dam Air Enforcement Division.	Exit 88, The Dalles, OR 97058	3010 103c
OR	Corps of Engineers, Civil.	Willamette Falls Locks	West Linn, West Linn, OR 97068	103c 3016
OR	Energy	BPA—Alvey Substation	86000 Franklin, Eugene, OR 97405	3010 103c
OR	Energy	BPA—Celilo Converter Station	3920 Columbia View Dr E, The Dalles, OR 97058	3010 103c
OR	Energy	BPA—Oregon City Substation: Ostrander.	16885 Eaden Road, Oregon City, OR 97045	103a 103c
OR	Energy	BPA—Troutdale Substation	Sundial Rd, Troutdale, OR 97060	3010 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
OR	EPA	Corvallis Environmental Research Laboratory.	200 SW 35th St, Corvallis, OR 97333	3010 103c
OR	Interior	BLM—Lytle Boulevard Dump	T19SR46ESEC31T20R46, Vale, OR 97918	3010 103c
OR	Interior	BLM—Merlin Landfill	T35SR62sec27, Merlin, OR 97532	3016 103c
OR	Interior	BLM—Minexco Millsite	T9SR42ESEC8, Baker, OR 97814	3016 103c
OR	Interior	BLM—Slides Dump Site	T15SR46ESEC35, Lots 1, 2, Ontario, OR 97914	3016 103c
OR	Interior	BLM—Vale City Dumpsite	T18SR45ESEC32, Vale, OR 97918–0008	3010 103c
OR	Interior	BM—Albany Laboratory	1450 SW Queen Ave, Albany OR 97321	3010 3016 103c
OR	Interior	NPS—Crater Lake National Park	Hwy 62, Crater Lake, OR 97604	3010 103c
OR	Labor	Tongue Point Job Corps Center	Betwn Mp 95 & 96 Hwy 30, Astoria, OR 97103	3010 103c
OR	Transportation	Astoria Coast Guard Base	Hwy 30 At Tongue Point, Astoria, OR 97103	3010 103c
OR	Transportation	CG—Coos Bay Ant	4333 Boat Basin Rd, Charleston, OR 97420	3010 103c
OR	Transportation	Portland Marine Safety Coast Guard Station.	6767 N Basin, Portland, OR 97217	3010 103c
PA	Air Force	Greater Pittsburgh International Airport.	911 TAG/DE, Pittsburgh, PA 15321	3016 103c
PA	Army	Charles E. Kelly Support Center	US Army, Oakdale, PA 15071	3010 103c
PA	Army	Philadelphia Defense Personnel Support Center.	2800 S 20th St, Philadelphia, PA 19101	3005 3010 3016 103c
PA	Energy	Bettis Atomic Power Laboratory	PO Box 109 Bettis Rd, West Mifflin, Borough, PA 15122–0109.	3005 3010 3016 103c
PA	Interior	NPS—Gettysburgh National Military Park.	RD 1, Gettysburg, PA 17325	103c
PA	Interior	NPS—Valley Forge National Historic Park.	Rte 23, Valley Forge, PA 19481	103c 3010
PR	Army	Camp Santiago	Route 1, Salinas, PR 00751	103c 3010 3016
PR	Army	Fort Buchanan	Route 28, San Juan, PR 00934	3005 3010 103c 3016
PR	Energy	Center For Energy And Environmental Research.	Road 108 Km 1.1, Mayaquez, PR 00708	3016 103c 3010
PR	Navy	Ceiba Naval Station	Roosevelt Roads, Ceiba, PR 00635	3005 3010 3016 103c
PR	Navy	Roosevelt Roads Naval Station	Villa Verde Street Drydock & Repair Facility Miramar, PR 00903.	3005 3010 3016 103c
PR	Navy	Vieques East	Vieques, Vieques, PR 00765	103c 3005 3010 3016
PR	Transportation	Borinquen Coast Guard Air Station	Ramey Air Force Base, Aquadilla, PR 00604	3010 103c
SC	Navy	Beaufort Naval Hospital	SC Highway 280, Beaufort, SC 29902	3010
SC	Navy	Charleston Naval Shipyard	Viaduct Road, Charleston, SC 29408	3005 3010 3016
SD	Agriculture	Black Hills NF: Custer Ranger District.	647 North 3rd St, Custer, SD 57730	3010 3016 103c
SD	Agriculture	Black Hills NF: Munitions	Spokane R6E, T25, SW¼, SEC26, Spokane, SD	103c 3016
SD	Tennessee Valley Authority.	Silver King Mines Inc.	US Hwy. 18, Edgemont, SD 57735	3010 103c
TN	Army	Holston Army Ammunition Plant	West Stone Drive, Kingsport, TN 37660	3005 3010 3016 103c 103a
TN	Navy	Memphis Naval Air Station	Millington—Arlington Road, Millington, TN 38054	3005 3010 3016 103c
TN	Tennessee Valley Authority.	Allen Fossil Plant	2574 Plant Rd., Memphis, TN 38109	3005 3010 3016 103c 103a
TN	Tennessee Valley Authority.	Boone Hydro Plant	TN Hwy 75/ 8 mi SE of Kingsport, TN 37662	103a
TN	Tennessee Valley Authority.	Bull Run Fossil Plant	Edgemoor Rd., 6 mi SE of Oak Ridge, Oak Ridge, TN 37930.	3010 103c
TN	Tennessee Valley Authority.	Cumberland Fossil Plant	815 Cumberland City Rd, Cumberland City, TN 37050	3010 103a 103c
TN	Tennessee Valley Authority.	Hartsville Site	TN Hwy 25, Hartsville, TN 37050	3010 103a 103c
TN	Tennessee Valley Authority.	John Sevier Fossil Plant	TN Hwy 70E, Rogersville, TN 37134	3005 3010 103c 103a
TN	Tennessee Valley Authority.	Kingston Fossil Plant	Off I–40 East, Kingston, TN 37763	3005 3010 103c
TN	Tennessee Valley Authority.	Sequoyah Nuclear Plant	Hixson Pike Rd., Daisys, TN 37319	3005 3010 103c 103a
TN	Tennessee Valley Authority.	Watauga Hydro Plant	Wilbur Dam Rd 5 mi E of Elizabethton, TN 37643	3010
TN	Tennessee Valley Authority.	Watts Bar Nuclear Plant	TN Hwy 68, Spring City, TN 37381	3005 3010 103c
TX	Agriculture	Conservation and Production Research Laboratory.	½ mile W., T–40 S., Bushland, TX 79012	3016 103c
TX	Agriculture	Cotton Insects Research Laboratory	Brownsville, TX 78520	103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
TX	Agriculture	Honey Bee Research Laboratory	Weslaco, TX 78520	103c
TX	Agriculture	Knipling—Bushland Livestock Insects.	Intersection SH 16 and IH 10, Laboratory, Kerrville, TX 78028.	3016
TX	Agriculture	Subtropical Agriculture Research Laboratory.	Fm 1015, South Expressway 83, Weslaco, TX 76115	3010 3016 103c
TX	Air Force	147th Wing at Ellington Field	Clothier Avenue, Houston, TX 77209	103c 3016 3010
TX	Air Force	Bergstrom Air Force Base	67 CSG/DE, Bergstrom AFB, TX 78743	3005 3010 3016 103c 103a
TX	Air Force	Dyess Air Force Base	96 CSG/CC, Abilene, TX 79607	3005 3010 3016 103c 103a
TX	Air Force	Nederland Air National Guard	Highway 69, Nederland, TX 77627	103c
TX	Air Force	Sheppard Air Force Base	3750 ABG/DE, Wichita Falls, TX 76311	3005 3010 3016 103c
TX	Army	Canyon Lake Recreation Area	North Side of Canyon Lake (by Dam), San Antonio, TX 78234.	103c
TX	Army	Corpus Christi Army Maintenance Support Activity.	2022 Saratoga, Corpus Christi, TX 78415	3005 3010 103c 103a
TX	Army	Fort Bliss Air Defense Center	Pershing Drive, Fort Bliss, TX 79916	3005 3010 3016 103c 103a
TX	Army	Fuels & Lubricant Research Laboratory.	6220 Cuevra, San Antonio, TX 78284	103c
TX	Army	Saginaw Aircraft Plant	Blue Mound Road Highway 156, Saginaw, TX 76131	3010 103c
TX	Army	Terrell Nike Missile Site	½ Mi E.of Hwy 205, Terrell, TX 75160	103c
TX	Corps of Engineers, Civil.	Lake Lavon—North Gully Site 1	Highway 380, Wylie, TX 75077	3016 103c
TX	Corps of Engineers, Civil.	Lake Lavon—St Paul Site 2	S End Rolling Meadows St, Wylie Tx, 75098	103c 3010
TX	EPA	Houston Laboratory	6608 Hornwood Dr, Houston, TX 77074	3010 103c
TX	Interior	FWS—Laguna Atascosa National Wildlife Refuge.	P.O. Box 450, Rio Hondo, TX 78583	103c
TX	Interior	NPS—Padre Island National Seashore Bone Yard.	Park Road 22, Corpus Christi, TX 78418	3010 3016 103c
TX	Justice	Bastrop Federal Correctional Institution.	Hwy95 8 mi NE of Bastrop, Bastrop, TX 78602	3010 3016 103c
TX	NASA	L.B. Johnson Space Center	2101 Nasa Road, Houston, TX 77058	3005 3010 3016 103a 103c
TX	Navy	Chase Field Naval Air Station	Sw 202 5 mi E. of Beeville, Beeville, TX 78103	3005 3010 103c
TX	Navy	Kingsville Naval Air Station	Military Highway, Kingsville, TX 78363	3010 103c 103a
UT	Air Force	Plant #78	35 mi. NW of Brigham City, Mail Stop 250, Brigham City, UT 84302.	3010 3016 103c
UT	Interior	BLM—Chevron Red Wash Unit	T7SR7ESec22, Vernal, UT 84078	3016 103c 103a
UT	Interior	BLM—Desert Mound Mine	T35NR13WSec35, Cedar City, UT 84720	3016 103c
UT	Interior	BLM—East Summit Mining Claims	T31WR20WSec11,14, UT	3016 103c
UT	Interior	BLM—Frye Canyon Tailing	T36SR16ESec34, Hite, UT 84511	3016 103c
UT	Interior	BLM—Mercur Canyon Outwash	Highway 73, East of Tooele Army Depot, Tooele, UT 84074.	3016 103c
UT	Interior	BLM—Silver Maple Claims	T2SR4ESec3,4 Utah Hwy 248, Park City, UT 84060	3016 103c
UT	Interior	BLM—Snowville Landfill	T14N, R9W, Sec32, Snowville, UT 84336	103c
UT	Interior	BLM—Wendover Landfill	T1S, R19W, Sec3, Lots 1 And 2, 3 Mi E of Wendover, Wendover, UT 84083.	103c 3016
UT	Interior	Cottonwood Canyon	T37SR21ESec3, Hite, UT 84511	3016 103c
UT	Interior	Ore Buying Station-Moab	T26SR22ESec6ParclABC, Moab, UT 84532	3016 103c
VA	Air Force	Oyster Point Development Corp.	610 Thimble Shoals Blvd., Newport News, VA 23601	103c
VA	Army	Arlington Hall Station	US Army, Warrenton VA 22186	3010 103c
VA	Navy	Arlington Marine Corps Battalion Headquarters Arl.	Henderson Hall, Arlington VA 22214	103c
VA	Navy	Roanoke Navy and Marine Corps Reserve.	5301 Barnes Ave, Roanoke VA 24019	3010 103c
WA	Agriculture	Okanogan NF: Alder Creek	T33N R21E S24 QS SE Wm, Twisp, WA 98856	103c
WA	Agriculture	Okanogan NF: Bonaparte	T39N R30E S10 Wm, Chesaw, WA 98844	103c
WA	Agriculture	Okanogan NF: Eight Mile	T36N R21E S23 QSSE Wm, Ranch Winthrop WA 98862.	103c
WA	Agriculture	Okanogan NF: Kerr	T35 R24E S23 Wm, Conconully WA 98819	103c
WA	Agriculture	Okanogan NF: Lost Lake	T39N R30E S28&29 QSNE Wm, Orville WA 98844	103c
WA	Agriculture	Okanogan NF: Minnie Mine	T32N R22E S23, 8 mi S of Twisp, Twisp, WA 98856	3016 103c
WA	Agriculture	Okanogan NF: Tonasket	T37N R27E S16 Wm, Okanogan River Valley, Tonasket WA 98855.	103c
WA	Agriculture	Okanogan NF: Twisp	T33N R22E S17 SW¼ NW¼ Wm, Twisp, WA 98856	103c
WA	Agriculture	Pacific N.W. Forest Range Experiment Station.	3625 93rd Ave S., Tumwater, WA 98501	3016 103c

FEDERAL FACILITIES DOCKET, NFRAP STATUS FACILITIES—Continued

State	Agency	Facility name	Facility address	Reporting mechanism
WA	Agriculture	Wenatchee NF: Steliko	T26N R20E S20 NW¼ NW¼ Wm, Ardenvoir WA 98811.	103c
WA	Agriculture	Wenatchee NF: Vehicle Wash Sump.	600 Sherbourne St, Leavenworth, WA 98826	103c
WA	Air Force	Paine Field Air National Guard Station.	2701 112th St SW, Everett, WA 98204	103c 3010
WA	Air Force	Seattle Air National Guard Station	6736 Ellis Ave S, King Cnty Int'l Airprt, Seattle, WA 98108.	103c
WA	Army	Redmond National Guard Bureau	17230 NE 95th Street, Redmond WA 98052	103c
WA	Army	Yakima Firing Center	Yakima Firing Center, Yakima, WA 98901	3005 3010 3016 103c
WA	Commerce	Economic Development—Columbia Gardens.	Columbia Gardens, Pasco, WA	103c 3016
WA	Energy	BPA—Bell Substation	E 2400 Hawthorne Rd, Mead WA 98021	3010 3016 103c 103a
WA	Energy	BPA—Columbia Substation	St Hwy 28 6 mi S of Cy, Rock Island, WA 98850	3016 103c
WA	Energy	BPA—Midway Substation	Priest Rapids off Hwy 24, Sunnyside, WA 98944	3010 3016 103c
WA	Energy	BPA—Olympia Substation	5240 Trosper St SW, Olympia, WA 98512	3010 3016 103c 103a
WA	Energy	BPA—Port Angeles	1400 E Park Street, Port Angeles, WA 98362	103a 3010 103c
WA	Energy	BPA—Snohomish Substation	10th & Avenue D, Snohomish WA 98290	3010 3016 103c 103a
WA	Interior	BLM—Enlo Powerhouse Aka Similkameen.	T40NR27ESEC13, Oroville, WA 98844	103c
WA	Interior	BLM—Oroville Landfill	T40NR27ESEC18, Oroville, WA 98844	103c 3016
WA	Interior	BR—Chandler Power & Pumping Plant.	Old Inland Empire Hwy, Benton City, WA 99320	103c
WA	Interior	BR—Fort Simcoe Job Corps Center	W end of Hwy 220 T10N R16E S21, White Swan, WA 98952.	3010 103c
WA	Interior	BR—Grand Coulee Dam Project	Hwy 155 N of Jct Hwy 174, Coulee Dam, WA 99116	3010 3016 103c
WA	Interior	BR—Smith Wasteway	5 mi. E. of Pasco, Pasco, WA	3016 103c
WA	Navy	Camp Wesley Harris Marine Facility	Seabeck Hwy 3 mi W of Cy, Bremerton, WA 98310	103c
WA	Navy	Jim Creek Naval Radio Station T	4 miles East of State Highway 530 at Oso, Oso, WA 98223.	103c 3010
WA	Navy	Puget Sound Naval Station	7500 Sand Point Way NE, Seattle, WA 98115	3010 103a 103c
WA	Transportation	FAA—Mica Peak	T24N, R45E, S14, Mica, WA 99023	103c 3016
WA	Transportation	Seattle Coast Guard Support Center.	1519 Alaskan Way S, Seattle, WA 98134	3010 3016 103c
WA	Transportation	Seattle Coast Guard Support Center Annex.	2700 W Commodore Way, Seattle, WA 98119	3010 103c
WI	Agriculture	Forest Products Laboratory	1 Gifford Pinchot Dr, Dane County, Madison, WI 53705.	3005 3010 3016 103c
WI	Agriculture	Nicolet NF: Tipler Dump	0.51 mi E on Shannon Rd & Hwy 139, Tipler Township, WI 54542.	103c
WI	Army	Pewaukee Army Reserve Center	619 W Wisconsin Ave, Pewaukee, WI 53072	3010 103c
WI	Interior	FWS—St. Croix Wetland Management District.	1618 220th Ave (rural area), St. Croix County, New Richmond, WI 54017.	3010
WI	Transportation	Milwaukee Coast Guard Group Base.	2420 Lincoln Memorial Dr, Milwaukee, WI 53207	3010 103c
WY	Agriculture	High Plains Grassland Research Station.	8408 Hildreth Road, Cheyenne, WY 82009	3016 103c
WY	Energy	Hoe Creek	Gillette, WY	103c
WY	Energy	WAPA—Casper Field Br	W of Mt View on Spider Rd, Mills, WY 82644	103c
WY	Interior	BLM—Baroil Landfill	T26NR90WSEC26, Baroil, WY	103c
WY	Interior	BLM—Birch Creek Site	T27NR113WSEC34, Worland, WY	103c
WY	Interior	BLM—Boulder Landfill	T31NR108WSEC3, Boulder, WY	103c
WY	Interior	BLM—Cody Landfill	T52NR101WSEC20, Cody, WY	103c
WY	Interior	BLM—N.W. Pipeline Barrel Sp	SE¼ NW¼ Sec 18 T16N R92W, Carbon, WY 82324	3010 103c
WY	Interior	BLM—Old Lysite Landfill	T30NR91WSEC1, WY	103c
WY	Interior	BLM—Riverton Landfill	T34NR96WSEC26, 1/2 mi E of Riverton, Riverton, WY 82501.	103c
WY	Interior	BLM—South Bighorn County Landfill.	T52NR93WSEC20, WY	103c
WY	Interior	BLM—Worland Landfill	T47NR93WSEC23, Worland, WY	103c

[FR Doc. 97–16517 Filed 6–26–97; 8:45 am]

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federal register

Friday
June 27, 1997

Part III

Department of Energy

48 CFR Parts 901, 917, 926, 950, 952, and 970

Acquisition Regulations; Department of Energy Management and Operating Contracts; Final Rules

DEPARTMENT OF ENERGY

48 CFR Parts 901, 917, 926, 950, 952 and 970

[1991–AB–28]

Acquisition Regulations; Department of Energy Management and Operating Contracts

AGENCY: Department of Energy.

ACTION: Final rule.

SUMMARY: The Department of Energy (DOE) today amends the Department of Energy Acquisition Regulation (DEAR) to implement certain key recommendations of its Department-wide contract reform initiative. This initiative furthers the Department's policy objectives of protecting the environment, safety and health, cost control, and enhancing diversity. Changes are in the following areas: implementation of performance-based management contracting; the reimbursement of costs for fines, penalties, third-party liability, and property loss or damage; requirements for contractor make-or-buy plans; diversity; implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, including displaced worker hiring preferences; payment of fee; procedures for determining the application of laws, regulations, and Department directives to contractors; a requirement for a contractor safety management system covering the environment, safety, and health; ownership of records; and contractor overtime management policy.

DATES: This final rule is effective August 26, 1997.

FOR FURTHER INFORMATION CONTACT: Connie P. Fournier, Office of Policy (HR–51), Department of Energy, 1000 Independence Avenue, SW, Washington, D.C. 20585, (202) 586–8245; (202) 586–0545 (facsimile); connie.fournier@hq.doe.gov (Internet).

SUPPLEMENTARY INFORMATION:

I. Background
II. Disposition of Comments
III. Procedural Requirements
A. Review Under Executive Order 12866
B. Review Under Executive Order 12988
C. Review Under the Regulatory Flexibility Act
D. Review Under the Paperwork Reduction Act
E. Review Under Executive Order 12612
F. Review Under the National Environmental Policy Act
G. Review Under Small Business Regulatory Enforcement Fairness Act of 1996
H. Review Under the Unfunded Mandates Reform Act of 1995

I. Background

On June 24, 1996, the Department of Energy published in the **Federal Register** (61 FR 32588) a notice of proposed rulemaking to amend the Department's acquisition regulations to implement certain recommendations of its contract reform report, *Making Contracting Work Better and Cost Less* (February 1994). Those proposed changes were to improve the Department's acquisition system, principally in areas affecting management and operating contracts.

On July 25, 1996, the Department published a supplemental notice (61 FR 38701) to the proposed rule providing additional discussion regarding the treatment of *qui tam* costs incurred by management and operating contractors. A public hearing originally scheduled in the proposed rule for August 1, 1996, was canceled on July 31, 1996 (61 FR 39940) because of a lack of requests to speak. Written comments on the proposed rule were due by August 23, 1996. The Department received comments from 24 entities. After reviewing comments, the Department published a notice of limited reopening of the comment period for the proposed Environment, Safety and Health clause (61 FR 53185, October 10, 1996; corrected at 61 FR 53699, October 15, 1996). The purpose of the reopening was to clarify the requirements in the proposed clause. The Department received comments on the reopening from 6 entities.

Today's final rule adopts the amendments in the notice of proposed rulemaking and the limited reopening notice, with certain changes discussed in this section. The Department today also publishes a separate rule that effects as a final rule a previously published interim final rule. That rule (61 FR 32584), published on June 24, 1996, and effective on August 23, 1996, made changes to the Department's policies regarding competition and extension of its management and operating contracts. These two final rules constitute the acquisition regulatory changes to date for the Secretary of Energy's contract reform initiatives.

II. Disposition of Comments

The Department has considered and evaluated the comments received during the public comment period. The following discussion provides a summary of the comments received, the Department's responses to the comments, and any resulting changes from the proposed rule and the limited reopening notice. For convenience, this discussion is grouped by the major items covered. Text changes finalized by this rule are listed at the end of each major item discussed.

Item I—Performance-Based Management Contracting

A. *Comment:* One commenter recommended that the Department defer its rulemaking in this area until after Federal Acquisition Regulation (FAR) coverage for performance-based contracting (services) is adopted as a final rule, citing potential for inconsistencies with the FAR and a concern that the Department's policies could be altered depending on the outcome of the FAR case (FAR CASE 95–311, 61 FR 40284, August 1, 1996). Regarding the latter issue, the commenter expressed concern that meaningful public comments cannot be made. The commenter also believed that the Department's proposed approach mandates the use of performance-based contracting methods as opposed to the FAR coverage which appears to provide greater flexibility.

Response: As indicated in the notice of proposed rulemaking, the Department considered the policies set forth in the Office of Federal Procurement Policy Letter 91–2, Service Contracting, in developing its policies for the application of performance-based contracting to management and operating contracts. At that time, the Department also was aware of the effort by the FAR Council to develop regulatory coverage in FAR Part 37, Service Contracting, that would implement the requirements of the OFPP Policy Letter for service contracts. The Department notes that OFPP Policy Letter 91–2 was effective on May 9, 1991, and was not dependent on the issuance of the FAR coverage. The Department of Energy, along with other Federal agencies, has been complying with the requirements of the Policy Letter in its service contracts since that date. From a practical standpoint, the Department already has incorporated performance-based contracting concepts and methodologies in many of its management and operating contracts and will continue to do so in the future.

In the proposed rule, the Department committed to reviewing the proposed regulatory coverage for FAR Part 37 on performance-based services contracting. The Department has conducted that review and finds no substantive inconsistencies between its coverage as it applies to management and operating contracts and the FAR coverage for service contracts. The proposed FAR coverage, to a large extent, restates policies and concepts from the OFPP

Policy Letter. Accordingly, it does not provide new or additional substantive concepts, approaches, or practices that may cause inconsistencies with the Department's regulatory implementation.

The Department disagrees with the commenter's belief that the FAR coverage appears to provide greater flexibility in applying performance-based contracting approaches. The coverage at FAR Section 37.000, Scope of Part, *requires* the use of performance-based contracting *to the maximum extent practicable* (emphasis added). Section 37.102(d), Policy, establishes performance-based contracting methods as the preferred approach to acquiring services. In this final rule, the Department is adopting the same requirements in its policy governing the application of performance-based contracting methodologies for management and operating contacts found at DEAR Section 970.1001, Performance-based contracting.

Accordingly, the Department does not believe it is necessary to defer its final rule concerning the application of performance-based contracting concepts to its management and operating contracts. In order to strengthen the Department's application of performance-based contracting concepts and methodologies to its management and operating contracts, the Department has added the definition of ''performance based contracting'' from the OFPP Policy Letter to section 917.601, Definitions. In addition, section 970.1001, Performance-based contracting, has been amended to include a reference to OFPP Policy Letter 91–2 and recognize the general application of the concepts and methodologies set out in the policy letter to management and operating contracts. This Section also creates a linkage between contract performance objectives and the Department's strategic planning goals and objectives, and requires the development of quality assurance surveillance plans.

B. *Comment:* Three commenters noted that the use of performance-based management contracting concepts may be administratively burdensome. It was recommended that the final rule spell out the objectives of performance-based contracting and provide additional guidance to contracting officers concerning the development of measures and incentives and that the Department carefully monitor implementation to ensure cost effectiveness of the new approach.

Response: The move to performance-based contracting methodologies represents a significant shift in both policies and practices by the Department and its contract community. Accordingly, the period of transition to this new approach requires considerable commitment from both the Department and its contractors. Although the learning curve has been steep, experience to date has indicated that over the long term, benefits of applying performance-based management concepts will exceed the administrative difficulties. Because guidance on the use of performance-based contracting must be continually updated and developed as experience is gained, the Department believes that it is impractical to provide such guidance in a regulation and, further, to do so would be contrary to the Administration's initiatives to streamline regulations. The Department has already established several cross-cutting and independent initiatives to monitor implementation.

C. *Comment:* One commenter recommended that the Department identify those contracts which are, or will become, subject to the revised requirements pertaining to performance-based management contracting concepts, as expressed in Sections 917.600, 917.601, and 917.1001.

Response: The Department believes that the scope of its policies pertaining to the use and application of performance-based management contracting concepts and methodologies is sufficiently clear to indicate that it is the Department's intent to employ such concepts and methodologies, to the maximum extent practicable, in all of its contracts for the management and operation of DOE sites and facilities. The Department believes that this approach is consistent with, and in support of, Governmentwide efforts to move to results-oriented performance under contracts. As such it is unnecessary to specifically identify each contract and solicitation subject to the policies.

D. *Comment:* Regarding the scope of the Department's policy on the use of performance-based management contracting, as set forth in Section 917.600, one commenter questioned whether the subpart applies to ''management and integration'' contracts for environmental restoration work.

Response: As a preface to the response to this comment, it should be noted that the Department is required by regulation to periodically review the continued need for the use of a management and operating type contract (referred to as a performance-based management contract). This review normally is conducted concurrent with the process of deciding whether to compete a management and operating contract upon expiration of the current contract. In conducting this review, the Department assesses, among other things, whether alternative contracting approaches to the traditional management and operating contract may be viable and could present more effective contracting solutions. Considerations in this assessment include potential changes to the current and future missions at the site or facility and whether the nature and scope of the contemplated work effort meets the purpose of the management and operating contract format. As a result of such assessments, the Department has, in recent years, converted numerous management and operating contracts into FAR-based support services and management and integration contracts. These contracts are not subject to DEAR Part 970. Nonetheless, certain aspects of the management and operating contract concept may be applied to management and integration contracts, if deemed appropriate.

The policies set forth in section 917.600 and Part 970 govern those contracts that are traditionally considered ''management and operating contracts.'' Other contracts recently awarded by the Department, such as those contracts labeled as ''management and integration contracts,'' have a purpose that is different from the traditional management and operating contract. Accordingly, such contracts are not, *per se*, subject to Section 917.600 and other applicable regulations set forth in Part 970 of the DEAR. As a practical matter, however, these management and integration contracts may include some terms, conditions, and features similar to those found in management and operating contracts. In any case, because these contracts are governed by other provisions and requirements of the FAR and DEAR, it is the Department's intent that these contracts also use performance-based contracting approaches.

The final rule makes the following changes:

1. *917.600,* Scope of subpart. This Section is revised to recognize the applicability of the requirements of the Subpart to performance-based management contracts.

2. *917.601,* Definitions. This Section is added to define the term ''performance-based management contract'' as a form of management and operating contract to be used by the Department of Energy for the management and operation of its weapons production and laboratory facilities, where the contract includes objective performance standards and

incentives. This Section also defines ''performance based contracting'' in a manner consistent with Office of Federal Procurement Policy Letter 91–2.

3. *970.10,* Specifications, Standards and Other Statement of Work Descriptions. Section 970.1001 is revised as a new Section entitled, Performance-based contracting, and Section 970.1002 is retitled, Additional considerations.

Item II—Fines, Penalties, Third-Party Liability, and Property Liability

A. Shifting Burden of Proof

Comment: Sixteen of the commenters recommended against creating a rebuttable presumption of unallowability of costs resulting from third-party claims or damage to or loss of government property. About half of these commenters emphasized the increased costs of reporting and record keeping that would result and some compared this increased administrative burden with the problems created by the Accountability Rule, which the Department is eliminating. Nine of the commenters recommended the Department use the burden of proof standard under FAR 31.201–3, rather than create a new standard inconsistent with government-wide policy. They believed the FAR standard created a better balance between the Government's right to question costs and the administrative burden on the contractor to justify and document, in advance, the contractor's costs under the contract.

Several commenters believed the Department's proposed rule was unclear concerning the degree of proof that would be necessary to overcome the presumption of unallowability since the Department seemed to be requiring proof of a negative (i.e., that a cost is not unallowable). Finally, one commenter pointed out that presumptions are only appropriate where courts and legislatures have extensive experience with a recurrent set of facts and there is a strong likelihood of the existence of presumed conclusions.

Response: The Department has considered the comments on this issue and has decided to adopt the burden of proof requirements articulated in FAR 31.201–3, Determining reasonableness. The Department has decided that FAR 31.201–3, combined with a recent amendment to FAR 31.201–2, Determining allowability, adequately protects the Government's interest in avoiding the reimbursement of unallowable costs by placing responsibility for documenting costs on the contractor.

Paragraph (a) of FAR 31.201–3 states in part:

No presumption of reasonableness shall be attached to the incurrence of costs by a contractor. If an initial review of the facts results in a challenge of a specific cost by the contracting officer or the contracting officer's representative, the burden of proof shall be upon the contractor to establish that such cost is reasonable.

Additionally, FAR 31.201–2, Determining allowability, now clarifies and expands the contractor's responsibility for documenting costs. More particularly, paragraph (d) provides:

A contractor is responsible for accounting for costs appropriately and for maintaining records, including supporting documentation, adequate to demonstrate that costs claimed have been incurred, are allocable to the contract, and comply with applicable cost principles in this subpart and agency supplements. The contracting officer may disallow all or part of a claimed cost which is inadequately supported.

The Department believes that, taken together, these provisions appropriately balance the Department's right to question contractor costs and the administrative burden placed on the contractor to justify its costs. For these reasons, the language ''demonstrates to the contracting officer,'' has been deleted from DEAR 970.5204–21(f)(1), 970.5204–31(h), and 970.5204–31(j)(2).

B. Prudent Business Judgment

Comment: Fifteen commenters recommended against the use of the term ''prudent business judgment,'' as used in the proposed rule, since the Department appeared to be introducing an ambiguous term or standard. Almost all of the commenters expressed concern about how this term would be interpreted, particularly since the Department seemed to be going beyond the standard articulated in FAR 31.201–3. Commenters questioned how a demonstration of ''prudent business judgment'' would be made and what would be the basis for a finding that prudent business judgment had not been exercised. A number of commenters also pointed out that the Department appeared to be creating a standard which would allow the Contracting Officer to second guess the judgments of contractor management. Five of the commenters recommended against creating a ''cost reasonableness'' definition that differed from that established by FAR 31.201–3.

Response: There appears to be some confusion on the part of the commenters. Except for costs related to third-party liabilities under the Insurance—Litigation and Claims clause, the Department is not creating a new standard for determining cost reasonableness, beyond that provided in FAR 31.201–3.

With respect to the allowability of costs arising from third-party claims, the Department is establishing, in this final rule, a new requirement that the contractor's managerial personnel exercise prudent business judgment in order to be reimbursed for costs resulting from third-party liabilities. This is in addition to the standard (i.e., ''willful misconduct or lack of good faith'' on the part of contractor managerial personnel) found in the Federal Acquisition Regulation at 48 CFR 52.228–7, which addresses the unallowability of third-party claims, and in the current Department of Energy Acquisition Regulation at 48 CFR (DEAR) 970.5204–13(e)(17) and 970.5204–14(e)(15), which address the unallowability of ''losses.''

The prudent business judgment standard is specifically defined in the final rule as (1) failure to act in the same manner as a prudent person in the conduct of a competitive business, or (2) in the case of a nonprofit educational institution, failure to act in the manner that a prudent person would have under the circumstances prevailing at the time the events which resulted in third-party liability occurred or the decision to incur the cost was made. These are well-established standards in the Federal Acquisition Regulation and OMB Circular A–21, Cost Principles for Educational Institutions, for determining the reasonableness of a cost for purposes of allowability.

The following situation illustrates how this standard will operate in a typical third-party action. A sexual harassment suit is brought by an employee against the contractor. The contractor eventually seeks reimbursement from the Department for costs incurred in defending against the suit and for any settlement or judgment of the employee's action. After an initial review of the facts, the contracting officer may decide that there is reason to believe that the costs resulted from management's failure to exercise prudent business judgment and so informs the contractor. In this case, the contracting officer would then proceed to consider, among other things: whether management has an effective process for addressing employee discrimination complaints; whether this process was followed by management in this case; and whether management had effective notice of previous sexual

harassment activities by the same individual or in the same work place. The Department acknowledges that third-party actions, including employee discrimination complaints, are normal business risks, and is not seeking to shift all such risk to the contractor. However, the Department does intend that the contractor assume the risk for management's unreasonable actions or unreasonable failure to act in those situations which carry the potential for third-party liability.

The Department is adopting this standard to foster contractor responsibility and accountability. Unlike the former ''Accountability Rule,'' this standard is to be applied to the decisions and actions of the contractor's management, not to the individual actions of contractor employees who are not managers. In this way the Department intends to focus the contractor's attention on the quality of its management and the effectiveness of its management systems and controls, and to shift the risk of loss arising out of contractor management deficiencies to the party that can prevent the loss—the contractor.

Some commenters expressed concern that this approach would permit contracting officers to second guess decisions made by contractor management. As a point of fact, contracting officers are often required to exercise their judgment in determining the allowability or reasonableness of contractor costs. If the contractor disagrees with the contracting officer's judgment, and no reasonable settlement can be reached on the issue, the contractor has recourse to the rights and procedures established under the Contract Disputes Act, 41 U.S.C. § 609, *et seq.* (Federal Acquisition Regulation Subpart 33.2).

C. Fines and Penalties

Comment: Three of the commenters argued that the Department should exercise its special contracting authority under the Atomic Energy Act to deviate from government-wide policies on fines and penalties. A fourth commenter argued that the Department can legitimately defend reimbursement of criminal fines and penalties resulting from compliance with specific terms of a contract or written instruction from a contracting officer.

Response: Congress has repeatedly expressed its position on the reimbursement of contractor fines and penalties. Most recently, this cost category was addressed in the Federal Acquisition Streamlining Act of 1994 (FASA), 41 U.S.C. 256(e)(1)(D). With regard to the Department of Energy, statutes on this issue can be found at 42 U.S.C. § 7256a, which contains language similar to that found in FASA, and § 7273a, which prohibits the use of appropriated funds to pay penalties under environmental laws.

It should be noted that the Department has retained the rebuttable presumption of unallowability with respect to fines and penalties. In order for a civil fine or penalty to be an allowable cost, the contractor must demonstrate to the contracting officer one of the two conditions set forth in DEAR 970.5204–13(e)(12).

D. Litigation and Losses From Third-Party Liabilities

Comment: Two commenters thought the Department should expand the language in 970.5204–31(f), concerning the availability of funds, to provide that the Department would make its best effort to obtain any necessary additional funding.

Response: The Department has decided not to include the requested language in this final rule. The Antideficiency Act (31 U.S.C. 1301) and Comptroller General decisions restrict expansion of the language on availability of funds to include the requested phrasing.

Comment: Three commenters stated that the Department should define ''third party'' to include other government agencies. One of the commenters was concerned about cost recovery or contributory actions by Federal or state agencies under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9601, *et seq.*

Response: Expansion of the term ''third party'' to include governmental entities would create a conflict with the Major Fraud Act, 41 U.S.C. 256(k). An action for contribution under CERCLA § 107 would not normally result in one of the dispositions listed in the Major Fraud Act and would be reimbursable unless otherwise made unallowable under terms of an individual contract. Additionally, legal actions brought by a state, local or foreign government, such as ordinary commercial disputes, and not covered by the Major Fraud Act or the provisions of DEAR 970.5204–61, would be considered a ''third-party'' action subject to the terms of the Insurance—Litigation and Claims clause.

Comment: Six of the commenters believed that clarification was needed on the inclusion of ''employees'' in paragraph (h) of the Insurance-Litigation and Claims clause. Four of these commenters recommended, in particular, that worker's compensation claims be excluded from the cost prohibition.

Response: As pointed out by these commenters, workers' compensation insurance is a cost area normally covered as an allowable cost under the Department of Energy and other federal contracts. It was not the Department's intent to make workers' compensation insurance an unallowable cost. Clarifying language has been added to 970.5204–31 (h) in the final rule.

Comment: One commenter noted that there is an inconsistency in the definition of expenses incidental to litigation liabilities found in paragraphs (e) and (g) of 970.5204–31 since paragraph (g) also has the phrase ''* * * counsel fees, judgment and settlements. * * *''

Response: No difference in treatment was intended and correction has been made in 970.5204–31(g) of this final rule.

Comment: One commenter argued that the requirement for adequate security for conditional payment of litigation costs is unnecessary with management and operating contractors, which are large companies.

Response: The Department has revised subparagraph (i)(1) of 970.5204–31 to simplify any necessary exchanges between the contractor and contracting officer on this issue.

E. Insurance

Comment: One commenter argued that the Department was being inconsistent by making the costs of insurance for correcting defects in materials or workmanship unallowable but permitting the reimbursement of the costs of correction.

Response: The Department included the second sentence in DEAR 970.5204–13(e)(36) and 970.5204–14(e)(34) in order to conform this final rule with the Federal Acquisition Streamlining Act. The prohibition against reimbursing these insurance costs was codified at 41 U.S.C. § 256(e)(1)(L) and implemented at FAR 31.205–19(a)(4).

The Department is deleting, in Part 970, language from the Accountability Rule that specifically addressed the costs of correcting defects in materials and workmanship, and this area of cost will now fall under other less-specific terms and conditions in the Department's contracts. While the cost of insurance for correction will now be unallowable in all federal contracts, the treatment for the actual costs of correction will depend on the terms of individual contracts. Costs of correction will be allowable under most of the Department's cost reimbursement contracts, as long as the costs are

reasonable and are not a result of the willful misconduct or lack of good faith of managerial personnel.

Comment: Three commenters requested that the Department provide clarification to its Field Offices and contractors on pro-rating insurance costs. One of these commenters recommended the Department also permit pro-rating self-insurance costs, and another recommended pro-rating be specifically provided for in the clause at 970.5204–31.

Response: It is the Department's intent that equitable arrangements be reached on a case-by-case basis with its contractors to address pro-rating of insurance costs. The policy of pro-rating the cost of insurance to reimburse the portion of the premium or cost attributable to insurance coverage for allowable costs is intended to extend to self-insurance agreements. Language has been added to this final rule to provide additional guidance on pro-rating of insurance costs.

F. Environmentally-Related Third-Party Liabilities

Comment: Two commenters pointed out that shifting risks to the Department's contractors would inhibit innovative and alternative technologies.

Response: It is the intent of the Department to make exceptions on a case-by-case basis and agree to reduced risk terms if a situation warrants such an approach.

Comment: One commenter believed that the Department should require flowdown of DEAR 970.5204–31, Insurance-Litigation and Claims, to all environmental subcontractors, in addition to all major subcontractors. This was done in a recent solicitation at the Department's Hanford site.

Response: The requirement for flowdown of coverage to special groups of subcontractors will be addressed on a case by case basis, as the circumstances warrant such a requirement.

G. Damage to or Loss of Government Property

Comment: Six commenters recommended the Department revise the language in paragraph (f)(1) of the Property clause so that the reference in all the subparagraphs was consistent and referred to the conduct of contractor managerial personnel.

Response: As noted above, this language has been clarified and now includes the words ''managerial personnel.'' It is the Department's intent to hold the contractor's corporate entity responsible in those areas and the Department is seeking to incentivize contractor management to put in place adequate systems for ensuring compliance with contracting officer directions and for establishing, administering, and maintaining an approved property system.

Comment: Two commenters questioned whether the inventory requirement applied to only government furnished property or to all government property.

Response: It is the Department's intent to cover all government property in the inventory requirement. Inventory baselines provide for reconciliation of records between old and new contractors and are the basis on which the new or follow-on contractor accepts accountability and responsibility for the government property to be used under the contract.

Comment: Three commenters urged the Department to eliminate the security, classification, and environment, safety and health concerns from the property clause and limit that provision to traditional issues.

Response: The Department disagrees with this comment because, in the Department's view, it is necessary to ensure that contractors account for, control, and protect the kinds of high-risk property unique to the Department's contracts.

Comment: Two commenters questioned how the Department would address any contributory role by federal employees if an unallowable cost was due in whole or in part to an act or omission by the government or its agent.

Response: It is not the Department's intent to make a contractor pay for costs, or the portion of costs, resulting from mistakes it is not responsible for under the terms of its contract. Where appropriate, negotiation for apportionment of cost responsibility should occur under the provisions contained in this rule.

Comment: Two commenters indicated that the term ''fair market value'' needed additional guidance or definition.

Response: As stated in the Federal Property Management Regulations, at 41 CFR 101–43.001–8, ''fair market value means the best estimate of the gross proceeds that would be recovered if the property were sold by competitive bid.'' The Department intends to rely on that meaning for purposes of this clause.

H. Preexisting Conditions

Comment: One commenter believed the inspection obligation was overly broad, while another argued that contractors must be allowed time to inspect and inspection costs must be allowable under the ''duty to inspect'' provision.

Response: The Department intends to place a reasonable duty to inspect upon the contractor. Under most circumstances, this inspection would occur during the transition period stated under the contract. The proposed Preexisting Conditions contract clause has been modified to make the inspection requirement an alternate paragraph for use in contracts with contractors not previously under contract at the particular site or facility.

A contractor will not be precluded from recovering costs resulting from or related to preexisting conditions merely because the inspection failed to discover the condition. Whether a condition will be determined to be preexisting and covered under the clause will depend upon the circumstances in each individual case.

Comment: One commenter advocated that paragraph (a) of the proposed Preexisting Conditions clause also include medical conditions of current or past personnel.

Response: While not specifically listed, any liabilities or costs resulting from medical conditions which arose from pre-existing conditions would be covered by the clause.

I. Increased Risk and Fee for Nonprofit Contractors

Comment: Five commenters stated that the Department should perform a cost benefit analysis for provisions covering nonprofit entities. These commenters pointed out that increased fees would be a direct charge to program funds and result in less research for the money available. Two of the commenters pointed out that requiring nonprofit entities to dedicate funds to protect against liability was contrary to the usual operating procedures of a nonprofit entity and that payment of fees could threaten the nonprofit status of these contractors. Three of the commenters believed it was premature for the Department to propose new liabilities for contractors when the nature of the fees to mitigate those liabilities is unknown.

Response: Certain of the liabilities in question (such as those for fines and penalties and under the Major Fraud Act) are statutorily imposed. Others are not imposed by statute, but reflect Departmental policy that its contractors, regardless of business status, should employ good business practices and mitigate risks associated with potential liabilities. Nevertheless, the commenters have raised concerns that the Department believes are best resolved in the context of individual contract circumstances, given the variability among nonprofit contractor institutions

and differences in the nature of the work that they perform for the Department.

Accordingly, the Department's contracting officers will determine, on a case-by-case basis in individual contract negotiations, the extent to which a particular nonprofit institution will be subject to: (1) the ''prudent business judgment'' standard for third-party liabilities; (2) liability for punitive damages; and (3) liability for loss of or damage to government property because of a failure to administer or properly maintain an approved property management system. The Department will consider ''co-insurance'' provisions (under which the Department of Energy and the contractor share losses) as well as overall limitations on an institution's exposure to non-statutory liabilities arising out of these contracts. The Department will, in addition, consider whether to accept contractor self-insurance or commercial insurance arrangements as a substitute for non-statutory liability provisions.

The Department plans to compensate nonprofit educational institutions consistent with the level of financial and management risk they assume in connection with their work for the Department. The Department is amending 48 CFR (DEAR) 970.1509–2(a) in this final rule to reflect this decision.

Finally, with regard to the commenters' request for a cost benefit analysis, the Department has responded elsewhere in this final rule to those comments that argue that Executive Order 12866 is applicable and requires a regulatory impact analysis. With respect to the more general requests for a cost benefit analysis, the Department believes that such an analysis will provide little useful information until it has had more experience with third-party claims under the new form of contract and with the level of fees that is likely to be negotiated under these contracts.

J. Qui Tam

Comment: Five of the commenters stated opposition to the proposed disallowance of proceeding costs when the United States does not elect to participate in the action. Some of these commenters stated that there was no statutory authority for this requirement, since the statutory provision at 41 U.S.C. § 256(k) is silent on *qui tam* costs.

Response: The Department disagrees with these commenters. *Qui tam* proceeding costs are subject to the provisions at 41 U.S.C. § 256(k) because the relator ''stands in the shoes'' of the United States in a *qui tam* action. This is true, whether or not the United States elects to intervene in the action.

Comment: Three commenters opposed adoption of the proposed Federal Acquisition Regulation amendment (61 FR 31790, June 20, 1996) which would limit reimbursement of settlement costs in all cases to 80% of otherwise allowable and allocable proceeding costs. The commenters argued that contracting officers should have the discretion to approve full recovery of settlement costs, particularly in those cases in which the United States has decided that the case does not merit government intervention.

Response: In this final rule, the Department is adopting the same provisions as the proposed Federal Acquisition Regulation amendment. In addition to addressing the allowability of costs incurred for *qui tam* suits in which the Government does not intervene, these provisions also clarify that the maximum reimbursement contractors can receive for costs incurred in connection with proceedings which are resolved by consent or compromise is 80% of allowable costs. Based on the analysis which follows, the Department has concluded that these provisions are required by 41 U.S.C. § 256(k).

Subsection (k)(1) of section 256 states that, unless otherwise provided in the section, all costs incurred in connection with any criminal, civil, or administrative proceeding brought by the United States or a State are not allowable if the proceeding: (1) relates to a failure to comply with, or a violation of, Federal or state law; and (2) results in one of five specified dispositions. Subsection (k)(3) provides for the allowability of proceeding costs if a matter is resolved by settlement, provided the settlement agreement specifically addresses the extent to which such costs are allowable. Subsection (k)(5) provides that costs not specifically disallowed under subsection (k)(1) may be allowed, but only up to 80% of the amount of costs incurred. One category of costs not disallowed by subsection (k)(1) are those costs made allowable under subsection (k)(3). Therefore, proceedings costs incurred when a matter is resolved by settlement are subject to the 80% limitation.

Comment: Four commenters stated that authority to provisionally allow costs should reside with the contracting officer rather than the General Counsel.

Response: The Department is adopting the Federal Acquisition Regulation approach on this issue, which is to allow the contracting officer to provide conditional payment in appropriate circumstances.

Comment: Six commenters stated that they preferred the Federal Acquisition Regulation standard for provisionally allowing costs, i.e., ''very little likelihood that the *qui tam* plaintiff would have been successful on the merits'', as opposed to the ''frivolous or devoid of merit'' standard in the proposed rule.

Response: The Department is adopting the Federal Acquisition Regulation approach on the standard to be used for provisionally allowing costs.

The final rule makes the following changes:

1. *950.7101.* General contract authority indemnity. Paragraph (c)(2) is removed.

2. *970.1509–2(a).* Is amended to provide for the payment of fees to nonprofit educational institutions in appropriate circumstances.

3. *970.28.* Is amended to add a new section 970.2830, Contract clause, which prescribes the use of the clause at 970.5204–31, Insurance—Litigation and Claims.

4. *970.3101–3.* General basis for reimbursement of costs. Subparagraph (a)(1) is amended to add a reference to FAR 31.201–2(d) and FAR 31.201–3.

5. *970.3102–21.* Fines and penalties. This subsection is revised to reflect the Department's policy on the unallowability of fines and penalties.

6. *970.3102–22.* Avoidable costs for profit making contractors. This subsection is removed.

7. *970.3103.* Contract Clauses. Paragraph (d) is added to address preexisting conditions.

8. *970.45.* Government property, and *970.4501,* Contract clause. This subpart and subsection are added.

9. *970.5204–13.* Subparagraph (c)(1) is amended to refer to FAR 31.201–2(d) and FAR 31.201–3; subparagraph (d)(1) is amended to update the clause reference.

10. *970.5204–13(d)(4).* This subparagraph is amended to add references to Department of Energy approved contractor litigation management procedures and cost guidelines to be included in an Appendix to the contract.

11. *970.5204–13(d)(9).* This subparagraph is amended to add ''and as allowable under subparagraph (f) of the clause of this contract entitled, Property.''

12. *970.5204–13(e)(12).* This subparagraph, concerning fines and penalties, is revised.

13. *970.5204–13(e)(17).* This subparagraph is reorganized and revised.

14. *970.5204–13(e)(36).* This subparagraph is revised to remove most of the discussion; the statement that the cost of insurance for an unallowable cost is an unallowable cost is retained.

15. *970.5204–14.* Subparagraph (c)(1) is amended to refer to FAR 31.201–2(d) and FAR 31.201–3; subparagraph (d)(1) is amended to update the clause reference.

16. *970.5204–14(d)(4).* This subparagraph is amended to add references to Department of Energy approved contractor litigation management procedures and cost guidelines to be included in an Appendix to the contract.

17. *970.5204–14(d)(10).* This subparagraph is amended to add ''and as allowable under subparagraph (f) of the clause of this contract entitled Property.''

18. *970.5204–14(e)(10).* This subparagraph concerning fines and penalties for profit making and nonprofit contractors is revised.

19. *970.5204–14(e)(15).* This subparagraph is reorganized and revised.

20. *970.5204–14(e)(34).* This subparagraph is revised to remove most of the discussion; the statement that the cost of insurance for an unallowable cost is an unallowable cost is retained.

21. *970.5204–18.* Definition of nonprofit and profit making management and operating contractors and subcontractors. This subsection is removed and reserved.

22. *970.5204–21.* Property. Paragraphs (e), (f), (g), (i) and (j) are revised; the definition of contractor's managerial personnel which previously appeared at the end of paragraph (f) now appears as paragraph (j).

23. *970.5204–31.* Litigation and claims. This subsection is removed and a new subsection, Insurance—litigation and claims, is added in its place.

24. *970.5204–32.* Required bond and insurance-exclusive of Government property. This subsection is removed and reserved.

25. *970.5204–55.* Ceiling on certain liabilities for profit making contractors. This subsection is removed and reserved.

26. *970.5204–56.* Determining avoidable costs. This subsection is removed and reserved.

27. *970.5204–61.* Cost prohibitions related to legal and other proceedings. Paragraphs (b), (c), and (e) are amended.

28. *970.5204–XX.* Preexisting Conditions. This subsection is added.

Item III—Make-or-Buy Decisions

A. *Comment:* Several commenters opined that the Department should be more prescriptive in describing the nature and extent of the make-or-buy plan and the attendant analytical approach that will be used by contractors to accomplish make-or-buy decisions. One commenter suggested that the rule specify a methodology for comparing the cost-effectiveness of in-house performance versus outsourcing.

Response: The purpose of the regulatory coverage is to provide a contractual mechanism to require contractors to establish a make-or-buy plan, consistent with the Department's needs. Because the considerations that must be taken into account by a contractor in making prudent make-or-buy decisions can be complex and may be different depending on such variables as the mission at the Department of Energy facility or site, the nature and type of supplies or services required, local market conditions, and the contractor's buying practices, the Department does not believe that it should adopt an overly prescriptive approach in defining a precise methodology to be followed by contractors through its acquisition regulations.

B. *Comment:* Regarding Subsection 970.1507–1 and clause 970.5204–XX, Make-or-Buy plan, addressing the requirements that the contractor conduct its make-or buy decisions in an environment that promotes participation with affected stakeholders, three commenters indicated that the Department should be more prescriptive in requiring that certain stakeholder groups be included in the process. One commenter suggested that the clause specifically require that the prime contractor include environmental contractors as stakeholders. One commenter suggested that the requirement in subparagraph (b)(1) of the proposed contract clause at 970.5204–XX, Make-or-Buy plan, be modified to require the contractor, when implementing in-house productivity improvement plans, to include participation by the workforce to optimize in-house productivity efforts prior to outsourcing decision. Another commenter expressed a similar concern that the rule should be more prescriptive in its requirements and directions to contracting officers and contractors regarding public information concerning make-or-buy decisions.

In addition, a commenter, in addressing the requirements of 970.1507–1(b)(2), expressed concern that the requirement to include stakeholders in development of make-or-buy plans adds no value, and is, in any event, vague, because: (1) the term ''stakeholders'' is not defined; (2) the requirement to include stakeholders is derived from Section 3161 requirements and therefore can only be applied to defense nuclear facilities; (3) it is impractical to subject every make-or-buy decision to public scrutiny; and (4) providing cost analysis information is unwise and probably illegal since it would convey proprietary information.

Response: As indicated in the previous response, the Department believes that the precise requirements of a contractor's make-or-buy plan, including elements such as appropriate stakeholder identification and involvement, are subject to great variance and both Department officials administering the contract and contractors must be given sufficient latitude in constructing programs to reflect the unique considerations of the specific site or facility and contract. Accordingly, the Department believes that it is inappropriate to provide further regulatory prescription in this matter.

Regarding the specific comment that the Department can require stakeholder involvement in the make-or-buy process only with regard to those sites and facilities subject to Section 3161, the Department disagrees. The Department believes that parties involved in, or affected by, a make-or-buy decision of a contractor benefit through an open process of communication and that such a process is in the best interests of the Department. Accordingly, the Department has elected to adopt such a requirement as a matter of policy.

Regarding the Department's expectations for openness by the prime contractor in its make-or-buy program, the Department believes that the standard of ''maximum practicable regard for open communication'', as set forth in subparagraph 970.5204–xx(b)(2), Make-or-Buy plan, provides sufficient flexibility to the contractor to determine the appropriate nature and extent of stakeholder participation. The inclusion or exclusion of specific groups is necessarily broad and undefined because of the need to determine both the identity of the stakeholders and the most appropriate approach in obtaining their participation based on the facts and circumstances surrounding an individual make-or-buy decision. The Department believes that the current language provides contractors the needed latitude and flexibility to effectively implement the intent of the provision.

Lastly, it is not the Department's intent that the contractor release proprietary information protected by law to the public under its make-or-buy plan or otherwise provide information

concerning its acquisition approach or costs that might provide one party with an unfair competitive advantage over another party. Information falling into this category would not be releasable.

C. *Comment:* Two commenters recommended that the Department adopt the Federal Acquisition Regulation (FAR) 15.7 coverage on this subject. One commenter, while supporting a move to the FAR make-or-buy coverage, believed that even the FAR is too prescriptive and detailed and that the Department should move to best commercial practices in this area.

Response: In developing its requirements for contractor make-or-buy plans, the Department considered whether the FAR make-or-buy (see FAR 15.7) approach could be used. After careful analysis, it was determined that the make-or-buy requirements of the FAR were only generally suitable for subcontracting decisions under the Department's management and operating contracts, and that, in any case, additional considerations would have to be applied to reflect the special contractual relationship between the Department and its management and operating contractors. The basis for this assessment is that the requirements of the FAR generally apply to the manufacture, development, and assembly of hardware items (systems, subsystems, assemblies, etc.) under a typical commercial operation. Although the FAR guidance concerning make-or-buy plans may be helpful in providing general instruction in this matter, the decisions regarding make-or-buy plans by the Department's management contractors are not directly analogous. In the typical commercial operation, make-or-buy decisions are generally driven by purely economic considerations in meeting a one-time contract requirement (or a series of contracts) to fulfill a Government production or manufacturing need. In these contracts, the traditional ''arms-length'' buyer-seller relationship between the contracting parties is preserved. In contrast, the management and operation of a Department of Energy owned or controlled facility by a contractor is in direct fulfillment of the Department's mission and is characterized by a close relationship not usually associated with Federal contracts. As such, make-or-buy decisions by the contractor must reflect not only the typical economic considerations, but also programmatic and policy considerations. Accordingly, it was determined that a tailored approach to contractor make-or-buy plans was needed to reflect these considerations.

Regarding the comment that the Department's make-or-buy program requirements appear to conflict with recent actions by the Department to move its contractors' buying practices away from the Federal model to a more commercial-like approach, the Department does not agree. In crafting the make-or-buy plan requirements, the Department has provided sufficient leeway to contractors, within the broad parameters set forth in the contract clause, to acquire appropriate supplies or services under commercial buying practices.

D. *Comment:* One commenter noted that subparagraph 970.1507–2(d)(2), Requirements, directs the contracting officer, when evaluating a contractor's make-or-buy plan, to consider ''whether small, small disadvantaged, or other minority-owned businesses will be afforded maximum practicable opportunity to compete for work that is subcontracted'' may be in conflict with recent actions stemming from *Adarand Constructors, Inc.* v. *Pena* 115 S.Ct. 2097 (1995).

Response: Public Law 95–507, as implemented at Subpart 19.7 of the FAR requires that certain contractors, as a condition for receiving a Federal contract, agree to provide the maximum practicable opportunity to small business concerns, small disadvantaged business concerns, and women-owned small business concerns to participate in contract performance. This subpart requires the apparent successful offeror to submit and negotiate a subcontracting plan to be eligible for award. The requirements established by Pub. L. 95–507 remain public policy.

The Department's contracts for the management and operation of its laboratories and facilities are subject to both the statutory and regulatory requirements pertaining to the submission of small business subcontracting plans. Because decisions made by a prime contractor under the make-or-buy program have a direct impact on the nature and number of subcontracting opportunities available under the contract, the Department believes that a natural nexus exists between the contractor's obligations under the requirements of Pub. L. 95–507 and its make-or-buy program. Accordingly, it is both appropriate and necessary that the contracting officer, in evaluating the contractor's make-or-buy plan, consider the impact of make-or-buy decisions in the context of the approved subcontracting plan.

In addition, the Department takes this opportunity to reaffirm its commitment to diversity and the implementation of its diversity-related authorities, including section 3021 of the Energy Policy Act of 1992 (42 U.S.C. 13556), section 241 and 641 of the Department of Energy Organization Act (42 U.S.C. 7141, 7256) and Executive Orders 12876, 12900, and 13021. As part of its strategic plan for diversity, the Department has established performance criteria and measures for enhanced partnerships with small, small disadvantaged, and small women-owned businesses; minority educational institutions; employees; and communities. The Department has expressed publicly on numerous occasions its intention to evaluate contractor performance consistent with its policies and authorities as they may be interpreted and implemented in light of Adarand.

The language at 970.1507–2(d)(5) has been modified to more closely align the language to Pub. L. 95–507 requirements through the inclusion of a cross-reference to the clause at FAR 52.219–9, Small, Small Disadvantaged, and Women-Owned Small Business Subcontracting Plan, a mandatory clause in the Department's management and operating contracts. In addition, a new paragraph, 970.2601(b), has been added to articulate fully the Department's diversity policy.

E. *Comment:* One commenter believes that the requirement of paragraph 970.1507–2(a) that Department of Energy programmatic sponsors develop criteria to override a ''least cost decision'' is in conflict with the requirement in paragraph 1(a) of the same section that the objective of the make-or-buy plan is to operate the site at least cost. Two commenters expressed a similar belief, disagreeing with the Department's proposed requirement that programmatic sponsors develop make-or-buy criteria for work under their programs. These commenters believed that (1) the Department's acquisition regulation is not the appropriate vehicle to prescribe internal operating procedures, and (2) conflicts will arise at multi-program sites regarding ultimate responsibility for make-or-buy criteria.

Response: The Department does not agree with the commenters. The purpose of the program specific make-or-buy criteria, as stated in paragraph 970.1507–2(a), Development of program-specific make-or-buy criteria, is to permit consideration of those factors that would make a decision based on purely economic analysis inappropriate. To assess make-or-buy opportunities solely on the basis of an economic analysis artificially limits flexibility in business judgment and ignores the reality of important programmatic and

policy factors that must be considered by both the Department and the prime contractor.

Regarding the commenters' assertion that the Department's acquisition regulation is not the appropriate vehicle to prescribe internal operating procedures, Federal Acquisition Regulation (FAR) 1.301 provides for agency-specific acquisition regulations necessary to implement and supplement the FAR. The purpose of agency acquisition regulations, in conjunction with the FAR, is to set out agency policies, procedures, contract clauses, solicitation provisions, and forms that govern the agency's contractual relationships. The Department recently completed an aggressive initiative to reduce its acquisition regulations that resulted in a regulatory reduction of approximately 50%. In promulgating new regulations, the Department carefully considers whether the subject matter is best implemented by regulation or by another mechanism. This approach was taken with respect to all of the regulatory proposals set forth in the proposed rule. The Department has determined that the coverage at Section 970.1507 is appropriately included in its acquisition regulation.

With respect to the concern that potential conflicts will arise among the various programmatic interests at a particular site or facility, the Department believes that appropriate mechanisms exist within the Department's management infrastructure to ensure that the program specific make-or-buy criteria applicable to a particular contract will reflect the balanced needs of the facility or site and its programmatic sponsors.

F. *Comment:* One commenter identified a potential inconsistency between language in the preamble citing ''cost efficient and effective manner'' as the underlying premise of DOE's make-or-buy policy and language at paragraph 970.1507–1(a), citing ''least cost basis.'' The commenter notes that ''best value'' approaches as opposed to ''least cost'' approaches may be better suited under certain make or buy scenarios. A second commenter expressed confusion over DOE's desire to operate on a least cost basis as a contradiction to obtaining what the commenter characterized as the ''best and highest value''.

Response: Paragraph 970.1507–1(a) sets forth the Department's expectations for a contractor's make-or-buy plan that establishes ''a preference for providing property or services * * * on a least-cost basis''. That same paragraph elaborates on the Department's expectations, as follows: ''[t]he emphasis of this make-or-buy structure is to eliminate bias for in-house performance where an activity may be performed *at less cost* or *otherwise more efficiently* through subcontracting.'' (emphasis added).

The Department does not intend to equate the term ''least cost'' with ''low bid.'' Neither ''least cost'' nor ''efficiency'' are synonymous with ''low bid'' contracting approaches. A work activity, supply, or service is provided at ''least cost'' when, after consideration of a variety of appropriate programmatic, business, and financial factors, it is concluded that performance by either ''in-house'' resources or by contracting out is likely to provide the property or service at the lowest overall cost. Programmatic factors include, but are not limited to, program specific make-or-buy criteria established by the Department of Energy, the impact of a ''make'' or a ''buy'' decision on mission accomplishment, and anticipated changes to the mission of the facility or site. Business factors pertain to such elements as market conditions, past experience in obtaining similar supplies or services, and overall operational efficiencies that might be available through either in-house performance or contracting out. Among the financial factors that may be considered to determine a least-cost alternative in a make-or-buy analysis are both recurring and one-time costs attributable to either retaining or contracting out a particular item, financial risk, and the anticipated contract price. A new paragraph (b) has been added to subsection 970.1507–1 to incorporate this explanation of ''least cost'' basis to the regulatory coverage.

Regarding the use of ''best value'' approaches, the prime contractor is responsible for determining whether a particular supply or service can be acquired on the basis of price only, or should be acquired on a ''best value'' basis with appropriate trade-offs between price and non-price factors. The Department believes that the policies and requirements of 970.1507, and the corresponding contract clause at 970.5204–76, Make-or-Buy Plan, do not impinge on a contractor's responsibility and discretion in this area.

G. *Comment:* With regard to paragraph 970.1507–2(c), one commenter believes that the wording of the submission requirement may contractually require the contractor to submit a make-or-buy plan prior to the Department having developed its make-or-buy factors.

Response: Paragraph (a) of subsection 970.1507–2, Development of program specific make-or-buy criteria, directs that the criteria developed by the Department be provided to a contractor for use in developing its make-or-buy plan for the facility or site. Paragraph (d) of the same subsection instructs contracting officers to consider these criteria in evaluating a contractor's make-or-buy plan. Further, paragraph (c) of the contract clause provides that the contractor must consider the program specific make-or-buy criteria in categorizing each work item subject to inclusion in the plan. Accordingly, the Department believes that the language of 970.1507, when read in conjunction with paragraph 970.5204–76(c), clearly conveys the Department's intent that a critical part of a contractor's make-or-buy plan is consideration of the program specific make-or-buy criteria developed by the Department. Indeed, the contractor cannot prepare an acceptable make-or-buy plan absent consideration of such criteria.

H. *Comment:* A number of commenters were concerned with the clause proposed at 970.5204–XX, Displaced Employee Hiring Preference, and its relationship to the coverage concerning contractor Make-or-Buy Plans at 970.1507. In particular, one commenter recommended that the proposed clause be modified to parallel the language in proposed clause 970.5204–XX(b)(3), Make-or-Buy Plan, regarding actions that contractors are to employ to mitigate the social and economic impact of subcontracting decisions, specifically with regard to retraining. Two commenters believed that the clause regarding hiring preferences for displaced workers is unclear, in regard to such matters as the general scope of the coverage; subcontract flow down requirements; and defining employees eligible for Section 3161 hiring preferences.

Response: Based on the comments received in response to the coverage on make-or-buy plans and displaced employee hiring preference, and after a careful review of the statutes, regulations, and the Department's internal policies governing Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, the Department has concluded that a number of changes are needed in the coverage to more accurately conform the regulatory coverage with the intent of the statute. Significant considerations in the Department's decision to modify its regulatory coverage in this final rule were:

(1) A recognition, from both a policy and practical standpoint, that a determination by the Secretary of Energy under Section 3161 that a change in workforce at a defense nuclear facility is necessary is separate

and apart from a contractor's make-or-buy decision;

(2) The requirements of Section 3161 apply to Department of Energy defense nuclear facilities. Such facilities are identified in Appendix C of the Department's Interim Planning Guidance for Contractor Workforce restructuring (February 1996);

(3) In cases where the Secretary has determined that a change in workforce is necessary, pursuant to Section 3161, and a workforce restructuring plan is to apply to the facility or site, the management and operating contractor must comply with the plan and use its best efforts to mitigate the social and economic impacts of workforce restructuring;

(4) The requirement under Section 3161(c) that a hiring preference be provided, to the extent practicable, to contractor employees whose employment in positions at defense nuclear facilities has been terminated, is not limited to management and operating contracts and subcontracts awarded thereunder. It applies to all Department of Energy contracts; and

(5) Workforce restructuring and worker displacement resulting from a Section 3161 determination are appropriate program specific make-or-buy criteria that may be applied in certain cases to obviate make-or-buy decisions based on a purely economic basis.

Accordingly, the Department has determined that the regulatory coverage concerning Section 3161 should be separated from the regulatory coverage of contractor make-or-buy plans. The regulatory coverage regarding Section 3161 in this final rule is substantially the same as that set out in the proposed rule.

The final rule makes the following changes:

(1) *970.1507*, Make-or-buy plans. A section, consisting of 970.1507–1, 970.1507–2, and 970.1507–3, is added to require management and operating contractors to develop and implement make-or-buy plans.

(2) *970.5204–76*, Make-or-buy plan. A clause is added to address the make-or-buy plan requirement.

(3) *926.71*, Displaced employee hiring preference. A subpart has been added to 48 CFR Part 926 that implements the requirements of Section 3161(c)(2) regarding hiring preferences under Department of Energy contracts for employees whose employment was terminated as a result of a determination by the Secretary that a change in workforce was necessary at a Department of Energy defense nuclear facility. Substantively, the language in Section 926.7101, Policy, of this new subpart is the same as language in the proposed rule at 970.1705–1(b)(3).

The definition of ''eligible employee'' found at Section 926.7102 is substantially the same as the definition that was in the proposed rule at 970.5204–XX, Displaced Employee Hiring Preference. Modifications were made to the definition to more closely conform the definition to existing Department of Energy guidance. New Section 926.7103, Requirements, explains the application of the requirements of Section 3161(c)(2) and identifies the Department of Energy Office of Worker and Community Transition as the office responsible for matters relating to implementation of Section 3161. New Section 926.7104 provides contract clause prescriptions.

(4) *952.226–74*, Displaced employee hiring preference. This new subsection contains a contract clause that implements the hiring preference requirements of Section 3161. The text of the clause is substantially the same as the clause in the proposed rule at 970.5204–XX, Displaced Employee Hiring Preference. Modifications were made to the definition of ''eligible employee'' in paragraph (a) to more closely conform the definition to existing Department of Energy guidance.

(5) *970.2601*, Implementation of Section 3021 of the Energy Policy Act of 1992. The existing paragraph is designated (a) and a new paragraph (b) is added to state the goals of the Department's diversity policy.

(6) *970.2602–1, Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993.* Subsection 970.2602–1 has been added to 970.26, Other Socioeconomic Programs. This new subsection recognizes that Department of Energy contractors and subcontractors at Department of Energy defense nuclear facilities have a responsibility to mitigate the social and economic impacts of workforce restructuring and displacement resulting from a determination by the Secretary that a change in workforce is necessary pursuant to Section 3161. The new subsection requires a hiring preference for employees whose employment has been terminated under a Section 3161 restructuring action and applies the hiring preference requirements of 48 CFR (DEAR) 926.71 to management and operating contracts. The new subsection captures the intent of the language in the proposed rule under 970.1507–1(b)(3), which stated in pertinent part: ''[p]otential displacement may require the Department of Energy to prepare a work force restructuring plan. The contractor shall implement the plan, which may require the following initiatives for eligible workers consistent with the objectives of Section 3161: retraining, early retirement, or other options to avoid lay-offs; retraining for new missions; out-placement assistance, including tuition reimbursement; relocation assistance; and 60 days individual layoff notice.''

(7) *970.5204–77*, Workforce Restructuring Under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993. A new contract clause has been added that requires the contractor to comply with the applicable Department of Energy Restructuring Plan for the Defense Nuclear Facility and use its best efforts to mitigate the social and economic impacts of workforce restructuring or displacement. This new clause captures the intent of language in the proposed rule under 970.5204–XX(b)(3), Make-or-Buy Plan.

Item IV—Payment of Fee

Comment: One commenter requested that the Department limit the contracting officer's authority to offset fee payments against ''amounts owed to the government by the contractor.'' This commenter suggested offsets only be allowed against amounts owed to the government on or under the specific management and operating contract. The commenter stated that adopting this approach would conform the Department's rule to the ''recently reauthorized Alternate I at FAR Clause 52.232–23, Assignment of Claims,'' cited at 61 FR 29539 (June 11, 1996).

Response: The Department does not agree. The **Federal Register** citation provided by the commenter addresses the need to facilitate the private financing of defense contracts, particularly contracts to be performed by small businesses. Management and operating contracts are generally not performed by small businesses and typically provide for advance payments. Department sees no reason to restrict its ability to offset fee payments against any amounts owed to the government.

The final rule adopts the changes in the proposed rule, as follows:

970.5204–16, Payments and advances. This subsection is revised to permit the contracting officer to either pay fee through draw downs against special financial institution accounts or by direct payments. In addition, contracting officer approval is required for fee payment to be withdrawn against a letter of credit.

Item V—Laws, Regulations, and DOE Directives

A. Summary of 48 CFR (DEAR) 970.5204–78—Laws, Regulations, and DOE Directives in This Final Rule

Paragraph (a) provides that the contractor is obligated to comply with applicable Federal, state, and local laws and regulations, unless relief has been granted in writing by the appropriate regulatory agency. In addition, this paragraph provides that a List of Applicable Laws and Regulations (to be labeled List A) identifying all applicable Federal, state, and local laws and regulations, including Department of Energy regulations, may be appended to the contract, but the contractor is not excused from compliance with applicable laws and regulations in the event a law or regulation is omitted from the List.

Paragraph (b) provides for the inclusion of a List of Applicable Directives (to be labeled List B) containing a listing of Department of Energy directives, or parts thereof, applicable to a particular contract on the effective date of the contract, and explains the mechanism to be used by the Department to revise List B. (Compliance with applicable Department of Energy regulations is required under paragraph (a), and these regulations should be included in List A when such a list is prepared by the contracting officer.) When the contracting officer decides to revise List B, the contractor is given an opportunity to assess and advise the contracting officer of the potential impact of such a revision. When revisions to List B are necessary, they are made in accordance with the Changes clause of the contract.

With regard to paragraph (c), revisions in the language now provide that a contractor may develop tailored environment, safety, and health requirements as appropriate for the work and associated hazards at a facility or site using any Department-approved process. This may include Work Smart Standards (WSS) (formerly the Necessary and Sufficient Process), the Standards/Requirements Identification Document (S/RID) Process, or any other approved tailoring process as described in a contractor's Safety Management System. The Integration of Environment, Safety, and Health into Work Planning and Execution clause published in this final rule describes the Safety Management System and tailoring of requirements at subparagraphs (b)(5) and (c). Finally, the clause makes clear that when the appropriate set of ES&H requirements identified by using any Department-approved process does not include a requirement of an applicable law or regulation, a contractor must request and obtain an exemption from the law or regulation and must abide by the requirement until relief is granted by the appropriate regulatory agency.

The Department expects that when the clause describing the Safety Management System and the Directives clause are included in the contract, the contractor will develop a Safety Management System. One essential element of the Safety Management System is the evaluation of the work and associated hazards by use of a Department-approved tailoring process such as WSS or S/RIDs. As discussed above, the Department also recognizes that other tailoring processes may be developed and, when approved for use by the Department, may be used. Moreover, the Department plans to actively participate in the tailoring process. Among other responsibilities, the Department must approve the use of any tailoring process and the final set of ES&H requirements produced by use of the process. The Department anticipates working cooperatively with the contractor in the evaluation of the work and hazards and identification and selection of the ES&H requirements.

This clause provides a uniform contractual mechanism by which sets of tailored ES&H requirements produced by any Department-approved process could be incorporated into contracts. If any Department-approved tailoring process concludes before a contract is executed, the resulting set of standards should be used as the basis for developing the initial list of environment, safety, and health requirements. If the set of standards is developed and approved after execution of the contract, it would be incorporated into the contract pursuant to paragraph (c), and would substitute for environment, safety, and health requirements identified in List B.

Information and background on the S/RID development process may be found in the Department of Energy Implementation Plan in response to the Defense Nuclear Facilities Safety Board Recommendation 90–2 (Revision 5; November 1994), and in Standards/Requirements Identification Document Development and Approval Instruction (September 1994). The Work Smart Standards Process (formerly the Necessary and Sufficient Closure Process) is described in Department of Energy Closure Process for Necessary and Sufficient Set of Standards (DOE M 450.3–1, January 25, 1996). The Safety Management System is described in ''Safety Management System Policy,'' (DOE P 450.4, October 15, 1996).

B. Compliance With List of Applicable Laws and Regulations (Para. a of Directives Clause)

Comment: Two commenters opposed the inclusion of the list of applicable laws and regulations because they believed the clause was overly burdensome and unnecessary. One commenter stated that a requirement to obtain written confirmation of what laws and regulations were applicable was too burdensome. Another commenter contended that the list was unnecessary because contractors were expected to comply with applicable laws and regulations regardless of whether or not they were included in the list.

Response: The Department does not believe that providing the list places a burden on the contractor. The clause does not require a contractor to seek confirmation from Federal, state, or local authorities as to whether a law or regulation is applicable or not. In contrast, exemption relief from a law or regulation that is applicable must be granted in writing by the appropriate authority.

C. Compliance With List of DOE Directives (Para. b of Directives Clause)

Comment: One commenter objected to the list of directives because it believed that the clause requires the contractor to determine which directives are applicable to the contract and that the list would become a ''moving target'' because the Department expected compliance with both existing and future versions of a directive. Two commenters stated that changes within DOE directives amount to changes in the contract and must be subject to mutual agreement between the parties. Unilateral modification of the list of directives would increase the cost of performance. Another commenter believed that a list of directives was counterproductive and inconsistent with the National Performance Review objectives. The commenter also opined that the process was micro-management and argued that the list of directives could contain not only the order requirements but also guidance documents as well. Two commenters stated that the Department should be limited in its ability to impose contractual requirements if it failed to provide adequate funding to perform the work. They argued that some type of dispute resolution process should be added to resolve questions regarding the applicability of a directive or on adequate funding. Finally, one commenter believed that the suggested 30-day assessment period given when

the contracting officer proposed to add or revise the list of directives was too short.

Response: The clause published today does not require a contractor to determine the applicability of a directive. Applicability will be determined based on the List of Applicable Directives. Substantive revisions or updates to a listed directive do not automatically become contract requirements. The clause provides for the contractor to assess the impact of a directive's revision and to discuss the impact with the Department. However, it remains the Department's prerogative to impose requirements by listing a directive. The Department anticipates that it will make every effort to consider contractor concerns regarding a change but fundamentally disagrees that mutual agreement on changes to what is contained in the list of directives is necessary before such changes may be imposed as contract requirements. The Department reiterates its commitment to streamline its directives and believes that its efforts to date are consistent with National Performance Review objectives. Moreover, efforts to include guidance documents as mandatory requirements will be actively discouraged. Finally, based on past experience, the Department believes that a 30-day assessment period is sufficient time to perform a review of a revised directive and points out that nothing in the clause prevents a contractor from asking the contracting officer for more time, if needed.

D. Use of Department-Approved Processes for Tailoring Environment, Safety, and Health Requirements (Para. c of the Directives Clause)

Comment: One commenter objected to being forced to use the S/RID Process because it was not a defense nuclear facility. Another commenter advised that use of the S/RID and the Necessary and Sufficient Processes should be clarified to include a review of the set of standards by the contractor prior to the incorporation into the contract. A third commenter advised that, based on a Department Standards Committee decision, the S/RID process was not available for use after April 1, 1996. Finally, a commenter objected to the incorporation of the set of standards derived from the use of the S/RID and Necessary and Sufficient Processes unless the Department approved the sets.

Response: The clause does not compel the use of either the S/RID or the Work Smart Standards Process (formerly the Necessary and Sufficient Process). Other Department-approved processes for tailoring environment, safety, and health requirements to the particular work and associated hazards may be used as part of, and in concert with, the development of a Safety Management System. There also appears to be a basic misunderstanding of how the Work Smart Standards process is conducted. The process contemplates contractor and Department cooperation in every aspect of selecting standards. Accordingly, prior to incorporation of the results of such a process into the contract, both the contractor and the Department will have reviewed the selected standards. Finally, with regard to Department approval of the set prior to incorporation into the contract, the Work Smart Standards Process and the S/RID Process provide that Department approval of the final set is mandatory.

The final rule makes the following changes:

1. *970.04,* Administrative Matters. Section 970.0470, Department of Energy directives, is added, describing the Department of Energy directives system.

2. *970.5204–78,* Laws, Regulations, and DOE Directives. A clause is added to identify directives and related requirements applicable to a specific contract.

Item VI—Environment

A. As indicated in the ''Background'' section to this rulemaking, the notice of proposed rulemaking was re-opened on October 15, 1996, (61 FR 32588). That notice proposed further changes to 48 CFR (DEAR) 970.5204–2, Safety and Health reflecting the Defense Nuclear Facilities Safety Board's (DNFSB) Recommendation 95–2, Integrated Safety Management and the Department of Energy's Implementation Plan, dated April 18, 1996, responding to that recommendation. The revisions to the clause proposed at that time included: (1) a change in the title of the clause; (2) the addition of guiding principles for contractors to follow in the performance of work as outlined in the Department's Implementation Plan dated April 18, 1996, for DNFSB Recommendation 95–2 and the Department's Safety Management System (SMS) Policy, DOE P 450.4; and (3) a requirement for submission of a documented SMS. Safety was defined to include environment, safety, and health (ES&H).

The requirement for an SMS is intended to be the cornerstone of the 95–2 implementation effort of integrating environment, safety and health into business systems and work management processes throughout the Department's complex. The clause describes the Department's expectations for contractors and subcontractors to perform work safely. While these expectations for performing work safely are contract requirements, the Department anticipates that each facility or site will tailor the efforts commensurate with the work and associated hazards.

The submission of an SMS description does not conflict with, or create a greater burden than, the submission of the ES&H Management Plan described in the ES&H clause published in the original proposed rule of June 24, 1996. Submission of an SMS description expands the submission of an ES&H Management Plan, and the SMS encompasses the same integrated safety management functions (e.g. work planning, budgeting, priority-setting, and work execution). The clause expands and modifies the original language to assure that contractors understand Department expectations regarding integrated safety management. Specifically, the clause requires documentation of the contractor's SMS for approval by the Department. This establishes an agreement between the contractor and the Department on how the contractor will ensure the protection of employees, the public, and the environment.

The submission and approval of an SMS description would likely be done on a one-time basis at the start of a contract. The clause also requires that the contractor provide annual documented updates and that the Department and the contractor mutually agree on ES&H performance objectives, performance measures tied to contract incentives, and performance commitments. Such commitments are intended to highlight the contractor's most significant ES&H priorities specific to work to be accomplished, as well as assure that major obligations to external oversight and regulatory bodies are met within budget constraints. Accordingly, the contractor, in its annual updates, must identify the resources needed to conduct work safely in terms of ES&H support and assure appropriate skill mix and numbers of personnel in the ES&H area.

The clause requires documentation of the SMS, including development and implementation of hazard controls and the establishment of an agreed-upon set of ES&H standards and requirements. The contractor, with Department approval and active participation, may use Department-approved tailoring processes that evaluate the work and the hazards at individual facilities or sites, such as Work Smart Standards (WSS) or Standards/Requirements Identification Document (S/RID). Paragraphs (b) and (c) of this clause and the contract clause

entitled Laws, Regulations and DOE Directives describe the use of processes for tailoring requirements for a facility or site and provide the contract mechanism by which the tailored set of environment, safety, and health requirements is to be incorporated into the contract.

The contractor may also require subcontractors to submit an SMS description, depending on the complexity and nature of the hazards associated with their work. The contracting officer will provide guidance for the flowdown of ES&H requirements in subcontracts.

B. Integrated Safety Management, DNFSB Recommendation 95–2

Comment: Three commenters to the original proposed rule stated that the proposed environment, safety, and health clause needed to address the Defense Nuclear Facilities Safety Board (DNFSB) Recommendation 95–2. One commenter stated that including a reference in the clause to the guidance document for DNFSB Recommendation 95–2 would make that document mandatory when, in fact, it is not and should be guidance. One commenter noted that the guidance is yet to be developed and recommended it be removed as a reference. One commenter stated that by adding the seven guiding principles to the clause, they become mandatory requirements. The commenter explained that the original seven principles were meant as guidance and recommended language providing that contractors should conduct business consistent with the principles instead of requiring their implementation. The same commenter recommended that dates for submittal of the Safety Management System (SMS) be mutually agreed upon by the contracting officer and the contractor.

Response: The Department agrees with the commenters on addressing DNFSB Recommendation 95–2 and the clause has been revised to incorporate those concepts. The clause includes the principles outlined in the Department's Implementation Plan for DNFSB 95–2 and adopted in the Department's SMS Policy 450.4; it requires the development and maintenance of an SMS that fulfills the conditions of those principles. The Department also agrees that referring to the guidance document, DOE Guide G 450.4, may be confusing and has deleted it from the clause. The Department expects that contractors will adhere to the seven principles during the performance of work and, therefore, has laid out the essential elements of a Safety Management System. In addition, paragraph (c) of the clause provides that an SMS shall fulfill all the conditions stated in the guiding principles. Finally, the Department expects that contracting officers will set reasonable dates for document submittal based upon discussions between the contracting officer and the contractor. Therefore, mutual agreement between the contractor and the Department regarding submittal dates is not needed.

C. Clarification of Requirements and Terms

Comment: Three commenters stated that the requirement in the clause to comply with all applicable Federal and non-Federal environment, safety, and health laws, regulations, and applicable directives needed to be clarified. The commenters explained that the Department should identify the specific laws, regulations, and directives are applicable to contractors. One commenter stated that one way to be clearer about how directives are identified is to identify or reference, specifically, the Laws, Regulations, and DOE Directives clause in this clause.

Another commenter recommended that the Department make clear that the Necessary and Sufficient and Standards/Requirements Identification Document (S/RID) processes were not the only methods by which environment, safety, and health (ES&H) requirements could be identified. The commenter proposed additional language that permits the Department and the contractor to mutually agree upon alternate processes for identification of ES&H requirements.

One commenter stated that the use of the terms ''workers'' and ''employees'' in the clause could cause confusion by implying two different sets of personnel. Another commenter stated that using the phrase ''ensuring ES&H'' was too vague and the phrase ''hazard controls'' was too narrow in context. The commenter recommended using language such as ''managing ES&H'' and ''work controls'' respectively.

One commenter found the inclusion of subcontractor employees in the definition of the terms ''employees'' and ''line management'' troublesome. The commenter believed that the language could be used to assert that contractors have a legal duty of care to protect subcontractor employees from harm thus exposing contractors, as well as the Department, to liability for subcontractor employee injuries where ordinarily none would exist. One commenter stated that paragraph (h) of the proposed clause required a language modification because contractors cannot be responsible for the ES&H performance of a third party.

Another commenter recommended deletion of the requirement in the clause that the contractor cooperate with Federal and non-Federal agencies having jurisdiction over ES&H matters or changing the clause so that a contractor would retain the right to contest agency allegations that it has failed to comply with laws, regulations, or directives.

Response: The Department generally agrees with these comments and has referenced 970.5204–78, Laws, Regulations, and DOE Directives, in this clause. In response to the comment about the use of alternative tailoring processes other than Work Smart Standards (WSS) or S/RIDs, the Department has changed the language in the clause to allow a contractor to use any Department-approved tailoring process. See II—Disposition of Comments, Item V, of this rulemaking for further discussion.

The Department agrees with the comment regarding the use of the terms ''workers'' and ''employees'' and has revised the clause to use only the term ''employees''; however, no changes were made to ''ensuring ES&H'' and ''hazard controls'' because these phrases appear in the Department's Implementation Plan for DNFSB Recommendation 95–2 and have gained general acceptance by the Department of Energy complex.

In response to the comment that the Department has created a new duty of protection for subcontractor employees, the Department believes that the language does not create a legal duty of care.

The Department does not agree that paragraph (h) of the clause needs to be modified. This paragraph establishes the requirement for contractors to be responsible for compliance with ES&H requirements regardless of the performer of the work. The Department's intent in this paragraph is that contractors be responsible for ensuring compliance with ES&H requirements for all parties who are doing work at the Department's facilities, including visiting scientists and students for whose activities the contractor is responsible.

The Department retained the requirement for cooperating with Federal and non-Federal agencies. ''Cooperation'' with an agency does not mean that a contractor loses its right to contest non-compliance allegations.

D. Stop Work Order

Comment: Two commenters concluded that contractors should be entitled to an extension of time or additional fee if a contracting officer mistakenly issues a stop work order. One commenter believed that the clause

should state that a stop work order should be issued only after the contracting officer has notified the contractor in writing and after the contractor has had a reasonable opportunity to take corrective action. This same commenter also stated that a stop work order should only be issued for a substantial noncompliance, imminent danger, or substantial harm to the environment. In any event, the commenter explained, the contracting officer should only stop the specific work that has experienced the noncompliance and should allow restart of this work after that noncompliance has been abated. One commenter stated that the clause permits only the Department to restart work even if it is stopped by the contractor. The commenter suggested that authority should be given to contractors to restart work that they have stopped. Another commenter requested that the Department establish time frames in the contract clause during which the contractor will have the ability to evaluate non-compliances and initiate remedies without the threat of a stop work order.

Response: The Department places its highest priority on performing work safely and has determined that contractors who act or fail to act causing a danger to employees or to the public should not be entitled to an additional fee or extension of time in the event the contracting officer issues a stop work order. When a contracting officer issues a stop work order under this clause, it is intended that sufficient Department review of cause occurs. The Department must retain the authority to stop work in whole or in part based on the unsafe conduct of work on the part of the contractor. The Department agrees with the suggestion that when contractors have issued a stop work order, they should be able to restart work; the clause has been revised accordingly.

E. Exercising Care Commensurate With Hazards

Comment: One commenter stated that paragraph (b) of the SMS clause, requiring a contractor to exercise a degree of care commensurate with the harm involved, goes beyond the protection afforded by applicable law. The commenter suggested that the clause specify that the care exercised by contractors is limited to requirements of applicable law.

Response: The Department does not agree with the commenter's suggestion. The variety of missions assigned to the Department and the number of hazardous materials controlled and managed by the Department warrant the exercising of care associated with the particular hazard of any operation or material. The SMS helps to ensure that contractors will focus on work planning and make all reasonable attempts to perform work safely.

F. Use of Authorization Agreement

Comment: A commenter expressed concern about the use and timing of authorization agreements.

Response: The Department understands the concern expressed by the commenter and is deleting the term, ''authorization agreement,'' from the clause. In accordance with subparagraph (b)(7), depending upon the hazards existing at a facility or site, certain contractors and the Department may also execute additional agreements for highly hazardous operations. Guidance on these agreements will be furnished by the contracting officer.

The final rule makes the following changes:

1. *952.223–71,* Safety and health. The title of this subsection for non-management and operating contracts is changed to be consistent with 970.5204–2, Integration of environment, safety, and health into work planning and execution.

2. *952.223–74,* Nuclear facility safety applicability. This subsection is removed.

3. *952.223–75,* Preservation of individual occupational radiation exposure records. The clause prescription is revised.

4. *970.2303–2,* Clauses. Paragraphs (c), (d), and (e), prescribing clauses at 970.5204–26, 970.5204–41, and 970.5204–62, respectively, are removed, since these clauses are also being removed.

5. *970.5204–2,* Integration of environment, safety, and health into work planning and execution. Environmental requirements are added to those for safety and health in this clause. A requirement for a Safety Management System is also added.

6. *970.5204–26,* Nuclear facility safety. This clause is removed.

7. *970.5204–41.* Preservation of individual occupational radiation exposure records. This clause is removed.

8. *970.5204–62,* Environmental protection. This clause is removed.

Item VII—Ownership of Records

Nine commenters provided views on this issue.

A. Title of the Clause

Comment: One commenter believed that the title of this portion of the regulation should be revised to read ''Access to and Ownership of Records.'' This suggestion reflects the view that the real issue being addressed is who has a right of access to records maintained by the Department's contractors. The commenter believed that the Department should avoid any implication that contractor records in the possession of a contractor are subject to the Freedom of Information Act (FOIA) merely because they are available to the Department. Another commenter requested that the Department clarify the right of access that the public would have to records covered by paragraph (b) of the clause.

Response: The title of the clause has been changed to read, ''Access to and Ownership of Records,'' to reflect the fact that this clause delineates the government's rights of access to, and ownership of, records acquired or generated in the performance of the contract. The public's right of access to government-owned records in the possession of the contractor is described in section 1004.3(e) of the Department of Energy Freedom of Information Regulation, 10 CFR Part 1004. Under section 1004.3(e), government-owned records in the possession of the contractor may be subject to disclosure under FOIA, if they meet the requirements enumerated in the regulation. However, contractor-owned records in the possession of the contractor are not subject to FOIA, even though they are accessible to the Department. Although records that come within the Department's possession generally are subject to FOIA, such records also are subject to withholding under the FOIA's nine exemptions, as appropriate. The Department will protect sensitive records from disclosure in accordance with the FOIA and other applicable laws. Also, in the interest of clarity, the title of paragraph (a) has been revised to read ''Government-owned Records,'' and the title of paragraph (b) has been revised to read ''Contractor-owned Records.''

B. Paragraph (a) of the Clause

Comment: Three commenters disagreed with the Department's view that records created or acquired by the contractor in connection with work performed under management and operating contracts, and thus paid for by the government, are the property of the government. In addition, one of these commenters believed that it was inappropriate to view as government property, documents that were paid for through overhead charges under the contract, while another believed that the entire concept of ownership of records

is unworkable and needs to be reconsidered. Another commenter believed that the language in paragraph (a) of the clause which provides that ''all records acquired or generated by the contractor in the performance of the contract shall be the property of the Government'' could be interpreted to include records created at the contractor's expense and, therefore, recommended that the matter be clarified.

Response: Through this clause, the Department seeks to standardize the manner in which records acquired or generated under its management and operating, and similar, contracts are treated. Generally, all records generated or acquired by the contractor in connection with work performed under management and operating contracts or similar contracts for the management of the Department's owned or leased facilities have been considered the property of the government. This view stems from the unique nature of these contracts. Under management and operating contracts and similar contracts, the work is performed at government facilities and is closely related to the Department's mission. Separate companies or subsidiaries that are wholly or substantially separate from the company's other business generally are established to conduct the work at these facilities. The contractors at these facilities are performing work identified and approved by the government. The work is of a long-term and continuing nature, often far exceeding the term of any one contractor. Therefore, the Department needs to be able to preserve all records in order to ensure a continuity of functions and the orderly transition of the personnel and the work in the event of a change of contractors. Documents generated or acquired in the performance of these contracts provide a record of the activities undertaken by the Department in furtherance of its mission. Under these circumstances, it is not surprising that the government has asserted an ownership interest in all records that the Department pays for under these contracts. To the extent that the Department has granted contractors the option to own certain types of these records, it does so only under the explicit condition of an absolute right of access to the records during the course of the contract and of complete reversion of the records to the Department upon termination of the contract. In this context, the term ''contractor-owned records'' must be understood to include the right of access by, and reversion to, the government. Conversely, records for which the contractor is not reimbursed, directly or indirectly, under the contract are not considered to be records ''acquired or generated in the performance of the contract'' and would not be covered by this clause.

C. Paragraph (b) of the Clause

Comment: Six commenters believed that the list of records owned by contractors should be expanded to include legal documents, including those that are covered by the attorney-client and attorney work product privileges. Another commenter believed that all records related to claims and complaints should be included in the list of contractor-owned documents. One commenter believed that the list of contractor-owned records should be expanded to include documents related to ethics, employee concerns, and other investigations conducted under an expectation of confidentiality.

Response: As a preliminary matter, the Department notes that the categories of records listed in paragraph (b) are the maximum types of records that during the term of the contract may be considered the property of the contractor. When negotiating the contract with the government, the contractor may choose not to include any or all of the categories listed from coverage under paragraph (b). The parenthetical language in the introduction to paragraph (b) has been revised to clarify this matter. With respect to legal records, the Department believes that privileges are best protected in the event of a change in contractors by maintaining them as government-owned. Nonetheless, so long as the government retains an absolute right of access and reversion, the Department agrees to allow contractors the option to assert ownership. Accordingly, paragraph (b) is amended to include legal records among those that the contractor may choose to own. In response to the other comments, subparagraph (b)(1) has been revised to include ''records on ethics, employee concerns, and other employee related investigations conducted under an expectation of confidentiality'' and ''employee assistance program records.''

Comment: Another commenter noted that, under some management and operating contracts, certain employment related records are required to be maintained under a Privacy Act system of records. The commenter further stated that the Privacy Act only covers records maintained by, or on behalf of, a federal agency, and, therefore, concluded that, when records maintained by the contractor must be kept in a Privacy Act system of records, they must be considered government property. The commenter recommended that subparagraph (b)(1) of the clause be revised to clarify this matter.

Response: The Department agrees that Privacy Act records that are maintained by contractors on behalf of the Department are government-owned. Therefore, subparagraph (b)(1) has been revised to make clear that records that, under the contract, are being maintained in a Privacy Act system of records are not covered by subparagraph (b)(1).

Comment: Another commenter suggested that subparagraph (b)(3) be revised to cover all records related to any procurement action by the contractor. The commenter believed that the term ''non-accounting records'' is ambiguous and could create confusion in the event of Freedom of Information Act requests.

Response: The term ''nonaccounting'' records was used to ensure consistency between the provisions of the proposed Ownership of Records clause and paragraph (d) of DEAR clause 970.5204–9, Accounts, records, and inspection. DEAR 970.5204–9(d) provides that, unless the parties agree otherwise, ''all financial and cost reports, books of account and supporting documents, and other data evidencing costs allowable, revenues, and other applicable credits under this contract, shall be the property of the Government * * *'' The reference to ''nonaccounting'' records was included in the proposed rule to clarify that subparagraph (b)(3) is not intended to change the designation of records described in DEAR 970.5204–9(d) from government-owned to contractor-owned. To further clarify this matter, the language in paragraph (b)(3) has been revised by deleting the word ''nonaccounting'' and including a specific reference to the exception contained in DEAR clause 970.5204–9.

D. Paragraphs (c) and (d) of the Clause

Comment: Four commenters had varying, but related, suggestions for revising paragraphs (c) and (d) of the proposed clause. In general, they recommended that paragraphs (c) and (d) be revised to provide that copies of certain contractor-owned records (e.g., legal opinions, litigation files, and other documents covered by the attorney work product and attorney-client privileges, investigations of employee related concerns conducted under an expectation of confidentiality, and confidential contractor financial information and correspondence between the contractor and its parent, affiliates, and divisions located away from the Department facility) be

excluded from the audit, inspection, copying, and delivery authorities provided in these paragraphs. The concern is that once copies of these documents are provided to the Department, they will be available to the public under the Freedom the Information Act, and any privileges against disclosure will be lost. Some commenters also believed that the breadth of disclosure required by paragraphs (c) and (d) would have a chilling effect on a contractor's operations, because it would discourage the free exchange of ideas among contractor employees and between the contractor and its counsel. Also, two commenters suggested that these paragraphs should be revised to clarify that records generated without reimbursement from the Department would not be subject to copying and delivery under paragraph (c) or audit, inspection, and copying under paragraph (d). Another commenter requested that paragraph (c) be revised to provide expressly for the contractor's right of access to records after termination of the contract. Another commenter requested that the paragraphs be revised to clarify that the government's use of personnel records or other personal information would be consistent with applicable federal laws, including the Privacy Act. This commenter and one other also suggested that the regulation provide that the government's right of access to contractor records may be negotiated on a case-by-case basis to enable the parties to address a contractor's obligations under state law. Finally, in contrast to the comments provided above on paragraphs (c) and (d) by private companies and nonprofit organizations, the National Institute for Occupational Safety and Health (NIOSH) believed that the government's right to inspect, audit, and copy contractor-owned records must be maintained. NIOSH emphasized the importance of the Department maintaining access to records needed to conduct exposure assessment and epidemiologic research, including contractor-owned records that have personal identifiers.

Response: As indicated above, this clause is being promulgated to facilitate uniform treatment of records acquired or generated in the performance of the Department's management and operating and similar contracts. Records for which the contractor is not reimbursed, directly or indirectly, under the contract are not considered records ''acquired or generated in the performance of the contract'' and would not be covered by this clause. Records that the Department pays for, directly or indirectly, under the contract are considered the property of the government. Also, as previously noted, the government can and will protect records that come into its possession from disclosure under the Freedom of Information Act, as appropriate. With respect to the suggestion to exclude certain categories of records from the coverage of paragraphs (c) and (d), the Department disagrees. The Department believes that the right to audit, inspect, and obtain copies or records is essential to ensure continuity and to enable the government to carry out responsibilities imposed by statute and regulation. For example, access to, and copies of, contractor-owned medical records may be necessary to enable the Department to carry out its public health and safety responsibilities under existing law. The right to obtain copies of records is not intended to discourage the free exchange of ideas among contractor employees, but rather to ensure that the Department can perform its functions. As noted above, the government will withhold records from disclosure under the Freedom of Information Act, as appropriate. Moreover, most records that are transferred to successor contractors under paragraph (c) do not come into the possession of the government, and therefore access to such records under the Freedom of Information Act is not increased. With respect to personnel records, the government's use and disclosure of such information will be consistent with applicable laws. To the extent the government under paragraphs (c) or (d) obtains copies of contractor-owned records that are covered by subparagraph (b)(1), such as personnel, medical, or other employment-related records, such records will be maintained in Privacy Act systems of records, and the use and disclosure of these records would be covered by that Act. Paragraphs (c) and (d) have been revised to make clear that the government's use of records obtained pursuant to paragraphs (c) or (d) shall be in accordance with applicable federal laws, including the Privacy Act. If, in an unusual situation, additions or changes to these paragraphs are necessary or appropriate, section 901.403 of the Department of Energy Acquisition Regulation, entitled ''Individual Deviations,'' provides authority for approval of deviations that are clearly in the best interests of the government. Finally, paragraph (c) does not preclude the contractor from keeping copies of any or all of the records generated or acquired under the contract upon termination or completion of the contract. The Department, therefore, believes that this paragraph provides ample opportunity for the contractor to maintain access to contract records.

Comment: One commenter requested that the term ''designee'' be limited to other federal agencies, to address its concern that contractor-owned records could be turned over to a private party without compensation to the contractor and with no restrictions on the use of the information by the private party.

Response: As noted above, the government has asserted an ownership interest in all records that the Department pays for, directly or indirectly, under the contract. The contractor is not entitled to additional compensation for providing copies of these records to the Department or its designee, nor is it entitled to impose restrictions on the use of this information. The term ''designee'' must remain sufficiently broad to encompass private parties, because the Department sometimes requires the services of private parties to help carry out its functions. For example, the Department must be able to provide to successor contractors the documents necessary to carry out their responsibilities under the contract. Also, federal agencies frequently rely on the services of academic researchers to carry out epidemiological studies.

E. Paragraph (e) of the Clause

Comment: Two commenters believed that the Department is attempting to assert ownership of records that it has no legal right to claim (e.g., records that the contractor may have brought with it at the start of performance of the contract or records provided to the contractor by its corporate headquarters or affiliates during performance of the contract). One of the commenters requested that the clause be revised to make it clear that requirements of this paragraph do not apply to records that were created with funds that are not related to the current contract.

Response: Paragraph (e) is intended to ensure that management and operating contract records provided to the contractor during the transition from one management and operating contractor to another remain available to the government for audit, inspection, and copying. As indicated above, this clause does not apply to records that the contractor pays for with its own funds.

F. Paragraph (f) of the Clause

Comment: One commenter recommended that contractor-owned records be exempt from the record retention schedules referenced in this

paragraph. The commenter believed that this requirement is inconsistent with the concept of ownership and could conflict with corporate retention schedules that in some cases may exceed the government's requirements. Another commenter observed that the imposition of Department of Energy record retention schedules on contractor records will involve substantial storage costs and further noted that DEAR 970.5204–13(e)(23) provides that, after completion of the contract, costs associated with the storage of records pertaining to the contract are unallowable. The commenter recommended that DEAR 970.5204–13(e)(23) be revised to allow the contractor to recoup any increase in storage costs that would result from this requirement.

Response: The Department believes that application of the records retention schedules are necessary to ensure that the Department's contractors employ uniform approaches to the collection, maintenance, and disposition of records that the government pays for under its management and operating and similar contracts. When a contract is terminated or completed, the government may exercise its right to obtain copies and delivery of certain contract records. Once acquired, the Department does not anticipate that the government would continue to require that the contractor maintain its copy of those records. Accordingly, paragraph (f) is revised to provide that the government may waive the application of the records retention schedules when, under paragraph (c), the government requests copies and takes delivery of the records described in paragraphs (a) and (b).

G. Paragraph (g) of the Clause

Comment: One commenter believed that the requirement to flow down the terms of this clause to certain subcontracts will reduce the pool of eligible subcontractors because they will not want to risk the Department's claim of an ownership interest in company records. Another commenter believed that the flow down requirement will increase significantly the operating costs of management and operating contractors and their subcontractors. In the view of this commenter, the increased costs are related to additional requirements to create, maintain, and ship records as well as additional storage space that may be required to house the documents delivered to the Department. This commenter believed that this requirement was inconsistent with the Paperwork Reduction Act. A third commenter believed that this paragraph would be difficult, if not impossible, to implement, but offered no reasons for this view.

Response: The Department received no comments from potential subcontractors objecting to the flow down of this clause. In light of this fact, the Department has no reason to believe that the pool of eligible subcontractors will be significantly affected by this requirement. With respect to the view that this requirement will substantially increase the cost of these contracts and the paperwork burden imposed on the contractor, the Department has revised paragraph (c) to provide that, upon termination or completion of the contract, contractors will be required to deliver only those records that the Department requests. In addition, paragraph (f) has been revised to provide that, if the government exercises its right under paragraph (c) to obtain copies and delivery of the records, the government also may waive record retention schedules that apply to records in the possession of the contractor. With respect to the Paperwork Reduction Act issue raised, the Department notes that this clause does not require the contractor or its subcontractors to create any records or collect any information. It merely addresses the ownership and disposition of records that are acquired or generated in performance of the contract.

The final rule makes the following changes:

1. *970.0407,* Alternate retention schedules. This section is redesignated 970.0407–1.

2. *970.0407–2,* Access to and ownership of records. This subsection is added to explain the circumstances under which contractor ownership of certain records may be appropriate.

3. *970.5204–79,* Access to and ownership of records. A clause is added to identify government-owned records; contractor-owned records; the government's rights to inspection, copying, use, and audit of records; and records retention requirements under the contract.

Item VIII—Management and Operating Contract Overtime Practices

A. Overtime Control Plan Requirement

Comment: Six commenters provided information related to the requirement for an overtime control plan. Five commenters opposed the requirement for an overtime control plan. Four of these five believed that this requirement was micro-management, unnecessarily prescriptive, and/or antithetical to the Department's philosophy of contract reform. One commenter believed that achieving control of overtime costs would be better achieved through the use of contract incentives or the award fee process because the preparation of an overtime control plan would be costly, the plan would not guarantee control of overtime costs, and adherence to a plan would reduce contractor flexibility to cope with changing workloads.

Response: Based on comments received and further review of this subject, the Department has significantly simplified its policy on overtime management in this final rule.

B. Use of the Median Overtime Usage Rate

Comment: Two commenters addressed the Department's use of the median overtime usage rate as a percentage of payroll. One commenter stated, '' the DOE should revise and expand the clause because its reliance on a median overtime usage figure is unclear * * * the median figure is a calculation only the DOE can perform, meaning that DOE would have to provide this figure to the contractor. The [rule] should be revised to require DOE to make this information available, so contractors on an ongoing basis can monitor their overtime usage.'' Both commenters believed that the Department should elaborate on the definition of median overtime usage and how it is computed.

Response: The Department has removed the median overtime usage rate as a standard and has provided that the contracting officer may require an overtime control plan when contractor overtime usage as a percentage of payroll has exceeded, or is likely to exceed, 4%, or the contracting officer otherwise deems overtime expenditures excessive.

C. Consistency With Draft DOE Order 350.1, Contractor Human Resource Management Programs

Comment: One commenter stated that the Department should make this rule consistent with the draft DOE Order 350.1.

Response: The Department agrees that the final rule and the order must be consistent. Revisions have been made accordingly.

The final rule adopts the changes in the proposed rule, as follows:

1. *970.2275.* A new section, Overtime management, is added.

2. *970.2275–1.* A new subsection, General, is added to state the Department's overtime management policy.

3. *970.2275–2.* A new subsection, Contract clause, is added to prescribe

the use of the overtime management clause.

4. *970.5204–80.* The clause, Overtime Management, is added.

Item IX—Procedural Matters

A. Review Under Executive Order 12866

Comment: One commenter opined that the notice of proposed rulemaking was a ''significant regulatory action'' that should have been reviewed by the Office of Management and Budget in accordance with Executive Order 12866, Regulatory Planning and Review. The commenter noted a recent Department of Energy Inspector General Report indicating certain approaches to determining fees on management and operating contracts could increase available fees by as much as $218 million per year.

Response: Since the subject of the Inspector General's report referred to by the commenter, determination of fees, was not a part of the proposed rule, the Inspector General's estimate is irrelevant as to whether this rulemaking is a ''significant regulatory action'' under Executive Order 12866. The Department estimates that the incremental effect on the economy of the changes to the existing regulations made by this final rule will be well under $100 million.

Based on this estimate, the Department determined that the proposed rulemaking was not a ''significant regulatory action,'' and, consequently, was not required to be reviewed by the Office of Information and Regulatory Affairs in the Office of Management and Budget. Nevertheless, the Department sought review by and accommodated comments from the Office of Management and Budget and its Office of Federal Procurement Policy at both the proposal and final rule stage.

B. Review Under Executive Order 12988

Comment: One commenter questioned the legal clarity, as described in Executive Order 12988, ''Civil Justice Reform,'' of three clauses (Insurance—Litigation and Claims; Property; and Laws, Regulations, and DOE Directives).

Response: Most of the issues raised are dealt with in the discussion of specific topics above and the responses should satisfy the commenter. The Office of Federal Procurement Policy in the Office of Management and Budget agrees with the Department that the clarity in the clauses published today is sufficient for negotiation purposes. If ambiguities are identified that warrant further clarification, they can be resolved during negotiations.

III. Procedural Requirements

A. Review Under Executive Order 12866

This regulatory action has been determined not to be a ''significant regulatory action'' under Executive Order 12866, ''Regulatory Planning and Review,'' (58 FR 51735, October 4, 1993). Accordingly, this action was not subject to review, under that Executive Order, by the Office of Information and Regulatory Affairs of the Office of Management and Budget (OMB).

B. Review Under Executive Order 12988

With respect to the review of existing regulations and the promulgation of new regulations, section 3(a) of Executive Order 12988, ''Civil Justice Reform,'' 61 FR 4729 (February 7, 1996), imposes on Executive agencies the general duty to adhere to the following requirements: (1) eliminate drafting errors and ambiguity; (2) write regulations to minimize litigation; and (3) provide a clear legal standard for affected conduct rather than a general standard and promote simplification and burden reduction. With regard to the review required by section 3(a), section 3(b) of Executive Order 12988 specifically requires that Executive agencies make every reasonable effort to ensure that the regulation: (1) clearly specifies the preemptive effect, if any; (2) clearly specifies any effect on existing Federal law or regulation; (3) provides a clear legal standard for affected conduct while promoting simplification and burden reduction; (4) specifies the retroactive effect, if any; (5) adequately defines key terms; and (6) addresses other important issues affecting clarity and general draftsmanship under any guidelines issued by the Attorney General. Section 3(c) of Executive Order 12988 requires Executive agencies to review regulations in light of applicable standards in section 3(a) and section 3(b) to determine whether they are met or it is unreasonable to meet one or more of them. The Department of Energy has completed the required review and determined that, to the extent permitted by law, the regulations meet the relevant standards of Executive Order 12988.

C. Review Under the Regulatory Flexibility Act

This rule was reviewed under the Regulatory Flexibility Act of 1980, 5 U.S.C. 601, *et seq.*, which requires preparation of a regulatory flexibility analysis for any rule that is likely to have a significant economic impact on a substantial number of small entities. This rule is intended to provide policies for the Department of Energy's management and operating contractors, who have traditionally been large businesses. There are three clauses which identify flowdown requirements to subcontractors, some of whom may be small businesses. (1) The clause at 970.5204–2, Integration of Environment, Safety, and Health into Work Planning and Execution, provides for the flowdown of ''appropriate requirements'' to subcontractors performing work on-site at a Department-owned or -leased facility. (2) The clause at 970.5204–78, Laws, Regulations, and DOE Directives, provides for subcontract compliance with ''necessary provisions'' as determined by the prime contractor. (3) The clause at 970.5204–79, Ownership of Records, specifies requirements for certain subcontractors meeting specific thresholds. The first two clauses do not impose a significant economic impact since nearly all of the prime and subcontracts in which these clauses are used have been cost reimbursement contracts. The third clause has considered the needs of small business in establishing thresholds above which requirements must be met. The Department anticipates that most small businesses will not meet these threshold requirements for compliance. Based on this review, the Department certifies that this rulemaking will not have a significant economic impact on a substantial number of small entities and, therefore, no regulatory flexibility analysis has been prepared.

D. Review Under the Paperwork Reduction Act

The Office of Management and Budget has determined that the Safety Management System description submissions required by the clause at revised section 970.5204–2, Integration of Environment, Safety, and Health Into Work Planning and Execution, and the Make-or-Buy Plan required by section 970.1507 and clause 970.5204–76, Make-or-Buy Plan, are new collections of information. Accordingly, the Department submitted these requirements to OMB for review under the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*, and OMB's regulations at 5 CFR Part 1320.

1. Safety Management System Description

In the June 24, 1996 notice of proposed rulemaking, the Department proposed revising the Safety and Health clause at DEAR 970.5204–2 to require contractor compliance with applicable laws, regulations, and directives pertaining to the environment as well as to safety and health. The Department

also proposed revising the current safety and health implementation plan requirement to: (1) change from 30 days to 60 days the period for submitting a plan; (2) provide for periodic updating of the plan; and (3) make plan changes subject to the change control process applicable to the contract. On October 15, 1996, the Department published a notice reopening the comment period on revised proposals for contractor compliance with environment, safety, and health (ES&H) requirements which reflected DNFSB Recommendation 95–2, Integrated Safety Management, and the Department's Implementation Plan. As the notice of reopening proposed, this final rule will require management and operating contractors to submit a Safety Management System (SMS) description that addresses principles of integrated safety management.

The process of preparing and submitting a SMS description is similar to that currently required for submission of a safety and health implementation plan. It does not conflict with or create a greater burden than the originally proposed submission of an ES&H Management Plan. The SMS encompasses the same integrated safety management functions (e.g., work planning, budgeting, priority-setting, and work execution). As discussed earlier in this preamble, the Department received a number of comments on the original proposal for submission of an ES&H Management Plan and on the reopening proposal for submission of an SMS description. While commenting on the specifics of the proposals, none of the commenters questioned the need for such a requirement.

Preparation of the initial SMS description will usually be a one-time action completed at the start of a five-year management and operating contract. The clause also requires contractors to review the description and provide annual updates to the Department. The updates are not a new requirement and have been a part of the Department's planning and budgeting process. Approximately 36 contractors will be subject to the SMS description submission requirement. The Department estimates that in any one year approximately 20% or 7 SMS descriptions will be submitted to the Department for approval. The Department's best estimate is that the burden will average 350 hours per contractor. This estimate is based on discussions with contractors about the burden of meeting the current safety and health implementation plan requirement. The burden of compliance for any contractor will depend upon the particular considerations and circumstances applicable to the site or facility. The total annual paperwork burden that will result from this requirement is estimated to be approximately 2450 hours.

The Office of Management and Budget approved the SMS description information collection on May 28, 1997, and assigned to it OMB Number 1910–5103.

2. Make-or-Buy Plans

In the proposed rule, the Department proposed that contracts for the management and operation of Department facilities require the preparation and administration of a make-or-buy plan. The Department considers this to be necessary for identifying the most efficient and cost effective manner for performing the functions at its facility. As discussed earlier in this preamble, the Department received a number of comments on the proposed make-or-buy plan requirement, but no commenter questioned the need for such a plan.

Preparation of the initial make-or-buy plan will usually be a one-time action. The plan will be effective for the term of the contract. Contractors are required to review the plan annually to ensure that it reflects current conditions and must propose changes when appropriate. Approximately 36 management and operating contractors will be subject to the make-or-buy plan requirement. Based on experience, the Department estimates that in any one year, 20% or approximately 7 initial make-or-buy plans will be submitted to the Department for approval. The Department expects great variance in make-or-buy plans because of the different considerations and circumstances present at Department facilities. The Department also expects these differences among Department facilities to affect the burden hours required to complete make-or-buy plans. The Department's best estimate is that the burden will range from 25 hours to 350 hours per contractor. The Department expects less variance in the burden of conducting the annual make-or-buy plan review; the Department estimates the burden of annual review will be approximately 100 hours per contractor. The total annual paperwork burden that will result from this requirement is estimated to be 5350 hours.

The Office of Management and Budget approved the Make-or-Buy Plan information collection on June 5, 1997, and assigned to it OMB Number 1910–5102.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number. 5 CFR § 1320.5(b).

E. Review Under Executive Order 12612

Executive Order 12612, entitled ''Federalism,'' 52 FR 41685 (October 30, 1987), requires that regulations, rules, legislation, and any other policy actions be reviewed for any substantial direct effects on States, on the relationship between the Federal Government and the States, or in the distribution of power and responsibilities among various levels of government. If there are sufficient substantial direct effects, then the Executive Order requires preparation of a federalism assessment to be used in all decisions involved in promulgating and implementing a policy action. The Department has determined that this rulemaking will not have a substantial direct effect on the institutional interests or traditional functions of States.

F. Review Under the National Environmental Policy Act

Pursuant to the Council on Environmental Quality Regulations (40 CFR 1500–1508), the Department has established guidelines for its compliance with the provisions of the National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. 4321, *et seq.*). Pursuant to Appendix A of Subpart D of 10 CFR 1021, National Environmental Policy Act Implementing Procedures (Categorical Exclusion A6), the Department has determined that this rulemaking is categorically excluded from the need to prepare an environmental impact statement or environmental assessment.

G. Review Under Small Business Regulatory Enforcement Fairness Act of 1996

As required by 5 U.S.C. 801, the Department of Energy will report to Congress promulgation of the rule prior to its effective date. The report will state that it has been determined that the rule is not a ''major rule'' as defined by 5 U.S.C. 804(3).

H. Review Under the Unfunded Mandates Reform Act of 1995

The Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4) generally requires a Federal agency to perform a detailed assessment of costs and benefits of any rule imposing a Federal Mandate with costs to State, local or tribal governments, or to the private sector, of $100 million or more. This rulemaking only affects private sector entities, and the impact is less than $100 million.

List of Subjects in 48 CFR Parts 901, 917, 926, 950, 952 and 970

Government procurement.

Issued in Washington, D.C., on June 13, 1997.

Richard H. Hopf,

Deputy Assistant Secretary for Procurement and Assistance Management.

For the reasons set forth in the preamble, Chapter 9 of Title 48 of the Code of Federal Regulations is amended as set forth below.

PART 901—FEDERAL ACQUISITION REGULATIONS SYSTEM

1. The authority citation for Part 901 continues to read as follows:

Authority: 42 U.S.C. 7254; 40 U.S.C. 486(c).

2. Section 901.105, OMB control numbers, is amended by deleting the last sentence and adding the following sentence at the end of the paragraph:

901.105 OMB control numbers.

* * * The OMB control number for the collection of information under 48 CFR chapter 9 is 1910–4100, except for the following: Reporting and Recordkeeping Requirements for Make-or-Buy Plans (see 48 CFR (DEAR) 970.5204–76)—OMB number 1910–5102; Reporting and Recordkeeping Requirements for Safety Management (see 48 CFR (DEAR) 970.5204–2)—OMB number 1910–5103.

PART 917—SPECIAL CONTRACTING METHODS

3. The authority citation for Part 917 continues to read as follows:

Authority: 42 U.S.C. 7254; 40 U.S.C. 486(c).

4. Section 917.600 is amended by adding the following sentences at the end of the paragraph:

917.600 Scope of subpart.

* * * The requirements of this subpart apply to any Department of Energy management and operating contract, including performance-based management contracts as defined in 48 CFR (DEAR) 917.601. References in this subpart to ''management and operating contracts'' shall be understood to include ''performance-based management contracts.''

5. Subpart 917.6, Management and Operating Contracts, is amended to add new section 917.601, Definitions, to read as follows:

917.601 Definitions.

Performance-based contracting means structuring all aspects of an acquisition around the purpose of the work to be performed as opposed to the manner by which the work is to be performed or broad or imprecise statements of work.

Performance-based management contract means a management and operating contract that employs, to the maximum extent practicable, performance-based contracting concepts and methodologies through the application of results-oriented statements of work; clear, objective performance standards and measurement tools; and incentives to encourage superior contractor performance.

PART 926—OTHER SOCIOECONOMIC PROGRAMS

6. The authority citation for Part 926 continues to read as follows:

Authority: 42 U.S.C. 7254; 40 U.S.C. 486(c).

7. Part 926, Other Socioeconomic Programs, is amended by adding a new Subpart 926.71, Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, to read as follows:

Subpart 926.71—Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993

926.7101 Policy.
926.7102 Definition.
926.7103 Requirements.
926.7104 Contract Clause.

926.7101 Policy.

Consistent with the requirements of Section 3161(c)(2), 42 U.S.C. 7474h(c)(2), in instances where DOE has determined that a change in workforce at a DOE Defense Nuclear Facility is necessary, the Department, to the extent practicable, is required to provide employees under Department of Energy contracts whose employment in positions at such a facility is terminated with a preference in any hiring of the Department. Consistent with published DOE guidance regarding Section 3161, such preference in hiring extends to hiring by DOE contractors and subcontractors.

926.7102 Definition.

Eligible employee means a current or former employee of a contractor or subcontractor employed at a DOE Defense Nuclear Facility—

(1) Whose position of employment has been, or will be, involuntarily terminated (except if terminated for cause),

(2) Who has met the eligibility criteria contained in Department of Energy guidance for contractor work force restructuring, as may be amended or supplemented from time to time, and

(3) Who is qualified for a job vacancy with the Department or one of its contractors with respect to work under its contract with the Department at the time a position is available.

926.7103 Requirements.

(a) Section 3161, 42 U.S.C. 7474h, confers a continuing right to a preference in hiring to an eligible employee of Department of Energy Defense Nuclear Facilities. This right to a preference in hiring includes employment opportunities of any Department of Energy contractor, regardless of the place of performance of the contract. Accordingly, eligible former employees of contractors and subcontractors employed at Department of Energy Defense Nuclear Facilities, to the extent practicable, shall be provided a hiring preference in employment opportunities of other Department of Energy contractors for work under their contracts.

(b) The Office of Worker and Community Transition (WT) is responsible for establishing policies and procedures relating to the Department of Energy implementation of Section 3161. Contracting Officers, in concert with representatives of the field office responsible for implementation of Section 3161 at the Department of Energy Defense Nuclear Facility and local counsel, should consult with the Office of Worker and Community Transition to determine applicability of Section 3161 requirements, including hiring preference requirements, for displaced workers.

926.7104 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 952.226–74, Displaced Employee Hiring Preference, in contracts (except for contracts for commercial items, pursuant to 41 U.S.C. 403) which exceed $500,000 in value.

PART 950—EXTRAORDINARY CONTRACTUAL ACTIONS

8. The authority citation for Part 950 continues to read as follows:

Authority: 42 U.S.C. 7254; 40 U.S.C. 486(c).

950.7101 [Amended]

9. Section 950.7101 is amended by removing paragraph (c)(2) and redesignating paragraph (c)(1) as paragraph (c).

PART 952—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

10. The authority citation for Part 952 is revised to read as follows:

Authority: 42 U.S.C. 7254; 40 U.S.C. 486(c).

11. Section 952.223–71 is amended by revising the section heading to read as follows:

952.223–71 Integration of environment, safety, and health into work planning and execution.

952.223–74 [Removed and Reserved]

12. Subsection 952.223–74, Nuclear facility safety applicability, is removed and reserved.

13. Subsection 952.223–75, Preservation of individual occupational radiation exposure records, is amended by revising the introductory paragraph to read as follows:

952.223–75 Preservation of individual occupational radiation exposure records.

The contracting officer shall insert this clause in contracts containing 952.223–71, Integration of environment, safety, and health into work planning and execution, or 952.223–72, Radiation protection and nuclear criticality.

* * * * *

14. Subpart 952.2, Text of Provisions and Clauses, is amended to add a new section 952.226–74, Displaced Employee Hiring Preference, to read as follows:

952.226–74 Displaced employee hiring preference.

As prescribed in 48 CFR (DEAR) 926.7104, insert the following clause.

Displaced Employee Hiring Preference (June 1997)

(a) *Definition.*

Eligible employee means a current or former employee of a contractor or subcontractor employed at a Department of Energy Defense Nuclear Facility (1) whose position of employment has been, or will be, involuntarily terminated (except if terminated for cause), (2) who has also met the eligibility criteria contained in the Department of Energy guidance for contractor work force restructuring, as may be amended or supplemented from time to time, and (3) who is qualified for a particular job vacancy with the Department or one of its contractors with respect to work under its contract with the Department at the time the particular position is available.

(b) Consistent with Department of Energy guidance for contractor work force restructuring, as may be amended or supplemented from time to time, the contractor agrees that it will provide a preference in hiring to an eligible employee to the extent practicable for work performed under this contract.

(c) The requirements of this clause shall be included in subcontracts at any tier (except for subcontracts for commercial items pursuant to 41 U.S.C. 403) expected to exceed $500,000.

PART 970—DOE MANAGEMENT AND OPERATING CONTRACTS

15. The authority citation for Part 970 continues to read as follows:

Authority: Sec. 161 of the Atomic Energy Act of 1954 (42 U.S.C. 2201), sec. 644 of the Department of Energy Organization Act, Public Law 95–91 (42 U.S.C. 7254).

970.0407 [Removed]

16. The text of section 970.0407, Record retention requirements, is removed.

17. New subsection 970.0407–1, Alternate retention schedules, is added to read as follows:

970.0407–1 Alternate retention schedules.

Records produced under the Department's contracts involving management and operation responsibilities relative to DOE-owned or -leased facilities are to be retained and disposed of in accordance with the requirements of DOE Order 1324.5B, Records Management Program and DOE Records Schedules, (see current version) rather than those set forth at FAR subpart 4.7, Contractor Records Retention.

18. New section 970.0407–2, Access to and ownership of records, is added to read as follows:

970.0407–2 Access to and ownership of records.

Contracting officers may agree to contractor ownership of the categories of records designated in the instruction in paragraph (b) of 48 CFR (DEAR) 970.5204–79, Access to and Ownership of Records, provided the Government's rights to inspect, copy, and audit these records are not limited. These rights must be retained by the Government in order to carry out the Department's legal responsibilities under the Atomic Energy Act and other statutes in overseeing its contractors, including compliance with the Department's health and safety and reporting requirements, and to protect the public interest.

19. New section 970.0407–3, Contract clause, is added to read as follows:

970.0407–3 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 970.5204–79, Access to and Ownership of Records, in management and operating contracts.

20. New section 970.0470, Department of Energy directives, consisting of subsections 970.0470–1 and 970.0470–2, is added to read as follows:

970.0470 Department of Energy directives.

970.0470–1 General.

(a) The Department of Energy Directives System is a system of instructions, including orders, notices, manuals, guides, and standards, for Departmental elements. In certain circumstances, requirements contained in these directives may apply to a contractor through operation of a contract clause. Program and requirements personnel are responsible for identifying requirements in the Directives System applicable to a contract, and developing a list of applicable requirements and providing it to the contracting officer for inclusion in the contract.

(b) Where directives requirements are established using either the Standards/Requirements Identification Process or the Work Smart Standards Process, the applicable process should also be used to establish the environment, safety, and health portion of the list identified in paragraph (a) of this section.

970.0470–2 Contract clause.

The contracting officer shall insert the clause at DEAR 970.5204–78, Laws, Regulations, and DOE Directives, in management and operating contracts.

21. Section 970.1001 is revised to read as follows:

970.1001 Performance-based contracting.

(a) It is the policy of the Department of Energy to use, to the maximum extent practicable, performance-based contracting methods in its management and operating contracts. Office of Federal Procurement Policy Letter 91–2 provides guidance concerning the development and use of performance-based contracting concepts and methodologies that may be generally applied to management and operating contracts. Performance-based contracts: describe performance requirements in terms of results rather than methods of accomplishing the work; use measurable (i.e., terms of quality, timeliness, quantity) performance standards and objectives and quality assurance surveillance plans; provide performance incentives (positive or negative) where appropriate; and specify procedures for award or incentive fee reduction when work activities are not performed or do not meet contract requirements.

(b) The use of performance-based statements of work, where feasible, is the preferred method for establishing

work requirements. Such statements of work and other documents used to establish work requirements (such as work authorization directives) should describe performance requirements and expectations in terms of outcome, results, or final work products, as opposed to methods, processes, or design.

(c) Contract performance requirements and expectations should be consistent with the Department's strategic planning goals and objectives, as made applicable to the site or facility through Departmental programmatic and financial planning processes. Measurable performance criteria, objective measures, and where appropriate, performance incentives, shall be structured to correspond to the performance requirements established in the statement of work and other documents used to establish work requirements.

(d) Quality assurance surveillance plans shall be developed to facilitate the assessment of contractor performance and ensure the appropriateness of any award or incentive fee payment. Such plans shall be tailored to the contract performance objectives, criteria, and measures, and shall, to the maximum extent practicable, focus on the level of performance required by the performance objectives rather than the methodology used by the contractor to achieve that level of performance.

970.1002 [Amended]

22. The Section heading for Section 970.1002 is revised to read, ''Additional considerations.''

23. Subpart 970.15 is amended by adding new Section 970.1507, Make-or-buy plans, consisting of 970.1507–1, 970.1507–2, and 970.1507–3, to read as follows:

970.1507 Make-or-buy plans
970.1507–1 Policy.
970.1507–2 Requirements.
970.1507–3 Contract clause.

970.1507 Make-or-buy plans.

970.1507–1 Policy.

(a) Contracting officers shall require management and operating contractors to develop and implement make-or-buy plans that establish a preference for providing supplies or services (including construction and construction management) on a least-cost basis, subject to program specific make-or-buy criteria. The emphasis of this make-or-buy structure is to eliminate bias for in-house performance where an activity may be performed at less cost or otherwise more efficiently through subcontracting.

(b) A work activity, supply or service is provided at ''least cost'' when, after consideration of a variety of appropriate programmatic, business, and financial factors, it is concluded that performance by either ''in-house'' resources or by contracting out is likely to provide the property or service at the lowest overall cost. Programmatic factors include, but are not limited to, program specific make-or-buy criteria established by the Department of Energy, the impact of a ''make'' or a ''buy'' decision on mission accomplishment, and anticipated changes to the mission of the facility or site. Business factors pertain to such elements as market conditions, past experience in obtaining similar supplies or services, and overall operational efficiencies that might be available through either in-house performance or contracting out. Among the financial factors that may be considered to determine a least-cost alternative in a make-or-buy analysis are both recurring and one-time costs attributable to either retaining or contracting out a particular item, financial risk, and the anticipated contract price.

(c) In developing and implementing its make-or-buy plan, a contractor shall be required to assess subcontracting opportunities and implement subcontracting decisions in accordance with the following:

(1) The contractor shall conduct internal productivity improvement and cost-reduction programs so that in-house performance options can be made more efficient and cost-effective.

(2) The contractor shall consider subcontracting opportunities with the maximum practicable regard for open communications with potentially affected employees and their representatives. Similarly, a contractor will communicate its plans, activities, cost-benefit analyses, and decisions with those stakeholders likely to be affected by such decisions, including representatives of the community and local businesses.

970.1507–2 Requirements.

(a) *Development of program-specific make-or-buy criteria.* DOE program offices responsible for the work conducted at the facility or site shall develop program specific make-or-buy criteria. Program specific make-or-buy criteria are those factors that reflect specific mission or program objectives (including operational efficiency, contractor diversity, environment, safety and health, work force displacement and restructuring, and collective bargaining agreements) and that, upon their application to a specific work effort, would override a decision based on a purely economic rationale. These criteria are to be used to assess each work effort identified in a facility's or site's make-or-buy plan to determine the appropriateness of a contractor's make-or-buy decisions. Program specific make-or-buy criteria shall be provided to the contractor for use in developing a make-or-buy plan for the facility, site, or specific program, as appropriate.

(b) *Make-or-buy plan property and services.* Supplies or services estimated to cost less than one (1) percent of the estimated total operating cost for a year or $1 million for the same year, whichever is less, need not be included in the contractor's make-or-buy plan. However, adjustments may be made to these thresholds where programmatic or cost considerations would indicate that a particular supply or service should be included in the make-or-buy plan.

(c) *Competitive solicitation requirements.* (1) To the extent practicable, a competitive solicitation for the management and operation of a Department of Energy facility or site should:

(i) Identify those programs, projects, work areas, functions or services that the Department intends for the successful offeror to include in any make-or-buy plan; and

(ii) Require the submission of a preliminary make-or-buy plan for the period of performance of the contract from each offeror as part of its proposal submitted in response to the competitive solicitation.

(2) If the requirement for each offeror to submit a preliminary make-or-buy plan as part of its proposal is impractical or otherwise incompatible with the acquisition strategy, consideration should be given to structuring the evaluation criteria for the competitive solicitation in such a manner as to permit the evaluation of an offeror's approach to conducting its make-or-buy program within the context of the contractual requirements.

(3) The successful offeror's preliminary make-or-buy plan shall be submitted for final approval within 180 days after contract award, consistent with the requirements of 48 CFR (DEAR) 970.5204–76(c), Make-or-buy Plan.

(d) *Evaluation of the contractor's make-or-buy plan.* In evaluating the contractor's make-or-buy plan, the contracting officer shall consider the following factors:

(1) The program specific make-or-buy criteria (such as operational efficiency, contractor diversity, environment, safety and health, work force displacement and restructuring, and collective bargaining agreements) with particular attention to the effect of a ''buy'' decision on the contractor's ability to maintain core competencies needed to

accomplish mission-related program and projects;

(2) The impact of a ''make'' or ''buy'' decision on contract cost, schedule, and performance and financial risk;

(3) The potential impact of a ''make'' or ''buy'' decision on known future mission or program activities at the facility or site;

(4) Past experience at the facility or site regarding ''make-or-buy'' decisions for the same, or similar, supplies or services;

(5) Consistency with the contractor's approved subcontracting plan, as required by the clause entitled ''Small, Small Disadvantaged and Women-Owned Small Business Subcontracting Plan (FAR 52.219–9), of the contract and implementation of Section 3021 of the Energy Policy Act of 1992.

(6) Local market conditions, including contractor work force displacement and the availability of firms that can meet the work requirements with regard to quality, quantity, cost, and timeliness;

(7) Where the construction of new or additional facilities is required, that the cost of such facilities is in the Government's best interest when compared to subcontracting or privatization alternatives; and

(8) Whether all relevant requirements and costs of performing the work by the contractor and through subcontracting are considered and any different requirements for the same work are reconciled.

(e) *Approval.* The contracting officer shall approve all plans and revisions thereto. Once approved, a make-or-buy plan shall remain effective for the term of the contract (up to a period of five years), unless circumstances warrant a change.

(f) *Administration.* The contractor's performance against the approved make-or-buy plan shall be monitored to ensure that:

(1) The contractor is complying with the plan;

(2) Items identified for deferral decisions are addressed in a timely manner; and

(3) The contractor periodically updates the make-or-buy plan based on changed circumstances or significant new work.

970.1507–3 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 970.5204–76, Make-or-Buy Plan, in management and operating contracts.

24. Section 970.1509–2, paragraph (a), is revised to read as follows:

970.1509–2 Special considerations—educational institutions.

(a) It is DOE policy to compensate educational institutions consistent with the level of financial and management risk they assume in connection with their work for the Department.

* * * * *

25. New section 970.2275, consisting of subsections 970.2275–1 and 970.2275–2, is added to read as follows:

970.2275 Overtime management.

970.2275–1 General.

Contracting officers shall ensure that management and operating contractors manage overtime cost effectively and use overtime only when necessary to ensure performance of work under the contract.

970.2275–2 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 970.5204–80, Overtime Management, in management and operating contracts.

970.2302–2 [Amended]

26. Subsection 970.2303–2 is amended by removing paragraphs (c), (d), and (e).

27. Subpart 970.26, Other Socioeconomic Programs, is amended by designating the existing paragraph in 970.2601, Implementation of Section 3021 of the Energy Policy Act of 1992, as paragraph (a), and adding a 970.2601(b), to read as follows:

970.2601 Implementation of Section 3021 of the Energy Policy Act of 1992.

(a) * * *

(b) Department of Energy policy recognizes that full utilization of the talents and capabilities of a diverse work force is critical to the achievement of its mission. The principal goals of this policy are to foster and enhance partnerships with small, small disadvantaged, women-owned small businesses, and educational institutions; to match capabilities with existing opportunities; to track small, small disadvantaged, women-owned small business, and educational activity; and to develop innovative strategies to increase opportunities.

28. Subpart 970.26, Other Socioeconomic Programs, is amended by adding 970.2602–1, Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, and adding 970.2602–2, Contract Clause, to read as follows:

970.2602–1 Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993.

(a) Consistent with the objectives of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, 42 U.S.C. 7474h, in instances where the Department of Energy has determined that a change in work force at a DOE Defense Nuclear Facility is necessary, DOE contractors and subcontractors at DOE Defense Nuclear Facilities shall accomplish work force restructuring or displacement so as to mitigate social and economic impacts and in a manner consistent with any DOE work force restructuring plan in effect for the facility or site. In all cases, mitigation shall include the requirement for hiring preferences for employees whose positions have been terminated (except for termination for cause) as a result of changes to the work force at the facility due to restructuring accomplished under the requirements of Section 3161. Where applicable, contractors may take additional actions to mitigate consistent with the Department's Workforce Restructuring Plan for the facility or site.

(b) The requirements set forth in 48 CFR (DEAR) 926.71, Implementation of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, for contractors and subcontractors to provide a hiring preference for employees under Department of Energy contracts whose employment in positions at a Department of Energy Defense Nuclear Facility is terminated (except for a termination for cause) applies to management and operating contracts.

970.2602–2 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 970.5204–77, Workforce Restructuring Under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, in contracts for the management and operation of Department of Energy Defense Nuclear Facilities and, as appropriate, in other contracts that include site management responsibilities at a Department of Energy Defense Nuclear Facility.

29. New section 970.2830 is added to read as follows:

970.2830 Contract clause.

The contracting officer shall insert the clause at 48 CFR (DEAR) 970.5204–31, Insurance—Litigation and Claims, in management and operating contracts. Paragraphs (h)(3) and (j)(2) apply to a nonprofit contractor only to the extent specifically provided in the individual contract.

30. Section 970.3101–3 is amended by revising paragraph (a)(1) to read as follows:

970.3101–3 General basis for reimbursement of costs.

(a) * * *

(1) Allowability and reasonableness in accordance with FAR 31.201–2(d) and 31.201–3;

* * * * *

31. Section 970.3102–21, Fines and penalties, is revised to read as follows:

970.3102–21 Fines and penalties.

It is Department of Energy policy not to reimburse management and operating contractors for fines and penalties except as provided in 48 CFR (DEAR) 970.5204–13(e)(12), Allowable Costs and Fixed Fee (Management and Operating Contracts), 48 CFR (DEAR) 970.5204–14(e)(10), Allowable Costs and Fixed Fee (Support Contracts), and 48 CFR (DEAR) 970.5204–75, Preexisting Conditions.

970.3102–22 [Removed]

32. Subsection 970.3102–22 is removed.

33. Section 970.3103, Contract clauses, is amended to add new paragraph (d) to read as follows:

970.3103 Contract clauses.

* * * * *

(d) The clause at 970.5204–75, Preexisting Conditions, shall be included in management and operating contracts. Alternate I of the clause shall be inserted in management and operating contracts with incumbent contractors. Alternate II shall be inserted in contracts with contractors not previously working at that particular site or facility.

34. Subpart 970.45, Government Property, and section 970.4501, Contract clause, are added as follows:

Subpart 970.45—Government—Property

970.4501 Contract clause.

The contracting officer shall insert the clause at 970.5204–21, Property, in management and operating contracts. Paragraph (f)(1)(iii) applies to a non-profit contractor only to the extent specifically provided in the individual contract.

35. Subsection 970.5204–2, Safety and health (Government-owned or leased) is revised to read as follows:

970.5204–2 Integration of environment, safety, and health into work planning and execution.

As prescribed in 48 CFR (DEAR) 970.2303–2(a), insert the following clause.

Integration of Environment, Safety, and Health Into Work Planning and Execution (June 1997)

(a) For the purposes of this clause,

(1) Safety encompasses environment, safety and health, including pollution prevention and waste minimization; and

(2) Employees include subcontractor employees.

(b) In performing work under this contract, the contractor shall perform work safely, in a manner that ensures adequate protection for employees, the public, and the environment, and shall be accountable for the safe performance of work. The contractor shall exercise a degree of care commensurate with the work and the associated hazards. The contractor shall ensure that management of environment, safety and health (ES&H) functions and activities becomes an integral but visible part of the contractor's work planning and execution processes. The contractor shall, in the performance of work, ensure that:

(1) Line management is responsible for the protection of employees, the public, and the environment. Line management includes those contractor and subcontractor employees managing or supervising employees performing work.

(2) Clear and unambiguous lines of authority and responsibility for ensuring ES&H are established and maintained at all organizational levels.

(3) Personnel possess the experience, knowledge, skills, and abilities that are necessary to discharge their responsibilities.

(4) Resources are effectively allocated to address ES&H, programmatic, and operational considerations. Protecting employees, the public, and the environment is a priority whenever activities are planned and performed.

(5) Before work is performed, the associated hazards are evaluated and an agreed-upon set of ES&H standards and requirements are established which, if properly implemented, provide adequate assurance that employees, the public, and the environment are protected from adverse consequences.

(6) Administrative and engineering controls to prevent and mitigate hazards are tailored to the work being performed and associated hazards. Emphasis should be on designing the work and/or controls to reduce or eliminate the hazards and to prevent accidents and unplanned releases and exposures.

(7) The conditions and requirements to be satisfied for operations to be initiated and conducted are established and agreed-upon by DOE and the contractor. These agreed-upon conditions and requirements are requirements of the contract and binding upon the contractor. The extent of documentation and level of authority for agreement shall be tailored to the complexity and hazards associated with the work and shall be established in a Safety Management System.

(c) The contractor shall manage and perform work in accordance with a documented Safety Management System (System) that fulfills all conditions in paragraph (b) of this clause at a minimum. Documentation of the System shall describe how the contractor will:

(1) Define the scope of work;

(2) Identify and analyze hazards associated with the work;

(3) Develop and implement hazard controls;

(4) Perform work within controls; and

(5) Provide feedback on adequacy of controls and continue to improve safety management.

(d) The System shall describe how the contractor will establish, document, and implement safety performance objectives, performance measures, and commitments in response to DOE program and budget execution guidance while maintaining the integrity of the System. The System shall also describe how the contractor will measure system effectiveness.

(e) The contractor shall submit to the contracting officer documentation of its System for review and approval. Dates for submittal, discussions, and revisions to the System will be established by the contracting officer. Guidance on the preparation, content, review, and approval of the System will be provided by the contracting officer. On an annual basis, the contractor shall review and update, for DOE approval, its safety performance objectives, performance measures, and commitments consistent with and in response to DOE's program and budget execution guidance and direction. Resources shall be identified and allocated to meet the safety objectives and performance commitments as well as maintain the integrity of the entire System. Accordingly, the System shall be integrated with the contractor's business processes for work planning, budgeting, authorization, execution, and change control.

(f) The contractor shall comply with, and assist the Department of Energy in complying with, ES&H requirements of all applicable laws and regulations, and applicable directives identified in the clause of this contract on Laws, Regulations, and DOE Directives. The contractor shall cooperate with Federal and non-Federal agencies having jurisdiction over ES&H matters under this contract.

(g) The contractor shall promptly evaluate and resolve any noncompliance with applicable ES&H requirements and the System. If the contractor fails to provide resolution or if, at any time, the contractor's acts or failure to act causes substantial harm or an imminent danger to the environment or health and safety of employees or the public, the contracting officer may issue an order stopping work in whole or in part. Any stop work order issued by a contracting officer under this clause (or issued by the contractor to a subcontractor in accordance with paragraph

(i) of this clause) shall be without prejudice to any other legal or contractual rights of the Government. In the event that the contracting officer issues a stop work order, an order authorizing the resumption of the work may be issued at the discretion of the contracting officer. The contractor shall not be entitled to an extension of time or additional fee or damages by reason of, or in connection with, any work stoppage ordered in accordance with this clause.

(h) The contractor is responsible for compliance with the ES&H requirements applicable to this contract regardless of the performer of the work.

(i) The contractor shall include a clause substantially the same as this clause in subcontracts involving complex or hazardous work on site at a DOE-owned or -leased facility. Such subcontracts shall provide for the right to stop work under the conditions described in paragraph (g) of this clause. Depending on the complexity and hazards associated with the work, the contractor may require that the subcontractor submit a Safety Management System for the contractor's review and approval.

36. Section 970.5204–13, Allowable costs and fixed-fee (management and operating contracts), is amended by revising the introductory text and clause heading, clause paragraph (c), clause paragraphs (d)(1), (d)(4), (d)(9), (e)(12), (e)(17), removing the note preceding (e)(36), and revising (e)(36) to read as follows:

970.5204–13 Allowable costs and fixed-fee (management and operating contracts).

As prescribed in 48 CFR (DEAR) 970.3103(a), insert the following clause.

Allowable Costs and Fixed-Fee (Management and Operating Contracts) (June 1997)

* * * * *

(c) Allowable costs. The allowable cost of performing the work under this contract shall be the costs and expenses that are actually incurred by the contractor in the performance of the contract work in accordance with its terms, that are necessary or incident thereto, and that are determined to be allowable as set forth in this paragraph. The determination of allowability of cost shall be based on:

(1) Allowability and reasonableness in accordance with FAR 31.201–2(d) and 31.201–3;

(2) Standards promulgated by the Cost Accounting Standards Board, if applicable; otherwise, generally accepted accounting principles and practices appropriate to the particular circumstances; and

(3) Recognition of all exclusions and limitations set forth in this clause or elsewhere in this contract as to types or amounts of items of cost. Allowable costs shall not include the cost of any item described as unallowable in paragraph (e) of this clause except as indicated therein. Failure to mention an item of cost specifically in paragraphs (d) or (e) of this clause shall not imply either that it is allowable or that it is unallowable.

(d) * * *

(1) Bonds and insurance, including self-insurance, as provided in the clause entitled, Insurance—Litigation and Claims.

* * * * *

(4) Reasonable litigation and other legal expenses, including counsel fees, if incurred in accordance with the clause of the contract entitled, Insurance—Litigation and Claims, and the DOE approved contractor litigation management procedures (including cost guidelines) as such procedures may be revised from time to time, and if not otherwise made unallowable in this contract.

* * * * *

(9) Repairs, maintenance, inspection, replacement, and disposal of Government-owned property and the restoration or clean-up of site and facilities to the extent approved by the contracting officer and as allowable under paragraph (f) of the clause of this contract entitled, Property.

* * * * *

(e) * * *

(12) Fines and penalties, except, with respect to civil fines and penalties only, if the contractor demonstrates to the contracting officer that—

(i) Such a civil fine or penalty was incurred as a result of compliance with specific terms and conditions of the contract or written instructions from the contracting officer; or

(ii) Such a civil fine or penalty was imposed without regard to fault and could not have been avoided by the exercise of due care.

* * * * *

(17) Losses or expenses:

(i) On, or arising from the sale, exchange, or abandonment of capital assets, including investments;

(ii) On other contracts, including the contractor's contributed portion under cost-sharing contracts;

(iii) In connection with price reductions to and discount purchases by employees and others from any source;

(iv) That are compensated for by insurance or otherwise or which would have been compensated for by insurance required by law or by written direction of the contracting officer but which the contractor failed to procure or maintain through its own fault or negligence;

(v) That result from willful misconduct or lack of good faith on the part of any of the contractor's managerial personnel (as that term is defined in the clause of this contract entitled, Property);

(vi) That represent liabilities to third persons that are not allowable under the clause of this contract entitled, Insurance—Litigation and Claims; or

(vii) That represent liabilities to third persons for which the contractor has expressly accepted responsibility under other terms of this contract.

* * * * *

(36) Notwithstanding any other provision of this contract, the costs of bonds and insurance are unallowable to the extent they are incurred to protect and indemnify the contractor and/or subcontractor against otherwise unallowable costs, unless such insurance or bond is required by law, the express terms of this contract, or is authorized in writing by the contracting officer. The cost of commercial insurance to protect the contractor against the costs of correcting its own defects in materials or workmanship is an unallowable cost.

37. Section 970.5204–14, Allowable costs and fixed-fee (support contracts), is amended by revising the introductory text and clause heading, clause paragraph (c), clause paragraphs (d)(1), (d)(4), (d)(10), (e)(10), (e)(15), removing the note preceding (e)(34), and revising (e)(34) to read as follows:

970.5204–14 Allowable costs and fixed-fee (support contracts). As prescribed in 48 CFR (DEAR) 970.3103(a), insert the following clause.

Allowable Costs and Fixed-Fee (Support Contracts) (June 1997)

* * * * *

(c) Allowable costs. The allowable cost of performing the work under this contract shall be the costs and expenses that are actually incurred by the contractor in the performance of the contract work in accordance with its terms, that are necessary or incident thereto, and are determined to be allowable as set forth in this paragraph. The determination of allowability of cost hereunder shall be based on:

(1) Allowability and reasonableness in accordance with FAR 31.201–2(d) and 31.201–3;

(2) Standards promulgated by the Cost Accounting Standards Board, if applicable; otherwise, generally accepted accounting principles and practices appropriate to the particular circumstances; and

(3) Recognition of all exclusions and limitations set forth in this clause or elsewhere in this contract as to types or amounts of items of cost. Allowable costs shall not include the cost of any item described as unallowable in paragraph (e) of this clause except as indicated therein. Failure to mention an item of cost specifically in paragraphs (d) or (e) of this clause shall not imply either that it is allowable or that it is unallowable.

(d) * * *

(1) Bonds and insurance, including self-insurance, as provided in the clause entitled Insurance—Litigation and Claims.

* * * * *

(4) Reasonable litigation and other legal expenses, including counsel fees, if incurred in accordance with the clause of the contract entitled, Insurance—Litigation and Claims, in accordance with DOE approved contractor litigation management procedures (including cost guidelines) as such procedures may be revised from time to time, and if not otherwise made unallowable in this contract.

* * * * *

(10) Repairs, maintenance, inspection, replacement, and disposal of government-owned property to the extent directed or approved by the contracting officer and as allowable under paragraph (f) of the clause of this contract entitled, Property.

* * * * *

(e) * * *

(10) Fines and penalties, except, with respect to civil fines and penalties only, if the contractor demonstrates to the contracting officer that—

(i) Such a civil fine or penalty was incurred as a result of compliance with specific terms and conditions of the contract or written instructions from the contracting officer; or

(ii) Such a civil fine or penalty was imposed without regard to fault and could not have been avoided by the exercise of due care.

* * * * *

(15) Losses or expenses:

(i) On, or arising from the sale, exchange, or abandonment of capital assets, including investments;

(ii) On other contracts, including the contractor's contributed portion under cost-sharing contracts;

(iii) In connection with price reductions to and discount purchases by employees and others from any source;

(iv) That are compensated for by insurance or otherwise or which would have been compensated for by insurance required by law or by written direction of the contracting officer but which the contractor failed to procure or maintain through its own fault or negligence;

(v) That result from willful misconduct or lack of good faith on the part of any of the contractor's managerial personnel (as that term is defined in the clause of this contract entitled, Property);

(vi) That represent liabilities to third persons that are not allowable under the clause of this contract entitled, Insurance—Litigation and Claims; or

(vii) That represent liabilities to third persons for which the contractor has expressly accepted responsibility under other terms of this contract.

* * * * *

(34) Notwithstanding any other provision of this contract, the costs of bonds and insurance are unallowable to the extent they are incurred to protect and indemnify the contractor and/or subcontractor against otherwise unallowable costs, unless such insurance or bond is required by law, the express terms of this contract, or is authorized in writing by the contracting officer. The cost of commercial insurance to protect the contractor against the costs of correcting its own defects in materials or workmanship is an unallowable cost.

38. Subsection 970.5204–16 is amended by revising the introductory text and the clause heading and by adding three sentences to the end of clause paragraph (a) and revising alternate clause paragraph (a) following NOTE 2 to read as follows:

970.5204–16 Payments and advances.

As prescribed in 48 CFR (DEAR) 970.3270, insert the following clause.

Payments and Advances (June 1997)

(a) * * * Fixed-fee payments shall be made by direct payment or withdrawn from funds advanced or available under this contract, as determined by the contracting officer. The contracting officer may offset against any such fee payment, the amounts owed to the Government by the contractor, including any amounts owed for disallowed costs under this contract. No fixed-fee payment may be withdrawn against the letter-of-credit without prior written approval of the contracting officer.

* * * * *

(a) *Payment of Base Fee and Award Fee.* The base fee, if any, is payable in equal monthly installments. Award fee pool amounts earned are payable following the issuance by the FDO of a Determination of Award Fee Pool Amount Earned, in accordance with the clause of this contract entitled, Award Fee: Base Fee and Award Fee. Base fee and award fee pool amount earned payments shall be made by direct payment or withdrawn from funds advanced or available under this contract, as determined by the contracting officer. The contracting officer may offset against any such fee payment, the amounts owed to the Government by the contractor, including any amounts owed for disallowed costs under this contract. No base fee or award fee pool amount earned payment may be withdrawn against the letter-of-credit without prior written approval of the contracting officer.

* * * * *

970.5204–18 [Removed and Reserved]

39. Section 970.5204–18 is removed and reserved.

40. Section 970.5204–21, Property, is amended by revising the introductory text, clause heading, and clause paragraphs (e), (f), (g), (i) and (j), and adding a new (k) to read as follows:

970.5204–21 Property.

As prescribed in 970.4501, insert the following clause.

Property (June 1997)

* * * * *

(e) Protection of government property—management of high-risk property and classified materials.

(1) The contractor shall take all reasonable precautions, and such other actions as may be directed by the contracting officer, or in the absence of such direction, in accordance with sound business practice, to safeguard and protect government property in the contractor's possession or custody.

(2) In addition, the contractor shall ensure that adequate safeguards are in place, and adhered to, for the handling, control and disposition of high-risk property and classified materials throughout the life cycle of the property and materials consistent with the policies, practices and procedures for property management contained in the Federal Property Management Regulations (41 CFR chapter 101), the Department of Energy Property Management Regulations (41 CFR chapter 109), and other applicable regulations.

(3) High-risk property is property, the loss, destruction, damage to, or the unintended or premature transfer of which could pose risks to the public, the environment, or the national security interests of the United States. High-risk property includes proliferation sensitive, nuclear related dual use, export controlled, chemically or radioactively contaminated, hazardous, and specially designed and prepared property, including property on the militarily critical technologies list.

(f) *Risk of loss of Government property.*

(1)(i) The contractor shall not be liable for the loss or destruction of, or damage to, Government property unless such loss, destruction, or damage was caused by any of the following:

(A) Willful misconduct or lack of good faith on the part of the contractor's managerial personnel;

(B) Failure of the contractor's managerial personnel to take all reasonable steps to comply with any appropriate written direction of the contracting officer to safeguard such property under paragraph (e) of this clause; or

(C) Failure of contractor managerial personnel to establish, administer, or properly maintain an approved property management system in accordance with paragraph (i)(1) of this clause.

(ii) If, after an initial review of the facts, the contracting officer informs the contractor that there is reason to believe that the loss, destruction of, or damage to the government property results from conduct falling within one of the categories set forth above, the burden of proof shall be upon the contractor to show that the contractor should not be required to compensate the government for the loss, destruction, or damage.

(2) In the event that the contractor is determined liable for the loss, destruction or damage to Government property in accordance with (f)(1) of this clause, the contractor's compensation to the Government shall be determined as follows:

(i) For damaged property, the compensation shall be the cost of repairing such damaged property, plus any costs incurred for temporary replacement of the damaged property. However, the value of repair costs shall not exceed the fair market value of the damaged property. If a fair market value of the property does not exist, the contracting officer shall determine the value of such property, consistent with all relevant facts and circumstances.

(ii) For destroyed or lost property, the compensation shall be the fair market value of such property at the time of such loss or destruction, plus any costs incurred for temporary replacement and costs associated with the disposition of destroyed property. If a fair market value of the property does not exist, the contracting officer shall determine the value of such property, consistent with all relevant facts and circumstances.

(3) The portion of the cost of insurance obtained by the contractor that is allocable to coverage of risks of loss referred to in paragraph (f)(1) of this clause is not allowable.

(g) *Steps to be taken in event of loss.* In the event of any damage, destruction, or loss to Government property in the possession or custody of the contractor with a value above the threshold set out in the contractor's approved property management system, the contractor:

(1) Shall immediately inform the contracting officer of the occasion and extent thereof,

(2) Shall take all reasonable steps to protect the property remaining, and

(3) Shall repair or replace the damaged, destroyed, or lost property in accordance with the written direction of the contracting officer. The contractor shall take no action prejudicial to the right of the Government to

recover therefore, and shall furnish to the Government, on request, all reasonable assistance in obtaining recovery.

* * * * *

(i) *Property Management.*

(1) *Property Management System.*

(i) The contractor shall establish, administer, and properly maintain an approved property management system of accounting for and control, utilization, maintenance, repair, protection, preservation, and disposition of Government property in its possession under the contract. The contractor's property management system shall be submitted to the contracting officer for approval and shall be maintained and administered in accordance with sound business practice, applicable Federal Property Management Regulations and Department of Energy Property Management Regulations, and such directives or instructions which the contracting officer may from time to time prescribe.

(ii) In order for a property management system to be approved, it must provide for:

(A) Comprehensive coverage of property from the requirement identification, through its life cycle, to final disposition;

(B) Employee personal responsibility and accountability for Government-owned property;

(C) Full integration with the contractor's other administrative and financial systems; and

(D) A method for continuously improving property management practices through the identification of best practices established by ''best in class'' performers.

(iii) Approval of the contractor's property management system shall be contingent upon the completion of the baseline inventory as provided in subparagraph (i)(2) of this clause.

(2) *Property Inventory.*

(i) Unless otherwise directed by the contracting officer, the contractor shall within six months after execution of the contract provide a baseline inventory covering all items of Government property.

(ii) If the contractor is succeeding another contractor in the performance of this contract, the contractor shall conduct a joint reconciliation of the property inventory with the predecessor contractor. The contractor agrees to participate in a joint reconciliation of the property inventory at the completion of this contract. This information will be used to provide a baseline for the succeeding contract as well as information for closeout of the predecessor contract.

(j) The term ''contractor's managerial personnel'' as used in this clause means the contractor's directors, officers and any of its managers, superintendents, or other equivalent representatives who have supervision or direction of:

(1) All or substantially all of the contractor's business; or

(2) All or substantially all of the contractor's operations at any one facility or separate location to which this contract is being performed; or

(3) A separate and complete major industrial operation in connection with the performance of this contract; or

(4) A separate and complete major construction, alteration, or repair operation in connection with performance of this contract; or

(5) A separate and discrete major task or operation in connection with the performance of this contract.

Note: Substitute the following paragraph (j) for nonprofit contractors:

(j) The term ''contractor's managerial personnel'' as used in this clause means the contractor's directors, officers and any of its managers, superintendents, or other equivalent representatives who have supervision or direction of all or substantially all of:

(1) The contractor's business; or

(2) The contractor's operations at any one facility or separate location at which this contract is being performed; or

(3) The contractor's Government property system and/or a Major System Acquisition or Major Project as defined in DOE Order 4700.1 (Version in effect on effective date of contract).

(k) The contractor shall include this clause in cost reimbursable contracts.

970.5204–26 [Removed and Reserved]

41. Subsection 970.5204–26, Nuclear facility safety, is removed and reserved.

42. Subsection 970.5204–31 is revised to read as follows:

970.5204–31 Insurance—litigation and claims.

As prescribed in 48 CFR (DEAR) 970.2830(a), insert the following clause.

Insurance—Litigation and Claims (June 1997)

(a) The contractor may, with the prior written authorization of the contracting officer, and shall, upon the request of the Government, initiate litigation against third parties, including proceedings before administrative agencies, in connection with this contract. The contractor shall proceed with such litigation in good faith and as directed from time to time by the contracting officer.

(b) The contractor shall give the contracting officer immediate notice in writing of any legal proceeding, including any proceeding before an administrative agency, filed against the contractor arising out of the performance of this contract. Except as otherwise directed by the contracting officer, in writing, the contractor shall furnish immediately to the contracting officer copies of all pertinent papers received by the contractor with respect to such action. The contractor, with the prior written authorization of the contracting officer, shall proceed with such litigation in good faith and as directed from time to time by the contracting officer.

(c)(1) Except as provided in paragraph (c)(2) of this clause, the contractor shall procure and maintain such bonds and insurance as required by law or approved in writing by the contracting officer.

(2) The contractor may, with the approval of the contracting officer, maintain a self-insurance program; provided that, with respect to workers' compensation, the contractor is qualified pursuant to statutory authority.

(3) All bonds and insurance required by this clause shall be in a form and amount and for those periods as the contracting officer may require or approve and with sureties and insurers approved by the contracting officer.

(d) The contractor agrees to submit for the contracting officer's approval, to the extent and in the manner required by the contracting officer, any other bonds and insurance that are maintained by the contractor in connection with the performance of this contract and for which the contractor seeks reimbursement. If an insurance cost (whether a premium for commercial insurance or related to self-insurance) includes a portion covering costs made unallowable elsewhere in the contract, and the share of the cost for coverage for the unallowable cost is determinable, the portion of the cost that is otherwise an allowable cost under this contract is reimbursable to the extent determined by the contracting officer.

(e) Except as provided in subparagraphs (g) and (h) of this clause, or specifically disallowed elsewhere in this contract, the contractor shall be reimbursed—

(1) For that portion of the reasonable cost of bonds and insurance allocable to this contract required in accordance with contract terms or approved under this clause, and

(2) For liabilities (and reasonable expenses incidental to such liabilities, including litigation costs) to third persons not compensated by insurance or otherwise without regard to and as an exception to the clause of this contract entitled, Obligation of Funds (48 CFR (DEAR) 970.5204–15).

(f) The Government's liability under paragraph (e) of this clause is subject to the availability of appropriated funds. Nothing in this contract shall be construed as implying that the Congress will, at a later date, appropriate funds sufficient to meet deficiencies.

(g) Notwithstanding any other provision of this contract, the contractor shall not be reimbursed for liabilities (and expenses incidental to such liabilities, including litigation costs, counsel fees, judgment and settlements)—

(1) Which are otherwise unallowable by law or the provisions of this contract; or

(2) For which the contractor has failed to insure or to maintain insurance as required by law, this contract, or by the written direction of the contracting officer.

(h) In addition to the cost reimbursement limitations contained in DEAR 970.3101–3, and notwithstanding any other provision of this contract, the contractor's liabilities to third persons, including employees but excluding costs incidental to workers' compensation actions, (and any expenses incidental to such liabilities, including litigation costs, counsel fees, judgments and settlements) shall not be reimbursed if such liabilities were caused by contractor managerial personnel's

(1) Willful misconduct,

(2) Lack of good faith, or

(3) Failure to exercise prudent business judgment, which means failure to act in the same manner as a prudent person in the conduct of competitive business; or, in the case of a non-profit educational institution, failure to act in the manner that a prudent

person would under the circumstances prevailing at the time the decision to incur the cost is made.

(i) The burden of proof shall be upon the contractor to establish that costs covered by paragraph (h) of this clause are allowable and reasonable if, after an initial review of the facts, the contracting officer challenges a specific cost or informs the contractor that there is reason to believe that the cost results from willful misconduct, lack of good faith, or failure to exercise prudent business judgment by contractor managerial personnel.

(j)(1) All litigation costs, including counsel fees, judgments and settlements shall be differentiated and accounted for by the contractor so as to be separately identifiable. If the contracting officer provisionally disallows such costs, then the contractor may not use funds advanced by DOE under the contract to finance the litigation.

(2) Punitive damages are not allowable unless the act or failure to act which gave rise to the liability resulted from compliance with specific terms and conditions of the contract or written instructions from the contracting officer.

(3) The portion of the cost of insurance obtained by the contractor that is allocable to coverage of liabilities referred to in paragraph (g)(1) of this clause is not allowable.

(4) The term ''contractor's managerial personnel'' is defined in clause paragraph (j) of 48 CFR (DEAR) 970.5204–21.

(k) The contractor may at its own expense and not as an allowable cost procure for its own protection insurance to compensate the contractor for any unallowable or unreimbursable costs incurred in connection with contract performance.

(l) If any suit or action is filed or any claim is made against the contractor, the cost and expense of which may be reimbursable to the contractor under this contract, and the risk of which is then uninsured or is insured for less than the amount claimed, the contractor shall—

(1) Immediately notify the contracting officer and promptly furnish copies of all pertinent papers received;

(2) Authorize Department representatives to collaborate with: in-house or DOE-approved outside counsel in settling or defending the claim; or counsel for the insurance carrier in settling or defending the claim if the amount of the liability claimed exceeds the amount of coverage, unless precluded by the terms of the insurance contract; and

(3) Authorize Department representatives to settle the claim or to defend or represent the contractor in and/or to take charge of any litigation, if required by the Department, if the liability is not insured or covered by bond. In any action against more than one Department contractor, the Department may require the contractor to be represented by common counsel. Counsel for the contractor may, at the contractor's own expense, be associated with the Department representatives in any such claim or litigation.

970.5204–32 [Removed and Reserved]

43. Subsection 970.5204–32, Required bond and insurance-exclusive of Government property, is removed and reserved.

970.5204–41 [Removed and Reserved]

44. Subsection 970.5204–41, Preservation of individual occupational radiation exposure records, is removed and reserved.

970.5204–55 and 970.5204–6 [Removed and Reserved]

45. Subsections 970.5204–55, Ceiling on certain liabilities for profit making contractors, and 970.5204–56, Determining avoidable costs, are removed and reserved.

46. Subsection 970–5204–61, Cost prohibitions related to legal and other proceedings, is amended by revising the introductory text, the clause heading, and the introductory text to paragraph (b), designating the existing paragraph (c) as paragraph (c)(1), adding paragraph (c)(2), and revising paragraph (e)(4) to read as follows:

970.5204–61 Cost prohibitions related to legal and other proceedings.

As prescribed in 48 CFR (DEAR) 970.3103(c), insert the following clause.

Cost Prohibitions Related to Legal and Other Proceedings (June 1997)

* * * * *

(b) Except as otherwise described in this section, costs incurred in connection with any proceeding brought by a third party in the name of the United States under the False Claims Act, 31 U.S.C. 3730, or costs incurred in connection with any criminal, civil or administrative proceeding by the Federal Government, or a State, local or foreign government, are not allowable if the proceeding relates to a violation of, or failure to comply with a Federal, State, local or foreign statute or regulation by the contractor, and results in any of the following dispositions:

* * * * *

(c)(1) * * *

(2) In the event of a settlement of any proceeding brought by a third party under the False Claims Act in which the United States did not intervene, reasonable costs incurred by the contractor in connection with such a proceeding that are not otherwise unallowable by regulation or by separate agreement with the United States, may be allowed if the contracting officer, in consultation with his or her legal advisor, determines that there was very little likelihood that the third party would have been successful on the merits.

* * * * *

(e) * * *

(4) The amount of costs allowed does not exceed 80 percent of the total costs incurred and otherwise allowable under the contract. Such amount that may be allowed (up to the 80 percent limit) shall not exceed the percentage determined by the contracting officer to be appropriate, considering the complexity of procurement litigation, generally accepted principles governing the award of legal fees in civil actions involving the United States as a party, and such other factors as may be appropriate. The amount of reimbursement allowed for legal costs in connection with any proceeding described in subparagraph (c)(2) shall be the amount determined to be reasonable by the contracting officer but shall not exceed 80 percent of otherwise allowable costs incurred. Agreements reached under paragraph (c) of this subsection shall be subject to this limitation. If, however, an agreement explicitly states the amount of otherwise allowable incurred legal fees and limits the allowable recovery to 80 percent or less of the stated legal fees, no additional limitation need be applied.

* * * * *

970.5204–62 [Removed and Reserved]

47. Subsection 970.5204–62, Environmental protection, is removed and reserved.

48. Subpart 970.52, Contract Clauses for Management and Operating Contracts, is amended to add 970.5204–75, Preexisting Conditions; 970.5204–76, Make-or-Buy Plan; 970.5204–77, Workforce Restructuring Under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993; 970.5204–78, Laws, Regulations, and DOE Directives; 970.5204–79, Access to and Ownership of Records; and 970.5204–80, Overtime Management, to read as follows:

970.5204–75 Preexisting conditions.
970.5204–76 Make-or-buy plan.
970.5204–77 Workforce restructuring under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993.
970.5204–78 Laws, regulations, and DOE directives.
970.5204–79 Access to and ownership of records.
970.5204–80 Overtime management.

970.5204–75 Preexisting conditions.

As prescribed in 48 CFR (DEAR) 970.3103(d), insert the following clause.

Preexisting Conditions (June 1997)

(a) The Department of Energy agrees to reimburse the contractor, and the contractor shall not be held responsible, for any liability (including without limitation, a claim involving strict or absolute liability and any civil fine or penalty), expense, or remediation cost, but limited to those of a civil nature, which may be incurred by, imposed on, or asserted against the contractor arising out of any condition, act, or failure to act which occurred before the contractor assumed responsibility on [Insert date contract began]. To the extent the acts or omissions of the contractor cause or add to any liability, expense or remediation cost resulting from conditions in existence prior to [Insert date contract began], the contractor shall be responsible in accordance with the terms and conditions of this contract.

(b) The obligations of the Department of Energy under this clause are subject to the

availability of appropriated funds. *Alternate I.* As prescribed in 48 CFR (DEAR) 970.3103(d), substitute the following paragraph (a):

(a) Any liability, obligation, loss, damage, claim (including without limitation, a claim involving strict or absolute liability), action, suit, civil fine or penalty, cost, expense or disbursement, which may be incurred or imposed, or asserted by any party and arising out of any condition, act or failure to act which occurred before [Insert date this clause was included in contract], in conjunction with the management and operation of [Insert name of facility], shall be deemed incurred under Contract No. [Insert number of prior contract].

Alternate II. As prescribed in 48 CFR (DEAR) 970.3103(d), include the following paragraph (c):

(c) The contractor has the duty to inspect the facilities and sites and timely identify to the contracting officer those conditions which it believes could give rise to a liability, obligation, loss, damage, penalty, fine, claim, action, suit, cost, expense, or disbursement or areas of actual or potential noncompliance with the terms and conditions of this contract or applicable law or regulation. The contractor has the responsibility to take corrective action, as directed by the contracting officer and as required elsewhere in this contract.

970.5204–76 Make-or-buy plan.

As prescribed in 48 CFR (DEAR) 970.1507–3, insert the following clause:

Make-or-Buy Plan (June 1997)

(a) *Definitions.*

Buy item means a work activity, supply, or service to be produced or performed by an outside source, including a subcontractor or an affiliate, subsidiary, or division of the contractor.

Make item means a work activity, supply, or service to be produced or performed by the contractor using its personnel and other resources at the Department of Energy facility or site.

Make-or-buy plan means a contractor's written program for the contract that identifies work efforts or requirements that either are ''make items'' or ''buy items.''

(b) *Make-or-buy plan.* The contractor shall develop and implement a make-or-buy plan that establishes a preference for providing supplies and services on a least-cost basis, subject to any specific make or buy criteria identified in the contract or otherwise provided by the contracting officer. In developing and implementing its make-or-buy plan, the contractor agrees to assess subcontracting opportunities and implement subcontracting decisions in accordance with the following:

(1) The contractor shall conduct internal productivity improvement and cost-reduction programs so that in-house performance options can be made more efficient and cost-effective.

(2) The contractor shall consider subcontracting opportunities with the maximum practicable regard for open communications with potentially affected employees and their representatives. Similarly, a contractor shall communicate its plans, activities, cost-benefit analyses, and decisions to those stakeholders, including representatives of the community and local businesses, likely to be affected by such actions.

(c) *Submission and approval.* For new contract awards, the contractor shall submit an initial make-or-buy plan, for approval, within 180 days after contract award. If the existing contract is to be extended, the contractor shall submit a make-or-buy plan for review and approval at least 90 days prior to the commencement of the negotiations for the extension. The following documentation shall be prepared and submitted:

(1) A description of the each work item, and if appropriate, the identification of the associated Work Authorization or Work Breakdown Structure element;

(2) The categorization of each work item as ''must make,'' ''must buy,'' or ''can make or buy,'' with the reasons for such categorization in consideration of the program specific make or buy criteria (including least cost considerations). For non-core capabilities categorized as ''must make,'' a cost/benefit analysis must be performed for each item if:

(i) The contractor is not the least-cost performer, and

(ii) A program specific make-or-buy criterion does not otherwise justify a ''must make'' categorization;

(3) A decision to either ''make'' or ''buy'' in consideration of the program specific make or buy criteria (including least cost considerations) for work effort categorized as ''can make or buy'';

(4) Identification of potential suppliers and subcontractors, if known, and their location and size status;

(5) A recommendation to defer a make or buy decision where categorization of an identifiable work effort is impracticable at the time of initial development of the plan and a schedule for future re-evaluation;

(6) A description of the impact of a change in current practice of making or buying on the existing work force; and

(7) Any additional information appropriate to support and explain the plan.

(d) *Conduct of operations.* Once a make-or-buy plan is approved, the contractor shall perform in accordance with the plan.

(e) *Changes to the make-or-buy plan.* The make-or-buy plan established in accordance with paragraph (b) of this clause shall remain in effect for the term of the contract, unless:

(1) A lesser period is provided either for the total plan or for individual items or work effort;

(2) The circumstances supporting the make-or-buy decisions change, or

(3) New work is identified.

At least annually, the contractor shall review its approved make-or-buy plan to ensure that it reflects current conditions. Changes to the approved make-or-buy plan shall be submitted in advance of the effective date of the proposed change in sufficient time to permit evaluation and review. Changes shall be submitted in accordance with the instructions provided by the contracting officer. Modification of the make-or-buy plan to incorporate proposed changes or additions shall be effective upon the contractor's receipt of the contracting officer's written approval.

970.5204–77 Workforce Restructuring Under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993.

As prescribed in 48 CFR (DEAR) 970.2602–2, insert the following clause.

Workforce Restructuring Under Section 3161 of the National Defense Authorization Act for Fiscal Year 1993 (June 1997)

(a) Consistent with the objectives of Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, 42 U.S.C. 7274h, in instances where the Department of Energy has determined that a change in workforce at a Department of Energy Defense Nuclear Facility is necessary, the contractor agrees to (1) comply with the Department of Energy Workforce Restructuring Plan for the facility, if applicable, and (2) use its best efforts to accomplish workforce restructuring or displacement so as to mitigate social and economic impacts.

(b) The requirements of this clause shall be included in subcontracts at any tier (except subcontracts for commercial items pursuant to 41 U.S.C. 403) expected to exceed $500,000.

970.5204–78 Laws, regulations, and DOE directives.

As prescribed in 48 CFR (DEAR) 970.0470–2, insert the following clause.

Laws, Regulations, and DOE Directives (June 1997)

(a) In performing work under this contract, the contractor shall comply with the requirements of applicable Federal, State, and local laws and regulations (including DOE regulations), unless relief has been granted in writing by the appropriate regulatory agency. A List of Applicable Laws and Regulations (List A) may be appended to this contract for information purposes. Omission of any applicable law or regulation from List A does not affect the obligation of the contractor to comply with such law or regulation pursuant to this paragraph.

(b) In performing work under this contract, the contractor shall comply with the requirements of those Department of Energy directives, or parts thereof, identified in the List of Applicable Directives (List B) appended to this contract. Except as otherwise provided for in paragraph (c) of this clause, the contracting officer may, from time to time and at any time, revise List B by unilateral modification to the contract to add, modify, or delete specific requirements. Prior to revising List B, the contracting officer shall notify the contractor in writing of the Department's intent to revise List B and provide the contractor with the opportunity to assess the effect of the contractor's compliance with the revised list on contract cost and funding, technical performance, and schedule; and identify any potential inconsistencies between the revised list and the other terms and conditions of the contract. Within 30 days after receipt of the contracting officer's notice, the contractor

shall advise the contracting officer in writing of the potential impact of the contractor's compliance with the revised list. Based on the information provided by the contractor and any other information available, the contracting officer shall decide whether to revise List B and so advise the contractor not later than 30 days prior to the effective date of the revision of List B. The contractor and the contracting officer shall identify and, if appropriate, agree to any changes to other contract terms and conditions, including cost and schedule, associated with the revision of List B pursuant to the clause entitled, Changes, of this contract.

(c) Environmental, safety, and health (ES&H) requirements appropriate for work conducted under this contract may be determined by a DOE approved process to evaluate the work and the associated hazards and identify an appropriately tailored set of standards, practices, and controls, such as a tailoring process included in a DOE approved Safety Management System implemented under 48 CFR (DEAR) 970.5204–2. When such a process is used, the set of tailored ES&H requirements, as approved by DOE pursuant to the process, shall be incorporated into List B as contract requirements with full force and effect. These requirements shall supersede, in whole or in part, the contractual environmental, safety, and health requirements previously made applicable to the contract by List B. If the tailored set of requirements identifies an alternative requirement varying from an ES&H requirement of an applicable law or regulation, the contractor shall request an exemption or other appropriate regulatory relief specified in the regulation.

(d) The contractor is responsible for compliance with the requirements made applicable to this contract, regardless of the performer of the work. The contractor is responsible for flowing down the necessary provisions to subcontracts at any tier to which the contractor determines such requirements apply.

970.5204–79 Access to and ownership of records.

As prescribed in 48 CFR (DEAR) 970.0407–3, insert the following clause.

Access to and Ownership of Records (June 1997)

(a) *Government-owned records.* Except as provided in paragraph (b) of this clause, all records acquired or generated by the contractor in its performance of this contract shall be the property of the Government and shall be delivered to the Government or otherwise disposed of by the contractor either as the contracting officer may from time to time direct during the process of the work or, in any event, as the contracting officer shall direct upon completion or termination of the contract.

(b) *Contractor-owned records.* The following records are considered the property of the contractor and are not within the scope of paragraph (a) of this clause. [The contracting officer shall identify which of the following categories of records will be included in the clause.]

(1) Employment-related records (such as workers' compensation files; employee relations records, records on salary and employee benefits; drug testing records, labor negotiation records; records on ethics, employee concerns, and other employee related investigations conducted under an expectation of confidentiality; employee assistance program records; and personnel and medical/health-related records and similar files), except for those records described by the contract as being maintained in Privacy Act systems of records.

(2) Confidential contractor financial information, and correspondence between the contractor and other segments of the contractor located away from the DOE facility (i.e., the contractor's corporate headquarters);

(3) Records relating to any procurement action by the contractor, except for records that under 48 CFR (DEAR) 970.5204-9, Accounts, Records, and Inspection, are described as the property of the Government; and

(4) Legal records, including legal opinions, litigation files, and documents covered by the attorney-client and attorney work product privileges; and

(5) The following categories of records maintained pursuant to the technology transfer clause of this contract:

(i) Executed license agreements, including exhibits or appendices containing information on royalties, royalty rates, other financial information, or commercialization plans, and all related documents, notes and correspondence.

(ii) The contractor's protected Cooperative Research and Development Agreement (CRADA) information and appendices to a CRADA that contain licensing terms and conditions, or royalty or royalty rate information.

(iii) Patent, copyright, mask work, and trademark application files and related contractor invention disclosures, documents and correspondence, where the contractor has elected rights or has permission to assert rights and has not relinquished such rights or turned such rights over to the Government.

(c) *Contract completion or termination.* In the event of completion or termination of this contract, copies of any of the contractor-owned records identified in paragraph (b) of this clause, upon the request of the Government, shall be delivered to DOE or its designees, including successor contractors. Upon delivery, title to such records shall vest in DOE or its designees, and such records shall be protected in accordance with applicable federal laws (including the Privacy Act), as appropriate.

(d) *Inspection, copying, and audit of records.* All records acquired or generated by the contractor under this contract in the possession of the contractor, including those described at paragraph (b) of this clause, shall be subject to inspection, copying, and audit by the Government or its designees at all reasonable times, and the contractor shall afford the Government or its designees reasonable facilities for such inspection, copying, and audit; provided, however, that upon request by the contracting officer, the contractor shall deliver such records to a location specified by the contracting officer for inspection, copying, and audit. The Government or its designees shall use such records in accordance with applicable federal laws (including the Privacy Act), as appropriate.

(e) *Applicability.* Paragraphs (b), (c), and (d) of this clause apply to all records without regard to the date or origination of such records.

(f) *Records retention standards.* Special records retention standards, described at DOE Order 1324.5B, Records Management Program and DOE Records Schedules (version in effect on effective date of contract), are applicable for the classes of records described therein, whether or not the records are owned by the Government or the contractor. In addition, the contractor shall retain individual radiation exposure records generated in the performance of work under this contract until DOE authorizes disposal. The Government may waive application of these record retention schedules, if, upon termination or completion of the contract, the Government exercises its right under paragraph (c) of this clause to obtain copies and delivery of records described in paragraphs (a) and (b) of this clause.

(g) *Flow down.* The contractor shall include the requirements of this clause in all subcontracts that are of a cost-reimbursement type if any of the following factors is present:

(1) The value of the subcontract is greater than $2 million (unless specifically waived by the contracting officer);

(2) The contracting officer determines that the subcontract is, or involves, a critical task related to the contract; or

(3) The subcontract includes 48 CFR (DEAR) 970.5204–2, Integration of Environment, Safety, and Health into Work Planning and Execution, or similar clause.

970.5204–80 Overtime management.

As prescribed in 48 CFR (DEAR) 970.2275–2, insert the following clause:

Overtime Management (June 1997)

(a) The contractor shall maintain adequate internal controls to ensure that employee overtime is authorized only if cost effective and necessary to ensure performance of work under this contract.

(b) The contractor shall notify the contracting officer when in any given year it is likely that overtime usage as a percentage of payroll may exceed 4%.

(c) The contracting officer may require the submission, for approval, of a formal annual overtime control plan whenever contractor overtime usage as a percentage of payroll has exceeded, or is likely to exceed, 4%, or if the contracting officer otherwise deems overtime expenditures excessive. The plan shall include, at a minimum:

(1) An overtime premium fund (maximum dollar amount);

(2) Specific controls for casual overtime for non-exempt employees;

(3) Specific parameters for allowability of exempt overtime;

(4) An evaluation of alternatives to the use of overtime; and

(5) Submission of a semi-annual report that includes for exempt and non-exempt employees:

(i) Total cost of overtime;

(ii) Total cost of straight time;
(iii) Overtime cost as a percentage of straight-time cost;
(iv) Total overtime hours;
(v) Total straight-time hours; and
(vi) Overtime hours as a percentage of straight-time hours.

[FR Doc. 97–16635 Filed 6–26–97; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY

48 CFR Parts 917 and 970

[1991–AB–09]

Acquisition Regulation; Department of Energy Management and Operating Contracts

AGENCY: Department of Energy.

ACTION: Final rule.

SUMMARY: The Department of Energy (DOE) is adopting as final an interim rule amending its Acquisition Regulation to set forth its policy regarding the competition and extension of the Department's management and operating contracts. Under its policy, the Department affirms its commitment to provide for full and open competition in the award of its management and operating contracts, except where the Department determines that competitive procedures should not be used pursuant to one of the circumstances authorized by the Competition in Contracting Act of 1984 (41 U.S.C. 254), as implemented in Part 6 of the Federal Acquisition Regulation. This rulemaking implements one of the key recommendations of the Department's contract reform initiative to improve its acquisition system.

DATES: This final rule is effective June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Connie P. Fournier, Office of Policy (HR–51), Department of Energy, 1000 Independence Avenue, SW, Washington, D.C. 20585; (202) 586–8245; (202) 586–0545 (facsimile); connie.fournier@hq.doe.gov (Internet).

SUPPLEMENTARY INFORMATION:

I. Background
II. Disposition of Comments
III. Procedural Requirements
A. Review Under Executive Order 12866
B. Review Under Executive Order 12988
C. Review Under the Regulatory Flexibility Act
D. Review Under the Paperwork Reduction Act
E. Review Under Executive Order 12612
F. Review Under the National Environmental Policy Act

I. Background

The Department of Energy published an interim final rule in the **Federal Register** on June 24, 1996 (61 FR 32584). The public comment period closed August 23, 1996. The Department received comments from three companies. Copies of all written comments are available for public inspection at the Department's Freedom of Information Reading Room, Room 1E–190, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585, (202) 586–6020.

Today's final rule adopts as final the amendments in the interim final rulemaking.

II. Disposition of Comments

The Department has considered and evaluated the comments received during the public comment period. The following discussion describes the comments received and provides the Department's responses to the comments.

A. *Comment:* One commenter believes that the policy statement in 917.602 is inconsistent with the remainder of DEAR 917 and FAR Part 17. The commenter believes that the concept of a noncompetitive ''extension'' apparently synonymous with a contract ''option'' and concludes that our policy goes beyond intent of CICA and FAR. Specific inconsistency is between 970.1702–1(b) and FAR 17.605.(b).

Response: As explained in the preamble of the interim rule, the Department's intent in adopting its new policy on competition for its management and operating contracts is to move away from past policies which established noncompetitive extensions as the preferential norm to a new policy which establishes competition as the preferential norm. The key component of this change in policy is to adopt the Government wide standards for competition as statutorily provided under the Competition in Contracting Act (CICA) and implemented in FAR Part 6. Accordingly, the Department will seek competition for its management and operating contracts unless a noncompetitive extension can be justified in accordance with one of the permissible authorities under CICA. The regulatory language of 917.602 and 970.1702 is consistent with both FAR Part 6 and Part 17.

Regarding the distinction between an ''option to extend'' and an ''noncompetitive extension'' under one of the seven authorities of CICA, DEAR 970.1702–1(a) provides clear language that distinguishes the two mechanisms. In addition, the clear language of this section directs that any extension, other than an option included in the basic contract, can only be accomplished when justified under CICA and when authorized by the Head of the Agency.

B. *Comment:* Two commenters believe that the Department's adoption of a policy that mandates competition after a 10 year contract term detracts from the Department's flexibility in making management decisions regarding retaining an incumbent contractor particularly where the contractor's performance has been excellent or the contractor operates a Federally Funded Research and Development Center. One of the commenters recommends that DOE, instead, rely on annual performance appraisal results and criteria for ''options'' to determine whether competition should be sought.

Response: The Department believes that the new policy provides adequate management flexibility in determining whether competing a management and operating contract is in the best interests of the Department. The Competition in Contracting Act provides 7 circumstances under which an agency may seek other than full and open competition in the award of a contract. The Department intends to rely on these Governmentwide authorities in cases where the Department intends to extend a contract with in incumbent contractor or otherwise intends to limit competition.

A detailed list of changes in this final rule follows.

1. 917.602, Policy. This section is added to prescribe the Department's policy to provide for full and open competition and the use of competitive procedures in the award of management and operating contracts, except as authorized by law and the Head of the Agency.

2. *917.605,* Award, renewal, and extension. This section is amended to remove the existing coverage at 917.605(b) that prescribes the Department's internal processing and documentation requirements for extend/compete decisions. This nonregulatory subject matter will be reflected in internal Department guidance. A new section 917.605(d) is added to provide for the conditional approval of any noncompetitive extension (other than an extension accomplished by the exercise of an option) subject to the successful achievement of the Government's negotiation objectives. This section also permits adequate time to compete the contract in the event that the negotiations cannot be successfully concluded.

3. *970.0001,* Renewal of management and operating contracts. This section is amended to delete the Department's previous policy that competition generally would be used only when it appeared likely that the Government's position might be meaningfully improved in terms of cost or performance, unless it was determined that to change a contractor would be contrary to the best interest of the Government. This section is removed and reserved for future use.

4. *970.17,* Special Contracting Methods. This subpart is added to provide for coverage concerning contract term and options to extend management and operating contracts.

5. *970.1702–1,* Contract term and option to extend. This section is added to provide policy guidance on (1) the total period of performance permitted under a management and operating contract and (2) the requirements governing the exercise of an option to extend the term of an existing contract. Paragraph (a) of the section states that management and operating contracts may provide for a base period of up to 5 years and may include an option to extend the period of performance for up to an additional total of 5 years. The purpose of permitting the inclusion of an option to extend the term of the contract is to facilitate long-term contractual relationships where the mission of the Department is best served by such an extension and to reward contractors for superior performance under the contract.

Regarding the exercise of options under paragraph (b), the contracting officer may exercise an option to extend a competitively awarded contract only after assessing certain factors, including the contractor's past performance. The decision of the contracting officer must be approved by the Head of the Contracting Activity and the cognizant Assistant Secretary(s).

6. *970.1701–2,* Solicitation provision and contract clause. This section is added to provide instruction to the contracting officer on the application of the solicitation provision and contract clause pertaining to the use of options in management and operating contracts.

7. *970.5204–73,* Notice regarding option. This section is added to subpart 970.52, Contract clauses for management and operating contracts, to provide a solicitation provision for options to extend the term of the contract.

8. *970.5204–74,* Option to extend the term of the contract. This section is added to subpart 970.52, Contract clauses for management and operating contracts, to provide a contract clause for options to extend the term of the contract.

III. Procedural Requirements

A. Review Under Executive Order 12866

This regulatory action has been determined not to be a ''significant regulatory action'' under Executive Order 12866, ''Regulatory Planning and Review,'' (58 FR 51735, October 4, 1993). Accordingly, this action was not subject to review, under that Executive Order, by the Office of Information and Regulatory Affairs of the Office of Management and Budget (OMB).

B. Review Under Executive Order 12988

With respect to the review of existing regulations and the promulgation of new regulations, section 3(a) of Executive Order 12988, ''Civil Justice Reform,'' 61 FR 4729 (February 7, 1996), imposes on Executive agencies the general duty to adhere to the following requirements: (1) eliminate drafting errors and ambiguity; (2) write regulations to minimize litigation; and (3) provide a clear legal standard for affected conduct rather than a general standard and promote simplification and burden reduction. With regard to the review required by section 3(a), section 3(b) of Executive Order 12988 specifically requires that Executive agencies make every reasonable effort to ensure that the regulation: (1) clearly specifies the preemptive effect, if any; (2) clearly specifies any effect on existing Federal law or regulation; (3) provides a clear legal standard for affected conduct while promoting simplification and burden reduction; (4) specifies the retroactive effect, if any; (5) adequately defines key terms; and (6) addresses other important issues affecting clarity and general draftsmanship under any guidelines issued by the Attorney General. Section 3(c) of Executive Order 12988 requires Executive agencies to review regulations in light of applicable standards in section 3(a) and section 3(b) to determine whether they are met or it is unreasonable to meet one or more of them. DOE has completed the required review and determined that, to the extent permitted by law, the interim final regulations meet the relevant standards of Executive Order 12988.

C. Review Under the Regulatory Flexibility Act

This rule is not subject to review under the Regulatory Flexibility Act of 1980, 5 U.S.C. 601, *et seq.,* because it is not subject to a legal requirement to publish a general notice of proposed rulemaking.

D. Review Under the Paperwork Reduction Act

No new information collection or record keeping requirements are imposed by this rule. Accordingly, no Office of Management and Budget clearance is required under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501, *et seq.*).

E. Review Under Executive Order 12612

Executive Order 12612, entitled ''Federalism,'' 52 FR 41685 (October 30, 1987), requires that regulations, rules, legislation, and any other policy actions be reviewed for any substantial direct effects on States, on the relationship between the Federal Government and the States, or in the distribution of power and responsibilities among various levels of government. If there are sufficient substantial direct effects, then the Executive Order requires preparation of a federalism assessment to be used in all decisions involved in promulgating and implementing a policy action. The Department has determined that this rule will not have a substantial direct effect on the institutional interests or traditional functions of States.

F. Review Under the National Environmental Policy Act

Pursuant to the Council on Environmental Quality Regulations (40 CFR 1500–1508), the Department has established guidelines for its compliance with the provisions of the National Environmental Policy Act (NEPA) of 1969 (42 U.S.C. 4321, *et seq.*). Pursuant to Appendix A of Subpart D of 10 CFR 1021, National Environmental Policy Act Implementing Procedures (Categorical Exclusion A6), the Department has determined that this rule is categorically excluded from the need to prepare an environmental impact statement or environmental assessment.

List of Subjects in 48 CFR Parts 917 and 970

Government procurement.

Issued in Washington, D.C., on June 13, 1997.

Richard H. Hopf,

Deputy Assistant Secretary for Procurement and Assistance Management.

Accordingly, the interim rule amending Chapter 9 of Title 48 of the Code of Federal Regulations which was published at 61 FR 32584 on June 24, 1996, is adopted as a final rule without change.

[FR Doc. 97–16636 Filed 6–26–97; 8:45 am]

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federal register

Friday
June 27, 1997

Part IV

Office of Personnel Management

Science and Technology Reinvention Laboratory Personnel Demonstration Project at the Missile Research, Development, and Engineering Center (MRDEC); Notice

OFFICE OF PERSONNEL MANAGEMENT

Science and Technology Reinvention Laboratory Personnel Demonstration Project at the Missile Research, Development, and Engineering Center (MRDEC)

AGENCY: Office of Personnel Management

ACTION: Notice of approval of Demonstration Project Final Plan.

SUMMARY: The National Defense Authorization Act for fiscal year 1995 (P.L. 103-337) authorizes the Secretary of Defense, with Office of Personnel Management (OPM) approval, to conduct a Personnel Demonstration Project at Department of Defense (DoD) laboratories designated as Science and Technology Reinvention Laboratories. The legislation requires that most requirements of Section 4703 of Title 5 shall apply to the demonstration project. Section 4703 requires OPM to publish the project plan in the **Federal Register**.

DATES: This demonstration project may be implemented by the MRDEC September 28, 1997.

FOR FURTHER INFORMATION CONTACT: MRDEC: Dr. William H. Leonard, Special Assistant for Laboratory Management, Research, Development, and Engineering Center, U.S. Army Missile Command, ATTN: AMSMI-RD, Redstone Arsenal, Alabama 35898–5240, 205–876–1442. OPM: Fidelma A. Donahue, U.S. Office of Personnel Management, 1900 E. Street, NW, Room 7460, Washington, DC 20415, 202–606–1138.

SUPPLEMENTARY INFORMATION:

1. Overview

Ninety letters and six e-mails were received, and six individuals commented on the **Federal Register** notice at the public hearing. These comments brought several new perspectives to the attention of those responsible for implementing, overseeing, and evaluating the project. The comments highlighted instances of miscommunication and misunderstanding with the present system as well as the project interventions. Further, they underscored the importance of providing training to employees and supervisors on the Demonstration Project. The substance of all comments received has been conveyed to the Center Directors, the President of AFGE Local 1858, and the MICOM Civilian Personnel Advisory Center in the event that local policies, processes and training sessions may benefit from such perspectives. A summary of all comments received, along with accompanied responses, is provided below.

A. Step Increase Buy-In

Comments: There were 73 comments (one manager claimed to speak for 77 employees and 58 comments were identical) that expressed concern over the method of conversion into the demonstration. Employees preferred to have their accumulated time toward their next within-grade increase added to their base pay instead of receiving a lump-sum cash payment. Both employees and union recognized the proposed method does not provide funds that can be added to employees' base pay, and have a positive impact on their benefits such as retirement and thrift savings plans.

Response: This issue has been the subject of negotiations with the union since the initial development of the proposal. In the demonstration there will no longer be step increases. The funds that would have been expended for that purpose will form part of the Performance Pay Pools for the payout of both performance pay increases and/or performance bonuses. Each employee converted into the demonstration will compete during the first performance assessment period for those funds that would have been paid for step increases. Thus the strategy developed by the demonstration development team was to provide a lump sum cash incentive at the implementation of the demonstration for the time credited to the employee toward what would have been the employee's next within-grade (step) increase and to maintain the Performance Pay Pool at the highest value (2%) which could be supported by historical fiscal data. The MRDEC, in negotiations with the union, has agreed to convert employees into the demonstration so that their base pay will be adjusted effective the date of implementation, by a prorated value based upon the number of weeks an employee has completed toward the next higher step. Payment will equal the current value of the employee's next within-grade increase times the proportion of the waiting period completed at the time of conversion. Both MRDEC Management and the union recognize that the demonstration must be guided by the concept of in-house budget neutrality. Therefore, the MRDEC will reexamine the Payout Factor (F) at the end of the first assessment period to determine if a payout factor of 2% was maintained by revised labor rates. If not, then the factor F must be adjusted prior to the first year payout to compensate for the early payment of step increases which would have been used to form the full robust value of the payout factor. These changes are in Sections III.B (Performance Pay Increases and/or Performance Bonuses) and V (Conversion to the Demonstration Project).

B. Competitive Area

Comments: There were 73 comments (one manager claimed to speak for 77 employees and 58 comments were identical) that expressed concern over the revised Reduction-in-Force (RIF) procedures that limit a competitive area to occupational families in all geographic areas. These comments came primarily from employees in the Business Management and E&S Support Occupational Families. Their concerns were two fold: (1) The inability to bump outside of occupational families and retreat to a position during a RIF situation that had been previously held that may be in a different occupational family than that occupied by the employee, and (2) the reduced number of employees in a particular occupational family will result in smaller competitive levels which may lead to more separations from that family if a RIF occurs within the MRDEC. Three comments recommended that the best solution would be to put the Missile Command into the demonstration so as to widen the competitive areas. There was one comment that suggested that competitive areas be restricted to series rather than occupational families and to restrict the competitive area to local geographic areas.

Response: The project designers proposed this intervention as a means of minimizing the severe turbulence that is normally caused during a RIF. Since the MRDEC is predominately customer funded, its vitality and future credibility depend upon a reasonably stable workforce that is highly trained and motivated to the precepts of customer service and quality products. This intervention would achieve the desired goal of minimizing personnel turbulence, but at the same time it may put some loyal and recently hired employees at an added risk of separation. For this reason, this issue has been negotiated with the union, and the project design will be changed to define the competitive areas as the separate geographic areas of the MRDEC. This change was made in full recognition that prior to any RIF action being taken, action will be taken to place affected employees in other parts of the parent organization and that the provisions of the DoD Stability of

Employment Programs (Priority Placement Program) will be used to assist affected employees. At this time the demonstration cannot be extended to all of the Missile Command in that the demonstration can only be conducted in a Science and Technology Reinvention Laboratory, which the Missile Command is not. The suggestion to define competitive areas along the lines of series was considered but rejected because the comment may have reflected confusion between competitive areas and competitive levels (competitive levels will continue to fall along series lines). These changes are in Section III.F (Revised Reduction-In-Force (RIF) Procedures).

C. Supervisory Pay Differentials

Comments: Seventy-one comments (one manager claimed to speak for 77 employees and 58 comments were identical) were received and all but three requested that supervisory pay differentials be made available to other than the engineers and scientists occupational family. One comment questioned whether the differential was an award or a bonus, one comment expressed concern about the impact of a supervisory differential on employee pay pools, and one comment recommended elimination of the supervisory differential.

Response: A supervisory differential is a cash incentive that is paid on a pay period basis. It is not an award or a performance bonus. The differential is not automatic and will range in value from 0% to 10% of the supervisor's basic rate of pay. Seven factors are provided for the Director to consider in determining the value of a differential. Supervisory differentials were designed to compensate supervisors who supervise employees that are typically at the same grade level or higher. This normally occurs at the higher bands in the E&S Occupational Families. However, in recognition that restricting supervisory differentials to just the E&S occupational families may be perceived as an unfair application, the plan will be changed in Section III.B (Supervisory Pay Differentials) to state that supervisory differentials may be used, at the discretion of the MRDEC Director, to incentivize and reward supervisors who are in Paybands III, IV or V in any occupational family, except for employees in Payband V of the E&S occupational family. Additionally, the plan is modified in Section III.B (Supervisory Pay Differentials) to state that supervisory differentials and supervisory adjustments will not be funded from the performance pay pools.

D. Performance Evaluation System

Comments: Eleven comments (one manager claimed to speak for 77 employees) were received that raised questions and concerns about the mechanics of implementing the performance evaluation system and also about perceived shortcomings of the system. Concerns relating to the mechanics of implementation include that (1) managers must be timely with evaluations, (2) peer evaluations may not be useful, (3) three performance elements need to be added, (4) rating levels be clearly defined, and (5) the employee to supervisor ratio of about 15:1 should be waived. With regard to perceived shortcomings, the new system is very subjective, has no advantages over the existing system, does not provide fairness, reduces cooperation and teamwork, and does not provide simplification, according to some commenters. Additionally, one commenter stated that TAPES could be made to work.

Response: The design team acknowledges that it is imperative for managers and supervisors to be timely with their evaluations. Oversight by the Performance Management Board and the use of a critical supervision/EEO performance element that ''requires timely/appropriate personnel actions'' will help ensure timeliness. Additionally, supervisory training will emphasize the importance of timely evaluations and the consequences of untimeliness on the payout process. Peer evaluations are in the proposal as an option only, and their use will be governed by the Personnel Management Board. The recommended three additional performance elements (empowers his/her personnel, acquisition streamlining initiatives, and support to the organization) will not be added since they are considered to be embedded within the five non-supervisory performance elements or the two supervisory or management elements. Seven performance elements (five for non-managers) are considered to be sufficient. No change will be made to the proposal with regard to rating levels in that they are clearly defined in Appendix D at four rating levels. The proposal contains no provisions for changing supervisory ratios.

Like many Performance Evaluation Systems, the proposed intervention makes appropriate provisions for supervisory judgment. The use of benchmark performance standards as universal criteria for evaluating all employees in the demonstration project on any element will lead to greater fairness and reliability of evaluation, thus reducing the potential for subjectivity in the evaluation process. These benchmark performance standards define expected performance at the 100%, 70%, 50% and unsatisfactory levels, thus assuring a clear definition of expected performance levels. The use of a performance element which measures ''working relationships'' will assure that employees cooperate and that teamwork continues and rises to higher levels. The performance evaluation process is very critical to the pay-for-performance system, and as such the TAPES process has not necessarily been simplified but rather redesigned to make it supportive of the pay-for-performance system. A simplification does exist in that the rating supervisor is not required to write a justification for an assigned rating of record other than unsatisfactory.

E. Pay-for-Performance System

Comments: Seventy-six comments (one manager claimed to speak for 77 employees and 58 comments were identical) were received in this area. Comments included assertions that the 50% rule and the mid-point rule violate merit system principles, is a prohibited personnel practice and is arbitrary. Sixty-three comments expressed concern about the composition and control of pay pools, the source of funds for pay pools, and the effect of pay pool results on retirement and benefits; and one comment equated the pay-for-performance system to the discredited Performance Management Recognition System (PMRS). Two comments reflected a misunderstanding about whether the general increase was in the performance and bonus pay pools or not; two comments stated a desire to keep step increases.

Response: As to the legality of the 50% rule and the mid-point rule, the MRDEC Personnel Demonstration proposal was reviewed by the MICOM Legal Office, DoD Office of General Counsel, and the OPM General Counsel prior to publishing it in the **Federal Register** on 13 March 1997. The proposal was determined at that time to not violate any merit system principles, to have clearly avoided any prohibited personnel practices, and to not have been arbitrary in the design of proposed personnel practices. The 50% rule and the mid-point rule are consistently and fairly applied to all employees in the proposed demonstration. Therefore, the rules meet the test of being fair and equitable, and are in consonance with merit system principles. The 50% rule is similar in purpose to the use of longer waiting periods at higher steps in the General Schedule pay system. The 50%

rule is not solely a cost containment method, but is also an effort to retain base pay as an incentive (i.e., to prevent reaching the top of a band too soon).

Comments regarding the merit system principle of equal pay for work of equal value (5 U.S.C. 2301(b)(3)) are flawed. The words ''equal pay for work of equal value'' are intended to ensure that an employee's pay range is based on an accurate and equitable evaluation of the level of work for the employee's position. Employees performing at the same level (as defined by a grade or band) should be paid in the same pay range. Pay setting within a pay range can properly reflect factors such as tenure, past performance, and current performance, while ensuring equal treatment based on those factors. In fact, the latter part of the equal pay for work of equal value principle (5 U.S.C. 2301(b)(3)) expressly allows for ''Appropriate incentives and recognition * * * for excellence in performance.''

The proposed demonstration is consistent with the merit system principles. Bands will be assigned based on employee's nature and level of work. Pay progression within a band will be based on performance and contributions over time. To provide enhanced incentives for excellence in performance, employees will not be allowed to advance beyond the mid-point of the pay range without an A or B rating. Also, employees whose pay is beyond the midpoint (because of past performance) will not be entitled to further base pay increases without an A or B rating. It is true that the proposed demonstration places more emphasis on performance than the General Schedule (by design), but that does not violate merit system principles.

The demonstration proposal attributes clearly change the methods of providing incentives to employees, including the provision of group or individual incentive bonuses or pay. This is clearly an allowable practice in accordance with Title 5 United State Code, chapter 47 Section 4703(a)(1–8). However, there is an assertion that, by changing the basic rate of pay that an employee may receive, this in effect changes the benefits defined in Chapter 63 or subpart G of Title 5, and therefore must be a violation of 4703(c)(1). All parts of Chapter 63 or subpart G of Title 5 are still intact, and have not been changed by this proposed demonstration. Changing the method of determining base pay increases does not change any provision of the retirement system or any other benefit program.

The Personnel Management Board has been established, with permanent union membership, with the requirement to define the pay pool structure that will be used in the demonstration. This structure will be communicated to employees through a Director's Newsletter prior to implementation. At the minimum there could be two pay pools; one for supervisors and one for non-supervisors. The designers of the pay-for-performance system were well aware of the problems with the PMRS system and benefited from the lessons learned. The PMRS system structure lent itself to essentially the creation of a quota system for ratings. The proposed pay-for-performance system was designed so that managers could fairly evaluate and provide employee incentives without creating artificial quota systems for ratings.

The proposal will be revised in Section III.B (Pay-for-Performance) to clarify that the General Increase will be received by all covered employees whose rating of record is greater than U. Additionally, the proposal will be revised in Section III.B (Performance Pay Increases and/or Performances Bonuses) to state that performance bonuses have no impact on benefits such as retirement.

F. Paybands and Occupational Families

Comments: Eighty-two comments (three sets of identical comments: 58, 4, and 3) were received in this area. Sixty comments (fifty-eight identical) recommended moving Budget Assistants (GS–561), Procurement Clerks (GS–1106), and Management Assistants (GS–344) from the General Support occupational family to the Business Management occupational family; move Library Technicians (GS–1411) from the General Support occupational family to the E&S Support occupational family; and aligning all Miscellaneous Administrative and Program positions (GS–301 and GS–303) to the appropriate non-E&S occupational families depending upon the closest alignment. A comment cited the need to include the series Operations Research Analyst (Cost Analysis) (GS–1515) in the Business Management occupational family. Four identical comments expressed agreement with the use of benchmark position descriptions and one comment liked the payband structure. Four identical comments expressed concern that the creation of occupational families restricted movement between occupational families for career development purposes. Eight comments dealt with the width of Payband III in the E&S occupational family, removing high grade controls, and the lack of parity by not having all bands the same width. Two comments expressed concern that E&S band V would result in job losses and seriously reduce funds available for employee performance pay pools. One comment questioned the use of the term ''specific course work'' as a requirement for the E&S occupational family. One comment stated the need for a management occupational family.

Response: The suggested occupational series changes are not considered feasible because the Technical and Business Support paybands are not compatible with the typical pay range and progression pattern of those series identified in the comments. The demonstration will not present barriers to employees who want to cross occupational family lines for career development purposes. However, the proposal will clarify in Section V (Personnel Administration) that this barrier does not exist and that the benchmark position descriptions identify series, specialty code, and function code. As a result of a Base Realignment and Closure (BRAC) 95 decision, the proposal will be modified in Appendix A to include Operations Research Analyst (Cost Analyst) (GS 1515) in the Technical and Business occupational family. The proposed paybands for engineers and scientists were designed in conjunction with the union and with consideration given to OPM design guidelines, the developments of the Acquisition Corps and the definition of critical Acquisition Corps positions (GS 14 and 15), the designs of the China Lake experiment (banding of GS 14 and 15), and the job needs of the MRDEC. A separate management occupational family was considered, but rejected because the occupational families defined in the proposal already provide for career progression of managers. High grade controls are not an OPM or Title 5 authority; therefore, they cannot be affected by a Title 5 demonstration project. The initial salary of a Payband V employee comes from general operating budgets and does not adversely impact allocation of funds to the performance pay pools.

The E&S Support and Business Management families are combined into one occupational family titled ''Technical and Business Support.'' This change is portrayed in Section III.A (Paybands) and also in Appendix A. This proposal modification is a technical change, and is a natural consequence of changing the MRDEC competitive areas from occupational families to the separate geographic areas of MRDEC. The new occupational family has one payband structure and benchmark position descriptions have been developed for each payband.

G. Management Issues

Comments: Twenty comments (two identical sets of 4 and 3; and one manager claimed to speak for 77 employees) were received in this area. These comments generally addressed: (1) Permanent union membership in the Personnel Management Board, (2) limited promotion opportunities for GS–13 engineers and scientists, (3) the inability of the proposal to solve stated personnel system problems, and (4) management's ability to fairly implement the demonstration project.

Response: An extensive effort was made with the employees who submitted comments to clarify their comments and concerns. Section II.H (Personnel Management Board) is clarified to specify permanent union membership in the Personnel Management Board.

In regard to promotions and solving personnel system problems, management literature is replete with theories on what motivates employees to higher standards of excellence. However, there have been very few experiments to validate these theories in a large, dynamic organizational environment over an extended period of time. This demonstration is a very large scale experiment to assess such interventions as sabbaticals, degree training for critical skills, a simplified assignment process to enhance career development through job rotations, performance pay and bonus increases in many cases without the need for promotion actions, minimal classification issues, greater ranges for promotions, and greater ranges for setting entrance salaries. The evaluation process will endeavor to measure the stated expected effects and determine improvements not only in personnel practices, but also to determine if the MRDEC collectively as an organization produces better science and technology. The demonstration attributes do offer simplifications in classification, staffing, compensation, and performance management. For example, hundreds of job descriptions will be eliminated and replaced by as few as about 30 benchmark position descriptions. The need for promotion considerations has been reduced by more that 50 percent. The personnel problems faced by laboratory management are being addressed by both Title 5 changes and parallel actions involving both Service changes to regulations and to relief from issues managed by the Office of Management and Budget. This proposed demonstration is not a total solution, but serves as a significant building block to evolve to a better personnel system that is more management and employee friendly.

A few comments questioned the ability of MRDEC supervisors to competently and fairly implement this personnel experiment. This issue has been discussed in negotiations with the union as an area of concern. The negotiated solution to this concern is through training and employee feedback. Prior to implementing the demonstration, managers and supervisors will be trained in the added responsibilities and accountabilities associated with the demonstration interventions. Additionally, the union will be given an opportunity to describe their role and function in the demonstration program. MRDEC management and the union agree that employee feedback to supervisors (in a non-threatening and not-for-attribution environment) is essential for the success of this demonstration. Therefore, the proposal is changed in Section III.B (Performance Scores) to provide an employee feedback capability.

H. Miscellaneous Comments

Comments: There were ninety-one comments (four identical sets of 58, 4, 3, and 2; and one manager claimed to speak for 77 employees) in this area. These comments include the following: (1) The proposal limits employee ability to seek employment elsewhere; (2) the demonstration supports E&S/E&S Support occupational family positions only, therefore limit the demonstration to E&S occupational family; (3) the proposal should extend E&S perks to all occupational families; (4) the RIF retention points assignment process is unfair; and (5) clarify the demonstration project purpose.

Response: Section V (Personnel Administration) is changed to clarify that the proposal does not present barriers to applying for external jobs and for movement between occupational families for career development purposes. In the proposal, training for degrees was always intended to apply to the entire workforce. The proposal will be changed in Section III.E.2 (Training for Degrees) to clarify that training for degrees is available for all occupational families. The Expanded Developmental Opportunity Program (sabbaticals) has been extended in Section III.E.1 (Expanded Developmental Opportunity Program) to all occupational families except for the General Support occupational family. Section III.B (Supervisory Pay Differentials) has been changed to make supervisory differentials applicable to all occupational families. The RIF retention point strategy proposed was designed to reward performance. Sensitivity modeling has demonstrated that this intervention will achieve the desired effect of retaining high achievers who have a limited amount of career status. Therefore, this intervention will be retained.

2. Demonstration Project System Changes

The following is a summary of changes and clarifications in the project proposal that were of paramount interest to employees:

(1) In Section V (Conversion), the method of converting employees into the demonstration is changed so that employees' base pay will be adjusted effective the date of implementation by a prorated value based upon the number of weeks an employee has completed toward the next higher step. Payment will equal the value of the employee's next within-grade increase times the proportion of the waiting period completed at the time of conversion.

(2) Section III.B (Performance Pay Increases and/or Performance Bonuses) is changed to reflect that both MRDEC Management and the Union recognize that the demonstration must be guided by the concept of in-house budget neutrality. Therefore, the MRDEC will reexamine the Payout Factor (F) at the end of the first assessment period to determine if a payout factor of 2% was maintained by revised labor rates.

(3) In Section III.F (Competitive Areas), the project design is changed to redefine the competitive areas as separate geographic areas of the MRDEC. Additionally, the method of bumping and retreating is redefined as follows: ''In the Demonstration Project an employee can bump to a position held by another employee in a lower subgroup or tenure group; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band. An employee can retreat to a position held by another employee in the same subgroup who has a lower adjusted RIF service computation date; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band. A preference eligible with a compensable service-connected disability of 30 percent or more may retreat to a position equivalent to five GS grades below the minimum grade level of his/her current band.''

(4) In Section III.A (Paybands) and Appendix A, the proposal is changed to combine the E&S Support occupational family with the Business Management

occupational family to form one occupational family called ''Technical and Business Support.''

(5) Additionally, editorial and technical changes were made to correct the final version of the Project.

James B. King,

Director.

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I. Executive Summary

This project was designed by the Department of the Army, with participation of and review by the Department of Defense (DoD) and the Office of Personnel Management (OPM). The purpose of the project is to achieve the best workforce for the MRDEC mission, adjust the workforce for change, and improve workforce quality. The MRDEC strives to exceed the greatest expectations of its many customers. To achieve this, the MRDEC must be able to balance customer requirements for near-term technical and scientific products and information with the evolving capabilities of the workforce. These purposes will be significantly enhanced by interventions such as training for degrees in critical skills areas, the contingent employee appointment authority, and the Voluntary Emeritus Program.

The foundations of this project are based on the concept of linking performance to pay for all covered positions; simplifying paperwork and the processing of classification and other personnel actions; emphasizing partnerships among management, employees, and unions representing covered employees; and delegating classification and other authorities to line managers. Additionally, the research intellect of the MRDEC workforce will be revitalized through the use of expanded opportunities for employee development. These opportunities will reinvigorate the creative intellect of the research and development community.

Development and execution of this project will be in-house budget neutral, based on a baseline of September 1995 in-house costs and consistent with the Department of the Army (DA) plan to downsize laboratories. Army managers at the DoD S&T Reinvention Laboratory sites will manage and control their personnel costs to remain within established in-house budgets. An in-house budget is a compilation of costs of the many diverse components required to fund the day-to-day operations of a laboratory. These components generally include pay of people (labor, benefits, overtime, awards), training, travel, supplies, non-capital equipment, and other costs depending on the specific function of the activity.

This project will be under the joint sponsorship of the Assistant Secretary of the Army for Research, Development and Acquisition and the Assistant Secretary of the Army for Manpower and Reserve Affairs. The Commander, U.S. Army Materiel Command, will execute and manage the project. Project oversight within the Army will be achieved by an executive steering committee made up of top-level executives, co-chaired by the Deputy Assistant Secretary of the Army for Research and Technology and the Deputy Assistant Secretary of the Army (Civilian Personnel Policy)/Director, Civilian Personnel. Oversight external to the Army will be provided by the Department of Defense and the Office of Personnel Management.

II. Introduction

A. Purpose

The purpose of the project is to demonstrate that the effectiveness of Department of Defense (DoD) laboratories can be enhanced by allowing greater managerial control over personnel functions and, at the same time, expanding the opportunities available to employees through a more responsive and flexible personnel system. The quality of DoD laboratories, their people, and products has been under intense scrutiny in recent years. This perceived deterioration of quality is due, in substantial part, to the erosion of control which line managers have over their human resources. This demonstration, in its entirety, attempts to provide managers, at the lowest practical level, the authority, control, and flexibility needed to achieve quality laboratories and quality products.

B. Problems with the Present System

The MRDEC products contribute to the readiness of U.S. forces and to the stability of the American economy. To do this, the MRDEC must acquire and retain an enthusiastic, innovative, and highly educated and trained workforce, particularly scientists and engineers. The MRDEC must be able to compete with the private sector for the best talent and be able to make job offers in a timely manner with the attendant bonuses and incentives to attract high quality employees. Today, industry laboratories can make an offer of employment to a promising new hire before the government can prepare the paperwork necessary to begin the recruitment process.

Currently, jobs are described using a classification system that is overly complex and specialized. This hampers a manager's ability to shape the workforce and match the positions while making best use of employees. Managers must be given local control of positions and their classification to move both their employees and vacancies within their organization to other lines of the business activities to match the life cycle needs of supported customers.

These issues work together to hamper supervisors in all areas of human resource management. Hiring restrictions and overly complex job classifications, coupled with poor tools for rewarding and motivating employees and a system that does not assist managers in removing poor performers builds stagnation in the workforce and wastes valuable time.

C. Changes Required/Expected Benefits

This project is expected to demonstrate that a human resource system tailored to the mission and needs of the MRDEC will result in: (a) Increased quality in the total workforce and the products they produce; (b) increased timeliness of key personnel processes; (c) increased retention of high quality employees and separation rates of poor quality employees; and (d) increased customer satisfaction with the MRDEC and its products by all customers it serves.

The MRDEC demonstration program builds on the successful features of

demonstration projects at China Lake and the National Institute of Standards and Technology (NIST). These demonstration projects have produced impressive statistics on the job satisfaction for their employees versus that for the federal workforce in general. Therefore, in addition to expected benefits mentioned above, the MRDEC demonstration expects to find more satisfied employees on many aspects of the demonstration including pay equity, classification decisions, and career development opportunities. A full range of measures will be collected during project evaluation (Section VII).

D. Participating Organization

MRDEC has approximately 1881 employees covered by the project. Approximately 99 percent of the employees are located at Redstone Arsenal, Alabama, with the remaining located at the following sites: Andover, Massachusetts; Eglin AFB, Florida; Orlando, Florida; Dallas, Texas; White Sands Missile Range, New Mexico; Camden, Arkansas; Los Angeles, California; Washington, DC; Fort Benning, Georgia; Hampton, Virginia; and Kwajalein Island.

E. Participating Employees

The demonstration project includes civilian appropriated funded employees in the competitive and excepted service paid under the General Schedule (GS) pay system. Scientific and Professional (ST) employees and positions will be included for employee development, performance appraisal, and award provisions only; their classification, staffing, and compensation, however, will not change. Senior Executive Service employees and positions, Federal Wage System employees, and employees in the Quality Assurance Specialist (Ammunition Surveillance) (QASAS) career program will not be covered in the demonstration project. Additionally, DA interns will not be converted to the demonstration until they complete their intern program. Personnel added to the laboratory after implementation, in like positions covered by the demonstration (either through appointment, promotion, reassignment, change to a lower grade or where their functions and positions have been transferred into the laboratory) will be converted to the demonstration project. Successor organizations which may result from actions associated with the 1995 Base Realignment and Closure Commission (BRAC) or future Commissions will continue coverage in the demonstration project.

F. Labor Participation

The American Federation of Government Employees (AFGE) represents many GS employees at MRDEC. The MRDEC is continuing to fulfill its obligations to consult and/or negotiate with the AFGE, in accordance with 5 U.S.C. 4703(F) and 7117. The participation with the AFGE is within the spirit and intent of Executive Order 12871.

The AFGE represents all professional and non-professional employees except those who are supervisors or managers. AFGE Local 1858 has been involved with and has participated in the development of the project since its inception. The union is an integral part of this personnel demonstration, and will be a full partner in arriving at major decisions involving program implementation.

G. Project Design

An Integrated Process Team approach was used at the U.S. Army Missile Command to develop the attributes of this personnel demonstration proposal. The team was lead by MRDEC management, and team members came from managers and associates from the MRDEC, AFGE Local 1858, the Civilian Personnel Office, and several other major functional organizations within the Missile Command.

This personnel system design has been subjected to critical reviews by Executive Steering Groups within the MRDEC and the Missile Command. Additionally, negotiations with AFGE Local 1858 have influenced the design in areas of significant concern to bargaining unit employees. A survey, designed by AFGE Local 1858, was conducted to elicit MRDEC employee opinions and preferences on key features of the proposal.

The design was preceded by an exhaustive study of broadbanding systems currently practiced in the Federal sector. A first generation design was briefed to the MRDEC workforce with the assistance of AFGE Local 1858. During these briefing sessions, employees were provided a copy of the first generation proposal, a set of anticipated questions and answers, and a list of points of contact for concerns and questions. Later design generations have evolved from critical reviews by headquarters elements of the Department of the Army, Department of Defense, and the Office of Personnel Management. Additionally, consultation was provided by the designers of the broadbanding systems practiced by the Navy China Lake experiment and the National Institute of Standards and Technology.

H. Personnel Management Board

The MRDEC intends to establish an appropriate balance between the personnel management authority and accountability of supervisors and of the oversight responsibilities of a Personnel Management Board (PMB). The Director will delegate management and oversight of the Project at MRDEC to a Personnel Management Board whose members, Chairperson, and staff (other than the union and Equal Employment Opportunity Office members) will be appointed by the Director. The union and the Equal Employment Opportunity Office will have permanent membership in the PMB, and their representatives will be selected by the respective organizations. The establishment of this Board shall not affect the authority of any management official in the exercise of their management rights set forth in 5 U.S.C. 7106(b)(1). The PMB will be tasked with the following:

1. Overseeing the civilian pay budget,
2. Determining the composition of the pay-for-performance pay pools in accordance with the guidelines of this proposal and internal procedures,
3. Administering funds allocation to pay pool managers,
4. Reviewing operation of MRDEC pay pools,
5. Reviewing hiring and promotion salaries as well as exceptions to pay-for-performance salary increases,
6. Providing guidance to pay pool managers,
7. Monitoring award pool distribution by organization or any other special categorization,
8. Selecting participants for the Expanded Developmental Opportunity Program, long term training, and any special developmental assignments,
9. Managing promotions to stay within ''high grade'' controls,
10. Addressing in-house budget neutrality issues to include tracking of average salaries,
11. Assessing the need for changes to demonstration procedures and policies.

III. Personnel System Changes

A. Broadbanding

Occupational Families

Occupations at the MRDEC will be grouped into occupational families. Occupations will be grouped according to similarities in type of work, customary requirements for formal training or credentials, and in consideration of the business practices at the MRDEC. The common patterns of advancement within the occupations as

practiced at DoD Laboratories and in the private sector will also be considered. The current occupations and grades have been examined, and their characteristics and distribution have served as guidelines in the development of the three occupational families described below:

1. *Engineers and Scientists (E&S).* This occupational family includes all technical professional positions, such as engineers, physicists, chemists, metallurgists, mathematicians, and computer scientists. Predominantly, specific course work or educational degrees are required for these occupations.

2. *Technical and Business Support.* This occupational family contains positions that directly support the E&S mission: it includes specialized functions in such fields as technical information management, librarians, equipment specialists, quality assurance, engineering and electronics technicians, finance, accounting, administrative computing, and management analysis.

Employees in these jobs may or may not require college course work. Analytical ability and specialized knowledge in administrative fields are required. Knowledge of and training in the various electrical, mechanical, chemical, or computer principles, methods, and techniques are also generally required.

3. *General Support.* This occupational family is composed of positions for which minimal formal education is needed, but for which special skills, such as office automation or shorthand, are usually required. Clerical work usually involves the processing and maintenance of records. Assistant work requires knowledge of methods and procedures within a specific administrative area. Other support functions include the work of secretaries, guards, and mail clerks.

Paybands

Each occupational family will be composed of discrete paybands (levels) corresponding to recognized advancement within the occupations. These paybands will replace grades. They will not be the same for all occupational families. Each occupational family will be divided into four to five paybands; each payband covering the same pay range now covered by one or more grades. A salary overlap, similar to the current overlap between GS grades, will be maintained.

Ordinarily an individual will be hired at the lowest salary in a payband. Exceptional qualifications, specific organizational requirements, or other compelling reasons may lead to a higher entrance level within a band.

The proposed paybands for the occupational families and how they relate to the current GS grades are shown in Figure 1. Application of the Fair Labor Standards Act (FLSA) within each payband is also shown in Figure 1. This payband concept has the following advantages:

1. It may reduce the number of classification decisions required during an employee's career.
2. It simplifies the classification decision-making process and paperwork. A payband covers a larger scope of work than a grade, and will be defined in shorter and simpler language.
3. It supports delegation of classification authority to line managers.
4. It provides a broader range of performance-related pay for each level. In many cases, employees whose pay would have been frozen at the top step of a grade will now have more potential for upward movement in the broader payband.
5. It prevents the progression of low performers through a payband by mere longevity, since job performance serves as the basis for determining pay.

The MRDEC paybanding plan expands the paybanding concept used at China Lake and NIST by creating Payband V of the Engineers and Scientists occupational family. This payband is designed for Senior Scientific Technical Managers.

Current legal definitions of Senior Executive Service (SES) and Scientific and Professional (ST) positions do not fully meet the needs of MRDEC. The SES designation is appropriate for executive level managerial positions whose classification exceeds the GS–15 grade level. The primary knowledges and abilities of SES positions relate to supervisory and managerial responsibilities. Positions classified as ST are reserved for bench research scientists and engineers; these positions require a very high level of technical expertise and they have little or no supervisory responsibility.

MRDEC currently has several positions, typically directorate/office chiefs, that have characteristics of both SES and ST classifications. Most directorate/office chiefs in MRDEC are responsible for supervising other GS–15 positions, including function chiefs, non-supervisory research engineers and scientists and, in some cases, ST positions. Most directorate/office chief positions are classified at the GS–15 level, although their technical expertise warrants classification beyond GS–15. Because of their management responsibilities, these individuals are excluded from the ST system. Because of management considerations, they cannot be placed in the SES. Management considers the primary requirement for directorate/office chiefs to be knowledge of, and expertise in, the specific scientific and technology areas related to the mission of their directorates/offices. Historically, incumbents of these positions have been recognized within the community as scientific and engineering leaders, who possess primarily scientific/engineering credentials and are considered experts in their field. However, they must also possess strong managerial and supervisory abilities. Therefore, although some of these employees have scientific credentials that might compare favorably with ST criteria, classification of these positions as STs is not an option, because the managerial and supervisory responsibilities inherent in the positions cannot be ignored.

The purpose of Payband V (which will reinforce the equal pay for equal work principle) is to solve a critical classification problem. It will also contribute to an SES ''corporate culture'' by excluding from the SES positions for which technical expertise is paramount. Payband V proposes to overcome the difficulties identified above by creating a new category of positions, the Senior Scientific Technical Manager, which has both scientific/technical expertise and full managerial and supervisory authority.

Current GS–15 directorate/office chiefs will convert into the demonstration project at Payband IV. After conversion they will be reviewed against established criteria to determine if they should be reclassified to Payband V. Other positions possibly meeting criteria for classification to Payband V will be reviewed on a case by case basis. The proposed salary range is a minimum of 120% of the minimum rate of basic pay for GS–15 with a maximum rate of basic pay established at the rate of basic pay (excluding locality pay) for SES level 4 (ES–4). Vacant positions in Payband V will be competitively filled to ensure that selectees are preeminent researchers and technical leaders in the specialty fields who also possess substantial managerial and supervisory abilities. MRDEC will capitalize on the efficiencies that can accrue from central recruiting by continuing to use the expertise of the Army Materiel Command SES Office as the recruitment agent.

Panels will be created to assist in filling Payband V positions. Panel members will be selected from a pool of current MRDEC SES members, ST employees, and later those in Payband V, and an equal number of individuals

of equivalent stature from outside the laboratory to ensure impartiality, breadth of technical expertise, and a rigorous and demanding review. The panel will apply criteria developed largely from the current OPM Research Grade Evaluation Guide for positions exceeding the GS–15 level.

DoD will test the establishment of Payband V for a five-year period. Positions established in Payband V will be subject to limitations imposed by OPM and DoD. Payband V positions will be established only in an S&T Reinvention Laboratory which employs scientists, engineers, or both. Incumbents of Payband V positions will work primarily in their professional capacity on basic or applied research and secondarily perform managerial or supervisory duties. The number of Payband V positions within the Department of Defense will not exceed 40. These 40 positions will be allocated by ASD (FMP), DoD, and administered by the respective Services. The number of Payband V positions will be reviewed periodically to determine appropriate position requirements. Payband V position allocations will be managed separately from SES, ST, and SL positions. An evaluation of the Payband V concept will be performed during the fifth year of the demonstration project.

The final component of Payband V is the management of all Payband V assets. Specifically, this authority will be exercised at the DA level, and includes the following: authority to classify, create, or abolish positions within the limitations imposed by OPM and DoD; recruit and reassign employees in this payband; set pay and to have their performance appraised under this project's Pay for Performance System. The laboratory wants to demonstrate increased effectiveness by gaining greater managerial control and authority, consistent with merit, affirmative action, and equal employment opportunity principles.

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Figure 1. Paybands and Occupational Families

Occupational Families	Bands															
Corresponding GS grades	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	Above GS-15
Engineers & Scientists DB	I N				II *							III E		IV E		V E
Technical & Business Support DE	I N				II *					III *			IV E		V E	
General Support DK	I N				II *		III *		IV *							

FLSA CODES: N - Nonexempt
E - Exempt
*** - Nonexempt or Exempt**

Note: Although typical exemption status under the various paybands is shown in the above table, actual FLSA exemption determinations are made on a case-by-case basis.

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Fair Labor Standards Act

Fair Labor Standards Act (FLSA) exemption and nonexemption determinations will be made consistent with criteria found in 5 CFR part 551. There are six paybands (see Figure 1) where employees can be either exempt or nonexempt from overtime provisions. For these six paybands supervisors with classification authority will make the determinations on a case-by-case basis by comparing the duties and responsibilities assigned, the classification standards for each payband, and the FLSA criteria under 5 CFR part 551. Additionally, the advice and assistance of the Civilian Personnel Advisory Center/Civilian Personnel Operations Center (CPAC/CPOC) will be obtained in making determinations as part of the performance review process. The benchmark position descriptions will not be the sole basis for the determination. Basis for exemption will be documented and attached to each description. Exemption criteria will be narrowly construed and applied only to those employees who clearly meet the spirit of the exemption. Changes will be documented and provided to the CPAC/CPOC, as appropriate.

Simplified Assignment Process

Today's environment of downsizing and workforce transition mandates that the MRDEC have increased flexibility to assign individuals. Broadbanding can be used to address this need. As a result of the assignment to a particular level descriptor, the organization will have increased flexibility to assign an employee, without pay change, within broad descriptions consistent with the needs of the organization, and the individual's qualifications and rank or level. Subsequent assignments to projects, tasks, or functions anywhere within the organization requiring the same level and area of expertise, and qualifications would not constitute an assignment outside the scope or coverage of the current level descriptor.

Such assignments within the coverage of the generic descriptors are accomplished without the need to process a personnel action. For instance,

a technical expert can be assigned to any project, task, or function requiring similar technical expertise. Likewise, a manager could be assigned to manage any similar function or organization consistent with that individual's qualifications. This flexibility allows a broader latitude in assignments and further streamlines the administrative process and system.

Promotion

A promotion is a move of an employee to (1) a higher payband in the same occupational family or (2) a payband in another occupational family in combination with an increase in the employee's salary. Positions with known promotion potential to a specific band within an occupational family will be identified when they are filled. Not all positions in an occupational family will have promotion potential to the same band. Movement from one occupational family to another will depend upon individual knowledge, skills, and abilities, and needs of the organization.

Promotions will be processed under competitive procedures in accordance with merit principles and requirements and the local merit promotion plan. The following actions are excepted from competitive procedures:

(a) Re-promotion to a position which is in the same payband and occupational family as the employee previously held on a permanent basis within the competitive service.

(b) Promotion, reassignment, demotion, transfer or reinstatement to a position having promotion potential no greater than the potential of a position an employee currently holds or previously held on a permanent basis in the competitive service.

(c) A position change permitted by reduction in force procedures.

(d) Promotion without current competition when the employee was appointed through competitive procedures to a position with a documented career ladder.

(e) A temporary promotion, or detail to a position in a higher payband, of 180 days or less.

(f) Reclassification to include impact of person on-the-job promotions.

(g) A promotion resulting from the correction of an initial classification error or the issuance of a new classification standard.

(h) Consideration of a candidate not given proper consideration in a competitive promotion action.

(i) Impact of person on the job and Factor IV process (application of the Research Grade Evaluation Guide, Equipment Development Grade Evaluation Guide, Part III, or similar guides) promotions.

Link Between Promotion and Performance

Career ladder promotions and promotions resulting from the addition of duties and responsibilities are examples of promotions that can be made noncompetitively. Promotions can be made noncompetitively when contributions and achievements are such that a higher payband is achieved when comparing the overall position to the Equipment Development Grade Evaluation Guide, Part III or the Research Grade Evaluation Guide. To be promoted noncompetitively from one band to the next, an employee must meet the minimum qualifications for the job and have a current performance rating of B or better (see Performance Evaluation) or equivalent under a different performance management system. Selection of employees through competitive procedures will require a current performance rating of B or better.

B. Pay-for-Performance Management System

Performance Evaluation

Introduction

The performance evaluation system will link compensation to performance through annual performance appraisals and performance scores. The performance evaluation system will allow optional use of peer evaluation and/or input from subordinates as determined appropriate by the Personnel Management Board. The system will have the flexibility to be modified, if necessary, as more experience is gained under the project.

Performance Objectives

Performance objectives are statements of job responsibilities based on the work unit's mission, goals and supplemental benchmark position descriptions. Employees and supervisors will jointly develop performance objectives which will reflect the types of duties and responsibilities expected at the respective pay level. In case of disagreements, the decision of the supervisor will prevail. Performance objectives deal with outputs and outcomes of a particular job. The performance objectives, representing joint efforts of employees and their rating chains, should be in place within 30 days from the beginning of each rating period.

Performance Elements

Performance elements are generic attributes of job performance, such as technical competence, that an employee exhibits in performing job responsibilities and associated performance objectives. New performance elements and rating forms will be designed to implement a new scoring and rating system. The new performance evaluation system will be based on critical and non-critical performance elements defined in Appendix C. Each performance element is assigned a weight between a specified range. The total weight of all elements is 100 points. The supervisor assigns each element some portion of the 100 points in accordance with its importance for mission attainment. As a general rule, essentially identical positions will have the same critical elements and the same weight. These weights will be developed along with employee performance objectives.

Mid-Year Review

A mid-year review between a supervisor and employee will be held to determine whether objectives are being met and whether ratings on performance elements are above an unsatisfactory level. Performance objectives should be modified as necessary to reflect changes in planning, workload, and resource allocation. The weights assigned to performance elements may be changed if necessary. Additional reviews may be held as deemed necessary by the supervisor or requested by the employee. The supervisor will provide periodic feedback to the employee on their level of performance. If the supervisor determines that the employee is not performing at an acceptable level on one or more elements, the supervisor must alert the employee and document the problem(s). This feedback will be provided at any time during the rating cycle.

Employee Feedback to Supervisors

Employee feedback to supervisors (in a non-threatening and not-for-attribution environment) is considered essential for the success of this demonstration. A feedback process will be developed and implemented within six months after implementation of the demonstration. The employee feedback will be for the supervisors' information only, and will not be a factor in determining annual ratings of record. Additionally, the individual supervisor ratings will be aggregated into a summary for the Director's use (with copies furnished to the union) in assessing the quality of supervision

provided and to take whatever steps are needed in supervisory training and development.

Performance Appraisal

A performance appraisal will be scheduled for the final weeks of the annual performance cycle, although an individual performance appraisal may be conducted at any time after the minimum appraisal period of 120 days is met. The performance appraisal process brings supervisors and employees together for formal discussions on performance and results in (1) written appraisals, (2) performance ratings, (3) performance scores, and (4) other individual performance-related actions as appropriate. A performance appraisal shall consist of two meetings held between employee and supervisor: the performance review meeting and the evaluation feedback meeting.

Performance Review Meeting Between Employee and Supervisor

The review meeting is to discuss job performance and accomplishments. Supervisors will not assign performance scores or performance ratings at this meeting. The supervisor notifies the employee of the review meeting in time to allow the employee to prepare a list of accomplishments. Employees will be given an opportunity at the meeting to give a personal performance assessment and describe accomplishments. The supervisor and employee will discuss job performance and accomplishments in relation to performance elements and performance objectives.

Evaluation Feedback Meeting Between Employee and Supervisor

In this second meeting between employee and supervisor, the supervisor informs the employee of management's appraisal of the employee's performance on performance objectives, and the employee's performance score and rating on performance elements. During this second meeting, the supervisor and employee will discuss and document performance objectives for the next rating period.

Performance Scores

The overall score is the sum of individual performance element scores. Employees will receive an academic-type rating of A, B, C, or U depending upon the score attained. These summary ratings are representative of pattern E (a 4 level system) in summary level chart in 5 CFR 430.208(d)(1). This rating will become the rating of record, and only those employees rated C or higher will receive general increases, performance pay increases (i.e., basic pay increases), and/or performance bonuses. A rating of A will be assigned for scores from 85 to 100 points, B for scores from 70 to 84, C for scores from 50 to 69, and U for scores from 0 to 49 or a failure to achieve at the 50% level of any critical element. The academic-type ratings will be used to determine performance payouts and to award additional RIF retention years as follows:

Rating	Compensation	RIF retention yrs added
A	4 shares + c*	10
B	2 shares + c*	7
C	1 share + c*	3
U	0	0

*c = GS General Increase (Title 5, Section 5303). Pay increases for employees receiving retained rates will be determined in accordance with 5 U.S.C. 5363 except that those with a U rating will receive no pay increase.

Selection of the weighted points to assign to an employee's performance on performance elements is assisted by use of benchmark performance standards (Appendix D). These benchmark performance standards are modified versions of the performance standards used by the National Institute of Standards and Technology (NIST), National Bureau of Standards. Each benchmark performance standard describes the level of performance associated with a particular point on a rating scale. Supervisors may add supplemental standards for employees they supervise to further elaborate the benchmark performance standards.

Performance-Based Actions

MRDEC will implement a process to deal with poor performers. This process may lead to involuntary separations, with grievance or appeal rights. The process may start at any time during the rating period, not necessarily at the end of an appraisal period. This process begins when the supervisor identifies a deficiency(ies) which causes the level of performance to be at the U (unsatisfactory) level based on a composite score that is less than 50 for all elements or a score on any critical element of less than 50 percent.

When the employee's performance is determined to be unsatisfactory at the close of the annual rating period, the Unsatisfactory (U) rating will become the rating of record for all matters relating to pay or Reduction-in-Force (RIF).

There are two processes to deal with poor performers:

1. Change in Assignment—Because it is recognized that employees may be assigned to a position for which they are not suited, an attempt will be made to place poor performers in a position better suited to their skills and capabilities. The offer of change in assignment will be contingent upon the employee's concurrence and will be either within the same band or in the next lower payband. If reassigned, the employee will receive written notification that they will be given a reasonable opportunity period of no less than thirty (30) calendar days in length, to demonstrate performance at a level that is at least equal to that of a summary level C rating. The period of time considered to be reasonable will be determined, in part, by whether the employee's reassignment is to a substantially similar or the same position under a different supervisor, or in a different office, or in a substantially different position. Essential training and mentoring will be provided as appropriate during this opportunity period. Failure to achieve a level of performance that is at least equal to that of a summary level C rating (following the above-referenced opportunity period) will place the employees in Step 3 of this process. There will be no further opportunity period.

2. Performance Improvement Plan (PIP)—If the employee does not accept an offer of change in assignment, or if there is no appropriate, available position to assign an employee, the supervisor will develop a PIP that will be monitored for a reasonable period of time (no less than 30 calendar days). When an employee is placed in a PIP, the employee will be informed in writing, that unless their level of performance improves to, and is sustained at a level at least equal to that of a summary level C rating, the employee may be removed from the position (change in assignment, reduction in pay, or removal from the Federal service).

If, during or at the conclusion of the PIP, the employee's level of performance improves to a level at least equal to that of a summary level C rating and is again determined to deteriorate to below level C in any area during one year from the beginning of the PIP, the MRDEC may initiate action to remove the employee from the position with no additional opportunity to improve. An employee whose level of performance improves to a level at least equal to that of a summary level C rating for one year from the beginning of the PIP, and then deteriorates to below level C again, in any area, during succeeding rating periods, will be placed in a second PIP before initiating action to remove the employee from the position.

If and when performance improves during the period in which the employee is otherwise ineligible for the general increase, then the general increase shall be restored. Such restoration is not retroactive and is separate and apart from incentive pay.

3. Removal—If the employee fails to demonstrate a level of performance at least equal to that of a summary level C rating after completing either Step 1 or Step 2, the employee will be given a written notice of proposed removal from the position. The notice period will be a minimum of 30 calendar days and the employee will have a reasonable period of time in which to reply. The employee will be given a written notice of decision to include all applicable grievance and appeal rights.

Note: Performance-based adverse actions may be taken under 5 U.S.C. Chapter 75, rather than Chapter 43.

A decision to remove an employee for poor performance may be based only on those instances of poor performance that occurred during the opportunity period (Step 1) or during the one-year period ending on the date of proposed removal (Step 2). The notice of decision will specify the instances of poor performance on which the action is based and will be given to the employee at or before the time the action will be effective.

The MRDEC will preserve all relevant documentation concerning an action taken for poor performance and make it available to review by the affected employee or designated representative. At a minimum, the record will consist of a copy of the notice of proposed action; the employee's written reply, if provided, or a summary if the employee makes an oral reply. Additionally, the record will contain the written notice of decision and the reasons therefore, along with any supporting material including documentation regarding the opportunity afforded the employee to demonstrate improved performance. An employee who sustains their performance at a level at least equal to a summary level C rating for one year, will have all relevant documentation removed from their record.

Employee Relations

Employees covered by the project will be evaluated under a performance evaluation system that affords grievance or appeal rights comparable to those provided currently.

Senior Executive Service and 5 U.S.C. 3104 (ST) Employees

Members of the SES will remain under the current SES performance appraisal system. Title 5 U.S.C. 3104 (ST) employees will be included in the project performance evaluation system, but will not be in the project pay-for-performance system.

Awards

The MRDEC currently has an extensive awards program consisting of both internal and external awards. On-the-spot, special act (which are both performance related and nonperformance related), and other internal awards (both monetary and nonmonetary) will continue under the project, and may be modified or expanded as appropriate. MACOM, DA, and DoD awards and other honorary noncash awards will be retained.

Teams may distribute an award pool among themselves where appropriate. Thus, a team leader or supervisor may allocate a sum of money to a team for outstanding completion of a special task, and the team may decide the individual distribution of the total dollars among themselves.

The MRDEC Director will have the authority to grant awards to covered employees of up to $10,000 for a special act. The scale of the award will be determined using criteria in AR 5–17. AFGE Local 1858 will be notified and provided an opportunity to comment on proposed special act awards for bargaining unit employees before the effective date of the award. The name of proposed special act awardees will not be released to the union for privacy act purposes.

Members of the SES will remain under their current awards system and will not participate in the project performance recognition bonus awards program. Title 5 U.S.C. 3104 (ST) employees will be eligible for cash awards.

Pay Administration

Introduction

The objective is to establish a pay system that will improve the ability of the MRDEC to attract and retain quality employees. The new system will be a pay-for-performance system and, when implemented, will result in a redistribution of pay resources based upon individual performance. The first performance payout will be made effective with the first full pay period of FY 1999 (October 1998). Future pay adjustments will be effective at the beginning of the first full pay period of subsequent fiscal years. General increase payouts in January 1998 will be provided to all covered employees regardless of their rating of record or current performance status.

Pay-for-Performance

MRDEC will use a simplified performance appraisal system that will permit both the supervisor and the employee to focus on quality of the work. The proposed system will permit the manager/supervisor to base incentive pay increases entirely on performance or value added to the goals of the organization. This system will allow managers to withhold pay increases from nonperformers, thereby giving the nonperformer the incentive to improve performance or leave government service. For example, employees with ratings of U will receive no performance pay increase, general increase, or performance bonus. This action may result in the employee's pay falling below the minimum rate of their current payband because the minimum rate is increased by the general increase (5 U.S.C. 5303). Under these transitory conditions, the employee's payband designator will remain the same. Since there is no reduction in band level or pay, there is no adverse action.

Pay for performance has two components: performance pay increases and/or performance bonuses. The basic rates of pay used in computing the pay pool and performance payouts exclude locality pay. All covered employees will be given the full amount of locality pay adjustments when they occur regardless of performance. Additionally, all covered employees who have a rating of record above U will receive a full general increase, except that employees receiving retained rates will receive a pay increase in accordance with 5 U.S.C. 5363. The funding for performance pay increases and/or performance bonuses is composed of money previously available for within-grade increases, quality step increases, promotions from one grade to another where both grades are now in the same payband, and for some performance awards. Additionally, funds will be obtained from performance pay increases withheld for poor performance (see Performance Evaluation).

Performance Pay Pool

The performance pay pool is composed of a base pay fund and a bonus pay fund. The payouts made to employees from the performance pay pool will be a mix of base pay increases and bonus payments, subject to the amounts available in the respective funds.

The funding for the base pay fund is composed of money previously available for within-grade increases, quality step increases, and promotions between grades that are banded under

the demonstration project. The bonus pay fund is separately funded within the constraints of the organization's overall performance award budget. Some portion of the performance award budget will be reserved for special ad hoc awards—e.g., suggestion awards or special act awards—and will not be included as part of the performance pay pool.

The MRDEC Center Support Office, in consultation with AFGE Local 1858 and supporting personnelists, will calculate the total performance pay pool funds and allocate pay pools prior to implementation to Major Organizational Units or teams as appropriate.

Performance Pay Increases and/or Performance Bonuses

A pay pool manager is accountable for staying within pay pool limits. The pay pool manager assigns performance pay increases and/or performance bonuses to individuals on the basis of an academic-type rating, the value of the performance pay pool resources available, and the individual's current basic rate of pay within a given payband. A pay pool manager may request approval from the Personnel Management Board (PMB) or its designee to grant a performance pay increase to an employee that is higher than the compensation formula for that employee to recognize extraordinary achievement or to provide accelerated compensation for local interns.

Performance payouts will be calculated for each individual based upon a performance pay pool value that will be initially 3 percent (e.g., 2.0% performance pay + 1.0% performance bonus) of the combined basic rates of pay of the assigned employees.

This percentage, a payout factor, will be adjusted as necessary to compensate for changing employee demographics which impact the elements used in the GS system, such as the amount of step raises, quality step increases, and promotions. The MRDEC will reexamine the payout factor (F) at the end of the first assessment period to determine if a payout factor of 2% was maintained by revised labor rates. If not, then the factor F must be adjusted prior to the first year payments to compensate for the early payment of step increases which would have been used to form the full robust value of this factor. Performance payouts will be calculated so that a pay pool manager will not exceed the resources that are available in the pay pool. An employee's performance payout is computed as follows:

$$\text{Performance Payout} = \frac{\text{Pool Value} * \text{SAL} * \text{N}}{\text{SUM}(\text{SALj} * \text{Nj});\ \text{j} = 1 \text{ to } \text{n}}$$

Where: Pool Value=F * SUM (SALk); k=1 to n
n=Number of employees in pay pool
N=Number of shares earned by an employee based on their performance rating (0 to 4)
SAL=An individual's basic rate of pay
SUM=The summation of the entities in parenthesis over the range indicated
F=Payout Factor

Once the individual performance payout amounts have been determined, the next step is to determine what portion of each payout will be in the form of a base pay increase as opposed to a bonus payment. A base pay share factor is derived by dividing the amount of the base pay fund by the amount of the total performance pay pool. This factor is multiplied by the individual performance payout amounts to derive each individual's projected base pay increase. Certain employees will not be able to receive the projected base pay increase due to base pay caps. Base pay is capped when an employee reaches the maximum rate of pay in an assigned payband, when the midpoint principle applies (see below), and when the 50 percent rule applies (see below). Also, for employees receiving retained rates above the applicable payband maximum, the entire performance payout will be in the form of a bonus payment.

If the organization determines it is appropriate, it may reallocate a portion (up to the maximum possible amount) of the unexpended base pay funds for capped employees to uncapped employees. This reallocation must be made on a proportional basis so that all uncapped employees receive the same percentage increase in their base pay share (unless the reallocation adjustment is limited by a pay cap). Any dollar increase in an employee's projected base pay increase will be offset, dollar for dollar, by an accompanying reduction in the employee's projected bonus payment. Thus, the employee's total performance payout is unchanged.

A midpoint principle will be used to determine performance pay increases. This principle requires that employees in all paybands must receive a B rating or higher to advance their basic rate of pay beyond the midpoint dollar threshold of their respective paybands. If the performance payout formula yields a basic pay increase for a C-rated employee that would increase their basic rate of pay beyond the midpoint dollar threshold, then their basic rate of pay will be adjusted to the midpoint dollar threshold and the balance converted to a performance bonus. Once an employee has progressed beyond the midpoint dollar threshold, future performance pay increases will require a B rating or greater. If an employee attains a C rating and is beyond the midpoint dollar threshold, incentive pay increases will be restricted to performance bonuses only.

Annual performance pay increases will be limited to (1) 50 percent of the difference between the particular maximum band rate and the employee's current basic rate of pay, or (2) the projected performance pay increase, whichever is less, with the balance converted to a performance bonus. This rule will not apply when an employee's current basic rate of pay is within $100 of the maximum band rate. This means that employees whose pay has reached the upper limits of a particular payband will receive most performance incentives as a performance bonus. Performance bonuses are cash payments and are not part of the basic pay for any purpose (e.g., lump sum payments of annual leave on separation, life insurance, and retirement).

Supervisory Pay Adjustments

Supervisory pay adjustments may be used at the discretion of the MRDEC Director, to compensate employees assuming positions entailing supervisory responsibilities. Supervisory pay adjustments are increases to the supervisor's basic rate of pay, ranging up to 10 percent of that pay rate, subject to the constraint that the adjustment may not cause the employee's basic rate of pay to exceed the payband maximum rate. Only employees in supervisory positions with formal supervisory authority meeting that required for coverage under the OPM GS Supervisory Guide may be considered for the supervisory pay adjustment. Criteria to be considered in determining the pay increase percentage include the following organizational

and individual employee factors: (1) Needs of the organization to attract, retain, and motivate high quality supervisors; (2) budgetary constraints; (3) years of supervisory experience; (4) amount of supervisory training received; (5) performance appraisals and experience as a group or team leader; (6) their organizational level of supervision; and (7) managerial impact on the organization. The supervisory pay adjustment will not apply to 5 U.S.C. 3104 (ST) positions or to employees in Payband V of the E&S occupational family.

Conditions, after the date of conversion into the demonstration project, under which the application of a supervisory pay adjustment may be considered are as follows:

(1) New hires into supervisory positions will have their initial rate of basic pay set at the supervisor's discretion within the pay range of the applicable payband. This rate of pay may include a supervisory pay adjustment determined using the ranges and criteria outlined above.

(2) A career employee selected for a supervisory position that is within the employee's current payband may also be considered for a supervisory pay adjustment. If a supervisor is already authorized a supervisory pay adjustment and is subsequently selected for another supervisory position, within the same payband, then the supervisory pay adjustment will be redetermined.

Within the demonstration project rating system, the performance element ''Supervision/EEO'' is identified as a critical element. Changes in the rating value for this element awarded to a supervisor with a supervisory pay adjustment may generate a review of the adjustment and may result in an increase or decrease to that adjustment. Decrease to a supervisory pay adjustment is not an adverse action if this action results from changes in supervisory duties or supervisory ratings.

Supervisors, upon initial conversion into the demonstration project into the same, or substantially similar position, will be converted at their existing basic rate of pay and will not be offered a supervisory pay adjustment. Supervisory adjustments will not be funded from performance pay pools.

The initial dollar amount of the adjustment will be removed when the employee voluntarily leaves the supervisory position. The cancellation of the adjustment under these circumstances is not an adverse action and is not appealable. If an employee is removed from a supervisory position for personal cause (performance or conduct), the adjustment will be removed under adverse action procedures. However, if an employee is removed from a non-probationary supervisory position for conditions other than voluntary or for personal cause, then the pay retention provisions of 5 CFR part 536 will prevail.

Supervisory Pay Differentials

Supervisory differentials may be used, at the discretion of the MRDEC Director, to incentivize and reward supervisors who are in Paybands III, IV, and V of any occupational family in supervisory positions with formal supervisory authority meeting that required for coverage under the OPM GS Supervisory Guide (excluding Payband V of the E&S occupational family). A supervisory pay differential is a cash incentive that may range up to 10 percent of the supervisor's basic rate of pay. It is paid on a pay period basis and is not included as part of the supervisor's basic rate of pay. Criteria to be considered in determining the amount of this supervisory pay differential includes those identified for Supervisory Pay Adjustments.

The supervisory pay differential may be considered, either during conversion into or after initiation of the demonstration project, if the supervisor has subordinate employees in the same payband. The differential must be terminated if the employee is removed from a supervisory position, regardless of cause, or no longer meets established eligibility criteria. Supervisory differentials will not be funded from performance pay pools.

As specified in Supervisory Pay Adjustments, after initiation of the demonstration project, all personnel actions involving a supervisory differential will require a statement signed by the employee acknowledging that the differential may be terminated or reduced at the MRDEC Director's discretion. The termination or reduction of the differential is not an adverse action and is not subject to appeal.

Pay and Compensation Ceilings

An employee's total monetary compensation paid in a calendar year may not exceed the basic rate of pay paid in level I of the Executive Schedule consistent with 5 U.S.C. 5307 and 5 CFR part 530, subpart B.

In addition, each payband will have its own pay ceiling, just as grades do in the current system. Pay rates for the various paybands will be directly keyed to the GS rates. Except for retained rates, basic pay will be limited to the maximum rates payable for each payband.

Pay Setting for Promotion

Upon promotion to a higher payband, an employee will be entitled to a 6% pay increase or the lowest level in the payband to which promoted, whichever is greater. Highest previous rate also may be considered in setting pay upon promotion, under rules similar to the highest previous rate rules in 5 CFR 531.203 (c) and (d).

Grade and Pay Retention

Except where waived or modified in the waivers section of this plan, grade and pay retention will follow current law and regulations.

C. Classification

Introduction

The objectives of the new classification system are to simplify the classification process, make the process more serviceable and understandable, and place more decision-making authority and accountability with line managers. All positions listed in Appendix A will be in the classification structure. Provisions will be made for including other occupations as employment requirements change in response to changing technical programs.

Occupational Series

The present GS classification system has over 400 occupations (also called series), which are divided into 22 groups. The occupational series will be maintained. New series, established by OPM, may be added as needed to reflect new occupations in the workforce. Appendix A lists the occupational series currently represented at the MRDEC by occupational family.

Classification Standards

MRDEC will use a classification system that is a modification of the system now in use at the U.S. Navy, Naval Command, Control and Ocean Surveillance Center, San Diego, California. The present classification standards will be used to create local benchmark position descriptions for each payband, reflecting duties and responsibilities comparable to those described in present classification standards for the span of grades represented by each payband. There will be at least one benchmark position description for each payband. A supervisory benchmark position description may be added to those paybands that include supervisory employees. Present titles and series will continue to be used in order to recognize the types of work being performed and educational backgrounds

and requirements of incumbents. Locally developed specialty codes and OPM functional codes will be used to facilitate titling, making qualification determinations, and assigning competitive levels to determine retention status.

Position Descriptions and Classification Process

The MRDEC Director will have delegated classification authority and may redelegate this authority to subordinate managers. New benchmark position descriptions will be developed to assist managers in exercising delegated position classification authority. Managers will identify the occupational family, job series, the functional code, the specialty code, payband level, and the appropriate acquisition codes. The manager will document these decisions on a cover sheet similar to the present DA Form 374.

Specialty codes will be developed by Subject Matter Experts (SMEs) to identify the special nature of work performed. Functional codes are those currently found in the OPM Introduction to the Classification Standards which define certain kinds of activities, e.g., Research, Development, Test and Evaluation, etc., and covers Engineers & Scientists.

Classification Appeals

An employee may appeal the occupational family, occupational series, or payband level of his or her position at any time. An employee must formally raise the areas of concern to the supervisors in the immediate chain of command, either verbally or in writing. If an employee is not satisfied with the supervisory response, he or she may then appeal to the DoD appellate level. If an employee is not satisfied with the DoD response, he or she may then appeal to the Office of Personnel Management, only after DoD has rendered a decision under the provisions of this demonstration project. Appellate decisions from OPM are final and binding on all administrative, certifying, payroll, disbursing, and accounting officials of the Government. Time periods for case processing under Title 5 apply.

An employee may not appeal the accuracy of the position description, the demonstration project classification criteria, or the pay-setting criteria; the assignment of occupational series to an occupational family; the title of a position; the propriety of a salary schedule; or matters grievable under an administrative or negotiated grievance procedure or an alternative dispute resolution procedure.

The evaluation of a classification appeal under this demonstration project are based upon the demonstration project classification criteria. Case files will be forwarded for adjudication through the Civilian Personnel Advisory Center/Civilian Personnel Operations Center (CPAC/CPOC) providing personnel service and will include copies of appropriate demonstration project criteria.

D. Hiring and Appointment Authorities

1. Hiring Authority

A candidate's basic eligibility will be determined using Office of Personnel Management's (OPM) Qualification Standards Handbook for General Schedule Positions. Candidates must meet the minimum standards for entry into the payband. For example, if the payband includes positions in grades GS–5 and GS–7, the candidate must meet the qualifications for positions at GS–5 level. Specific experience/education required will be determined based on whether a position to be filled is at the lower or higher end of the band. Selective placement factors can be established in accordance with the OPM Qualification Handbook, when judged to be critical to successful job performance. These factors will be communicated to all candidates for particular position vacancies and must be met for basic eligibility. Under the demonstration authority, the MRDEC will modify qualification standards only as authorized in the General Policies and instructions (paragraph 8) of the Qualification Standard Handbook.

2. Appointment Authority

Under the demonstration project, there will continue to be career and career conditional appointments and temporary appointments not to exceed one year. These appointments will use existing authorities and entitlements. Non-permanent positions (exceeding one year) needed to meet fluctuating or uncertain workload requirements will be filled using a Contingent Employee appointment authority.

Employees hired for more than one year, under the contingent employee appointment authority, are given term appointments in the competitive service for no longer than five years. The MRDEC Director is authorized to extend a contingent appointment one additional year. These employees are entitled to the same rights and benefits as term employees and will serve a one year trial period. The Pay-for-Performance Management System described in III.B applies to contingent employees.

Appointments will be made under the same appointment authorities and processes as regular term appointments, but recruitment bulletins must indicate that there is a potential for conversion to permanent employment.

Employees hired under the contingent employee authority may be eligible for conversion to career-conditional appointments. To be converted, the employee must (1) have been selected for the term position under competitive procedures, with the announcement specifically stating that the individual(s) selected for the term position(s) may be eligible for conversion to career-conditional appointment at a later date; (2) served two years of substantially continuous service in the term position; (3) be selected under merit promotion procedures for the permanent position; and (4) have a current rating of B or better.

Employees serving under regular term appointments at the time of conversion to the Demonstration Project will be converted to the new contingent employee appointments provided they were hired for their current positions under competitive procedures. These employees will be eligible for conversion to career-conditional appointment if they have a current rating of B or better (or one of the top two ratings on the current evaluation system), and are selected under merit promotion procedures for their permanent position after having completed two years of continuous service. Time served in term positions prior to conversion to the contingent employee appointment is creditable to the requirement for two years of continuous service stated above, provided the service was continuous.

3. Extended Probationary Period

The current one year probationary period will be extended to two years for all newly hired employees in the Engineers and Scientists and Technical and Business Support occupational families. The purpose of extending the probationary period is to allow supervisors an adequate period of time to fully evaluate an employee's ability to complete a cycle of work (such as research, program development and execution, and technology transfer) and to fully evaluate an employee's contribution and conduct. Employees in the General Support occupational family will serve a one year probationary period.

Aside from extending the time period, all other features of the current probationary period are retained

including the potential to remove an employee without providing the full substantive and procedural rights afforded a non-probationary employee. Any employee appointed prior to the implementation date will not be affected. The two year probation will apply to new hires or those who do not have reemployment rights or reinstatement privileges.

Probationary employees will be terminated when the employee fails to demonstrate proper conduct, technical competency, and/or adequate contribution for continued employment. When the MRDEC decides to terminate an employee serving a probationary period because his/her work performance or conduct during this period fails to demonstrate their fitness or qualifications for continued employment, it shall terminate his/her services by written notification of the reasons for separation and the effective date of the action. The information in the notice as to why the employee is being terminated shall, as a minimum, consists of the manager's conclusions as to the inadequacies of their performance or conduct.

4. Supervisory Probationary Periods

Supervisory probationary periods will be made consistent with 5 CFR 315, Subchapter 315.901. Employees that have successfully completed the initial probationary period will be required to complete an additional one year probationary period for the initial appointment to a supervisory position. If, during the probationary period, the decision is made to return the employee to a nonsupervisory position for reasons solely related to supervisory performance, the employee will be returned to a comparable position of no lower payband and pay than the position from which they were promoted.

5. Voluntary Emeritus Program

Under the demonstration project, the MRDEC Director will have the authority to offer retired or separated individuals (engineers and scientists) voluntary assignments in the MRDEC. This authority will include individuals who have retired or separated from Federal service. Voluntary Emeritus Program assignments are not considered ''employment'' by the Federal government (except for purposes of injury compensation). Thus, such assignments do not affect an employee's entitlement to buyouts or severance payments based on an earlier separation from Federal service. The Voluntary Emeritus Program will ensure continued quality research while reducing the overall salary line by allowing higher paid individuals to accept retirement incentives with the opportunity to retain a presence in the scientific community. The program will be of most benefit during manpower reductions as senior S&Es could accept retirement and return to provide valuable on-the-job training or mentoring to less experienced employees. Voluntary service will not be used to replace any employee, or interfere with career opportunities of employees.

To be accepted into the emeritus program, a volunteer must be recommended by MRDEC managers to the MRDEC Director. Everyone who applies is not entitled to a voluntary assignment. The MRDEC Director must clearly document the decision process for each applicant (whether accepted or rejected) and retain the documentation throughout the assignment. Documentation of rejections will be maintained for two years.

To ensure success and encourage participation, the volunteer's federal retirement pay (whether military or civilian) will not be affected while serving in a voluntary capacity. Retired or separated federal employees may accept an emeritus position without a break or mandatory waiting period.

Volunteers will not be permitted to monitor contracts on behalf of the government or to participate on any contracts or solicitations where a conflict of interest exists. The same rules that currently apply to source selection members will apply to volunteers.

An agreement will be established between the volunteer, the MRDEC Director and the CPAC/CPOC Director. The agreement will be reviewed by the local Legal Office for ethics determinations under the Joint Ethics Regulation. The agreement must be finalized before the assumption of duties and shall include:

(a) a statement that the voluntary assignment does not constitute an appointment in the civil service and is without compensation, and any and all claims against the Government (because of the voluntary assignment) are waived by the volunteer,

(b) a statement that the volunteer will be considered a federal employee for the purpose of injury compensation,

(c) volunteer's work schedule,

(d) length of agreement (defined by length of project or time defined by weeks, months, or years),

(e) support provided by the MRDEC (travel, administrative, office space, supplies),

(f) a one page Statement of Duties and Experience,

(g) a provision that states no additional time will be added to a volunteer's service credit for such purposes as retirement, severance pay, and leave as a result of being a member of the Voluntary Emeritus Program,

(h) a provision allowing either party to void the agreement with 10 working days written notice, and

(i) the level of security access required (any security clearance required by the assignment will be managed by the MRDEC while the volunteer is a member of the Voluntary Emeritus Program).

E. Employee Development

1. Expanded Developmental Opportunity Program

The MRDEC Expanded Developmental Opportunity Program will be funded by the MRDEC, and it will cover all demonstration project employees in the Engineers and Scientists and the Technical and Business Support occupational families. An expanded developmental opportunity complements existing developmental opportunities such as (1) long term training, (2) one year work experiences in an industrial setting via the Relations With Industry Program, (3) one year work experiences in laboratories of allied nations via the Science and Engineer Exchange Program, (4) rotational job assignments within the MRDEC, (5) up to one year developmental assignments in higher headquarters within the Army and Department of Defense, and (6) self directed study via correspondence courses and local colleges and universities.

Each developmental opportunity period should benefit the MRDEC, as well as increase the employee's individual effectiveness. Various learning or uncompensated developmental work experiences may be considered, such as advanced academic teaching or research, or on-the-job work experience with public or non-profit organizations. Employees will be eligible after completion of seven years of Federal service. Final approval authority will rest with the MRDEC Director, and selection of an employee to be granted an expanded developmental opportunity will be on a competitive basis. An expanded developmental opportunity period will not result in loss of (or reduction in) basic pay, leave to which the employee is otherwise entitled, or credit for time or service. Employees accepting an expanded developmental opportunity

do not have to sign a continued service agreement cited in 5 U.S.C. 4108(a)(1) (Supplement 1995).

The opportunity to participate in the Expanded Developmental Opportunity Program will be announced annually. Instructions for application and the selection criteria will be included in the announcement. Final selection for participation in the program will be made by the Personnel Management Board. The position of employees on an expanded developmental opportunity may be backfilled with employees temporarily promoted or contingent employees or employees assigned via the simplified assignment process in III.A. However, that position or its equivalent must be made available to the employee returning from the expanded developmental opportunity.

2. Training for Degrees

Degree training is an essential component of an organization that requires continuous acquisition of advanced and specialized knowledge. Degree training in the academic environment of laboratories is also a critical tool for recruiting and retaining employees with or requiring critical skills. Constraints under current law and regulation limit degree payment to shortage occupations. In addition, current government wide regulations authorize payment for degrees based only on recruitment or retention needs. Degree payment is not permitted currently for non-shortage occupations involving critical skills.

The MRDEC proposes to expand the authority to provide degree payment to employees in all occupational families for purposes of meeting critical skill requirements, to ensure continuous acquisition of advanced and specialized knowledge essential to the organization, and to recruit and retain personnel critical to the present and future requirements of the organization. Degree payment may not be authorized where it would result in a tax liability for the employee without the employee's express and written consent. It is expected that the degree payment authority will be used primarily and largely for advanced degrees, except where an undergraduate program is necessary to the attainment of an advanced degree or credits. Any variance from this policy must be rigorously determined and documented.

The MRDEC will develop guidelines to ensure competitive approval of degree payment and that such decisions are fully documented.

F. Revised Reduction-in-Force (RIF) Procedures

Introduction

Modifications include limiting competitive area, as defined below, and increasing the emphasis on performance in the RIF Process. Retention criteria are in the following order; tenure, veterans' preference, service credit adjusted by a sum of the last three performance ratings. Current reduction in force regulations/procedures have been adjusted in the context of the occupational family and the payband classification system.

Competitive Areas

All positions included in the Demonstration Project at a specific geographic location will be considered a separate competitive area. Bumps and retreats will occur only within the competitive area and only to positions for which the employee is qualified. Competitive levels will be established based on the payband, classification series, and where responsibilities are similar enough in duties, qualification requirements, pay schedules, and working conditions so that an employee may be reassigned to any of the other positions within the level without requiring significant training or causing undue interruption. Separate competitive levels will be established for positions in the competitive and excepted service; for positions filled on a full-time, part-time, intermittent, seasonal, or on-call basis; and separate levels will be established for positions filled by an employee in a formally designated trainee or developmental program.

Retention

Competing employees are listed on a retention register in the order shown below. Each tenure group has three subgroups (30% or higher compensable veterans, other veterans, and non-veterans) and employees appear on the retention register in that order. Within each subgroup, employees are in order of years of service adjusted to include performance credit.

Tenure I (Career employees)
Tenure II (Career-Conditional employees)
Tenure III (Contingent employees)

In the demonstration project, an employee can bump to a position held by another employee in a lower subgroup or tenure group; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band in accordance with Section V (Conversion or Movement from a Project Position to a General Schedule Position, a. Grade-Setting Provision). An employee can retreat to a position held by another employee in the same subgroup who has a lower adjusted RIF service computation date; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band, in accordance with Section V (Conversion or Movement from a Project Position to a General Schedule Position, a Grade Setting Provision). A preference eligible with a compensable service-connected disability of 30 percent or more may retreat to a position equivalent to five GS grades (or appropriate grade intervals) below the minimum grade level of his/her current band.

An employee with a current annual performance rating of U has assignment rights only to a position held by another employee who has a U rating. An employee who has been given a written decision of removal because of unacceptable performance will be placed at the bottom of the retention register for his/her competitive level.

Link Between Performance and Retention

An employee will have additional years of service added to the service computation date for retention purposes. The credit is applied for each of the last three annual performance ratings of record, received over the last four years, for a potential credit of 30 years. If an employee has less than three annual performance ratings of record, then for each missing rating, an average of the ratings received for the past four years will be used. Ratings given under non-demo systems will be converted to the demo rating scheme and provided the equivalent rating credit.

Rating A adds 10 years
Rating B adds 7 years
Rating C adds 3 years
Rating U adds no credit for retention

IV. Training

Introduction

The key to the success or failure of the proposed demonstration project will be the training provided for all involved. This training will not only provide the necessary knowledge and skills to carry out the proposed changes, but will also lead to program commitment on the part of participants.

Training before the beginning of implementation and throughout the demonstration will be provided to supervisors, employees, and the administrative staff responsible for

assisting managers in effecting the changeover and operation of the new system.

The elements to be covered in the orientation portion of this training will include: (1) A description of the personnel system, (2) how employees are converted into and out of the system, (3) the pay adjustment and/or bonus process, (4) familiarization with the new position descriptions and performance objectives, (5) the performance evaluation management system, (6) the reconsideration process, and (7) the demonstration project administrative and formal evaluation process. AFGE Local 1858 will be given an opportunity to describe their role and function in the demonstration program.

Supervisors

The focus of this project on management-centered personnel administration, with increased supervisory and managerial personnel management authority and accountability, demands thorough training of supervisors and managers in the knowledge and skills that will prepare them for their new responsibilities. Training will include detailed information on the policies and procedures of the demonstration project, skills training in using the classification system, position description preparation, performance evaluation, and interaction with AFGE Local 1858 as a partner. Additional training may focus on nonproject procedural techniques such as interpersonal and communication skills.

Administrative Staff

The administrative staff, generally personnel specialists, technicians, and administrative officers, will play a key role in advising, training, and coaching supervisors and employees in implementing the demonstration project. This staff will need training in the procedural and technical aspects of the project.

Employees

The MRDEC, in conjunction with the AFGE Local 1858 and education and development assets of the CPAC/CPOC will train employees covered under the demonstration project. In the months leading up to the implementation date, meetings will be held for employees to fully inform them of all project decisions, procedures, and processes.

V. Conversion

Conversion to the Demonstration Project

a. Initial entry into the demonstration project will be accomplished through a full employee protection approach that ensures each employee an initial place in the appropriate payband without loss of pay. Employees serving under regular term appointments at the time of the implementation of the demonstration project will be converted to the contingent employee appointment. Position announcement, etc. will not be required for these contingent employee appointments. An automatic conversion from current GS/GM grade and pay into the new broadband system will be accomplished. Each employee's initial total salary under the demonstration project will equal the total salary received immediately before conversion. Employees who enter the demonstration project later by lateral reassignment or transfer will be subject to parallel pay conversion rules. If conversion into the demonstration project is accompanied by a geographic move, the employee's GS pay entitlements in the new geographic area must be determined before performing the pay conversion.

b. Employees who are on temporary promotions at the time of conversion will be converted to a payband commensurate with the grade of the position to which promoted. At the conclusion of the temporary promotion, the employee will revert to the payband which corresponds to the grade of record. When a temporary promotion is terminated, the employee's pay entitlements will be determined based on the employee's position of record, with appropriate adjustments to reflect pay events during the temporary promotion, subject to the specific policies and rules established by the MRDEC. In no case may those adjustments increase the pay for the position or record beyond the applicable pay range maximum rate. The only exception will be if the original competitive promotion announcement stipulated that the promotion could be made permanent; in these cases actions to make the temporary promotion permanent will be considered, and if implemented, will be subject to all existing priority placement programs.

c. Employees who are covered by special salary rates, prior to the demonstration project, will no longer be considered a special rate employee under the Demonstration Project. These employees will, therefore, be eligible for full locality pay. The adjusted salaries of these employees will not change. Rather, the employees will receive a new basic pay rate computed by dividing their adjusted basic pay (higher of special rate or locality rate) by the locality pay factor for their area. A full locality adjustment will then be added to the new basic pay rate. Adverse action and pay retention provisions will not apply to the conversion process as there will be no change in total salary.

d. During the first 12 months following conversion, employees will receive pay increases for non-competitive promotion equivalents when the grade level of the promotion is encompassed within the same broadband, the employee's performance warrants the promotion and promotions would have otherwise occurred during that period. Employees who receive an in-level promotion at the time of conversion will not receive a prorated step increase equivalent as defined below.

e. Under the current pay structure, employees progress through their assigned grade in step increments. Since this system is being replaced under the demonstration project, employees (including those added to the MRDEC by BRAC 95 actions) will be awarded that portion of the next higher step based upon the portion of the waiting period they have completed prior to the date of implementation. As under the current system, supervisors will be able to withhold these partial step increases if the employee's performance falls below fully successful. Rules governing Within-Grade Increases (WGI) under the current Army performance plan will continue in effect until the implementation date. Adjustments to the employee's base salary for WGI equity will be computed effective the date of implementation to coincide with the beginning of the first formal PFP assessment cycle. WGI equity will be acknowledged by increasing base salaries by a prorated share based upon the number of weeks an employee has completed toward the next higher step. Payment will equal the current value of the employee's next WGI times the proportion of the waiting period completed (weeks completed in waiting period/weeks in the waiting period) at the time of conversion. Employees at step 10, or receiving retained rates, on the date of implementation will not be eligible for WGI equity adjustments since they are already at or above the top of the step scale.

Conversion or Movement From a Project Position to a General Schedule Position

If a demonstration project employee is moving to a General Schedule (GS) position not under the demonstration project, or if the project ends and each project employee must be converted back to the GS system, the following procedures will be used to convert the employee's project payband to a GS-equivalent grade and the employee's project rate of pay to GS equivalent rate of pay. The converted GS grade and GS

rate of pay must be determined before movement or conversion out of the demonstration project and any accompanying geographic movement, promotion, or other simultaneous action. For conversions upon termination of the project and for lateral reassignments, the converted GS grade and rate will become the employee's actual GS grade and rate after leaving the demonstration project (before any other action). For transfers, promotions, and other actions, the converted GS grade and rate will be used in applying any GS pay administration rules applicable in connection with the employee's movement out of the project (e.g., promotion rules, highest previous rate rules, pay retention rules), as if the GS converted grade and rate were actually in effect immediately before the employee left the demonstration project.

a. Grade-Setting Provisions: An employee in a payband corresponding to a single GS grade is converted to that grade. An employee in a payband corresponding to two or more grades is converted to one of those grades according to the following rules:

(1) The employee's adjusted rate of basic pay under the demonstration project (including any locality payment) is compared with step 4 rates in the highest applicable GS rate range. (For this purpose, a ''GS rate range'' includes a rate in (1) the GS base schedule, (2) the locality rate schedule for the locality pay area in which the position is located, or (3) the appropriate special rate schedule for the employee's occupational series, as applicable.) If the series is a two-grade interval series, only odd-numbered grades are considered below GS–11.

(2) If the employee's adjusted project rate equals or exceeds the applicable step 4 rate of the highest GS grade in the band, the employee is converted to that grade.

(3) If the employee's adjusted project rate is lower than the applicable step 4 rate of the highest grade, the adjusted rate is compared with the step 4 rate of the second highest grade in the employee's payband. If the employee's adjusted rate equals or exceeds step 4 rate of the second highest grade, the employee is converted to that grade.

(4) This process is repeated for each successively lower grade in the band until a grade is found in which the employee's adjusted project rate equals or exceeds the applicable step 4 rate of the grade. The employee is then converted at that grade. If the employee's adjusted rate is below the step 4 rate of the lowest grade in the band, the employee is converted to the lowest grade.

(5) Exception: If the employee's adjusted project rate exceeds the maximum rate of the grade assigned under the above-described ''step 4'' rule but fits in the rate range for the next higher applicable grade (i.e., between step 1 and step 4), then the employee shall be converted to that next higher applicable grade.

(6) Exception: An employee will not be converted to a lower grade than the grade held by the employee immediately preceding a conversion, lateral reassignment, or lateral transfer into the project, unless since that time the employee has undergone a reduction in band.

b. Pay-Setting Provisions: An employee's pay within the converted GS grade is set by converting the employee's demonstration project rate of pay to GS rate of pay in accordance with the following rules:

(1) The pay conversion is done before any geographic movement or other pay-related action that coincides with the employee's movement or conversion out of the demonstration project.

(2) An employee's adjusted rate of basic pay under the project (including any locality payment) is converted to a GS adjusted rate on the highest applicable rate range for the converted GS grade. (For this purpose, a ''GS rate range'' includes a rate range in (1) the GS base schedule, (2) an applicable locality rate schedule, or (3) an applicable special rate schedule.)

(3) If the highest applicable GS rate range is a locality pay rate range, the employee's adjusted project rate is converted to a GS locality rate of pay. If this rate falls between two steps in the locality-adjusted schedule, the rate must be set at the higher step. The converted GS unadjusted rate of basic pay would be the GS base rate corresponding to the converted GS locality rate (i.e., same step position). (If this employee is also covered by a special rate schedule as a GS employee, the converted special rate will be determined based on the GS step position. This underlying special rate will be basic pay for certain purposes for which the employee's higher locality rate is not basic pay.)

(4) If the highest applicable GS rate range is a special rate range, the employee's adjusted project rate is converted to a special rate. If this rate falls between two steps in the special rate schedule, the rates must be set at the higher step. The converted GS unadjusted rate of basic pay will be the GS rate corresponding to the converted special rate (i.e., same step position).

c. E&S Payband V Employees: An employee in Payband V of the E&S Occupational family will convert out of the demonstration project at the GS–15 level. The MRDEC, in consultation with the MICOM CPAC, will develop a procedure to ensure that employees entering Payband V understand that if they leave the demonstration project and their adjusted pay exceeds the GS–15, step 10 rate, there is no entitlement to retained pay; their GS-equivalent rate will be deemed to be the rate for GS–15, step 10. For those Payband V employees paid below the adjusted GS–15, step 10 rate, the converted rates will be set in accordance with paragraph b.

d. Employees with Band or Pay Retention: (1) If an employee is retaining a band level under the demonstration project, apply the procedures in paragraphs a and b, above, using the grades encompassed in the employee's retained band to determine the employee's GS-equivalent retained grade and pay rate. The time in a retained band under the demonstration project counts toward the 2-year limit on grade retention in 5 U.S.C. 5382.

(2) If an employee is retaining rate under the demonstration project, the employee's GS-equivalent grade is the highest grade encompassed in his or her band level. MRDEC will coordinate with OPM to prescribe a procedure for determining the GS-equivalent pay rate for an employee retaining a rate under the demonstration project.

e. Within-Grade Increase—Equivalent Increase Determinations: Service under the demonstration project is creditable for within-grade increase purposes upon conversion back to the GS pay system. Performance pay increases (including a zero increase) under the demonstration project are equivalent increases for the purpose of determining the commencement of a within-grade increase waiting period under 5 CFR 531.405(b).

Personnel Administration

All personnel laws, regulations, and guidelines not waived by this plan will remain in effect. Basic employee rights will be safeguarded and merit principles will be maintained. Supporting personnel specialists will continue to process personnel-related actions and provide consultative and other appropriate services.

Use of benchmark position descriptions is not anticipated to adversely impact an employee's ability to seek employment outside of MRDEC. MRDEC employees participating in the project will have short generic benchmark position descriptions which describe the general type of work performed, and the range of complexity and supervisory controls. The

benchmark position description cover sheet lists the OPM occupational series, e.g., 855 for Electronics Engineer, to which the employee is assigned, and, where additional specificity is needed, lists a specialty code, which ties the employee's benchmark description to a particular technology or functional area. The OPM occupational code will serve as ready identification Government-wide of the basic qualifications and experience that the employee possesses. In addition, virtually all federal employment systems, including the Office of Personnel Management's, rely on employee-generated resumes which allow the applicants to summarize or describe the details of their experience and training. Any pertinent information regarding the MRDEC employees' knowledge, skills or abilities not contained in the benchmark position description can be conveyed to potential employers through their resume.

Automation

The MRDEC will continue to use the Defense Civilian Personnel Data System (DCPDS) for the processing of personnel-related data. Payroll servicing will continue from the respective payroll offices.

Local automated systems will be developed to support computation of performance related pay increases and awards and other personnel processes and systems associated with this project.

Experimentation and Revision

Many aspects of a demonstration project are experimental. Upon written request by Management or the union to the other party, modifications may be negotiated at any time as experience is gained, results are analyzed, and conclusions are reached on how the system is working. The MRDEC will make minor modifications, such as changes in the occupational series in an occupational family without further notice. Major changes, such as a change in the number of occupational families, will be negotiated with the union and published in the **Federal Register**. See 5 CFR part 470.

VI. Project Duration

Public Law 103–337 removed any mandatory expiration date for this demonstration. The project evaluation plan adequately addresses how each intervention will be comprehensively evaluated for at least the first 5 years of the demonstration. Major changes and modifications to the interventions can be made through announcement in the **Federal Register** and would be made if formative evaluation data warranted. At the 5 year point, the entire demonstration will be reexamined for either: (a) Permanent implementation, (b) change and another 3–5 year test period, or (c) expiration.

VII. Evaluation Plan

Chapter 47 (Title 5 U.S.C.) requires that an evaluation system be implemented to measure the effectiveness of the proposed personnel management interventions. An evaluation plan for the entire laboratory demonstration program covering 24 DoD labs was developed by a joint OPM/DoD Evaluation Committee. A Comprehensive evaluation plan was submitted to the Office of Defense Research & Engineering in 1995 and subsequently approved (Proposed Plan for Evaluation of the Department of Defense S&T Laboratory Demonstration Program, Office of Merit Systems Oversight & Effectiveness, June 1995). The overall evaluation effort will be coordinated and conducted by OPM's Personnel Resources and Development Center (PRDC). The primary focus of the evaluation is to determine whether the waivers granted result in a more effective personnel system than the current as well as an assessment of the costs associated with the new system.

The present personnel system with its many rigid rules and regulations is generally perceived as an impediment to mission accomplishment. The Demonstration Project is intended to remove some of those barriers and therefore, is expected to contribute to improved organizational performance. While it is not possible to prove a direct causal link between intermediate and ultimate outcomes (improved personnel system performance and improved organizational effectiveness), such a linkage is hypothesized and data will be collected and tracked for both types of outcome variables.

An intervention impact model (Appendix B) will be used to measure the effectiveness of the various personnel system changes or interventions. Additional measures will be developed as new interventions are introduced or existing interventions modified consistent with expected effects. Measures may also be deleted when appropriate. Activity specific measures may also be developed to accommodate specific needs or interests which are locally unique.

The evaluation model for the Demonstration Project identifies elements critical to an evaluation of the effectiveness of the interventions. The overall evaluation approach will also include consideration of context variables that are likely to have an impact on project outcomes: e.g., HRM regionalization, downsizing, cross-service integration, and the general state of the economy. However, the main focus of the evaluation will be on intermediate outcomes, i.e., the results of specific personnel system changes which are expected to improve human resources management. The ultimate outcomes are defined as improved organizational effectiveness, mission accomplishment, and customer satisfaction.

Data from a variety of different sources will be used in the evaluation. Information from existing management information systems supplemented with perceptual data will be used to assess variables related to effectiveness. Multiple methods provide more than one perspective on how the demonstration project is working. Information gathered through one method will be used to validate information gathered through another. Confidence in the findings will increase as they are substantiated by the different collection methods. The following types of data will be collected as part of the evaluation: (1) Workforce data; (2) personnel office data; (3) employee attitudes and feedback using surveys, structured interviews, and focus groups; (4) local activity histories; and, (5) core measures of laboratory effectiveness.

VIII. Demonstration Project Costs

Costs associated with the development of the personnel demonstration system include software automation, training, and project evaluation. All funding will be provided through the MICOM/MRDEC budget. The projected annual expenses for each area is summarized in Table 1.

TABLE 1.—PROJECTED DEVELOPMENTAL COSTS (THEN YEAR DOLLARS)

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
Training	$6K	$99K	$12K			
Project Evaluation	$25K	$60K	$60K	$60K	$60K	$60K

TABLE 1.—PROJECTED DEVELOPMENTAL COSTS (THEN YEAR DOLLARS)—Continued

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
Automation	$80K	$10K				
Totals	$111K	$169K	$72K	$60K	$60K	$60K

IX. Required Waivers to Law and Regulation

Public Law 103–337 gave the DoD the authority to experiment with several personnel management innovations. In addition to the authorities granted by the law, the following are the waivers of law and regulation that will be necessary for implementation of the Demonstration Project. In due course, additional laws and regulations may be identified for waiver request.

1. Title 5, U.S. Code

Chapter 31, Section 3111: Acceptance of Volunteer Service—To the extent that the acceptance of retired or separated engineers and scientists are included as volunteers under current statute.

Chapter 31, Section 3132: The Senior Executive Service; Definitions and exclusions.

Chapter 33, Section 3324: Appointment to positions classified above GS–15.

Chapter 41, Section 4107: Pay for Degrees.

Chapter 41, Section 4108: Employee Agreements; Service after Training—To the extent that employees who accept an expanded developmental opportunity (sabbatical) do not have to sign a continued service agreement.

Chapter 43, Sections 4301(3): Definitions

Chapter 43, Section 4302: Establishment of Performance Appraisal Systems.

Chapter 43, Section 4303(a), (b), and (c): Actions based on Unacceptable Performance.

Chapter 51, Sections 5101–5111: Related to classification standards and grading; to the extent that white collar employees will be covered by broadbanding. Pay category determination criteria for federal wage system positions remain unchanged.

Chapter 53, Sections 5301, 5302 (8) and (9), 5303 and 5304: Sections 5301, 5302, and 5304 are waived only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees and to allow basic rates of pay under the demonstration project to be treated as scheduled rates of pay. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Chapter 53, Section 5305: Special Rates

Chapter 53, Sections 5331–5336: General Schedule pay rates.

Chapter 53, Sections 5361–5366: Grade and pay retention—This waiver applies only to the extent necessary to (1) replace ''grade'' with ''payband'; (2) allow demonstration project employees to be treated as General Schedule employees; (3) provide that pay retention provisions do not apply to conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced, and to reductions in pay due solely to the removal of a supervisory pay adjustment upon voluntarily leaving a supervisory position; (4) provide that an employee on pay retention whose performance rating is ''U'' is not entitled to 50 percent of the amount of the increase in the maximum rate of basic pay payable for the payband of the employee's position; and, (5) ensure that for employees of Payband V of the E&S occupational family, payband retention is not applicable and pay retention provisions are modified so that no rate established under these provisions may exceed the rate of basic pay for GS–15, step 10 (i.e., there is no entitlement to retained rate). This waiver does not apply to ST employees unless they move to a GS-equivalent position under the demonstration project under conditions that trigger entitlement to pay retention.

Chapter 55, Section 5545(d): Hazardous duty differential—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees. This waiver does not apply to ST employees or employees in Payband V of the E&S occupational family.

Chapter 57, Section 5753, 5754, and 5755: Recruitment and Relocation Bonuses, Retention Allowances and Supervisory Differentials—This waiver applies only to the extent necessary to allow employees and positions under the demonstration project to be treated as employees and positions under the General Schedule. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Chapter 75, Section 7512(3): Adverse actions—This waiver applies only to the extent necessary to replace ''grade'' with ''payband''.

Chapter 75, Section 7512(4): Adverse actions—This waiver applies only to the extent necessary to provide that adverse action provisions do not apply to (1) conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced and (2) reductions in pay due to the removal of a supervisory pay adjustment upon voluntary movement to a nonsupervisory position.

2. Title 5, Code of Federal Regulations:

Part 300.601–605: Time-in-Grade requirements—Restrictions eliminated under the demonstration.

Part 308.101 through 308.103: Volunteer Service—To the extent that retired engineers/scientists can perform voluntary services.

Part 315.801 and 315.802: Probationary Period—Demonstration project employees in some occupational families will have extended probationary period.

Part 316.301: Term Appointments—Adding years to exceed 4.

Part 316.303: Tenure of Term Employees—Demonstration allows for conversion.

Part 316.305: Eligibility for Within-Grade Increases.

Part 351.402(b): Competitive Areas—Demonstration establishes each separate geographic location of the MRDEC as a separate competitive area.

Part 351.403: Competitive level—To the extent that payband is substituted for grade.

Part 351.504: Credit for Performance—As it relates to years of credit.

Part 351.701: Assignment Involving Displacement—To the extent that employees bump and retreat rights will be limited to one payband except in the case of 30% preference eligibles which is a position equivalent to five GS grades below the minimum grade level of his/her payband.

Part 430 subpart B, Performance Appraisal for General Schedule,

Prevailing Rate, and Certain Other Employees: Employees under the demonstration project will not be subject to the requirements of this subpart.

Part 432: Modified to the extent that an employee may be removed, reduced in band level with a reduction in pay, reduced in pay without a reduction in band level and reduced in band level without a reduction in pay based on unacceptable performance. Also modified to delete reference to critical element. For employees who are reduced in band level without a reduction in pay, Sections 432.105 and 432.106(a) do not apply.

Part 432, Sections 104 and 105: Proposing and Taking Action Based on Unacceptable Performance.

Part 511: Classification Under the General Schedule—To the extent that grades are changed to paybands, and that white collar positions are covered by paybanding.

Part 530, subpart C: Special salary rates.

Part 531, subparts B, D, and E: Determining rate of basic pay, within-grade increases, and quality step increases.

Part 531, subpart F: Locality pay—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees, and basic rates of pay under the demonstration project to be treated as scheduled annual rates of pay. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Part 536: Grade and pay retention—This waiver applies only to the extent necessary to (1) replace ''grade'' with ''payband'; (2) provide that pay retention provisions do not apply to conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced, and to reductions in pay due solely to the removal of a supervisory pay adjustment upon voluntarily leaving a supervisory position; (3) provide that an employee on pay retention whose performance rating is ''U'' is not entitled to 50 percent of the amount of the increase in the maximum rate of basic pay payable for the payband of the employee's position; and, (4) ensure that for employees of Payband V of the E&S occupational family, payband retention is not applicable and pay retention provisions are modified so that no rate established under these provisions may exceed the rate of basic pay for GS–15, step 10 (i.e., there is no entitlement to retained rate). This waiver does not apply to ST employees unless they move to a GS-equivalent position under the demonstration project under conditions that trigger entitlement to pay retention.

Part 550.703: Severance Pay—This waiver applies only to the extent necessary to modify the definition of ''reasonable offer'' by replacing ''two grade or pay levels'' with ''one band level'' and ''grade or pay level'' with ''band level'.

Part 550.902: Hazardous Duty Differential—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees. This waiver does not apply to ST employees or employees in Payband V of the E&S occupational family.

Part 575, subparts A, B, C, and D: Recruitment Bonuses, Relocation Bonuses, Retention Allowances and Supervisory Differentials—This waiver applies only to the extent necessary to allow employees and positions under the demonstration project covered by paybanding to be treated as employees and positions under the General Schedule. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Part 752.401 (a)(3): Adverse Actions—This waiver applies only to the extent necessary to replace ''grade'' with ''payband.''

Part 752.401(a)(4): Adverse Actions—This waiver applies only to the extent necessary to provide that adverse action provisions do not apply to (1) conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced and (2) reductions in pay due to the removal of a supervisory pay adjustment upon voluntary movement to a nonsupervisory position.

Appendix A: Occupational Series by Occupational Family

I. Engineers & Scientists
- 0801 General Engineer
- 0806 Materials Engineer
- 0808 Architecture
- 0810 Civil Engineer
- 0819 Environmental Engineer
- 0830 Mechanical Engineer
- 0850 Electrical Engineer
- 0854 Computer Engineer
- 0855 Electronics Engineer
- 0861 Aerospace Engineer
- 0892 Ceramics Engineer
- 0893 Chemical Engineer
- 0896 Industrial Engineer
- 0899 Student Trainee (Engr)
- 1301 Physical Scientist
- 1310 Physicist
- 1320 Chemist
- 1321 Metallurgist
- 1515 Operations Research Analyst
- 1520 Mathematician
- 1529 Mathematician Stat
- 1550 Computer Scientist

II. Technical and Business Support
- 0028 Environ Protec Specialist
- 0301 Data & Configuration Management, Standardization
- 0301 Misc Admin & Program
- 0334 Computer Specialist
- 0340 Program Manager
- 0341 Administrative Officer
- 0342 Support Services Spec
- 0343 Mgmt/Prog Analyst
- 0346 Log Mgt Spec
- 0391 Telecommunications
- 0560 Budget Analyst
- 0802 Engineering Technician
- 0809 Construction Rep
- 0856 Electronics Technician
- 1001 General Arts & Information
- 1040 Language Specialist
- 1082 Technical Information Writer
- 1083 Technical Writer/Editor
- 1102 Contract Specialist
- 1150 Industrial Specialist
- 1176 Building Manager
- 1311 Physical Sciences Tech
- 1410 Librarian (Phy Sci & Engr)
- 1412 Technical Information Spec
- 1499 Student Trainee
- 1515 Operations Research Analyst (Cost)
- 1521 Mathematics Technician
- 1670 Equipment Specialist
- 1910 Quality Assurance Specialist
- 42001 General Supply Spec

III. General Support
- 0085 Guard
- 0302 Messenger
- 0303 Misc Clerk and Asst
- 0305 Mail Clerk
- 0312 Clerk-Stenographer
- 0318 Secretary
- 0326 Ofc Automation Clerk
- 0344 Management Assistant
- 0561 Budget Assistant
- 1106 Procurement Clerk
- 1411 Library Technician
- 2005 Supply Technician

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Appendix B: Project Evaluation and Oversight

Intervention Impact Model - DoD Lab Demonstration Program

1. Compensation

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Paybanding	-increased organizational flexibility	-perceived flexibility	-attitude survey
	-reduced administrative workload, paperwork reduction	-actual/perceived time savings	-personnel office data, PME results, attitude survey
	-advanced in-hire rates	-starting salaries of banded v. non-banded employees	-workforce data
	-slower pay progression at entry levels	-progression of new hires over time by band, occupational family	-workforce data
	-increased pay potential	-mean salaries by band, occupational family, demographics	-workforce data
	-increased satisfaction with advancement	-total payroll cost	-workforce data
	-increased pay satisfaction	-employee perceptions of advancement	-attitude survey
	-improved recruitment	-pay satisfaction, internal/external equity	-personnel office data
	-no change in high grade (GS-14/15) distribution	-offer/acceptance ratios -percent declinations	-workforce data
b. Conversion buy-in	-employee acceptance	-number/percentage of high grade salaries pre/post banding	-attitude survey
		-employee perceptions of equity, fairness	-workforce data
		-cost as a percent of payroll	

2. Performance Management

INTERVENTION	EXPECTED BENEFITS	MEASURES	DATA SOURCES
a. Cash awards/ bonuses	-reward/motivate performance	-perceived motivational power	-attitude survey
	-to support fair and appropriate distribution of awards	-amount and number of awards by occupational family, demographics,	-workforce data
		-perceived fairness of awards	-attitude survey
		-satisfaction with monetary awards	-attitude survey
b. Performance/ contribution based pay progression	-increased pay-performance link	-perceived pay-performance link	-attitude survey
	-improved performance feedback	-perceived fairness of ratings	-attitude survey
		-satisfactions with ratings	-attitude survey
		-employee trust in supervisors	-attitude survey
		-adequacy of performance feedback	-attitude survey
	-decreased turnover of high performers/increased turnover of low performers	-turnover by performance rating category	-workforce data
	-differential pay progression of high/low performers	-pay progression by performance rating category, occupational family	-workforce data
	-alignment of organizational and individual performance expectations and results	-linkage of performance expectations to strategic plans/ goals	-performance expectations, strategic plans -attitude survey/ focus groups
	-increased employee involvement in performance planning and assessment	-performance expectations	-attitude survey/ focus groups
		-perceived involvement	-personnel regulations
c. New appraisal process	-reduced administrative burden	-performance management procedures	-attitude survey
	-improved communication	-employee and supervisor perception of revised procedures	-focus group
d. Performance development	-better communication of performance expectations	-perceived fairness of process	-focus groups
		-feedback and coaching procedures used	-personnel office data
	-improved satisfaction and quality of workforce	-time, funds spend on training by demographics	-training records -attitude surveys
		-organizational commitment -perceived workforce quality	

3. "White Collar" Classification

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Improved classification systems with generic standards	-reduction in amount of time and paperwork spent on classification	-time spent on classification procedures -reduction of paperwork/number of personnel actions (classification/promotion)	-personnel office data
	-ease of use	-managers' perceptions of time savings, ease of use, improved ability to recruit	-attitude survey
	-improved recruitment of employees with appropriate skills	-quality of recruits -perceived quality of recruits -GPA's of new hires, educational levels	-focus groups/ interviews -personnel office data
b. Classification authority delegated to managers	-increased supervisory authority/accountability	-perceived authority	-attitude survey
	-decreased conflict between management and personnel staff	-number of classification disputes/appeals pre/post -management satisfaction with service provided by personnel office	-personnel records -attitude survey
	-no negative impact on internal pay equity	-internal pay equity	-attitude survey
c. Dual career ladder	-increased flexibility to assign employees	-assignment flexibility	-focus groups, surveys
	-improved internal mobility	-sup/non-sup ratios	-workforce data
	-increased pay equity	-perceived internal mobility	-attitude survey
	-flatter organization	-perceived pay equity -supervisory/non-supervisory ratios	-attitude survey -workforce data
	-improved quality of supervisory staff	-employee perceptions of quality of supervisors	-attitude survey

4. RIF

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
Modified RIF	-prevent loss of high performing employees with needed skills -contain cost and disruption	-separated employees by demographics, performance -satisfaction with RIF process -cost comparisons of traditional v. modified RIF -time to conduct RIF -number of appeals/ reinstatements	-workforce data -attitude survey/ focus groups -attitude survey/ focus groups

5. COMBINATION OF ALL INTERVENTIONS

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
All	-improved organizational effectiveness -improved management of R&D workforce -improved planning -cross functional coordination -increased product success -cost of innovation	-combination of personnel measures -employee/management satisfaction -planning procedures -perceived effectiveness of planning procedures -actual/perceived coordination -customer satisfaction -project training/development cost (staff salaries, contract cost, training hours per employee)	-all data sources -attitude survey -strategic planning documents -organizational charts -attitude survey -customer satisfaction surveys -demo project records -contract documents

6. CONTEXT

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Regionalization	-reduced servicing ratio/ cost	-HR servicing ratio	-workforce data/ personnel office data
		-average cost per employee served	-workforce data/ personnel office data
	-no negative impact on service quality	-service quality, timeliness	-attitude survey/ focus groups
b. GPRA	-improved organizational performance	-other measures to be developed	-as established

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Appendix C—Performance Elements

All employees will be rated against at least the five generic performance elements listed through ''e'' below. Technical competence is a mandatory critical element. Other elements may be identified as critical by agreement between the rater and the employee. In case of disagreements, the decision of the supervisor will prevail. Generally, any performance element weighted 25 or higher should be critical. However, only those employees whose duties require manager/leader responsibilities will be rated on element ''f.'' Supervisors will be rated against an additional critical performance element, listed at ''g'' below:

a. *Technical Competence.* Exhibits and maintains current technical knowledge, skills, and abilities to produce timely and quality work with the appropriate level of supervision. Makes prompt, technically sound decisions and recommendations that add value to mission priorities and needs. For appropriate occupational families, seeks and accepts developmental and/or special assignments. Adaptive to technological change. (Weight range: 15 to 50)

b. *Working Relationships.* Accepts personal responsibility for assigned tasks. Considerate of others' views and open to compromise on areas of difference, if allowed by technology, scope, budget, or direction. Exercises tact and diplomacy and maintains effective relationships, particularly in immediate work environment and teaming situations. Always willing to give assistance. Shows appropriate respect and courtesy. (Weight Range: 5 to 15)

c. *Communications.* Provides or exchanges oral/written ideas and information in a manner that is timely, accurate and cogent. Listens effectively so that resultant actions show understanding of what was said. Coordinates so that all relevant individuals and functions are included in, and informed of, decisions and actions. (Weight Range: 5 to 15)

d. *Resource Management.* Meets schedules and deadlines, and accomplishes work in order of priority; generates and accepts new ideas and methods for increasing work efficiency; effectively utilizes and properly controls available resources; supports organization's resource development and conservation goals. (Weight Range: 15 to 50)

e. *Customer Relations.* Demonstrates care for customers through respectful, courteous, reliable and conscientious actions. Seeks out and develops solid working relationships with customers to identify their needs, quantifies those needs, and develops practical solutions. Keeps customer informed and prevents surprises. Within the scope of job responsibility, seeks out and develops new programs and/or reimbursable customer work. (Weight Range: 10 to 50)

f. *Management/Leadership.* Actively furthers the mission of the organization. As appropriate, participates in the development and implementation of strategic and operational plans of the organization. Develops and implements tactical plans. Exercises leadership skills within the environment. Mentors junior personnel in career development, technical competence, and interpersonal skills. Exercises due responsibility of technical/acquisition/organizational positions assigned to them. (Weight Range: 0 to 50)

g. *Supervision/EEO.* Works toward recruiting, developing, motivating, and retaining quality team members; takes timely/appropriate personnel actions, applies EEO/merit principles; communicates mission and organizational goals; by example, creates a positive, safe, and challenging work environment; distributes work and empowers team members. (Weight Range: 15 to 50)

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Appendix D. Benchmark Performance Standards

ELEMENT POINT-RANGES AND PERFORMANCE STANDARDS

THESE BENCHMARK PERFORMANCE STANDARDS ARE USED TO EVALUATE AND SCORE PERFORMANCE AGAINST THE WEIGHTED PERFORMANCE ELEMENTS. THIS SHEET MUST BE USED IN CONJUNCTION WITH BENCHMARK JOB DESCRIPTION AND PERFORMANCE OBJECTIVES

	ELEMENT WEIGHTS									
	50	45	40	35	30	25	20	15	10	5
100% Performance elements were attained demonstrating exceptional initiative, versatility, originality, and creativity. This individual demonstrates the ability to grasp, understand, organize, and convey complex issues to others and carry the job assignment to successful completion with minimum direct supervision. Performance elements were effectively achieved utilizing cooperation, responsiveness, conflict avoidance, or conflict resolution. Written and oral communications were appropriately demonstrated effectively and efficiently. Performance elements were achieved with demonstrated leadership, integrity, competency, commitment, candor, and sense of duty.	49	44	39	34	29					
	48					24				
		43	38				19			
	47	42		33	28					
	46		37			23		14		
		41		32						
	45		36		27		18		9	
		40		31		22				
	44		35							
	43	39		30	26					
		38	34				17			
	42			29	25	21				
	41	37	33							
	40	36	32	28	24	20	16	12	8	4
	39	35	31		23					
	38	34		27		19				
			30				15			
	37	33		26	22			11		
	36		29			18				
		32		25						
70% Performance elements were attained effectively and efficiently with consistently high quality and quantity of work. This individual has demonstrated the ability to complete the job assignments in an efficient, orderly sequence that culminated in results that were timely, correct, thorough and cost effective. Performance elements were attained with consistently above average quality and reliability while effectively utilizing accepted procedures and resolving problems with skill and resourcefulness. Performance elements were attained with consistently productive cooperative efforts and with clear, precise, and convincing written and oral communication.	35		28		21		14		7	
		31		24						
	34		27			17				
	33	30		23	20			10		
			26				13			
	32	29		22		16				
	31	28	25		19					
	30	27	24	21	18	15	12	9	6	3
	29	26	23							
	28			20	17	14				
		25	22				11			
	27	24		19	16					
	26		21							
		23		18		13				
50% Performance elements were accomplished, were mostly reliable, and delivered without unacceptable delays. Procedures were minimally correct and problems were dealt with satisfactorily. Attained performance elements, using work methodology that demonstrated a reasonable degree of cooperation with others with clear and concise written and oral communications.	25		20		15		10		5	
UNSATISFACTORY	24	22	19	17	14	12	9	7	4	2

Performance elements were not successfully completed because of failure in quality, quantity, completeness, responsiveness, or timeliness of work. Performance elements products were deficient, because they were contrary to direction or guidelines; did not meet minimum specifications; were inconsistent with organizational procedures; were significantly flawed or substandard in quality; demonstrated insufficient technical knowledge or skill; were incomplete; were unacceptably late; lacked essential cooperative involvement or support; or problems that arose during performance of performance elements activities were not satisfactory resolved.

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federal register

Friday
June 27, 1997

Part V

Office of Personnel Management

Science and Technology Reinvention Laboratory Personnel Demonstration Project at the Aviation Research, Development, and Engineering Center (AVRDEC); Notice

OFFICE OF PERSONNEL MANAGEMENT

Science and Technology Reinvention Laboratory Personnel Demonstration Project at the Aviation Research, Development, and Engineering Center (AVRDEC)

AGENCY: Office of Personnel Management.

ACTION: Notice of approval of demonstration project final plan.

SUMMARY: The National Defense Authorization Act for fiscal year 1995 (Pub. L. 103–337) authorizes the Secretary of Defense, with Office of Personnel Management (OPM) approval, to conduct a Personnel Demonstration Project at Department of Defense (DoD) laboratories designated as Science and Technology Reinvention Laboratories. The legislation requires that most requirements of Section 4703 of Title 5 shall apply to the Demonstration Project. Section 4703 requires OPM to publish the project plan in the **Federal Register**.

DATE: This Demonstration project may be implemented by the AVRDEC September 28, 1997.

FOR FURTHER INFORMATION CONTACT:

AVRDEC: James A. Ray, Deputy Director for Engineering, Commander, U.S. Army Aviation and Troop Command, Attn: AMSAT–R–E, Federal Center, 4300 Goodfellow Boulevard, St. Louis, Missouri 63120–1798, 314 263–1100.

OPM: Fidelma A. Donahue, U.S. Office of Personnel Management, 1900 E. Street, NW, Room 7460, Washington, D.C. 20415, 202–606–1138.

SUPPLEMENTARY INFORMATION:

1. Overview

Two letters and one E-mail were received and a total of eleven individuals commented on the **Federal Register** notice at the three Public Hearings. These comments brought several new perspectives to the attention of those responsible for implementing, overseeing, and evaluating the project. The comments highlighted instances of miscommunication and misunderstanding with the present system as well as the project interventions. Further, they underscored the importance of providing training to employees and supervisors on the Demonstration Project. The substance of all comments received has been conveyed to the Executive Director, AVRDEC. A summary of all comments received, along with accompanying responses, is provided below.

Because the AVRDEC demonstration project has been closely modeled on the MRDEC demonstration project and both projects will be operating in tandem at Redstone Arsenal, changes made to the MRDEC demonstration project, as a result of comments received, will, to the maximum extent feasible, be reflected in the AVRDEC demonstration project.

A. Competitive Area

Comments: There was one comment in this area that expressed concern over the revised Reduction-in-Force (RIF) procedures that limit a competitive area to occupational families in all geographic areas. The concern was that the reduced number of employees in a particular occupational family will result in smaller competitive levels and may lead to more separations from that occupational family if a RIF occurs within the AVRDEC. (Note that MRDEC demonstration proposal received seventy-three comments in this area.)

Response: The project designers proposed this intervention as a means of minimizing the severe turbulence that is normally caused during a Reduction-In-Force (RIF). Since the AVRDEC is extensively customer funded, its vitality and future credibility depend upon a reasonably stable work force that is highly trained and motivated to the precepts of customer service and quality products. This intervention would achieve the desired goal of minimizing personnel turbulence but at the same time it may put some loyal and recently hired employees at an added risk of separation. For this reason, the proposal design will be changed to define the competitive areas as each separate geographic location of the AVRDEC, i.e., Redstone Arsenal, AL; Ft. Eustis and Langley, VA; and Moffett Field, CA. This change was made in full recognition that prior to any RIF action being taken, action will be taken to place impacted employees in other parts of the parent organization and that the provisions of the DoD Stability of Employment Programs (Priority Placement Program) will be used to assist impacted employees. These changes are in Section III.F (Revised Reduction-In-Force (RIF) Procedures).

B. Supervisory Pay Differentials

Comments: One comment was received in this area regarding the absence of any pay incentive for team leaders. (Note that the MRDEC demonstration proposal received seventy-one comments in this area.)

Response: At this time, pay incentives are limited to those who are in supervisory positions with formal supervisory authority meeting that required for coverage under the criteria of OPM General Schedule Supervisory Guide and the criteria prescribed in Section III.B (Supervisory Pay Adjustment and Supervisory Pay Differentials). As a result, no additional pay incentives for team leaders have been incorporated into the demonstration proposal.

Supervisory Differentials were designed to compensate supervisors who supervise employees that are typically at the same grade level or higher. This normally occurs at the higher bands in the E&S occupational families. However, in recognition that restricting supervisory differentials to just the E&S occupational families may be perceived as an unfair application, the plan will be changed in Section III.B (Supervisory Pay Differentials) to state that supervisory differentials may be used, at the discretion of the AVRDEC Executive Director, to incentivize and reward supervisors who are in paybands III, IV, or V in any occupational family, except for employees in Payband V of the E&S occupational family. Additionally, the plan is modified in Section III.B (Supervisory Pay Adjustments and Supervisory Pay Differentials) to state that supervisory differentials and supervisory adjustments will not be funded from the performance pay pools.

C. Performance Evaluation System

Comments: Four comments were received in this area that raised questions and concerns about the mechanics of implementing the performance evaluation system and also about perceived shortcomings of the system. Concerns relating to the mechanics of implementation are: (1) How personnel on long term training (LTT) will receive performance ratings and (2) how the demonstration proposal would affect current rating periods. Perceived shortcomings are: (1) supervisors will not be effective, impartial, or fair, and (2) concerns about abuses of the current personnel system and that the new system will allow even more abuses due to increased flexibility in authority afforded supervisors. (Note that the MRDEC demonstration proposal received eleven comments on this subject area.)

Response: Procedures for rating the performance of personnel on LTT are being defined in locally developed guidance, i.e., personnel on LTT will fall into one of two categories: developmental (on the job) or classroom. The LTT developmental assignment will be treated as any other temporary assignment that continues for 120 days or more, and for the LTT

classroom, if the training covers most or all of the rating period, two options exist: (a) Render a rating as soon as the employee returns to the position and completes 120 days under performance objectives and weighted performance elements; or (b) render a rating for the LTT classroom. The driving concern here is that individuals on LTT might receive a presumed fully successful rating for RIF purposes and thus be disadvantaged. This will not be the case. As regards the demonstration project's affect on current rating periods, prior to employees entering the demonstration proposal, each will receive a closeout rating under the current system, as appropriate.

Like many performance evaluation systems, the proposed intervention makes appropriate provisions for supervisory judgement. The use of benchmark performance standards as universal criteria for evaluating all employees in the demonstration project on any element will lead to greater fairness and reliability of evaluation, thus reducing the potential for subjectivity in the evaluation process. These benchmark performance standards define expected performance at the 100%, 70%, 50%, and unsatisfactory levels, thus assuring a clear definition of expected performance levels.

The AVRDEC intends to address concerns about supervisory fairness, impartiality, effectiveness, and potential abuses of the personnel system through significant training of managers and supervisors prior to and after implementation of the proposal and through employee feedback capability. Employee feedback to supervisors in a non-threatening and not-for-attribution environment is considered essential for the success of this demonstration and therefore, the proposal is changed in Section III.B (Performance Evaluation) to provide employee feedback capability.

D. Pay-for-Performance System

Comments: Five comments were received in this area. Of the five, one comment stated that the loss of the within-grade increases would lead to a lower standard of living for all non-engineers; two comments concerned the equity of the pay system; one comment questioned if funds would be distributed based on perceived organizational importance; and one comment questioned how the responsibilities and salaries of team leaders and first and second-line supervisors in the same payband will be differentiated. (Note that the MRDEC demonstration proposal received seventy-six comments on this area.)

Response: In regards to pay system equity, the demonstration proposal establishes a Personnel Management Board, chartered by the AVRDEC Executive Director, with the requirement to define the pay pool structure that will be used in the demonstration, administer pay pool funds allocation, and review/monitor operation of the pay/award pools. Bands will be assigned based on an employee's nature and level of work. Pay progression within a band will be based on employee performance and contributions over time.

Regarding salaries and responsibilities, supervisors will have a separate benchmark job description in each payband; additionally, supervisors have a critical performance element ''Supervision/EEO.'' Supervisory salaries are augmented by supervisor pay adjustments and supervisor pay differentials. The rating given against the performance element ''Supervision/EEO'' can directly impact the salary augmentation received for being a supervisor. Team leader responsibilities are defined in the performance standard ''Management/Leadership''; however, there is no salary augmentation for team leaders in the demonstration proposal.

Within-grade increases have not been lost, rather, they have been incorporated into the performance pay pools. This provides the opportunity for high performers to receive in excess of the value of the current within-grade increases on an annual basis.

The proposal will be revised in Section III.B (Pay-for-Performance) to clarify that the General Increase will be received by all covered employees whose rating of record is greater than U (except those receiving retained rates), and to state that performance bonuses have no impact on benefits such as retirement.

E. Pay Bands and Occupational Families

Comments: Four comments were received in this area. Comments included: (1) Concern about opportunity for movement between E&S and non-E&S occupational families for career development purposes; (2) expanding payband III of the E&S Support occupational family to include GS–13s to allow for career progression for contracting personnel; (3) consideration of career progression specific to the Acquisition Corps in pay banding; and (4) revising the paybands of the Business Management occupational family to mirror the E&S occupational family payband. (Note that the MRDEC demonstration proposal received eighty-two comments in this area.)

Response: The demonstration does not present barriers to employees who want to cross occupational family lines for career development purposes. The proposal will be changed to clarify that no barrier exists and that the benchmark position descriptions identify position series, specialty code, and function code.

The proposed paybands were designed considering OPM design guidelines, developments within the Acquisition Corps and the requirements for critical Acquisition Corps positions (GS 14 and 15), the designs of the China Lake experiment (banding of GS 14 and 15), and the job needs of the AVRDEC. Therefore, no change will be made to the proposal. The comment to revise paybands II and III of the Business Management occupational family does not take into account that payband II of the E&S occupational family reflects the current accelerated advancement for E&S local hire interns and their higher journeyman level grade structure. Therefore, the banding structure is considered proper and will remain as proposed.

Additionally, Section III.A (Paybands) and Appendix A are changed to reflect that the E&S Support and Business Management occupational families have been combined into one occupational family titled ''Technical and Business Support.'' This proposal modification is a technical change, and is a natural consequence of changing the AVRDEC competitive areas from occupational families to the entire geographic area of AVRDEC. The new occupational family has one payband structure and benchmark position descriptions have been developed for each payband.

F. Management Issues

Comments: One comment was received in this area. This comment addressed concerns about the rating chain for collocated matrix support personnel under the demonstration proposal. (Note that the MRDEC demonstration proposal received twenty comments in this area.)

Response: Discussion continues on which of several approaches should be used regarding the rating chain of AVRDEC collocated matrix support personnel. However, for purposes of the demonstration project, whatever rating chain approach or mix of approaches is used, training and guidance will be provided to all supervisors involved in the demonstration project.

G. RIF Retention

Comments: One comment questioned how computation of RIF retention points would be accomplished between the demonstration proposal and other personnel systems.

Response: Ratings given under non-demo systems will be converted to the demo rating scheme and provided the equivalent rating credit. The specifics of the methodology will be defined in locally developed guidance.

H. Miscellaneous Comments

Comments: Twelve comments were received in this area. These comments reflect that the proposal: (1) Limits employee ability to seek employment elsewhere; (2) provides advantages only to engineers and scientists; (3) normalizes the E&S special pay rates; (4) provides unique educational opportunities for engineers and scientists; (5) permits non-competitive promotions by banding; (6) may adversely effect Equal Employment Opportunity and Affirmative Action (EEO/AA); (7) has an impact on personnel on saved pay; and (8) excludes engineers not in the AVRDEC. (Note that the MRDEC demonstration proposal received ninety-one comments in this area.)

Response: The proposal has been changed to clarify that the proposal does not present barriers to applying for jobs outside the AVRDEC and for movement between occupational families for career development purposes. Training for degrees was always intended to apply to the entire workforce. The proposal will be changed to clarify Section III.E.2 (Training for Degrees) that training for degrees is available for all occupational families. The Expanded Developmental Opportunity Program (sabbaticals) has been extended, in Section III.E.1 (Expanded Developmental Opportunity Program) to all occupational families except for the General Support occupational family. Movement through a payband is not considered a promotion, but is based on individual performance. Nothing within the demonstration proposal inherently violates either EEO, AA, or merit principles; rather, the proposal links employees' pay to their performance. The proposal offers significant safeguards in terms of the oversight responsibilities of the Personnel Management Board, and the use of the ''Supervision/EEO'' performance element to rate supervisors on meeting their EEO/AA requirements. Employees receiving retained (''saved'') pay at the time of conversion will not suffer a reduction in pay. If their former GS retained rate does not fit into the pay band range, they will be entitled to a retained rate under the demonstration project. Finally, the existence of engineers outside the AVRDEC is outside the purview of the demonstration proposal.

2. Demonstration Project System Changes

The following is a summary of changes and clarifications in the project proposal that were of paramount interest to employees:

(1) In Section III.F (Revised Reduction-in-Force (RIF) Procedures), the project design is changed to define the competitive areas as each separate geographic location of the AVRDEC, i.e., Redstone Arsenal, AL; Ft. Eustis and Langley, VA; and Moffett Field, CA. Also, the method of bumping and retreating is redefined as follows: ''In the Demonstration Project an employee can bump to a position held by another employee in a lower subgroup or tenure group; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band, in accordance with procedures outlined in Section V (Conversion or Movement from a Project Position to a General Schedule Position), a. Grade-Setting Provisions. An employee can retreat to a position held by another employee in the same subgroup who has a lower adjusted RIF service computation date; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band. A preference eligible with a compensable service-connected disability of 30 percent or more may retreat to a position equivalent to five GS grades below the minimum grade level of his/her current band.''

(2) In Section III.A (Paybands) and Appendix A, the proposal is changed to combine the E&S Support occupational family with the Business Management occupational family to form one occupational family called ''Technical and Business Support.''

(3) Additionally, editorial and technical changes were made to correct the final version of the Project.

James B. King,

Director.

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I. Executive Summary

This project was designed by the Department of the Army, with participation of and review by the Department of Defense (DoD) and the Office of Personnel Management (OPM). The purpose of the project is to achieve the best workforce for the AVRDEC mission, adjust the workforce for change, and improve workforce quality. The AVRDEC strives to exceed the greatest expectations of its many customers. To achieve this, the AVRDEC must be able to balance customer requirements for near-term technical and scientific products and information with the evolving capabilities of the workforce. These purposes will be significantly enhanced by interventions such as training for degrees in critical skills areas, the contingent employee appointment authority, and those interventions designed to rapidly hire highly qualified individuals.

The foundations of this project are based on the concept of linking performance to pay for all covered positions; simplifying paperwork and the processing of classification and other personnel actions; emphasizing partnerships among management, employees, and unions representing covered employees; and delegating classification and other authorities to line managers. Additionally, the research intellect of the AVRDEC workforce will be revitalized through the use of expanded opportunities for employee development. These opportunities will reinvigorate the creative intellect of the research and development community.

Development and execution of this project will be in-house budget neutral, based on a baseline of September 1995 in-house costs and consistent with the Department of the Army (DA) plan to downsize laboratories. Army managers at the DoD S&T Reinvention Laboratory sites will manage and control their personnel costs to remain within established in-house budgets. An in-house budget is a compilation of costs of the many diverse components required to fund the day-to-day operations of a laboratory. These components generally include pay of people (labor, benefits, overtime, awards), training, travel, supplies, non-capital equipment, and other costs depending on the specific function of the activity.

This project will be under the joint sponsorship of the Assistant Secretary of the Army for Research, Development and Acquisition and the Assistant Secretary of the Army for Manpower and Reserve Affairs. The Commander, U.S. Army Materiel Command, will execute and manage the project. Project oversight within the Army will be achieved by an executive steering committee made up of top-level executives, co-chaired by the Deputy Assistant Secretary of the Army for Research and Technology and the Deputy Assistant Secretary of the Army (Civilian Personnel Policy)/Director, Civilian Personnel. Oversight external to the Army will be provided by the Department of Defense and the Office of Personnel Management.

II. Introduction

A. Purpose

The purpose of the project is to demonstrate that the effectiveness of Department of Defense (DoD) laboratories can be enhanced by allowing greater managerial control over personnel functions and, at the same time, expanding the opportunities available to employees through a more responsive and flexible personnel system. The quality of DoD laboratories, their people, and products has been under intense scrutiny in recent years. This perceived deterioration of quality is due, in substantial part, to the erosion of control which line managers have over their human resources. This demonstration, in its entirety, attempts to provide managers, at the lowest practical level, the authority, control, and flexibility needed to achieve quality laboratories and quality products.

B. Problems With the Present System

The AVRDEC products contribute to the readiness of U.S. forces and to the stability of the American economy. To do this, the AVRDEC must acquire and retain an enthusiastic, innovative, and highly educated and trained workforce, particularly scientists and engineers. The AVRDEC must be able to compete with the private sector for the best talent and be able to make job offers in a timely manner with the attendant bonuses and incentives to attract high quality employees. Today, industry laboratories can make an offer of employment to a promising new hire before the government can prepare the paperwork necessary to begin the recruitment process.

Currently, jobs are described using a classification system that is overly complex and specialized. This hampers a manager's ability to shape the workforce and match the positions while making best use of employees. Managers must be given local control of positions and their classification to move both their employees and vacancies within their organization to other lines of the business activities to match the life cycle needs of supported customers.

These issues work together to hamper supervisors in all areas of human resource management. Hiring restrictions and overly complex job classifications, coupled with poor tools for rewarding and motivating employees and a system that does not assist managers in removing poor performers builds stagnation in the workforce and wastes valuable time.

C. Changes Required/Expected Benefits

This project is expected to demonstrate that a human resource system tailored to the mission and needs of the AVRDEC will result in: (a) Increased quality in the total workforce and the products they produce; (b) increased timeliness of key personnel processes; (c) increased retention of high quality employees and separation rates of poor quality employees; and (d) increased customer satisfaction with the AVRDEC and its products by all customers it serves.

The AVRDEC demonstration program builds on the successful features of demonstration projects at China Lake and the National Institute of Standards and Technology (NIST). These demonstration projects have produced impressive statistics on the job satisfaction for their employees versus that for the federal workforce in general. Therefore, in addition to expected benefits mentioned above, the AVRDEC demonstration expects to find more satisfied employees on many aspects of the demonstration including pay equity, classification decisions, and career development opportunities. A full range of measures will be collected during project evaluation (Section VII).

D. Participating Organization

AVRDEC has approximately 785 employees covered by the project. Approximately 59 percent of the employees are located at the Federal Center, St. Louis, Missouri, with the remaining located at the following sites: Moffett Field, California; Fort Eustis, Virginia; Langley, Virginia, and Washington, D.C.

Successor organization(s) which may result from actions associated with the 1995 Base Realignment and Closure Commission (BRAC) or future Commissions will continue coverage in the demonstration project.

E. Participating Employees

The demonstration project includes civilian appropriated funded employees in the competitive and excepted service paid under the General Schedule (GS) pay system. Scientific and Professional (ST) employees and positions will be included for employee development, performance appraisal, and award provisions only; their classification, staffing, and compensation, however, will not change. Senior Executive Service employees and positions, Federal Wage System employees, and employees in the Civilian Intelligence Personnel Management System will not be covered in the demonstration project. Additionally, DA interns will not be converted to the demonstration until they complete their intern program. Personnel added to the laboratory after implementation, in like positions covered by the demonstration (either through appointment, promotion, reassignment, change to a lower grade or where their functions and positions have been transferred into the laboratory) will be converted to the demonstration project.

F. Labor Participation

The National Federation of Federal Employees (NFFE) Local 405 currently represents many GS employees at AVRDEC, St. Louis. However, based upon the 1995 BRAC commission action disestablishing ATCOM and the uncertainty as to the implementation date of this project, it was uncertain what labor organization would represent AVRDEC employees at the time the demonstration project is implemented. Therefore, NFFE has not been involved in the development of the project.

As of 24 April 1997, NFFE Local 405 requested to become an integral part of this personnel demonstration project and to be a full partner in arriving at

major decisions involving program implementation. Since the project is now scheduled to be implemented prior to any BRAC action, and NFFE Local 405 will represent many professional and nonprofessional employees of the AVRDEC at the time of implementation, they will be included in arriving at major decisions involving program implementation as long as they continue to represent these employees.

Currently, no union represents AVRDEC employees at the Moffett Field, California, and Fort Eustis and Langley, Virginia geographic locations.

G. Project Design

As a result of the 1995 BRAC recommendation transferring the AVRDEC to Redstone Arsenal; the subsequent identification of the AVRDEC as an Army Science and Technology Reinvention Laboratory; and ATCOM and the U.S. Army Missile Command (MICOM) management decisions to maintain two RDECs at Redstone Arsenal with common functional areas merged within the MRDEC; the Executive Director, AVRDEC, decided to accelerate the AVRDEC role in the civilian personnel demonstration project to that of an initial demonstration site. Since the two RDECs will be collocated at Redstone Arsenal, the Executive Director decided to formulate the AVRDEC personnel demonstration proposal based on the MRDEC proposal, taking maximum advantage of the MRDEC experience and lessons learned in developing its proposal. The following is a brief synopsis of the combined AVRDEC/MRDEC demonstration project design.

An Integrated Process Team approach was used to develop the attributes of this personnel demonstration proposal. The team was lead by MRDEC management, and team members came from managers and associates from the MRDEC, AFGE Local 1858, the Civilian Personnel Office (CPO), and several other major functional organizations within MICOM. The AVRDEC assembled a similar team using management, business management, and CPO personnel.

This personnel system design has been subjected to critical reviews by both MRDEC and MICOM. Additionally, negotiations with AFGE Local 1858 have influenced the design in areas of significant concern to bargaining unit employees.

The design was based upon exhaustive study of broadbanding systems currently practiced in the Federal sector. Additionally, consultation was provided by the designers of the broadbanding systems practiced by the Navy China Lake experiment and the National Institute of Standards and Technology. The preliminary demonstration concept was briefed to the ATCOM Command Group and the AVRDEC workforce, at all geographic locations. During these briefing sessions, employees were afforded the opportunity to ask questions and were given a list of points of contact for concerns and questions. Subsequent concept revisions have evolved from critical reviews by headquarters elements of the Department of the Army, Department of Defense, and the Office of Personnel Management.

H. Personnel Management Board

The AVRDEC intends to establish an appropriate balance between the personnel management authority and accountability of supervisors and of the oversight responsibilities of a Personnel Management Board (PMB). The Executive Director will delegate management and oversight of the Project at AVRDEC to a Personnel Management Board whose members, Chairperson, and staff (other than the union and Equal Employment Opportunity Office members) will be appointed by the Director. The union and the Equal Employment Opportunity Office will have permanent membership in the PMB, and their representatives will be selected by the respective organizations. The establishment of this Board shall not affect the authority of any management official in the exercise of their management rights set forth in 5 U.S.C. 7106(b)(1). The PMB membership includes representation from the major geographic locations of the AVRDEC and will be tasked with the following:

1. Overseeing the civilian pay budget,
2. Determining the composition of the pay-for-performance pay pools in accordance with the guidelines of this proposal and internal procedures,
3. Administering funds allocation to pay pool managers,
4. Reviewing operation of AVRDEC pay pools,
5. Reviewing hiring and promotion salaries as well as exceptions to pay-for-performance salary increases,
6. Providing guidance to pay pool managers,
7. Monitoring award pool distribution by organization or any other special categorization,
8. Selecting participants for the Expanded Developmental Opportunity Program, long term training, and any special developmental assignments,
9. Managing promotions to stay within ''high grade'' controls,
10. Addressing in-house budget neutrality issues to include tracking of average salaries,
11. Assessing the need for changes to demonstration procedures and policies.

III. Personnel System Changes

A. Broadbanding

Occupational Families

Occupations at the AVRDEC will be grouped into occupational families. Occupations will be grouped according to similarities in type of work, customary requirements for formal training or credentials, and in consideration of the business practices at the AVRDEC. The common patterns of advancement within the occupations as practiced at DoD Laboratories and in the private sector will also be considered. The current occupations and grades have been examined, and their characteristics and distribution have served as guidelines in the development of the three occupational families described below:

1. *Engineers and Scientists* (E&S). This occupational family includes all technical professional positions, such as engineers, physical scientists, and mathematicians. Predominantly, specific course work or educational degrees are required for these occupations.

2. *Technical & Business Support.* This occupational family contains positions that directly support the E&S mission: it includes specialized functions in such fields as technical information management, librarians, equipment specialists, quality assurance, engineering and electronics technicians, accounting, administrative computing, counsel, finance, management analysis, personnel, procurement, public information, and safety. Employees in these jobs may or may not require college course work. Analytical ability and specialized knowledge in administrative fields or special degrees are required. Knowledge of and training in the various electrical, mechanical, chemical, or computer principles, methods, and techniques are also generally required.

3. *General Support.* This occupational family is composed of positions for which minimal formal education is needed, but for which special skills, such as office automation or shorthand, are usually required. Clerical work usually involves the processing and maintenance of records. Assistant work requires knowledge of methods and procedures within a specific administrative area. Other support functions include the work of secretaries and office automation clerks.

Paybands

Each occupational family will be composed of discrete paybands (levels) corresponding to recognized advancement within the occupations. These paybands will replace grades. They will not be the same for all occupational families. Each occupational family will be divided into four to five paybands; each payband covering the same pay range now covered by one or more grades. A salary overlap, similar to the current overlap between GS grades, will be maintained.

Ordinarily an individual will be hired at the lowest salary in a payband. Exceptional qualifications, specific organizational requirements, or other compelling reasons may lead to a higher entrance level within a band.

The proposed paybands for the occupational families and how they relate to the current GS grades are shown in Figure 1. Application of the Fair Labor Standards Act (FLSA) within each payband is also shown in Figure 1. This payband concept has the following advantages:

1. It may reduce the number of classification decisions required during an employee's career.
2. It simplifies the classification decision-making process and paperwork. A payband covers a larger scope of work than a grade, and will be defined in shorter and simpler language.
3. It supports delegation of classification authority to line managers.
4. It provides a broader range of performance-related pay for each level. In many cases, employees whose pay would have been frozen at the top step of a grade will now have more potential for upward movement in the broader payband.
5. It prevents the progression of low performers through a payband by mere longevity, since job performance serves as the basis for determining pay.

The AVRDEC broadbanding plan expands the broadbanding concept used at China Lake and NIST by creating Payband V of the Engineers and Scientists occupational family. This payband is designed for Senior Scientific Technical Managers.

Current legal definitions of Senior Executive Service (SES) and Scientific and Professional (ST) positions do not fully meet the needs of AVRDEC. The SES designation is appropriate for executive level managerial positions whose classification exceeds the GS–15 grade level. The primary knowledges and abilities of SES positions relate to supervisory and managerial responsibilities. Positions classified as ST are reserved for bench research scientists and engineers; these positions require a very high level of technical expertise and they have little or no supervisory responsibility.

AVRDEC currently has several positions, typically division chiefs, that have characteristics of both SES and ST classifications. Most division chiefs in AVRDEC are responsible for supervising other GS–15 positions, including branch chiefs, non-supervisory researcher engineers and scientists and, in some cases, ST positions. Most division chiefs are classified at the GS–15 level, although their technical expertise warrants classification beyond GS–15. Because of their management responsibilities, these individuals are excluded from the ST system. Because of management considerations, they cannot be placed in the SES. Management considers the primary requirement for division chiefs to be knowledge of and expertise in the specific scientific and technology areas related to the mission of their divisions. Historically, incumbents of these positions have been recognized within the community as scientific and engineering leaders, who possess primarily scientific/engineering credentials and are considered experts in their field. However, they must also possess strong managerial and supervisory ability. Therefore, although some of these employees have scientific credentials that might compare favorably with ST criteria, classification of these positions as ST is not an option because the managerial and supervisory responsibilities inherent in the positions cannot be ignored.

The purpose of Payband V (which will reinforce the equal pay for equal work principle) is to solve a critical classification problem. It will also contribute to an SES ''corporate culture'' by excluding from the SES positions for which technical expertise is paramount. Payband V proposes to overcome the difficulties identified above by creating a new category of positions, the Senior Scientific Technical Manager, which has both scientific/technical expertise and full managerial and supervisory authority.

Current GS–15 division chiefs will convert into the demonstration project at Payband IV. After conversion they will be reviewed against established criteria to determine if they should be reclassified to Payband V. Other positions possibly meeting criteria for classification to Payband V will be reviewed on a case-by-case basis. The proposed salary range is a minimum of 120% of the minimum rate of basic pay for GS–15 with a maximum rate of basic pay established at the rate of basic pay (excluding locality pay) for SES level 4 (ES–4). Vacant positions in Payband V will be competitively filled to ensure that selectees are preeminent researchers and technical leaders in the specialty fields who also possess substantial managerial and supervisory abilities. AVRDEC will capitalize on the efficiencies that can accrue from central recruiting by continuing to use the expertise of the Army Materiel Command SES Office as the recruitment agent. Panels will be created to assist in filling Payband V positions. Panel members will be selected from a pool of current AVRDEC SES members, ST employees and later those in Payband V, and an equal number of individuals of equivalent stature from outside the AVRDEC to ensure impartiality, breadth of technical expertise, and a rigorous and demanding review. The panel will apply criteria developed largely from the current OPM Research Grade Evaluation Guide for positions exceeding the GS–15 level.

DoD will test the establishment of Payband V for a five-year period. Positions established in Payband V will be subject to limitations imposed by OPM and DoD. Payband V positions will be established only in an S&T Reinvention Laboratory which employs scientists, engineers, or both. Incumbents of Payband V positions will work primarily in their professional capacity on basic or applied research and secondarily perform managerial or supervisory duties. The number of Payband V positions within the Department of Defense will not exceed 40. These 40 positions will be allocated by ASD (FMP), DoD, and administered by the respective Services. The number of Payband V positions will be reviewed periodically to determine appropriate position requirements. Payband V position allocations will be managed separately from SES, ST, and SL positions. An evaluation of the Payband V concept will be performed during the fifth year of the demonstration project.

The final component of Payband V is the management of all Payband V assets. Specifically, this authority will be exercised at the DA level, and includes the following: authority to classify, create, or abolish positions within the limitations imposed by OPM and DoD; recruit and reassign employees in this payband; set pay and to have their performance appraised under this project's Pay for Performance System. The laboratory wants to demonstrate increased effectiveness by gaining greater managerial control and authority, consistent with merit,

affirmative action, and equal employment opportunity principles.

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Figure 1. Pay Bands and Occupational Families

Occupational Families	Bands															
Corresponding GS grades	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	Above GS-15
Engineers & Scientists DB	I N				II *							III E		IV E		V E
Technical & Business Support DE	I N				II *					III *			IV E		V E	
General Support DK	I N				II *		III *		IV *							

FLSA CODES: N - Nonexempt

E - Exempt

*** - Nonexempt or Exempt**

Note: Although typical exemption status under the various paybands is shown in the above table, actual FLSA exemption determinations are made on a case-by-case basis.

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Fair Labor Standards Act

Fair Labor Standards Act (FLSA) exemption and nonexemption determinations will be made consistent with criteria found in 5 CFR part 551. There are six paybands (see Figure 1) where employees can be either exempt or nonexempt from overtime provisions. For these six paybands supervisors with classification authorities will make the determinations on a case-by-case basis by comparing the duties and responsibilities assigned, the classification standards for each payband, and the FLSA criteria under 5 CFR part 551. Additionally, the advice and assistance of the Civilian Personnel Office (CPO)/Civilian Personnel Advisory Center/Civilian Personnel Operations Center (CPAC/CPOC) will be obtained in making determinations as part of the performance review process. The benchmark position descriptions will not be the sole basis for the determination. Basis for exemption will be documented and attached to each description. Exemption criteria will be narrowly construed and applied only to those employees who clearly meet the spirit of the exemption. Changes will be documented and provided to the CPAC/CPOC, as appropriate.

Simplified Assignment Process

Today's environment of downsizing and workforce transition mandates that the AVRDEC have increased flexibility to assign individuals. Broadbanding can be used to address this need. As a result of the assignment to a particular level descriptor, the organization will have increased flexibility to assign an employee, without pay change, within broad descriptions consistent with the needs of the organization, and the individual's qualifications and rank or level. Subsequent assignments to projects, tasks, or functions anywhere within the organization requiring the same level and area of expertise, and qualifications would not constitute an assignment outside the scope or coverage of the current level descriptor.

Such assignments within the coverage of the generic descriptors are accomplished without the need to process a personnel action. For instance, a technical expert can be assigned to any project, task, or function requiring similar technical expertise. Likewise, a manager could be assigned to manage any similar function or organization consistent with that individual's qualifications. This flexibility allows a broader latitude in assignments and further streamlines the administrative process and system.

Promotion

A promotion is a move of an employee to (1) a higher payband in the same occupational family or (2) a payband in another occupational family

in combination with an increase in the employee's salary. Positions with known promotion potential to a specific band within an occupational family will be identified when they are filled. Not all positions in an occupational family will have promotion potential to the same band. Movement from one occupational family to another will depend upon individual knowledge, skills, and abilities, and needs of the organization.

Promotions will be processed under competitive procedures in accordance with merit principles and requirements and the local merit promotion plan. The following actions are excepted from competitive procedures:

(a) Re-promotion to a position which is in the same payband and occupational family as the employee previously held on a permanent basis within the competitive service.

(b) Promotion, reassignment, demotion, transfer or reinstatement to a position having promotion potential no greater than the potential of a position an employee currently holds or previously held on a permanent basis in the competitive service.

(c) A position change permitted by reduction in force procedures.

(d) Promotion without current competition when the employee was appointed through competitive procedures to a position with a documented career ladder.

(e) A temporary promotion, or detail to a position in a higher payband, of 180 days or less.

(f) Reclassification to include impact of person on-the-job promotions.

(g) A promotion resulting from the correction of an initial classification error or the issuance of a new classification standard.

(h) Consideration of a candidate not given proper consideration in a competitive promotion action.

(i) Impact of person on the job and Factor IV process (application of the Research Grade Evaluation Guide, Equipment Development Grade Evaluation Guide, Part III, or similar guides) promotions.

Link Between Promotion and Performance

Career ladder promotions and promotions resulting from the addition of duties and responsibilities are examples of promotions that can be made noncompetitively. Promotions can be made noncompetitively when contributions and achievements are such that a higher payband is achieved when comparing the overall position to the Equipment Development Grade Evaluation Guide, Part III or the Research Grade Evaluation Guide. To be promoted noncompetitively from one band to the next, an employee must meet the minimum qualifications for the job and have a current performance rating of B or better (*see Performance Evaluation*) or equivalent under a different performance management system. Selection of employees through competitive procedures will require a current performance rating of B or better.

B. Pay-for-Performance Management System

Performance Evaluation

Introduction: The performance evaluation system will link compensation to performance through annual performance appraisals and performance scores. The performance evaluation system will allow optional use of peer evaluation and/or input from subordinates as determined appropriate by the Personnel Management Board. The system will have the flexibility to be modified, if necessary, as more experience is gained under the project.

Performance Objectives

Performance objectives are statements of job responsibilities based on the work unit's mission, goals and supplemental benchmark position descriptions. Employees and supervisors will jointly develop performance objectives which will reflect the types of duties and responsibilities expected at the respective pay level. In case of disagreements, the decision of the supervisor will prevail.

Performance objectives deal with outputs and outcomes of a particular job. The performance objectives, representing joint efforts of employees and their rating chains, should be in place within 30 days from the beginning of each rating period.

Performance Elements

Performance elements are generic attributes of job performance, such as technical competence, that an employee exhibits in performing job responsibilities and associated performance objectives. New performance elements and rating forms will be designed to implement a new scoring and rating system. The new performance evaluation system will be based on critical and non-critical performance elements defined in Appendix C. Each performance element is assigned a weight between a specified range. The total weight of all elements is 100 points. The supervisor assigns each element some portion of the 100 points in accordance with its importance for mission attainment. As a general rule, essentially identical positions will have the same critical elements and the same weight. These weights will be developed along with employee performance objectives.

Mid-Year Review

A mid-year review between a supervisor and employee will be held to determine whether objectives are being met and whether ratings on performance elements are above an unsatisfactory level. Performance objectives should be modified as necessary to reflect changes in planning, workload, and resource allocation. The weights assigned to performance elements may be changed if necessary. Additional reviews may be held as deemed necessary by the supervisor or requested by the employee. The supervisor will provide periodic feedback to the employee on their level of performance. If the supervisor determines that the employee is not performing at an acceptable level on one or more elements, the supervisor must alert the employee and document the problem(s). This feedback will be provided at any time during the rating cycle.

Employee Feedback to Supervisors

Employee feedback to supervisors (in a non-threatening and not-for-attribution environment) is considered essential for the success of this demonstration. A feedback process will be developed and implemented within six months after implementation of the demonstration. The employee feedback will be for the supervisors' information only, and will not be a factor in determining annual ratings of record. Additionally, the individual supervisor ratings will be aggregated into a summary for the Director's use (with copies furnished to the union) in assessing the quality of supervision provided and to take whatever steps are needed in supervisory training and development.

Performance Appraisal

A performance appraisal will be scheduled for the final weeks of the annual performance cycle, although an individual performance appraisal may be conducted at any time after the minimum appraisal period of 120 days is met. The performance appraisal process brings supervisors and employees together for formal discussions on performance and results in (1) written appraisals, (2) performance ratings, (3) performance scores, and (4) other individual performance-related actions as appropriate. A performance appraisal

shall consist of two meetings held between employee and supervisor: the performance review meeting and the evaluation feedback meeting.

Performance Review Meeting Between Employee and Supervisor

The review meeting is to discuss job performance and accomplishments. Supervisors will not assign performance scores or performance ratings at this meeting. The supervisor notifies the employee of the review meeting in time to allow the employee to prepare a list of accomplishments. Employees will be given an opportunity at the meeting to give a personal performance assessment and describe accomplishments. The supervisor and employee will discuss job performance and accomplishments in relation to the performance elements and performance objectives.

Evaluation Feedback Meeting Between Employee and Supervisor

In this second meeting between employee and supervisor, the supervisor informs the employee of management's appraisal of the employee's performance on performance objectives, and the employee's performance score and rating on performance elements. During this second meeting, the supervisor and employee will discuss and document performance objectives for the next rating period.

Performance Scores

The overall score is the sum of individual performance element scores. Employees will receive an academic-type rating of A, B, C, or U depending upon the score attained. These summary ratings are representative of pattern E (a 4 level system) in summary level chart in 5 CFR 430.208(d)(1). This rating will become the rating of record, and only those employees rated C or higher will receive general increases, performance pay increases (i.e., basic pay increases), and/or performance bonuses. A rating of A will be assigned for scores from 85 to 100 points, B for scores from 70 to 84, C for scores from 50 to 69, and U for scores from 0 to 49 or a failure to achieve at the 50% level of any critical element. The academic-type ratings will be used to determine performance payouts and to award additional RIF retention years as follows:

Rating	Compensation	RIF retention yrs added
A	4 shares* + c	10
B	2 shares* + c	7
C	1 share* + c	3
U	0	0

*c = GS General Increase (Title 5, Section 5303). Pay increases for employees receiving retained rates will be determined in accordance with 5 U.S.C. 5363 except that those with a U rating will receive no pay increase.

Selection of the weighted points to assign to an employee's performance on performance elements is assisted by use of benchmark performance standards (Appendix D). These benchmark performance standards are modified versions of the performance standards used by the National Institute of Standards and Technology (NIST), National Bureau of Standards. Each benchmark performance standard describes the level of performance associated with a particular point on a rating scale. Supervisors may add supplemental standards for employees they supervise to further elaborate the benchmark performance standards.

Performance-Based Actions

AVRDEC will implement a process to deal with poor performers. This process may lead to involuntary separations, with grievance or appeal rights. The process may start at any time during the rating period, not necessarily at the end of an appraisal period. This process begins when the supervisor identifies a deficiency(ies) which causes the level of performance to be at the U (unsatisfactory) level based on a composite score that is less than 50 for all elements or a score on any critical element of less than 50 percent. Employees whose performance is recognized as failing shall be notified and provided appropriate guidance to assist in improving their performance. This performance review will be documented, with a copy being provided to the employee. Normally, performance based actions will not be initiated in the absence of such performance reviews.

When the employee's performance is determined to be unsatisfactory at the close of the annual rating period, the Unsatisfactory (U) rating will become the rating of record for all matters relating to pay or Reduction-in-Force (RIF).

There are two processes to deal with poor performers:

1. Change in Assignment—Because it is recognized that employees may be assigned to a position for which they are not suited, an attempt will be made to place poor performers in a position better suited to their skills and capabilities. The offer of change in assignment will be contingent upon the employee's concurrence and will be either within the same band or in the next lower payband. If reassigned, within the same pay band, the employee will receive written notification that they will be given a minimum of ninety (90) calendar days in length, to demonstrate performance at a level that is at least equal to that of a summary level C rating. If reassigned in the next lower pay band, the employee will receive written notification that they will be given a reasonable opportunity period of no less than thirty (30) calendar days in length to demonstrate performance at a level that is at least equal to that of a summary level C rating. The period of time considered to be reasonable will be determined, in part, by whether the employee's reassignment is to a substantially similar or the same position under a different supervisor, or in a different office, or in a substantially different position. Essential training and mentoring will be provided as appropriate during this opportunity period. Failure to achieve a level of performance that is at least equal to that of a summary level C rating (following the above-referenced opportunity period) will place the employees in Step 3 of this process. There will be no further opportunity period.

2. Performance Improvement Plan (PIP)—If the employee does not accept an offer of change in assignment, or if there is no appropriate, available position to assign an employee, the supervisor will develop a PIP that will be monitored for a minimum of ninety (90) calendar days. When an employee is placed in a PIP, the employee will be informed in writing, that unless their level of performance improves to, and is sustained at a level at least equal to that of a summary level C rating, the employee may be removed from the position (change in assignment, reduction in pay, or removal from the Federal service).

If, during or at the conclusion of the PIP, the employee's level of performance improves to a level at least equal to that of a summary level C rating and is again determined to deteriorate to below level C in any area during one year from the beginning of the PIP, the AVRDEC may initiate action to remove the employee from the position with no additional opportunity to improve. An employee whose level of performance improves to a level at least equal to that of a summary level C rating for one year from the beginning of the PIP, and then deteriorates to below level C again, in any area, during succeeding rating

periods, will be placed in a second PIP before initiating action to remove the employee from the position.

If and when performance improves during the period in which the employee is otherwise ineligible for the general increase, then the general increase shall be restored. Such restoration is not retroactive and is separate and apart from incentive pay.

3. Removal—If the employee fails to demonstrate a level of performance at least equal to that of a summary level C rating after completing either Step 1 or Step 2, the employee will be given a written notice of proposed removal from the position. The notice period will be a minimum of thirty (30) calendar days and the employee will have a reasonable period of time in which to reply. The employee will be given a written notice of decision to include all applicable grievance and appeal rights.

Note: Performance-based adverse actions may be taken under 5 U.S.C. Chapter 75, rather than Chapter 43.

A decision to remove an employee for poor performance may be based only on those instances of poor performance that occurred during the opportunity period (Step 1) or during the one-year period ending on the date of proposed removal (Step 2). The notice of decision will specify the instances of poor performance on which the action is based and will be given to the employee at or before the time the action will be effective.

The AVRDEC will preserve all relevant documentation concerning an action taken for poor performance and make it available to review by the affected employee or designated representative. At a minimum, the record will consist of a copy of the notice of proposed action; the employee's written reply, if provided, or a summary if the employee makes an oral reply. Additionally, the record will contain the written notice of decision and the reasons therefore, along with any supporting material including documentation regarding the opportunity afforded the employee to demonstrate improved performance. An employee who sustains their performance at a level at least equal to a summary level C rating for one year, will have all relevant documentation removed from their record.

Employee Relations

Employees covered by the project will be evaluated under a performance evaluation system that affords grievance or appeal rights comparable to those provided currently.

Senior Executive Service and 5 U.S.C. 3104 (ST) Employees

Members of the SES will remain under the current SES performance appraisal system. Title 5 U.S.C. 3104 (ST) employees will be included in the project performance evaluation system, but will not be in the project pay-for-performance system.

Awards

The AVRDEC currently has an extensive awards program consisting of both internal and external awards. On-the-spot, special act (which are both performance related and nonperformance related), and other internal awards (both monetary and nonmonetary) will continue under the project, and may be modified or expanded as appropriate. MACOM, DA, and DoD awards and other honorary noncash awards will be retained.

Teams may distribute an award pool among themselves where appropriate. Thus, a team leader or supervisor may allocate a sum of money to a team for outstanding completion of a special task, and the team may decide the individual distribution of the total dollars among themselves.

The AVRDEC Executive Director will have the authority to grant awards to covered employees of up to $10,000 for a special act. The scale of the award will be determined using criteria in AR 5–17.

Members of the SES will remain under their current awards system and will not participate in the project performance recognition bonus awards program. Title 5 U.S.C. 3104 (ST) employees will be eligible for cash awards.

Pay Administration

Introduction: The objective is to establish a pay system that will improve the ability of the AVRDEC to attract and retain quality employees. The new system will be a pay-for-performance system and, when implemented, will result in a redistribution of pay resources based upon individual performance. The first performance payout will be made effective with the first full pay period of FY 1999 (October 1998). Future pay adjustments will be effective at the beginning of the first full pay period of subsequent fiscal years. General increase payouts in January 1998 will be provided to all covered employees regardless of their rating of record or current performance status.

Pay-for-Performance

AVRDEC will use a simplified performance appraisal system that will permit both the supervisor and the employee to focus on quality of the work. The proposed system will permit the manager/supervisor to base incentive pay increases entirely on performance or value added to the goals of the organization. This system will allow managers to withhold pay increases from nonperformers, thereby giving the nonperformer the incentive to improve performance or leave government service. For example, employees with ratings of U will receive no performance pay increase, general increase, or performance bonus. This action may result in the employee's pay falling below the minimum rate of their current payband because the minimum rate is increased by the general increase (5 U.S.C. 5303). Under these transitory conditions, the employee's payband designator will remain the same. Since there is no reduction in band level or pay, there is no adverse action.

Pay for performance has two components: performance pay increases and/or performance bonuses. The basic rates of pay used in computing the pay pool and performance payouts exclude locality pay. All covered employees will be given the full amount of locality pay adjustments when they occur regardless of performance. Additionally, all covered employees who have a rating of record above U will receive a full general schedule increase, except that employees receiving retained rates will receive a pay increase in accordance with 5 U.S.C. 5363. The funding for performance pay increases and/or performance bonuses is composed of money previously available for within-grade increases, quality step increases, promotions from one grade to another where both grades are now in the same payband, and for some performance awards. Additionally, funds will be obtained from performance pay increases withheld for poor performance (see *Performance Evaluation*).

Performance Pay Pool

The performance pay pool is composed of a base pay fund and a bonus pay fund. The payouts made to employees from the performance pay pool will be a mix of base pay increases and bonus payments, subject to the amounts available in the respective funds. The funding for the base pay fund is composed of money previously available for within-grade increases, quality step increases, and promotions between grades that are banded under the demonstration project. The bonus pay fund is separately funded within the constraints of the organization's overall performance award budget. Some portion of the performance award budget will be reserved for special ad hoc awards—e.g., suggestion awards or

special act awards—and will not be included as part of the performance pay pool.

The AVRDEC Business Management Support Office/MRDEC Management of Operations and Business Office, in consultation with Executive Director, AVRDEC, NFFE Local 405, and supporting personnelists, will calculate the total performance pay increase fund and allocate pay pools to prior to implementation to Major Organizational Units or teams, as determined by the Executive Director.

Performance Pay Increases and/or Performance Bonuses

A pay pool manager is accountable for staying within pay pool limits. The pay pool manager assigns performance pay increases and/or performance bonuses to individuals on the basis of an academic-type rating, the value of the performance pay pool resources available, and the individual's current basic rate of pay within a given payband. A pay pool manager may request approval from the Personnel Management Board (PMB) or its designee to grant a performance pay increase to an employee that is higher than the compensation formula for that employee to recognize extraordinary achievement or to provide accelerated compensation for local interns.

Performance payouts will be calculated for each individual based upon a performance pay pool value that will be initially 3 percent (e.g., 2.0% performance pay +1.0% performance bonus) of the combined basic rates of pay of the assigned employees. This percentage, a payout factor, will be adjusted as necessary to compensate for changing employee demographics which impact the elements used in the GS system, such as the amount of step raises, quality step increases, and promotions. The Center will reexamine the pay-out factor (F) at the end of the first assessment period to determine if a pay-out factor of 2% was maintained by revised labor rates. If not, then the factor F must be adjusted prior to the first year payments to compensate for the early payment of step increases which would have been used to form the full robust value of this factor. Performance payouts will be calculated so that a pay pool manager will not exceed the resources that are available in the pay pool. An employee's performance payout is computed as follows:

Where: Pool Value =F * SUM (SALk) ;
k =1 to n

n=Number of employees in pay pool
N=Number of shares earned by an employee based on their performance rating (0 to 4)
SAL=An individual's basic rate of pay
SUM=The summation of the entities in parenthesis over the range indicated
F=Payout Factor

Once the individual performance payout amounts have been determined, the next step is to determine what portion of each payout will be in the form of a base pay increase as opposed to a bonus payment. A base pay share factor is derived by dividing the amount of the base pay fund by the amount of the total performance pay pool. This factor is multiplied by the individual performance payout amounts to derive each individual's projected base pay increase. Certain employees will not be able to receive the projected base pay increase due to base pay caps. Base pay is capped when an employee reaches the maximum rate of pay in an assigned payband, when the midpoint principle applies (see below), and when the 50 percent rule applies (see below). Also, for employees receiving retained rates above the applicable payband maximum, the entire performance payout will be in the form of a bonus payment.

If the organization determines it is appropriate, it may reallocate a portion (up to the maximum possible amount) of the unexpended base pay funds for capped employees to uncapped employees. This reallocation must be made on a proportional basis so that all uncapped employees receive the same percentage increase in their base pay share (unless the reallocation adjustment is limited by a pay cap). Any dollar increase in an employee's projected base pay increase will be offset, dollar for dollar, by an accompanying reduction in the employee's projected bonus payment. Thus, the employee's total performance payout is unchanged.

A midpoint principle will be used to determine performance pay increases. This principle requires that employees in all paybands must receive a B rating or higher to advance their basic rate of pay beyond the midpoint dollar threshold of their respective paybands. If the performance payout formula yields a basic pay increase for a C-rated employee that would increase their basic rate of pay beyond the midpoint dollar threshold, then their basic rate of pay will be adjusted to the midpoint dollar threshold and the balance converted to a performance bonus. Once an employee has progressed beyond the midpoint dollar threshold, future performance pay increases will require a B rating or greater. If an employee attains a C rating and is beyond the midpoint dollar threshold, incentive pay increases will be restricted to performance bonuses only.

Annual performance pay increases will be limited to (1) 50 percent of the difference between the particular maximum band rate and the employee's current basic rate of pay, or (2) the projected performance pay increase, whichever is less, with the balance converted to a performance bonus. This rule will not apply when an employee's current basic rate of pay is within $100 of the maximum band rate. This means that employees whose pay has reached the upper limits of a particular payband will receive most performance incentives as a performance bonus. Performance bonuses are cash payments and are not part of the basic pay for any purpose (e.g., lump sum payments of annual leave on separation, life insurance, and retirement).

Supervisory Pay Adjustments

Supervisory pay adjustments may be used at the discretion of the AVRDEC Executive Director, to compensate employees assuming positions entailing supervisory responsibilities. Supervisory pay adjustments are increases to the supervisor's basic rate of pay, ranging up to 10 percent of that pay rate, subject to the constraint that the adjustment may not cause the employee's basic rate of pay to exceed the payband maximum rate. Only employees in supervisory positions with formal supervisory authority meeting that required for coverage under the OPM GS Supervisory Guide may be considered for the supervisory pay adjustment. Criteria to be considered in determining the pay increase percentage include the following organizational and individual employee factors: (1) Needs of the organization to attract, retain, and motivate high quality supervisors; (2) budgetary constraints; (3) years of supervisory experience; (4) amount of supervisory training received; (5) performance appraisals and experience as a group or team leader; (6) their organizational level of supervision; and (7) managerial impact on the organization. The supervisory pay adjustment will not apply to 5 U.S.C. 3104 (ST) position, or to employees in Payband V of the E&S occupational family.

Conditions, after the date of conversion into the demonstration project, under which the application of a supervisory pay adjustment may be considered are as follows:

(1) New hires into supervisory positions will have their initial rate of basic pay set at the supervisor's discretion within the pay range of the applicable payband. This rate of pay

may include a supervisory pay adjustment determined using the ranges and criteria outlined above.

(2) A career employee selected for a supervisory position that is within the employee's current payband may also be considered for a supervisory pay adjustment.

If a supervisor is already authorized a supervisory pay adjustment and is subsequently selected for another supervisory position, within the same payband, then the supervisory pay adjustment will be redetermined.

Within the demonstration project rating system, the performance element ''Supervision/EEO'' is identified as a critical element. Changes in the rating value for this element awarded to a supervisor with a supervisory pay adjustment may generate a review of the adjustment and may result in an increase or decrease to that adjustment. Decrease to a supervisory pay adjustment is not an adverse action if this action results from changes in supervisory duties or supervisory ratings.

Supervisors, upon initial conversion into the demonstration project into the same, or substantially similar position, will be converted at their existing basic rate of pay and will not be offered a supervisory pay adjustment. Supervisory adjustments will not be funded from performance pay pools.

The initial dollar amount of the adjustment will be removed when the employee voluntarily leaves the supervisory position. The cancellation of the adjustment under these circumstances is not an adverse action and is not appealable. If an employee is removed from a supervisory position for personal cause (performance or conduct), the adjustment will be removed under adverse action procedures. However, if an employee is removed from a non-probationary supervisory position for conditions other than voluntary or for personal cause, then the pay retention provisions of 5 CFR part 536 will prevail.

Supervisory Pay Differentials

Supervisory differentials may be used, at the discretion of the AVRDEC Executive Director, to incentivize and reward supervisors who are in Paybands III, IV, and V of any occupational family, except employees in Payband V of the E&S occupational family, in supervisory positions with formal supervisory authority meeting that required for coverage under the OPM GS Supervisory Guide. A supervisory pay differential is a cash incentive that may range up to 10 percent of the supervisor's basic rate of pay. It is paid on a pay period basis and is not included as part of the supervisor's basic rate of pay. Criteria to be considered in determining the amount of this supervisory pay differential includes those identified for Supervisory Pay Adjustments.

The supervisory pay differential may be considered, either during conversion into or after initiation of the demonstration project, if the supervisor has subordinate employees in the same payband. The differential must be terminated if the employee is removed from a supervisory position, regardless of cause, or no longer meets the established eligibility criteria. Supervisory differentials will not be funded from performance pay pools.

As specified in Supervisory Pay Adjustments, after initiation of the demonstration project, all personnel actions involving a supervisory differential will require a statement signed by the employee acknowledging that the differential may be terminated or reduced at the AVRDEC Executive Director's discretion. The termination or reduction of the differential is not an adverse action and is not subject to appeal.

Pay and Compensation Ceilings

An employee's total monetary compensation paid in a calendar year may not exceed the basic rate of pay paid in level I of the Executive Schedule consistent with 5 U.S.C. 5307 and 5 CFR part 530, subpart B.

In addition, each payband will have its own pay ceiling, just as grades do in the current system. Pay rates for the various paybands will be directly keyed to the GS rates. Except for retained rates, basic pay will be limited to the maximum rates payable for each payband.

Pay Setting for Promotion

Upon promotion to a higher payband, an employee will be entitled to a 6% pay increase or the lowest level in the payband to which promoted, whichever is greater. Highest previous rate also may be considered in setting pay upon promotion, under rules similar to the highest previous rate rules in 5 CFR 531.203 (c) and (d).

Grade and Pay Retention

Except where waived or modified in the waivers section of this plan, grade and pay retention will follow current law and regulations.

C. Classification

Introduction

The objectives of the new classification system are to simplify the classification process, make the process more serviceable and understandable, and place more decision-making authority and accountability with line managers. All positions listed in Appendix A will be in the classification structure. Provisions will be made for including other occupations as employment requirements change in response to changing technical programs.

Occupational Series

The present GS classification system has over 400 occupations (also called series), which are divided into 22 groups. The occupational series will be maintained. New series, established by OPM, may be added as needed to reflect new occupations in the workforce. Appendix A lists the occupational series currently represented at the AVRDEC by occupational family.

Classification Standards

AVRDEC will use a classification system that is a modification of the system now in use at the U.S. Navy, Naval Command, Control and Ocean Surveillance Center, San Diego, California. The present classification standards will be used to create local benchmark position descriptions for each payband, reflecting duties and responsibilities comparable to those described in present classification standards for the span of grades represented by each payband. There will be at least one benchmark position description for each payband. A supervisory benchmark position description will be added to those paybands that include supervisory employees. Present titles and series will continue to be used in order to recognize the types of work being performed and educational backgrounds and requirements of incumbents. Locally developed specialty codes and OPM functional codes will be used to facilitate titling, making qualification determinations, and assigning competitive levels to determine retention status.

Position Descriptions and Classification Process

The AVRDEC Executive Director will have delegated classification authority and may redelegate this authority to subordinate managers. New benchmark position descriptions will be developed to assist managers in exercising delegated position classification authority. Managers will identify the occupational family, job series, the functional code, the specialty code, payband level, and the appropriate acquisition codes. The manager will

document these decisions on a cover sheet similar to the present DA Form 374.

Specialty codes will be developed by Subject Matter Experts (SMEs) to identify the special nature of work performed. Functional codes are those currently found in the OPM Introduction to the Classification Standards which define certain kinds of activities, e.g., Research, Development, Test and Evaluation, etc., and covers Engineers & Scientists.

Classification Appeals

An employee may appeal the occupational family, occupational series, or broadband level of his or her position at any time. An employee must formally raise the areas of concern to the supervisors in the immediate chain of command, either verbally or in writing. If the employee is not satisfied with the supervisory response, he or she may then appeal to the DoD appellate level. If an employee is not satisfied with the DoD response, he or she may then appeal to the Office of Personnel Management, only after DoD has rendered a decision under the provisions of this demonstration project. Appellate decisions from OPM are final and binding on all administrative, certifying, payroll, disbursing, and accounting officials of the Government. Time periods for case processing under Title 5 apply.

An employee may not appeal the accuracy of the position description, the demonstration project classification criteria, the pay-setting criteria, or the assignment of occupational series, to an occupational family, the title of a position, the propriety of a procedure, or an alternative dispute resolution procedure.

The evaluation of classification appeals under this demonstration project are based upon the demonstration project classification criteria. Case files will be forwarded for adjudication through the CPO/CPOC/CPAC providing personnel service and will include copies of appropriate demonstration project criteria.

D. Hiring and Appointment Authorities

1. Hiring Authority

A candidate's basic eligibility will be determined using Office of Personnel Management's (OPM) Qualification Standards Handbook for General Schedule Positions. Candidates must meet the minimum standards for entry into the payband. For example if the payband includes positions in grades GS–5 and GS–7, the candidate must meet the qualifications for positions at GS–5 level. Specific experience/education required will be determined based on whether a position to be filled is at the lower or higher end of the band. Selective placement factors can be established in accordance with the OPM Qualification Handbook, when judged to be critical to successful job performance. These factors will be communicated to all candidates for particular position vacancies and must be met for basic eligibility. Under the demonstration authority, the AVRDEC will modify qualification standards only as authorized in the General Policies and instructions (paragraph 8) of the Qualification Standard Handbook.

2. Appointment Authority

Under the demonstration project, there will continue to be career and career conditional appointments and temporary appointments not to exceed one year. These appointments will use existing authorities and entitlements. Non-permanent positions (exceeding one year) needed to meet fluctuating or uncertain workload requirements will be filled using a Contingent Employee appointment authority.

Employees hired for more than one year, under the contingent employee appointment authority, are given term appointments in the competitive service for no longer than five years. The AVRDEC Executive Director is authorized to extend a contingent appointment one additional year. These employees are entitled to the same rights and benefits as term employees and will serve a one year trial period. The Pay-for-Performance Management System described in III.B applies to contingent employees.

Appointments will be made under the same appointment authorities and processes as regular term appointments, but recruitment bulletins must indicate that there is a potential for conversion to permanent employment.

Employees hired under the contingent employee authority may be eligible for conversion to career-conditional appointments. To be converted, the employee must (1) have been selected for the term position under competitive procedures, with the announcement specifically stating that the individual(s) selected for the term position(s) may be eligible for conversion to career-conditional appointment at a later date; (2) served two years of substantially continuous service in the term position; (3) be selected under merit promotion procedures for the permanent position; and (4) have a current rating of B or better.

Employees serving under regular term appointments at the time of conversion to the Demonstration Project will be converted to the new contingent employee appointments provided they were hired for their current positions under competitive procedures. These employees will be eligible for conversion to career-conditional appointment if they have a current rating of B or better (or one of the top two ratings on the current evaluation system), and are selected under merit promotion procedures for their permanent position after having completed two years of continuous service. Time served in term positions prior to conversion to the contingent employee appointment is creditable to the requirement for two years of continuous service stated above, provided the service was continuous.

3. Extended Probationary Period

The current one year probationary period will be extended to two years for all newly hired employees in the Engineers and Scientists, Technical and Business Support occupational families. The purpose of extending the probationary period is to allow supervisors an adequate period of time to fully evaluate an employee's ability to complete a cycle of work (such as research, program development and execution, and technology transfer) and to fully evaluate an employee's contribution and conduct. Employees in the General Support occupational family will serve a one year probationary period.

Aside from extending the time period, all other features of the current probationary period are retained including the potential to remove an employee without providing the full substantive and procedural rights afforded a non-probationary employee. Any employee appointed prior to the implementation date will not be affected. The two year probation will apply to new hires or those who do not have reemployment rights or reinstatement privileges.

Probationary employees will be terminated when the employee fails to demonstrate proper conduct, technical competency, and/or adequate contribution for continued employment. When the AVRDEC decides to terminate an employee serving a probationary period because his/her work performance or conduct during this period fails to demonstrate their fitness or qualifications for continued employment, it shall terminate his/her services by written notification of the reasons for separation and the effective date of the action. The information in the notice as to why the employee is being terminated shall, as a minimum,

consists of the manager's conclusions as to the inadequacies of their performance or conduct.

4. Supervisory Probationary Periods

Supervisory probationary periods will be made consistent with 5 CFR Part 315, Subchapter 315.901. Employees that have successfully completed the initial probationary period will be required to complete an additional one year probationary period for the initial appointment to a supervisory position. If, during the probationary period, the decision is made to return the employee to a nonsupervisory position for reasons solely related to supervisory performance, the employee will be returned to a comparable position of no lower payband and pay than the position from which they were promoted.

5. Voluntary Emeritus Program

Under the demonstration project, the AVRDEC Executive Director will have the authority to offer retired or separated individuals (engineers and scientists) voluntary assignments in the AVRDEC. This authority will include individuals who have retired or separated from Federal service. Voluntary Emeritus Program assignments are not considered ''employment'' by the Federal government (except for purposes of injury compensation). Thus, such assignments do not affect an employee's entitlement to buyouts or severance payments based on an earlier separation from Federal service. The Voluntary Emeritus Program will ensure continued quality research while reducing the overall salary line by allowing higher paid individuals to accept retirement incentives with the opportunity to retain a presence in the scientific community. The program will be of most benefit during manpower reductions as senior S&Es could accept retirement and return to provide valuable on-the-job training or mentoring to less experienced employees. Voluntary service will not be used to replace any employee, or interfere with career opportunities of employees.

To be accepted into the emeritus program, a volunteer must be recommended by AVRDEC managers to the AVRDEC Executive Director. Everyone who applies is not entitled to a voluntary assignment. The AVRDEC Executive Director must clearly document the decision process for each applicant (whether accepted or rejected) and retain the documentation throughout the assignment. Documentation of rejections will be maintained for two years.

To ensure success and encourage participation, the volunteer's federal retirement pay (whether military or civilian) will not be affected while serving in a voluntary capacity. Retired or separated federal employees may accept an emeritus position without a break or mandatory waiting period.

Volunteers will not be permitted to monitor contracts on behalf of the government or to participate on any contracts or solicitations where a conflict of interest exists. The same rules that currently apply to source selection members will apply to volunteers.

An agreement will be established between the volunteer, the AVRDEC Executive Director and the CPAC/CPOC Director. The agreement will be reviewed by the local Legal Office for ethics determinations under the Joint Ethics Regulation. The agreement must be finalized before the assumption of duties and shall include:

(a) A statement that the voluntary assignment does not constitute an appointment in the civil service and is without compensation, and any and all claims against the Government (because of the voluntary assignment) are waived by the volunteer,

(b) A statement that the volunteer will be considered a federal employee for the purpose of injury compensation,

(c) Volunteer's work schedule,

(d) Length of agreement (defined by length of project or time defined by weeks, months, or years),

(e) Support provided by the AVRDEC (travel, administrative, office space, supplies),

(f) A one page Statement of Duties and Experience,

(g) A provision that states no additional time will be added to a volunteer's service credit for such purposes as retirement, severance pay, and leave as a result of being a member of the Voluntary Emeritus Program,

(h) A provision allowing either party to void the agreement with 10 working days written notice, and

(i) the level of security access required (any security clearance required by the assignment will be managed by the AVRDEC while the volunteer is a member of the Voluntary Emeritus Program).

E. Employee Development

1. Expanded Developmental Opportunity Program

The AVRDEC Expanded Developmental Opportunity Program will be funded by the AVRDEC, and it will cover all demonstration project employees in the Engineers and Scientists and the Technical and Business Support occupational families. An expanded developmental opportunity complements existing developmental opportunities such as (1) long term training, (2) one year work experiences in an industrial setting via the Relations With Industry Program, (3) one year work experiences in laboratories of allied nations via the Science and Engineer Exchange Program, (4) rotational job assignments within the AVRDEC, (5) up to one year developmental assignments in higher headquarters within the Army and Department of Defense, and (6) self directed study via correspondence courses and local colleges and universities.

Each developmental opportunity period should benefit the AVRDEC, as well as increase the employee's individual effectiveness. Various learning or uncompensated developmental work experiences may be considered, such as advanced academic teaching or research, or on-the-job work experience with public or non-profit organizations. Employees will be eligible after completion of seven years of Federal service. Final approval authority will rest with the AVRDEC Executive Director, and selection of an employee to be granted an expanded developmental opportunity will be on a competitive basis. An expanded developmental opportunity period will not result in loss of (or reduction in) basic pay, leave to which the employee is otherwise entitled, or credit for time or service. Employees accepting an expanded developmental opportunity do not have to sign a continued service agreement cited in 5 U.S.C. 4108(a)(1)(Supplement 1995).

The opportunity to participate in the Expanded Developmental Opportunity Program will be announced annually. Instructions for application and the selection criteria will be included in the announcement. Final selection for participation in the program will be made by the Personnel Management Board. The position of employees on an expanded developmental opportunity may be backfilled with employees temporarily promoted or contingent employees or employees assigned via the simplified assignment process in III.A. However, that position or its equivalent must be made available to the employee returning from the expanded developmental opportunity.

2. Training for Degrees

Degree training is an essential component of an organization that requires continuous acquisition of advanced and specialized knowledge. Degree training in the academic environment of laboratories is also a critical tool for recruiting and retaining employees with or requiring critical skills. Constraints under current law and regulation limit degree payment to shortage occupations. In addition, current government wide regulations authorize payment for degrees based only on recruitment or retention needs. Degree payment is not currently permitted for non-shortage occupations involving critical skills.

The AVRDEC proposes to expand the authority to provide degree payment to employees in all occupational families for purposes of meeting critical skill requirements, to ensure continuous acquisition of advanced and specialized knowledge essential to the organization, and to recruit and retain personnel critical to the present and future requirements of the organization. Degree payment may not be authorized where it would result in a tax liability for the employee without the employee's express and written consent. It is expected that the degree payment authority will be used primarily and largely for advanced degrees, except where an undergraduate program is necessary to the attainment of an advanced degree or credits. Any variance from this policy must be rigorously determined and documented.

The AVRDEC will develop guidelines to ensure competitive approval of degree payment and that such decisions are fully documented. In addition, this proposal shall be implemented consistent with 5 U.S.C. 4107(b)(2).

F. Revised Reduction-in-Force (RIF) Procedures

Introduction

Modifications include limiting competitive area to occupational families and increasing the emphasis on performance in the RIF Process. Retention criteria are in the following order; tenure, veterans' preference, service credit adjusted by a sum of the last three performance ratings. Current reduction in force regulations/procedures have been adjusted in the context of the occupational family and the payband classification system.

Competitive Areas

All positions included in the Demonstration Project at a specific geographic location will be considered a separate competitive area (exception: positions at Ft. Eustis and Langley, Virginia will be combined in one competitive area). Bumps and retreats will occur only within the competitive area and only to positions for which the employee is qualified.

Competitive levels will be established based on the payband, classification series, and where responsibilities are similar enough in duties, qualification requirements, pay schedules, and working conditions so that an employee may be reassigned to any of the other positions within the level without requiring significant training or causing undue interruption. Separate competitive levels will be established for positions in the competitive and excepted service; for positions filled on a full-time, part-time, intermittent, seasonal, or on-call basis; and separate levels will be established for positions filled by an employee in a formally designated trainee or developmental program.

Retention

Competing employees are listed on a retention register in the order shown below. Each tenure group has three subgroups (30% or higher compensable veterans, other veterans, and non-veterans) and employees appear on the retention register in that order. Within each subgroup, employees are in order of years of service adjusted to include performance credit.

Tenure I (Career employees)
Tenure II (Career-Conditional employees)
Tenure III (Contingent employees)

In the demonstration project, an employee can bump to a position held by another employee in a lower subgroup or tenure group; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band, in accordance with Section V (Conversion or Movement from a Project Position to a General Schedule Position, a. Grade-Setting Provisions). An employee can retreat to a position held by another employee in the same subgroup who has a lower adjusted RIF service computation date; the position may be no lower than the equivalent of three GS grades (or appropriate grade intervals) below the minimum GS grade level of his/her current band. A preference eligible with a compensable service-connected disability of 30 percent or more may retreat to a position equivalent to five GS grades below the minimum grade level of his/her current band.

An employee with a current annual performance rating of U has assignment rights only to a position held by another employee who has a U rating. An employee who has been given a written decision of removal because of unacceptable performance will be placed at the bottom of the retention register for his/her competitive level.

Link Between Performance and Retention

An employee will have additional years of service added to the service computation date for retention purposes. The credit is applied for each of the last three annual performance ratings of record, received over the last four years, for a potential credit of 30 years. If an employee has less than three annual performance ratings of record, then for each missing rating, an average of the ratings received for the past four years will be used. Ratings given under non-demo systems will be converted to the demo rating scheme and provided the equivalent rating credit.

Rating A adds 10 years
Rating B adds 7 years
Rating C adds 3 years
Rating U adds no credit for retention

IV. Training

Introduction

The key to the success or failure of the proposed demonstration project will be the training provided for all involved. This training will not only provide the necessary knowledge and skills to carry out the proposed changes, but will also lead to program commitment on the part of participants.

Training before the beginning of implementation and throughout the demonstration will be provided to supervisors, employees, and the administrative staff responsible for assisting managers in effecting the changeover and operation of the new system.

The elements to be covered in the orientation portion of this training will include: (1) A description of the personnel system, (2) how employees are converted into and out of the system, (3) the pay adjustment and/or bonus process, (4) familiarization with the new position descriptions and performance objectives, (5) the performance evaluation management system, (6) the reconsideration process, and (7) the demonstration project administrative and formal evaluation process. NFFE Local 405 will be given an opportunity to describe their role and function in the demonstration project.

Supervisors

The focus of this project on management-centered personnel

administration, with increased supervisory and managerial personnel management authority and accountability, demands thorough training of supervisors and managers in the knowledge and skills that will prepare them for their new responsibilities. Training will include detailed information on the policies and procedures of the demonstration project, skills training in using the classification system, position description preparation, performance evaluation, and interaction with NFFE Local 405 as a partner. Additional training may focus on nonproject procedural techniques such as interpersonal and communication skills.

Administrative Staff

The administrative staff, generally personnel specialists, technicians, and administrative officers, will play a key role in advising, training, and coaching supervisors and employees in implementing the demonstration project. This staff will need training in the procedural and technical aspects of the project.

Employees

The AVRDEC, in conjunction with the NFFE Local 405 and education and development assets of the CPAC/CPOC, will train employees covered under the demonstration project. In the months leading up to the implementation date, meetings will be held for employees to fully inform them of all project decisions, procedures, and processes.

V. Conversion

Conversion to the Demonstration Project

a. Initial entry into the demonstration project will be accomplished through a full employee protection approach that ensures each employee an initial place in the appropriate payband without loss of pay. Employees serving under regular term appointments at the time of the implementation of the demonstration project will be converted to the contingent employee appointment. Position announcement, etc. will not be required for these contingent employee appointments. An automatic conversion from current GS/GM grade and pay into the new broadband system will be accomplished. Each employee's initial total salary under the demonstration project will equal the total salary received immediately before conversion. Employees who enter the demonstration project later by lateral reassignment or transfer will be subject to parallel pay conversion rules. If conversion into the demonstration project is accompanied by a geographic move, the employee's GS pay entitlements in the new geographic area must be determined before performing the pay conversion.

b. Employees who are on temporary promotions at the time of conversion will be converted to a payband commensurate with the grade of the position to which promoted. At the conclusion of the temporary promotion, the employee will revert to the payband which corresponds to the grade of record. When a temporary promotion is terminated, the employee's pay entitlements will be determined based on the employee's position of record, with appropriate adjustments to reflect pay events during the temporary promotion, subject to the specific policies and rules established by the AVRDEC. In no case may those adjustments increase the pay for the position or record beyond the applicable pay range maximum rate. The only exception will be if the original competitive promotion announcement stipulated that the promotion could be made permanent; in these cases actions to make the temporary promotion permanent will be considered, and if implemented, will be subject to all existing priority placement programs.

c. Employees who are covered by special salary rates, prior to the demonstration project, will no longer be considered a special rate employee under the Demonstration Project. These employees will, therefore, be eligible for full locality pay. The adjusted salaries of these employees will not change. Rather, the employees will receive a new basic pay rate computed by dividing their adjusted basic pay (higher of special rate or locality rate) by the locality pay factor for their area. A full locality adjustment will then be added to the new basic pay rate. Adverse action and pay retention provisions will not apply to the conversion process as there will be no change in total salary.

d. During the first 12 months following conversion, employees will receive pay increases for non-competitive promotion equivalents when the grade level of the promotion is encompassed within the same broadband, the employee's performance warrants the promotion and promotions would have otherwise occurred during that period. Employees who receive an in-level promotion at the time of conversion will not receive a prorated step increase equivalent as defined below.

e. Under the current pay structure, employees progress through their assigned grade in step increments. Since this system is being replaced under the demonstration project, employees (including those added to the AVRDEC by BRAC 95 actions) will be awarded that portion of the next higher step, based upon the portion of the waiting period they have completed up until the effective date of implementation. As under the current system, supervisors will be able to withhold these partial step increases if the employee's performance falls below fully successful. Rules governing Within-Grade Increases (WGI) under the current Army performance plan will continue in effect until the implementation date. Adjustments to the employee's base salary for WGI equity will be computed effective the date of implementation to coincide with the beginning of the first formal PFP assessment cycle. WGI equity will be acknowledged by increasing base salaries by a prorated share based upon the number of weeks an employee has completed towards the next higher step. Payment will equal the current value of the employee's next WGI times the proportion of the waiting period completed (weeks completed in waiting period/weeks in the waiting period) at the time of conversion. Employees at step 10, or receiving retained rates, on the date of implementation will not be eligible for WGI equity adjustments since they are already at or above the top of the step scale.

Conversion or Movement From a Project Position to a General Schedule Position

If a demonstration project employee is moving to a General Schedule (GS) position not under the demonstration project, or if the project ends and each project employee must be converted back to the GS system, the following procedures will be used to convert the employee's project payband to a GS-equivalent grade and the employee's project rate of pay to GS equivalent rate of pay. The converted GS grade and GS rate of pay must be determined before movement or conversion out of the demonstration project and any accompanying geographic movement, promotion, or other simultaneous action. For conversions upon termination of the project and for lateral reassignments, the converted GS grade and rate will become the employee's actual GS grade and rate after leaving the demonstration project (before any other action). For transfers, promotions, and other actions, the converted GS grade and rate will be used in applying any GS pay administration rules applicable in connection with the employee's movement out of the project (e.g., promotion rules, highest previous rate rules, pay retention rules), as if the GS converted grade and rate were

actually in effect immediately before the employee left the demonstration project.

a. *Grade-Setting Provisions:* An employee in a payband corresponding to a single GS grade is converted to that grade. An employee in a payband corresponding to two or more grades is converted to one of those grades according to the following rules:

(1) The employee's adjusted rate of basic pay under the demonstration project (including any locality payment) is compared with step 4 rates in the highest applicable GS rate range. (For this purpose, a ''GS rate range'' includes a rate in (1) the GS base schedule, (2) the locality rate schedule for the locality pay area in which the position is located, or (3) the appropriate special rate schedule for the employee's occupational series, as applicable.) If the series is a two-grade interval series, only odd-numbered grades are considered below GS–11.

(2) If the employee's adjusted project rate equals or exceeds the applicable step 4 rate of the highest GS grade in the band, the employee is converted to that grade.

(3) If the employee's adjusted project rate is lower than the applicable step 4 rate of the highest grade, the adjusted rate is compared with the step 4 rate of the second highest grade in the employee's payband. If the employee's adjusted rate equals or exceeds step 4 rate of the second highest grade, the employee is converted to that grade.

(4) This process is repeated for each successively lower grade in the band until a grade is found in which the employee's adjusted project rate equals or exceeds the applicable step 4 rate of the grade. The employee is then converted at that grade. If the employee's adjusted rate is below the step 4 rate of the lowest grade in the band, the employee is converted to the lowest grade.

(5) Exception: If the employee's adjusted project rate exceeds the maximum rate of the grade assigned under the above-described ''step 4'' rule but fits in the rate range for the next higher applicable grade (i.e., between step 1 and step 4), then the employee shall be converted to that next higher applicable grade.

(6) Exception: An employee will not be converted to a lower grade than the grade held by the employee immediately preceding a conversion, lateral reassignment, or lateral transfer into the project, unless since that time the employee has undergone a reduction in band.

b. *Pay-Setting Provisions:* An employee's pay within the converted GS grade is set by converting the employee's demonstration project rate of pay to GS rate of pay in accordance with the following rules:

(1) The pay conversion is done before any geographic movement or other pay-related action that coincides with the employee's movement or conversion out of the demonstration project.

(2) An employee's adjusted rate of basic pay under the project (including any locality payment) is converted to a GS adjusted rate on the highest applicable rate range for the converted GS grade. (For this purpose, a ''GS rate range'' includes a rate range in (1) the GS base schedule, (2) an applicable locality rate schedule, or (3) an applicable special rate schedule.)

(3) If the highest applicable GS rate range is a locality pay rate range, the employee's adjusted project rate is converted to a GS locality rate of pay. If this rate falls between two steps in the locality-adjusted schedule, the rate must be set at the higher step. The converted GS unadjusted rate of basic pay would be the GS base rate corresponding to the converted GS locality rate (i.e., same step position). (If this employee is also covered by a special rate schedule as a GS employee, the converted special rate will be determined based on the GS step position. This underlying special rate will be basic pay for certain purposes for which the employee's higher locality rate is not basic pay.)

(4) If the highest applicable GS rate range is a special rate range, the employee's adjusted project rate is converted to a special rate. If this rate falls between two steps in the special rate schedule, the rate must be set at the higher step. The converted GS unadjusted rate of basic pay will be the GS rate corresponding to the converted special rate (i.e., same step position).

c. *E&S Payband V Employees:* An employee in Payband V of the E&S Occupational Family will convert out of the demonstration project at the GS–15 level. AVRDEC, in consultation with the MICOM CPAC, will develop a procedure to ensure that employees entering Payband V understand that if they leave the demonstration project and their adjusted pay exceeds the GS–15, step 10 rate, there is no entitlement to retained pay. Their GS-equivalent rate will be deemed to be the rate for GS–15, step 10. For those Payband V employees paid below the adjusted GS–15, step 10 rate, the converted rates will be set in accordance with paragraph b.

d. *Employees with Band or Pay Retention:* (1) If an employee is retaining a band level under the demonstration project, apply the procedures in paragraphs a and b, above, using the grades encompassed in the employee's retained band to determine the employee's GS-equivalent retained grade and pay rate. The time in a retained band under the demonstration project counts toward the 2-year limit on grade retention in 5 U.S.C. 5382.

(2) If an employee is retaining rate under the demonstration project, the employee's GS-equivalent grade is the highest grade encompassed in his or her band level. MRDEC will coordinate with OPM to prescribe a procedure for determining the GS-equivalent pay rate for an employee retaining a rate under the demonstration project.

e. *Within-Grade Increase—Equivalent Increase Determinations:* Service under the demonstration project is creditable for within-grade increase purposes upon conversion back to the GS pay system. Performance pay increases (including a zero increase) under the demonstration project are equivalent increases for the purpose of determining the commencement of a within-grade increase waiting period under 5 CFR 531.405(b).

Personnel Administration

All personnel laws, regulations, and guidelines not waived by this plan will remain in effect. Basic employee rights will be safeguarded and merit principles will be maintained. Supporting personnel specialists will continue to process personnel-related actions and provide consultative and other appropriate services.

Use of benchmark position descriptions is not anticipated to adversely impact an employee's ability to seek employment outside of AVRDEC. AVRDEC employees participating in the project will have short generic benchmark position descriptions which describe the general type of work performed, and the range of complexity and supervisory controls. The benchmark position description cover sheet lists the OPM occupational series, e.g., 855 for Electronics Engineer, to which the employee is assigned, and, where additional specificity is needed, lists a specialty code, which ties the employee's benchmark description to a particular technology or functional area. The OPM occupational code will serve as ready identification Government-wide of the basic qualifications and experience that the employee possesses. In addition, virtually all federal employment systems, including the Office of Personnel Management's, rely on employee-generated resumes which allow the applicants to summarize or describe the details of their experience and training. Any pertinent information regarding the AVRDEC employees' knowledge, skills or abilities not contained in the benchmark position description can be conveyed to potential employers through their resume.

Automation

The AVRDEC will continue to use the Defense Civilian Personnel Data System (DCPDS) for the processing of personnel-related data. Payroll servicing will continue from the respective payroll offices.

Local automated systems will be developed to support computation of performance related pay increases and awards and other personnel processes and systems associated with this project.

Experimentation and Revision

Many aspects of a demonstration project are experimental. Upon written request by Management or the union to the other party, modifications may be negotiated at any time as experience is gained, results are analyzed, and conclusions are reached on how the system is working. The AVRDEC will make minor modifications, such as changes in the occupational series in a occupational family without further notice. Major changes, such as a change in the number of occupational families, will be negotiated with the union and published in the **Federal Register**. See 5 CFR Part 470.

VI. Project Duration

Public Law 103–337 removed any mandatory expiration date for this demonstration. The project evaluation plan adequately addresses how each intervention will be comprehensively evaluated for at least the first 5 years of the demonstration. Major changes and modifications to the interventions can be made through announcement in the **Federal Register** and would be made if formative evaluation data warranted. At the 5 year point, the entire demonstration will be reexamined for either: (a) Permanent implementation, (b) change and another 3–5 year test period, or (c) expiration.

VII. Evaluation Plan

Chapter 47 (Title 5 U.S.C.) requires that an evaluation system be implemented to measure the effectiveness of the proposed personnel management interventions. An evaluation plan for the entire laboratory demonstration program covering 24 DoD labs was developed by a joint OPM/DoD Evaluation Committee. A Comprehensive evaluation plan was submitted to the Office of Defense Research & Engineering in 1995 and subsequently approved (Proposed Plan for Evaluation of the Department of Defense S&T Laboratory Demonstration Program, Office of Merit Systems Oversight & Effectiveness, June 1995). The overall evaluation effort will be coordinated and conducted by OPM's Personnel Resources and Development Center (PRDC). The primary focus of the evaluation is to determine whether the waivers granted result in a more effective personnel system than the current as well as an assessment of the costs associated with the new system.

The present personnel system with its many rigid rules and regulations is generally perceived as an impediment to mission accomplishment. The Demonstration Project is intended to remove some of those barriers and therefore, is expected to contribute to improved organizational performance. While it is not possible to prove a direct causal link between intermediate and ultimate outcomes (improved personnel system performance and improved organizational effectiveness), such a linkage is hypothesized and data will be collected and tracked for both types of outcome variables.

An intervention impact model (Appendix B) will be used to measure the effectiveness of the various personnel system changes or interventions. Additional measures will be developed as new interventions are introduced or existing interventions modified consistent with expected effects. Measures may also be deleted when appropriate. Activity specific measures may also be developed to accommodate specific needs or interests which are locally unique.

The evaluation model for the Demonstration Project identifies elements critical to an evaluation of the effectiveness of the interventions. The overall evaluation approach will also include consideration of context variables that are likely to have an impact on project outcomes: e.g., HRM regionalization, downsizing, cross-service integration, and the general state of the economy. However, the main focus of the evaluation will be on intermediate outcomes, i.e., the results of specific personnel system changes which are expected to improve human resources management. The ultimate outcomes are defined as improved organizational effectiveness, mission accomplishment, and customer satisfaction.

Data from a variety of different sources will be used in the evaluation. Information from existing management information systems supplemented with perceptual data will be used to assess variables related to effectiveness. Multiple methods provide more than one perspective on how the demonstration project is working. Information gathered through one method will be used to validate information gathered through another. Confidence in the findings will increase as they are substantiated by the different collection methods. The following types of data will be collected as part of the evaluation: (1) Workforce data; (2) personnel office data; (3) employee attitudes and feedback using surveys, structured interviews, and focus groups; (4) local activity histories; and, (5) core measures of laboratory effectiveness.

VIII. Demonstration Project Costs

Costs associated with the development of the personnel demonstration system include software automation, training, and project evaluation. All funding will be provided through the ATCOM/AVRDEC (prior to BRAC implementation) and the U.S. Army Aviation and Missile Command and AVRDEC budgets (after BRAC implementation). The projected annual expenses for each area is summarized in Table 1.

TABLE 1.—PROJECTED DEVELOPMENTAL COSTS

(Then Year Dollars)

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
Training		$ 33K	$ 16K			
Project Evaluation	$ 13K	25K	25K	$ 25K	$ 25K	$ 25K
Automation		6K	1K			
Totals	13K	64K	42K	25K	25K	25K VIII.

IX. Required Waivers to Law and Regulation

Public Law 103–337 gave the DoD the authority to experiment with several personnel management innovations. In addition to the authorities granted by the law, the following are the waivers of law and regulation that will be necessary for implementation of the Demonstration Project. In due course, additional laws and regulations may be identified for waiver request.

1. Title 5, U.S. Code

Chapter 31, Section 3111: Acceptance of Volunteer Service—To the extent that the acceptance of retired or separated engineers and scientists are included as volunteers under current statute.

Chapter 31, Section 3132: The Senior Executive Service; Definitions and exclusions.

Chapter 33, Section 3324: Appointment to positions classified above GS–15.

Chapter 41, Section 4107: Pay for Degrees.

Chapter 41, Section 4108: Employee Agreements; Service after Training—To the extent that employees who accept an expanded developmental opportunity (sabbatical) do not have to sign a continued service agreement.

Chapter 43, Sections 4301(3): Definitions

Chapter 43, Section 4302: Establishment of Performance Appraisal Systems.

Chapter 43, Section 4303(a), (b), and (c): Actions based on Unacceptable Performance.

Chapter 51, Sections 5101–5111: Related to classification standards and grading; to the extent that white collar employees will be covered by broadbanding. Pay category determination criteria for federal wage system positions remain unchanged.

Chapter 53, Sections 5301, 5302 (8) and (9), 5303 and 5304: Sections 5301, 5302, and 5304 are waived only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees and to allow basic rates of pay under the demonstration project to be treated as scheduled rates of pay. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Chapter 53, Section 5305: Special Rates

Chapter 53, Sections 5331–5336: General Schedule pay rates.

Chapter 53, Sections 5361–5366: Grade and pay retention—This waiver applies only to the extent necessary to (1) replace ''grade'' with ''payband'; (2) allow demonstration project employees to be treated as General Schedule employees; (3) provide that pay retention provisions do not apply to conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced, and to reductions in pay due solely to the removal of a supervisory pay adjustment upon voluntarily leaving a supervisory position; (4) provide that an employee on pay retention whose performance rating is ''U'' is not entitled to 50 percent of the amount of the increase in the maximum rate of basic pay payable for the payband of the employee's position; and, (5) ensure that for employees of Payband V of the E&S occupational family, payband retention is not applicable and pay retention provisions are modified so that no rate established under these provisions may exceed the rate of basic pay for GS–15, step 10 (i.e., there is no entitlement to retained rate). This waiver does not apply to ST employees unless they move to a GS-equivalent position under the demonstration project under conditions that trigger entitlement to pay retention.

Chapter 55, Section 5545(d): Hazardous duty differential—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees. This waiver does not apply to ST employees or employees in Payband V of the E&S occupational family.

Chapter 57, Section 5753, 5754, and 5755: Recruitment and Relocation Bonuses, Retention Allowances and Supervisory Differentials—This waiver applies only to the extent necessary to allow employees and positions under the demonstration project to be treated as employees and positions under the General Schedule. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Chapter 75, Section 7512(3): Adverse actions—This waiver applies only to the extent necessary to replace ''grade'' with ''payband'.

Chapter 75, Section 7512(4): Adverse actions—This waiver applies only to the extent necessary to provide that adverse action provisions do not apply to (1) conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced and (2) reductions in pay due to the removal of a supervisory pay adjustment upon voluntary movement to a nonsupervisory position.

2. Title 5, Code of Federal Regulations:

Part 300.601–605: Time-in-Grade requirements—Restrictions eliminated under the demonstration.

Part 308.101 through 308.103: Volunteer Service—To the extent that retired engineers/scientists can perform voluntary services.

Part 315.801 and 315.802: Probationary Period—Demonstration project employees in some occupational families will have extended probationary period.

Part 316.301: Term Appointments—Adding years to exceed 4.

Part 316.303: Tenure of Term Employees—Demonstration allows for conversion.

Part 316.305: Eligibility for Within-Grade Increases.

Part 351.402(b): Competitive Areas.

Part 351.403: Competitive level—To the extent that payband is substituted for grade.

Part 351.504: Credit for Performance—As it relates to years of credit.

Part 351.701: Assignment Involving Displacement—To the extent that employees bump and retreat rights will be limited to one payband except in the case of 30% preference eligibles which is a position equivalent to five GS grades below the minimum grade level of his/her payband.

Part 430 subpart B, Performance Appraisal for General Schedule, Prevailing Rate, and Certain Other Employees: Employees under the demonstration project will not be subject to the requirements of this subpart.

Part 432: Modified to the extent that an employee may be removed, reduced in band level with a reduction in pay, reduced in pay without a reduction in band level and reduced in band level without a reduction in pay based on unacceptable performance. Also modified to delete reference to critical element. For employees who are reduced in band level without a reduction in pay, Sections 432.105 and 432.106(a) do not apply.

Part 432, Sections 104 and 105: Proposing and Taking Action Based on Unacceptable Performance.

Part 511: Classification Under the General Schedule—To the extent that grades are changed to broadbands, and that white collar positions are covered by broadbanding.

Part 530, subpart C: Special salary rates.

Part 531, subparts B, D, and E: Determining rate of basic pay, within-

grade increases, and quality step increases.

Part 531, subpart F: Locality pay—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees, and basic rates of pay under the demonstration project to be treated as scheduled annual rates of pay. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Part 536: Grade and pay retention—This waiver applies only to the extent necessary to (1) replace ''grade'' with ''payband''; (2) provide that pay retention provisions do not apply to conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced, and to reductions in pay due solely to the removal of a supervisory pay adjustment upon voluntarily leaving a supervisory position; (3) provide that an employee on pay retention whose performance rating is ''U'' is not entitled to 50 percent of the amount of the increase in the maximum rate of basic pay payable for the payband of the employee's position; and, (4) ensure that for employees of Payband V of the E&S occupational family, payband retention is not applicable and pay retention provisions are modified so that no rate established under these provisions may exceed the rate of basic pay for GS–15, step 10 (i.e., there is no entitlement to retained rate). This waiver does not apply to ST employees unless they move to a GS-equivalent position under the demonstration project under conditions that trigger entitlement to pay retention.

Part 550.703: Severance Pay—This waiver applies only to the extent necessary to modify the definition of ''reasonable offer'' by replacing ''two grade or pay levels'' with ''one band level'' and ''grade or pay level'' with ''band level''.

Part 550.902: Hazardous Duty Differential—This waiver applies only to the extent necessary to allow demonstration project employees to be treated as General Schedule employees. This waiver does not apply to ST employees or employees in Payband V of the E&S occupational family.

Part 575, subparts A, B, C, and D: Recruitment Bonuses, Relocation Bonuses, Retention Allowances and Supervisory Differentials—This waiver applies only to the extent necessary to allow employees and positions under the demonstration project covered by broadbanding to be treated as employees and positions under the General Schedule. This waiver does not apply to ST employees who continue to be covered by these provisions, as appropriate. Employees in Payband V of the E&S occupational family are treated as ST employees for the purposes of these provisions.

Part 752.401 (a)(3): Adverse Actions—This waiver applies only to the extent necessary to replace ''grade'' with ''payband.''

Part 752.401(a)(4): Adverse Actions—This waiver applies only to the extent necessary to provide that adverse action provisions do not apply to (1) conversions from General Schedule special rates to demonstration project pay, as long as total pay is not reduced and (2) reductions in pay due to the removal of a supervisory pay adjustment upon voluntary movement to a nonsupervisory position.

Appendix A: Occupational Series by Occupational Family

I. Engineers & Scientists
- 0180 Engineering Research Psychologist, Engineering Psychologist
- 0801 General Engineer, Human Factors Engineer, Value Analysis Engineer
- 0806 Materials Engineer
- 0830 Mechanical Engineer
- 0850 Electrical Engineer
- 0854 Computer Engineer
- 0855 Electronics Engineer
- 0861 Aerospace Engineer, Senior Research Scientist
- 0896 Industrial Engineer
- 1301 Physical Scientist
- 1515 Operations Research Analyst
- 1520 Mathematician

II. Technical and Business Support
- 0018 Safety & Occupational Specialist
- 0201 Personnel Management Specialist
- 0301 Data & Configuration Management, Standardization
- 0301 Misc Admin & Program
- 0334 Computer Specialist
- 0341 Administrative Officer
- 0343 Management/Program Analyst
- 0346 Log Mgt Spec
- 0510 Operating Account
- 0560 Budget Analyst
- 0802 Aerospace Engineering Technician
- 0856 Electronics Technician
- 0905 Attorney Advisor
- 1035 Public Affairs Officer
- 1060 Photographer
- 1071 TV Production Specialist
- 1082 Technical Information Writer
- 1083 Technical Writer/Editor
- 1084 Visual Information Specialist
- 1102 Contract Specialist
- 1103 Industrial Property Management Specialist
- 1410 Librarian (Physical Sciences & Engineering)
- 1412 Technical Information Specialist
- 1601 Maintenance Program Specialist, Equipment Manager
- 1670 Equipment Specialist
- 1910 Quality Assurance Specialist
- 2001 General Supply Spec
- 2184 Aircraft Pilot

III. General Support
- 0303 Misc Clerk and Asst
- 0312 Clerk-Stenographer
- 0318 Secretary
- 0326 Office Automation Clerk
- 0344 Management Assistant
- 0525 Accounting Technician
- 0561 Budget Assistant
- 1105 Purchasing Agent
- 1106 Procurement Technician, Procurement Assistant
- 2005 Supply Clerk, Supply Technician
- 2134 Shipping Clerk

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Appendix B: Project Evaluation and Oversight

Intervention Impact Model - DoD Lab Demonstration Program

1. Compensation

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Broadbanding	-increased organizational flexibility	-perceived flexibility	-attitude survey
	-reduced administrative workload, paperwork reduction	-actual/perceived time savings	-personnel office data, PME results, attitude survey
	-advanced in-hire rates	-starting salaries of banded v. non-banded employees	-workforce data
	-slower pay progression at entry levels	-progression of new hires over time by band, occupational family	-workforce data
	-increased pay potential	-mean salaries by band, career path, demographics	-workforce data
		-total payroll cost	
	-increased satisfaction with advancement	-employee perceptions of advancement	-workforce data
	-increased pay satisfaction	-pay satisfaction, internal/external equity	-attitude survey
	-improved recruitment	-offer/acceptance ratios	-personnel office data
	-no change in high grade (GS-14/15) distribution	-percent declinations	-workforce data
		-number/percentage of high grade salaries pre/post banding	-attitude survey
b. Conversion buy-in	-employee acceptance	-employee perceptions of equity, fairness	-workforce data
		-cost as a percent of payroll	

2. Performance Management

INTERVENTION	EXPECTED BENEFITS	MEASURES	DATA SOURCES
a. Cash awards/ bonuses	-reward/motivate performance	-perceived motivational power	-attitude survey
	-to support fair and appropriate distribution of awards	-amount and number of awards by occupational family, demographics,	-workforce data
		-perceived fairness of awards	-attitude survey
		-satisfaction with monetary awards	-attitude survey
b. Performance/ contribution based pay progression	-increased pay-performance link	-perceived pay-performance link	-attitude survey
	-improved performance feedback	-perceived fairness of ratings	-attitude survey
		-satisfactions with ratings	-attitude survey
		-employee trust in supervisors	-attitude survey
		-adequacy of performance feedback	-attitude survey
	-decreased turnover of high performers/increased turnover of low performers	-turnover by performance rating category	-workforce data
	-differential pay progression of high/low performers	-pay progression by performance rating category, occupational family	-workforce data
	-alignment of organizational and individual performance expectations and results	-linkage of performance expectations to strategic plans/ goals	-performance expectations, strategic plans
	-increased employee involvement in performance planning and assessment	-performance expectations	-attitude survey/ focus groups
		-perceived involvement	-attitude survey/ focus groups
c. New appraisal process	-reduced administrative burden	-performance management procedures	-personnel regulations
	-improved communication	-employee and supervisor perception of revised procedures	-attitude survey
d. Performance development	-better communication of performance expectations	-perceived fairness of process	-focus group
		-feedback and coaching procedures used	-focus groups
	-improved satisfaction and quality of workforce	-time, funds spend on training by demographics	-personnel office data
		-organizational commitment	-training records
		-perceived workforce quality	-attitude surveys

3. "White Collar" Classification

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Improved classification systems with generic standards	-reduction in amount of time and paperwork spent on classification	-time spent on classification procedures -reduction of paperwork/number of personnel actions (classification/promotion)	-personnel office data
	-ease of use	-managers' perceptions of time savings, ease of use, improved ability to recruit	-attitude survey
	-improved recruitment of employees with appropriate skills	-quality of recruits -perceived quality of recruits -GPA's of new hires, educational levels	-focus groups/ interviews -personnel office data
b. Classification authority delegated to managers	-increased supervisory authority/accountability	-perceived authority	-attitude survey
	-decreased conflict between management and personnel staff	-number of classification disputes/appeals pre/post	-personnel records
		-management satisfaction with service provided by personnel office	-attitude survey
	-no negative impact on internal pay equity	-internal pay equity	-attitude survey
c. Dual career ladder	-increased flexibility to assign employees	-assignment flexibility	-focus groups, surveys
	-improved internal mobility	-sup/non-sup ratios	-workforce data
	-increased pay equity	-perceived internal mobility	-attitude survey
	-flatter organization	-perceived pay equity -supervisory/non-supervisory ratios	-attitude survey -workforce data
	-improved quality of supervisory staff	-employee perceptions of quality of supervisors	-attitude survey

4. RIF

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
Modified RIF	-prevent loss of high performing employees with needed skills -contain cost and disruption	-separated employees by demographics, performance -satisfaction with RIF process -cost comparisons of traditional v. modified RIF -time to conduct RIF -number of appeals/ reinstatements	-workforce data -attitude survey/ focus groups -attitude survey/ focus groups

5. COMBINATION OF ALL INTERVENTIONS

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
All	-improved organizational effectiveness -improved management of R&D workforce -improved planning -cross functional coordination -increased product success -cost of innovation	-combination of personnel measures -employee/management satisfaction -planning procedures -perceived effectiveness of planning procedures -actual/perceived coordination -customer satisfaction -project training/development cost (staff salaries, contract cost, training hours per employee)	-all data sources -attitude survey -strategic planning documents -organizational charts -attitude survey -customer satisfaction surveys -demo project records -contract documents

6. CONTEXT

INTERVENTION	EXPECTED EFFECTS	MEASURES	DATA SOURCES
a. Regionalization	-reduced servicing ratio/ cost	-HR servicing ratio	-workforce data/ personnel office data
		-average cost per employee served	-workforce data/ personnel office data
	-no negative impact on service quality	-service quality, timeliness	-attitude survey/ focus groups
b. GPRA	-improved organizational performance	-other measures to be developed	-as established

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Appendix C

Performance Elements

All employees will be rated against at least the five generic performance elements listed through ''e'' below. Technical competence is a mandatory critical element. Other elements may be identified as critical by agreement between the rater and the employee. In case of disagreements, the decision of the supervisor will prevail. Generally, any performance element weighted 25 or higher should be critical. However, only those employees whose duties require manager/leader responsibilities will be rated on element ''f.'' Supervisors will be rated against an additional critical performance element, listed at ''g'' below:

a. *Technical Competence.* Exhibits and maintains current technical knowledge, skills, and abilities to produce timely and quality work with the appropriate level of supervision. Makes prompt, technically sound decisions and recommendations that add value to mission priorities and needs. For appropriate occupational families, seeks and accepts developmental and/or special assignments. Adaptive to technological change. (Weight range: 15 to 50)

b. *Working Relationships.* Accepts personal responsibility for assigned tasks. Considerate of others' views and open to compromise on areas of difference, if allowed by technology, scope, budget, or direction. Exercises tact and diplomacy and maintains effective relationships, particularly in immediate work environment and teaming situations. Always willing to give assistance. Shows appropriate respect and courtesy. (Weight Range: 5 to 15)

c. *Communications.* Provides or exchanges oral/written ideas and information in a manner that is timely, accurate and cogent. Listens effectively so that resultant actions show understanding of what was said. Coordinates so that all relevant individuals and functions are included in, and informed of, decisions and actions. (Weight Range: 5 to 15)

d. *Resource Management.* Meets schedules and deadlines, and accomplishes work in order of priority; generates and accepts new ideas and methods for increasing work efficiency; effectively utilizes and properly controls available resources; supports organization's resource development and conservation goals. (Weight Range: 15 to 50)

e. *Customer Relations.* Demonstrates care for customers through respectful, courteous, reliable and conscientious actions. Seeks out and develops solid working relationships with customers to identify their needs, quantifies those needs, and develops practical solutions. Keeps customer informed and prevents surprises. Within the scope of job responsibility, seeks out and develops new programs and/or reimbursable customer work. (Weight Range: 10 to 50)

f. *Management/Leadership.* Actively furthers the mission of the organization. As appropriate, participates in the development and implementation of strategic and operational plans of the organization. Develops and implements tactical plans. Exercises leadership skills within the environment. Mentors junior personnel in career development, technical competence, and interpersonal skills. Exercises due responsibility of technical/acquisition/organizational positions assigned to them. (Weight Range: 0 to 50)

g. *Supervision/EEO.* Works toward recruiting, developing, motivating, and retaining quality team members; takes timely/appropriate personnel actions, applies EEO/merit principles; communicates mission and organizational goals; by example, creates a positive, safe, and challenging work environment; distributes work and empowers team members. (Weight Range: 15 to 50)

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Appendix D. Benchmark Performance Standards

ELEMENT POINT-RANGES AND PERFORMANCE STANDARDS

THESE BENCHMARK PERFORMANCE STANDARDS ARE USED TO EVALUATE AND SCORE PERFORMANCE AGAINST THE WEIGHTED PERFORMANCE ELEMENTS. THIS SHEET MUST BE USED IN CONJUNCTION WITH BENCHMARK JOB DESCRIPTION AND PERFORMANCE OBJECTIVES

ELEMENT WEIGHTS

50	45	40	35	30	25	20	15	10	5
49	44	39	34	29					
48					24				
	43	38				19			
47	42		33	28					
46		37			23		14		
	41		32						
45		36		27		18		9	
	40		31		22				
44		35							
43	39		30	26					
	38	34				17			
42			29	25	21				
41	37	33							
40	36	32	28	24	20	16	12	8	4
39	35	31		23					
38	34		27		19				
		30				15			
37	33		26	22			11		
36		29			18				
	32		25						
35		28		21		14		7	
	31		24						
34		27			17				
33	30		23	20			10		
		26				13			
32	29		22		16				
31	28	25		19					
30	27	24	21	18	15	12	9	6	3
29	26	23							
28			20	17	14				
	25	22				11			
27	24		19	16					
26		21							
	23		18		13				
25		20		15		10		5	
24	22	19	17	14	12	9	7	4	2

100% Performance elements were attained demonstrating exceptional initiative, versatility, originality, and creativity. This individual demonstrates the ability to grasp, understand, organize, and convey complex issues to others and carry the job assignment to successful completion with minimum direct supervision. Performance elements were effectively achieved utilizing cooperation, responsiveness, conflict avoidance, or conflict resolution. Written and oral communications were appropriately demonstrated effectively and efficiently. Performance elements were achieved with demonstrated leadership, integrity, competency, commitment, candor, and sense of duty.

70% Performance elements were attained effectively and efficiently with consistently high quality and quantity of work. This individual has demonstrated the ability to complete the job assignments in an efficient, orderly sequence that culminated in results that were timely, correct, thorough and cost effective. Performance elements were attained with consistently above average quality and reliability while effectively utilizing accepted procedures and resolving problems with skill and resourcefulness. Performance elements were attained with consistently productive cooperative efforts and with clear, precise, and convincing written and oral communication.

50% Performance elements were accomplished, were mostly reliable, and delivered without unacceptable delays. Procedures were minimally correct and problems were dealt with satisfactorily. Attained performance elements, using work methodology that demonstrated a reasonable degree of cooperation with others with clear and concise written and oral communications.

UNSATISFACTORY

Performance elements were not successfully completed because of failure in quality, quantity, completeness, responsiveness, or timeliness of work. Performance elements products were deficient, because they were contrary to direction or guidelines; did not meet minimum specifications; were inconsistent with organizational procedures; were significantly flawed or substandard in quality; demonstrated insufficient technical knowledge or skill; were incomplete; were unacceptably late; lacked essential cooperative involvement or support; or problems that arose during performance of performance elements activities were not satisfactory resolved.

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federal register

Friday
June 27, 1997

Part VI

Department of the Treasury

Office of Foreign Assets Control

31 CFR Chapter V

Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Narcotics Traffickers, and Blocked Vessels; Final Rule

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Chapter V

Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Narcotics Traffickers, and Blocked Vessels

AGENCY: Office of Foreign Assets Control, Treasury

ACTION: Final rule; amendments.

SUMMARY: The Office of Foreign Assets Control is updating and republishing the three appendices to the end of 31 CFR chapter V that contain lists of all blocked persons, specially designated nationals, specially designated terrorists, specially designated narcotics traffickers and blocked vessels under the various sanctions programs administered by the Treasury Department's Office of Foreign Assets Control as of June 27, 1997.

EFFECTIVE DATE: June 27, 1997.

FOR FURTHER INFORMATION CONTACT: Office of Foreign Assets Control, Department of the Treasury, Washington, DC 20220, tel.: 202/622–2420.

SUPPLEMENTARY INFORMATION:

Electronic and Facsimile Availability

This document is available as an electronic file on *The Federal Bulletin Board* the day of publication in the **Federal Register**. By modem, dial 202/512–1387 and type ''/GO FAC,'' or call 202/512–1530 for disk or paper copies. This file is available for downloading without charge in WordPerfect 5.1, ASCII, and Adobe Acrobat™ readable (*.PDF) formats. For Internet access, the address for use with the World Wide Web (Home Page), Telnet, or FTP protocol is: fedbbs.access.gpo.gov. The document is also accessible for downloading in ASCII format without charge from Treasury's Electronic Library (''TEL'') in the ''Business, Trade and Labor Mall'' of the FedWorld bulletin board. By modem, dial 703/321–3339, and select the appropriate self–expanding file in TEL. For Internet access, use one of the following protocols: Telnet = fedworld.gov (192.239.93.3); World Wide Web (Home Page) = http://www.fedworld.gov; FTP = ftp.fedworld.gov (192.239.92.205). Additional information concerning the programs of the Office of Foreign Assets Control is available for downloading from the Office's Internet Home Page: http://www.ustreas.gov/treasury/services/fac/fac.html, or in fax form through the Office's 24–hour fax–on–demand service: call 202/622–0077 using a fax machine, fax modem, or (within the United States) a touch–tone telephone.

Background

The Office of Foreign Assets Control (''OFAC'') is updating and republishing the three appendices (the ''Appendices'') to 31 CFR chapter V that contain lists of individuals and entities that the Director of OFAC has determined to be either blocked persons, specially designated nationals (''SDNs''), specially designated terrorists (''SDTs''), or specially designated narcotics traffickers (''SDNTs''), as well as vessels that have been determined to be the property of a blocked person or SDN (''blocked vessels''). This final rule supersedes the original Appendices published in the **Federal Register** on June 26, 1996, (61 FR 32936) and incorporates all amendments to those Appendices published in the **Federal Register** since that date.

Appendix A to 31 CFR chapter V contains the names and identifying information of blocked persons, SDNs, SDTs and SDNTs, arranged alphabetically by name. Appendix B to 31 CFR chapter V contains the names and identifying information of blocked persons, SDNs, SDTs and SDNTs arranged alphabetically by country of location and name, where their location is known, and alphabetically by name where no location is known. Appendix C to 31 CFR chapter V contains the names and identifying information of blocked vessels arranged alphabetically by name.

Appendices A and B continue to contain the names of blocked persons and SDNs that the Director of OFAC has determined, as of June 24, 1997, to be (1) organized or located in a country subject to economic sanctions, (2) owned or controlled by entities that are organized or located in a country subject to economic sanctions, or (3) owned or controlled by, or acting or purporting to act directly or indirectly on behalf of, the government or the *de facto* regime of a country subject to economic sanctions. The listed SDNs and blocked persons relate to sanctions imposed against Cuba, the Bosnian Serbs, the Federal Republic of Yugoslavia (Serbia and Montenegro) (the ''FRY (S&M)''), Iraq, Libya, North Korea, designated Middle East terrorists, and designated narcotics traffickers centered in Colombia. Appendix C continues to contain the names of vessels determined to be property of blocked persons or SDNs.

SDNs and blocked persons designated pursuant to sanctions imposed against the Bosnian Serbs and the FRY (S&M), however, appear in a separate alphabetized list at the end of Appendix A, since sanctions against the FRY (S&M) were suspended on January 16, 1996 (61 FR 1282, January 19, 1996), and sanctions against the Bosnian Serbs were suspended on May 10, 1996 (61 FR 24696, May 16, 1996). Property and interests in property previously blocked remain blocked until provision is made to address claims or encumbrances with respect to such property and interests in property, including the claims of the successor states of the former Yugoslavia. Names of persons designated as acting for or on behalf of the Government of the FRY (S&M) were removed from the Appendices (61 FR 64289, December 4, 1996). Assets in which these persons had an interest were unblocked, since these assets were blocked on the basis of the persons' activities in support of the FRY (S&M) — activities that are no longer prohibited — and not because the Government of the FRY (S&M) or entities located in or controlled from the FRY (S&M) had an interest in or control over those assets.

Appendices A and B also contain the names of persons determined to be SDTs pursuant to Executive Order 12947 of January 23, 1995 (the ''SDT Order'') and of persons determined to be SDNTs pursuant to Executive Order 12978 of October 21, 1995 (the ''SDNT Order''). The SDT Order imposes sanctions on terrorists who threaten the Middle East peace process. That order authorizes the Secretary of State, in coordination with the Secretary of the Treasury and the Attorney General, to designate individuals or entities who are found (1) to have committed, or pose a significant risk of committing, acts of violence that have the purpose or effect of disrupting the Middle East peace process, or (2) to assist, sponsor, or provide financial, material, or technological support for, or services in support of, such acts of violence. In addition, the SDT Order authorizes the Secretary of the Treasury, in coordination with the Secretary of State and the Attorney General, to designate individuals or entities who are owned or controlled by, or act for or on behalf of, any other individual or entity designated in or pursuant to the SDT Order.

The SDNT Order relating to narcotics traffickers centered in Colombia blocks all property subject to U.S. jurisdiction in which there is any interest of four principal figures in the Cali drug cartel who are listed in the annex to the SDNT

Order. In addition, that order blocks the property and interests in property of foreign persons determined by the Secretary of the Treasury, in consultation with the Attorney General and the Secretary of State, (a) to play a significant role in international narcotics trafficking centered in Colombia, or (b) to materially assist in or provide financial or technological support for, or goods or services in support of, persons designated in or pursuant to the SDNT Order. In addition, the SDNT Order blocks all property and interests in property subject to U.S. jurisdiction of persons determined by the Secretary of the Treasury, in consultation with the Attorney General and the Secretary of State, to be owned or controlled by, or to act for or on behalf of, persons designated in or pursuant to the SDNT Order.

The entities and individuals included in the Appendices with respect to sanctions imposed on countries or governments are subject to the same prohibitions as the government or *de facto* regime of the country subject to economic sanctions with which they are associated. ''Persons subject to U.S. jurisdiction,'' or ''U.S. persons,'' depending on the sanctions program, are prohibited from engaging in transactions involving property in which any of the listed entities and individuals has an interest unless the transactions are exempt by statute or licensed by OFAC. Additionally, all assets within U.S. jurisdiction owned or controlled by these entities and individuals are blocked. Persons subject to U.S. jurisdiction and U.S. persons are not prohibited, however, from paying funds owed to any of these entities and individuals into a blocked account held in the name of the blocked entity or individual in a domestic U.S. financial institution. Such payments must be reported to OFAC's Compliance Programs Division.

Determinations that persons are blocked persons, SDNs, SDTs, or SDNTs under a particular sanctions program are effective upon the date of determination by the Director of OFAC, acting under authority delegated by the Secretary of the Treasury. Public notice of a blocking or designation is effective upon the date of publication in the **Federal Register** or upon prior actual notice. The lists in the Appendices are not definitive or all–inclusive, and new **Federal Register** documents with regard to blocked persons and SDNs, SDTs, or SDNTs may be published at any time. The absence of any particular person or vessel from Appendices A, B and C is not to be construed as evidence that the person is not subject to OFAC–administered economic sanctions or organized or located in a country subject to economic sanctions, owned or controlled by a person organized or located in a country subject to economic sanctions, or acting for or on behalf of the government or the *de facto* regime of a country subject to economic sanctions. The Treasury Department regards it as incumbent upon all U.S. persons or persons subject to U.S. jurisdiction, depending upon the sanctions program, to take reasonable steps to ascertain for themselves whether persons or property they deal with fall into one of these categories.

In addition to the removal of certain persons formerly designated pursuant to sanctions against the FRY (S&M) already noted, the revised Appendices incorporate the following rules published in the **Federal Register** since June 26, 1996, and issued through June 24, 1997: 61 FR 43459 (August 23, 1996), correcting an SDNT's identifying information issued under the SDNT Order and removing a name under the North Korean sanctions program; 61 FR 54334 (October 18, 1996), removing a vessel under the FRY (S&M) sanctions program; and 62 FR 2903 (January 21, 1997), listing additional names and removing a name under the SDNT Order, and removing three names under the Iraq sanctions program. Users are advised to check routinely the **Federal Register** and the information services noted under ''Electronic and Facsimile Availability'' for additional names and other changes to the listings. Entities and individuals on the list are occasionally licensed by OFAC to transact business with U.S. persons or persons subject to U.S. jurisdiction prior to publication of removal from the Appendices or because of foreign policy considerations in unique circumstances. Current information on licenses issued with regard to blocked persons, SDNs, SDTs, or SDNTs may be obtained by calling OFAC's Licensing Division at 202/622–2480.

Because the Appendices involve a foreign affairs function, Executive Order 12866 and the provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective date, are inapplicable. Because no notice of proposed rulemaking is required for this rule, the Regulatory Flexibility Act (5 U.S.C. 601–612) does not apply.

For the reasons set forth in the preamble, and pursuant to the authority of 22 U.S.C. 287c, 50 U.S.C. 1701–1706, and 50 U.S.C. App. 1–44, 31 CFR chapter V is amended as set forth below:

1. Appendices A, B, and C to Chapter V are revised to read as follows:

APPENDICES TO CHAPTER V

Notes: The alphabetical lists below provide the following information (to the extent known) concerning blocked persons, specially designated nationals, specially designated terrorists, specially designated narcotics traffickers and blocked vessels.

For blocked individuals: name and title (known aliases), address, (other identifying information), (the notation ''individual''), [sanctions program under which the individual is blocked].

For blocked entities: name (known former or alternate names), address, [sanctions program under which the entity is blocked].

For blocked vessels: name, sanctions program under which the vessel is blocked, registration of vessel, type, size in dead weight and/or gross tons, call sign, vessel owner, and alternate names.

Abbreviations: ''a.k.a.'' means ''also known as''; ''f.k.a.'' means ''formerly known as''; ''n.k.a.'' means ''now known as''; ''DOB'' means ''date of birth''; ''DWT'' means ''Deadweight''; ''FRY (S&M)'' means ''Federal Republic of Yugoslavia (Serbia and Montenegro)''; ''GRT'' means ''Gross Registered Tonnage''; ''POB'' means ''place of birth''; ''SRBH'' refers to the suspended sanctions against the Bosnian Serbs.

References to regulatory parts in chapter V:

[CUBA]: Cuban Assets Control Regulations, part 515;

[FRY (S&M)]: Federal Republic of Yugoslavia (Serbia and Montenegro) and Bosnian Serb-Controlled Areas of the Republic of Bosnia and Herzegovina Sanctions Regulations, part 585;

[IRAN]: Iranian Transactions Regulations, part 560;

[LIBYA]: Libyan Sanctions Regulations, part 550;

[NKOREA]: Foreign Assets Control Regulations, part 500;

[SDNT]: Narcotics Trafficking Sanctions Regulations, part 536;

[SDT]: Terrorism Sanctions Regulations, part 596;

[SRBH]: Federal Republic of Yugoslavia (Serbia and Montenegro) and Bosnian Serb-Controlled Areas of the Republic of Bosnia and Herzegovina Sanctions Regulations, part 585.

Appendix A to Chapter V—Alphabetical Listing of Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, and Specially Designated Narcotics Traffickers

I. All entries except for designations pursuant to part 585: Federal Republic of Yugoslavia (Serbia & Montenegro) and Bosnian Serb–Controlled Areas of the Republic of Bosnia and Herzegovina Sanctions Regulations

7th APRIL CARD BOARD FACTORY, Tajoura, Libya [LIBYA]

A. BORTOLOTTI & CO. S.P.A. (a.k.a. BORTOLOTTI), Cremona, Italy [LIBYA]

A. BORTOLOTTI & CO. S.P.A. (a.k.a. BORTOLOTTI), Via Predore, 59, 24067 Sarnico, Bergamo, Italy [LIBYA]

A.T.E. INTERNATIONAL LTD. (f.k.a. RWR INTERNATIONAL COMMODITIES), 3 Mandeville Place, London, England [IRAQ]

A.W.A. ENGINEERING LIMITED, 3 Mandeville Place, London, England [IRAQ]

ABASTECEDORA NAVAL Y INDUSTRIAL, S.A. (a.k.a. ANAINSA), Panama [CUBA]

ABBAS, Abdul Hussein, Italy (individual) [IRAQ]

ABBAS, Abu (a.k.a. ZAYDAN, Muhammad), Director of PALESTINE LIBERATION FRONT – ABU ABBAS FACTION (DOB 10 December 1948) (individual) [SDT]

ABBAS, Kassim, Italy (individual) [IRAQ]

ABBOTT, John G., 34 Grosvenor Street, London W1X 9FG, England (individual) [LIBYA]

ABD AL–GHAFUR, Humam Abd a–Khaliq (a.k.a. GHAFUR, Humam Abdel Khaleq Abdel), Minister of Higher Education and Scientific Research, Iraq (DOB 1945) (individual) [IRAQ]

ABDALLAH, Ramadan (a.k.a. ABDULLAH, Dr. Ramadan; a.k.a. SHALLAH, Dr. Ramadan Abdullah; a.k.a. SHALLAH, Ramadan Abdalla Mohamed), Secretary General of the PALESTINIAN ISLAMIC JIHAD, Damascus, Syria (DOB 1 January 1958; POB Gaza City, Gaza Strip; SSN 589–17–6824 (U.S.A.); Passport No. 265 216 (Egypt).) (individual) [SDT]

ABDELMULLA, Yousef Abd–El–Razegh (a.k.a. ABDULMOLA, Yousef Abd–El–Razegh), P.O. Box 4538, Maidan Masif El Baladi, Tripoli, Libya (individual) [LIBYA]

ABDELNUR, Nury de Jesus, Panama (individual) [CUBA]

ABDUL JAWAD, Mohammed (a.k.a. ABDULJAWAD, Muhammed I.), Tripoli, Libya (individual) [LIBYA]

ABRIL CORTEZ, Oliverio (f.k.a. CORTEZ, Oliverio Abril), c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia; Calle 18A No. 8A–20, Jamundi, Colombia (Cedula No. 3002003 (Colombia)) (individual) [SDNT]

ABU MARZOOK, Mousa Mohammed (a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZOOK, Mousa Mohamed Abou; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]

ABU NIDAL ORGANIZATION (a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

ACE INDIC NAVIGATION CO. LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]

ACECHILLY NAVIGATION CO. LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]

ACEFROSTY SHIPPING CO., LTD., 171 Old Bakery Street, Valletta, Malta [CUBA]

ACERO, Cesar Augusto, Avenida 7N No. 17A–48, Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 70564947 (Colombia)) (individual) [SDNT]

ACEVEDO P., Francisco Luis, Carrera 1 No. 18–52, Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 71660070 (Colombia)) (individual) [SDNT]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 15977, Casablanca, Morocco [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 17459, Misurata, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 20108, Sebha, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 321, Benghazi, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 547, Valletta, Malta [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 959, Tripoli, Libya [LIBYA]

ADMINCHECK LIMITED, 1 Old Burlington Street, London, England [IRAQ]

ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Avenida 2CN No. 24N–92, Cali, Colombia; Calle 17N No. 6N–28, Cali, Colombia (NIT #800149060–5) [SDNT]

ADVANCED ELECTRONICS DEVELOPMENT, LTD., 3 Mandeville Place, London, England [IRAQ]

AEROCARIBBEAN AIRLINES (a.k.a. AERO–CARIBBEAN), Havana, Cuba [CUBA]

AEROTAXI EJECUTIVO, S.A., Managua, Nicaragua [CUBA]

AGENCIA DE VIAJES GUAMA (a.k.a. GUAMA TOUR; a.k.a. GUAMATUR, S.A.; a.k.a. VIAJES GUAMA TOURS), Bal Harbour Shopping Center, Via Italia, Panama City, Panama [CUBA]

AGHIL, Yousef I., Libya (individual) [LIBYA]

AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY (a.k.a. AGIP (N.A.M.E.) LIMITED), Adahr, P.O. Box 346, Sciara Giakarta, Tripoli, Libya [LIBYA]

AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY (a.k.a. AGIP (N.A.M.E.) LIMITED), Benghazi Office, P.O. Box 4120, Benghazi, Libya (Designation applies only to joint venture located in Libya) [LIBYA]

AGRICOLA HUMYAMI LTDA., Apartado Aereo 30352, Cali, Colombia [SDNT]

AGRICULTURAL CO–OPERATIVE BANK, Rashid Street, Baghdad, Iraq [IRAQ]

AGRICULTURAL ENGINEERING COMPANY, Libya [LIBYA]

AGROPECUARIA BETANIA LTDA., Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia [SDNT]

AGROPECUARIA LA ROBLEDA S.A., Carrera 61 No. 11–58, Cali, Colombia; Avenida 2DN No. 24N–76, Cali, Colombia (NIT # 800160353–2) [SDNT]

AGROPECUARIA Y REFRESTADORA HERREBE LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

AGUADO ORTIZ, Luis Jamerson, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia (Cedula No. 2935839 (Colombia)) (individual) [SDNT]

AGUAS LOZADA, Rafael, c/o COSMEPOP, Bogota, Colombia; c/o DROGAS LA REBAJA BOGOTA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 11385426 (Colombia)) (individual) [SDNT]

AGUDELO GALVEZ, Lieride, c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 6511576 (Colombia)) (individual) [SDNT]

AGUDELO, Ivan de Jesus, Avenida 6N No. 47–197 17, Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia (individual) [SDNT]

AGUIAR, Raul, Director, Banco Nacional de Cuba, Avenida de Concha, Espina 8, E–28036, Madrid, Spain (individual) [CUBA]

AGUILERA QUIJANO, Harold, c/o ASESORIAS COSMOS LTDA., Cali, Colombia (Cedula No. 16594227 (Colombia)) (individual) [SDNT]
AHLYA BUILDING MATERIALS CO., P.O. Box 1351, Benghazi, Libya; P.O. Box 8545, Jumhouriya Street, Tripoli, Libya [LIBYA]
AHMAD QASSEM AND SONS CO., Libya [LIBYA]
AHMAD, Rasem, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
AHMAD, Wallid Issa, Iraq (individual) [IRAQ]
AIRMORES SHIPPING CO. LTD. (a.k.a. AIMOROS SHIPPING CO. LTD.), c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
AL ABIAR FODDER PLANT, Libya [LIBYA]
AL–AGELI, Dr. Muktar Ali (a.k.a. EL–AGELI, Dr. Mukhtar Ali; a.k.a. EL–AGELI, Dr. Muktar Ali), Apartment 10, Maida Vale, Little Venice, London, England; 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (DOB 23 July 1944) (individual) [LIBYA]
AL AHLIYA CO. FOR TRADING AND MANUFACTURE OF CLOTHING, P.O. Box 4152, Benghazi, Libya; P.O. Box 15182, Tripoli, Libya [LIBYA]
AL–AHMAD, Mahmoud Diab (a.k.a. AL–AHMAD, Mahmud Dhiyab), Minister of Housing and Reconstruction, Iraq (individual) [IRAQ]
AL AMAL CO. FOR TRADING AND MANUFACTURING OF CLOTHING, Libya [LIBYA]
AL–AMIRI, Adnan Talib Hassim, 43 Palace Mansions, Hammersmith, London, England (individual) [IRAQ]
AL–ARABI TRADING COMPANY LIMITED, Lane 11, Hai Babil, Baghdad District 929, Iraq [IRAQ]
AL–ATRUSH, Abd al–Wahhab Umar Mirza (a.k.a. AL–ATRUSHI, Abdel Wahab), a minister of state, Iraq (DOB 1936) (individual) [IRAQ]
AL–AZAWI, Dafir, Iraq (individual) [IRAQ]
AL–BAZZAZ, Hikmet Abdallah (a.k.a. AL–BAZAZ, Hikmet Abdullah), Minister of Education, Iraq (individual) [IRAQ]
AL–DAJANI, Leila N.S., P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
AL–DAJANI, Nadim S., P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
AL–DAJANI, Sa'ad, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
AL–DULAIMI, Khalaf M. M., Baghdad, Iraq (individual) [IRAQ]
AL–GAMA'A AL–ISLAMIYYA (a.k.a. GAMA'AT; a.k.a. GAMA'AT AL–ISLAMIYYA; a.k.a. ISLAMIC GAMA'AT; a.k.a. ISLAMIC GROUP, THE), Egypt [SDT]
AL GAZEERA BENGHAZI, P.O. Box 2456, Benghazi, Libya [LIBYA]
AL–HABOBI, Dr. Safa Haji J. (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]
AL HAMBRA HOLDING COMPANY, Madrid, Spain [LIBYA]
AL–HAMMADI, Hamid Yusif (a.k.a. HAMADI, Hamed Yussef), Minister of Culture and Information, Iraq (individual) [IRAQ]
AL–HASSAN, Anas Malik Dohan (a.k.a. AL–HASSAN, Anas; a.k.a. DOHAN, Anas; a.k.a. DOHAN, Anas Malik; a.k.a. MALIK, Anas), Baghdad, Iraq (individual) [IRAQ]
AL–HASSAN, Anas Malik Dohan (a.k.a. AL–HASSAN, Anas; a.k.a. DOHAN, Anas; a.k.a. DOHAN, Anas Malik; a.k.a. MALIK, Anas), Jordan (individual) [IRAQ]
AL–HASSAN, Watban Ibrahim (a.k.a. AL–TAKRITI, Watban; a.k.a. AL–TIKRITI, Watban Ibrahim al–Hasan), Minister of the Interior, Baghdad, Iraq (DOB 1952) (individual) [IRAQ]
AL–HIJAZI, Mahmud, Secretary of Justice and Public Security of the Government of Libya, Libya (DOB 1944, POB Batta, Libya) (individual) [LIBYA]
AL–HINSHIRI, Izz Al–Din Al–Muhammad, Secretary of Communications and Transport of the Government of Libya, Libya (DOB 6 October 1951) (individual) [LIBYA]
AL–HUWAYSH, Isam Rashid, Governor of the Central Bank, Iraq (individual) [IRAQ]
AL–JABBURI, Sadi Tuma Abbas, Adviser to the President for Military Affairs, Iraq (DOB 1939) (individual) [IRAQ]
AL JAMAL TRADING EST. (BENGHAZI), Benghazi, Libya [LIBYA]
AL–JIHIMI, Tahir, Secretary of Economy and Trade of the Government of Libya, Libya (individual) [LIBYA]
AL KABIR, 1 Giaddet Omar Mokhtar, P.O. Box 685, Tripoli, Libya (individual) [LIBYA]
AL–KAFI, Isa Abd, Secretary of Agrarian Reform, Land Reclamation, and Animal Resources of the Government of Libya, Libya (individual) [LIBYA]
AL–KHAFAJI, Sabah, 254 Rue Adolphe Pajeaud, 92160 Antony, France (individual) [IRAQ]
AL–KHODAIR, Ahmad Hussein (a.k.a. SAMARRAI, Ahmad Husayn Khudayir), Minister of Finance, Iraq (DOB 1941) (individual) [IRAQ]
AL–MAHMUDI, Baghdadi, Secretary of Health and Social Security of the Government of Libya, Libya (individual) [LIBYA]
AL–MAJID, General Ali Hassan (a.k.a. AL–MAJID, General Ali Hasan), Minister of Defense, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]
AL–MAJID, Hussein Kamel Hassan (a.k.a. AL–MAJID, Husayn Kamil Hasan), Minister of Industry and Minerals and Advisor to the President, Baghdad, Iraq (DOB 1955) (individual) [IRAQ]
AL–MAL, Muhammad Bayt, Secretary of Planning and Finance of the Government of Libya, Libya (individual) [LIBYA]
AL–MALIKI, Shabib Lazem (a.k.a. AL–MALEKI, Shebib Lazim), Minister of Justice, Iraq (DOB 1936) (individual) [IRAQ]
AL–MUNTASIR, Umar Mustafa, Secretary of People's External Liaison and International Cooperation Bureau of the Government of Libya, Libya (DOB 1939, POB Misurata, Libya) (individual) [LIBYA]
AL–OGAILY, Akram H., Flat 2, St. Ronons Court, 63 Putney Hill, London, England (individual) [IRAQ]
AL–QA'UD, Abd Al Majid, Secretary of Libya's General People's Committee, Libya (DOB 1943, POB Ghariar, Libya) (individual) [LIBYA]
AL–QADHAFI, Muammar Abu Minyar, head of the Libyan Government and de facto Chief of State, Libya (DOB 1942, POB Sirte, Libya) (individual) [LIBYA]
AL–QASIR, Nazar Jumah Ali (a.k.a. AL–QASSIR, Nizar Jomaa Ali), Minister of Irrigation, Iraq (individual) [IRAQ]
AL–RAFIDAIN SHIPPING COMPANY, Bombay, India [IRAQ]
AL RAHMAN, Shaykh Umar Abd, Chief Ideological Figure of ISLAMIC GAMA'AT (DOB 3 May 1938, POB Egypt) (individual) [SDT]
AL–RIDA, Karim Hasan (a.k.a. RIDA, Karim Hassan), Minister of Agriculture, Iraq (DOB 1944) (individual) [IRAQ]
AL–RUBA, Dr. Khadim, Managing Director of REAL ESTATE BANK, Iraq (individual) [IRAQ]
AL–SAHHAF, Muhammad Said Kazim (a.k.a. AL–SAHAF, Mohammed Said), Minister of Foreign Affairs, Iraq (DOB 1940) (individual) [IRAQ]
AL–SALIH, Muhammad Mahdi (a.k.a. SALEH, Mohammed Mahdi), Minister of Trade (DOB 1947) (individual) [IRAQ]
AL–SHAMIKH, Mubarak, Secretary of Housing and Utilities of the Government of Libya, Libya (DOB 1950) (individual) [LIBYA]
AL–TAKRITI, Barzan Ibrahim Hassan (a.k.a. AL–TIKRITI, Barzan Ibrahim Hasan), Advisor to the President, Iraq; Geneva, Switzerland (DOB 17 February 1951) (individual) [IRAQ]
AL–TAKRITI, Sabawi Ibrahim Hassan, Baghdad, Iraq (individual) [IRAQ]
AL–ZANATI, Muhammad, Secretary of the General People's Congress of Libya, Libya (individual) [LIBYA]
AL ZAWAHIRI, Dr. Ayman, Operational and Military Leader of JIHAD GROUP (DOB 19 June 1951, POB Giza, Egypt, Passport No. 1084010 (Egypt)) (individual) [SDT]
AL–ZIBARI, Arshad Muhammad Ahmad Muhammad, a minister of state, Iraq (DOB 1942) (individual) [IRAQ]
AL–ZUBAYDI, Muhammad Hamsa (a.k.a. AL–ZUBAIDI, Mohammed Hamza), Deputy Prime Minister, Iraq (DOB 1938) (individual) [IRAQ]
AL–ZUMAR, Abbud (a.k.a. ZUMAR, Colonel Abbud), Factional Leader of JIHAD GROUP, Egypt (POB Egypt) (individual) [SDT]
ALAVAREZ GAVIRIA, Jaime Antonio, c/o EXPORT CAFE LTDA., Cali, Colombia (DOB 17 Aug 1947; Cedula No. 10060853 (Colombia)) (individual) [SDNT]
ALAWI, Abdel–Salam Abdel–Rahman (a.k.a. ALLAWI, Salam), General Manager of INDUSTRIAL BANK OF IRAQ, Iraq (individual) [IRAQ]

ALFA PHARMA S.A., Diagonal 17 No. 28A–80, Bogota, Colombia [SDNT]
ALI, Ali Abdul Mutalib, Germany (individual) [IRAQ]
ALKHAYOUN, Dhiah H., Chairman and General Manager of RASHEED BANK, Iraq (individual) [IRAQ]
ALMANZA CANON, Nohora Juliana, c/o COSMEPOP, Bogota, Colombia (Cedula No. 52557912 (Colombia)) (individual) [SDNT]
ALOARDI, Carlo Giovanni, Milan, Italy (individual) [CUBA]
ALUBAF ARAB INTERNATIONAL BANK E.C. (a.k.a. ALUBAF), UGB Tower, Diplomatic Area, P.O. Box 12529, Manama, Bahrain [LIBYA]
ALUBAF INTERNATIONAL BANK – TUNIS (a.k.a. ALUBAF – TUNIS), 90–92 Avenue Hedi Chaker, P.O. Box 51, 1002 Tunis Belvedere, Tunisia [LIBYA]
ALVARADO BONILLA, Alejandro, c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia (Cedula No. 79641039 (Colombia)) (individual) [SDNT]
ALVAREZ, Manuel (AGUIRRE), Panama (individual) [CUBA]
ALWAN, Allaidin Hussain (a.k.a. ALWAN, Alla Idin Hussain), Baghdad, Iraq (individual) [IRAQ]
ALZATE SALAZAR, Luis Alfredo, c/o COINTERCOS S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 16595689 (Colombia)) (individual) [SDNT]
AMAN CO. FOR TYRES AND BATTERIES, P.O. Box 2394, Benghazi, Libya; P.O. Box 17757, Misurata, Libya; Sabha, Libya; Tajura Km. 19, P.O. Box 30737, Tripoli, Libya; Tripoli, Libya [LIBYA]
AMARO, Joaquim Ferreira, Praca Pio X, 54–10o Andar CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]
AMAYA OROZCO, Luis Alberto, Calle 18N No. 9–46, Cali, Colombia; c/o COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Cali, Colombia (Cedula No. 4882167 (Colombia)) (individual) [SDNT]
AMD CO. LTD AGENCY, Al–Tahrir Car Parking Building, Tahrir Sq., Floor 3, Office 33, P.O. Box 8044, Baghdad, Iraq [IRAQ]
AMERICAN AIR WAYS CHARTERS, INC., 1840 West 49th Street, Hialeah, Florida, U.S.A. [CUBA]
AMEZQUITA MENESES, Salustio, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 14943885 (Colombia)) (individual) [SDNT]
AMPARO RODRIGUEZ DE GIL Y CIA. S. EN C., Avenida 4N No. 5N–20, Cali, Colombia [SDNT]
ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia [SDNT]
ANDRADE QUINTERO, Ancizar, c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIAS LTDA., Cali, Colombia (Cedula No. 16672464 (Colombia)) (individual) [SDNT]
ANGELINI, Alejandro Abood, Panama (individual) [CUBA]
ANGLO–CARIBBEAN CO., LTD. (a.k.a. AVIA IMPORT), Ibex House, The Minories, London EC3N 1DY, England [CUBA]
ANGULO OROBIO, Jose Francisco, Avenida 4N No. 17–43 apt. 801, Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16706561 (Colombia)) (individual) [SDNT]
ANTILLANA SALVAGE CO. LTD., c/o EMPRESA ANTILLANA DE SALVAMENTO, 4th Floor, Lonja del Comercio, Havana Vieja, Havana, Cuba [CUBA]
AQUITAINE LIBYE, Omar El Mokhtar Street, P.O. Box 282, Tripoli, Libya (Designation applies only to joint venture located in Libya) [LIBYA]
ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Al Masood Building, Khalifa Street, P.O. Box 7588, Abu Dhabi, U.A.E. [LIBYA]
ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), ARBIFT Tower, Baniyas Street, P.O. Box 5549, Deira, Dubai, United Arab Emirates [LIBYA]
ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Head Office, ARBIFT Building, Sheikh Hamdan Street, P.O. Box 2484, Abu Dhabi, U.A.E. [LIBYA]
ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Khalfan Bin Rakan Building, Khalifa Street, P.O. Box 16003, Al Ain, U.A.E. [LIBYA]
ARAB CO. FOR IMPORTATION AND MANUFACTURE OF CLOTHING AND TEXTILES, Libya [LIBYA]
ARAB COMMERCIAL INSURANCE COMPANY, Channel Islands [LIBYA]
ARAB HELLENIC BANK, S.A. (a.k.a. APABO), 43 Penepistimiou Street, GR–105 64, Athens, Greece; 8088 Syngrou Avenue, GR–117 41, Athens, Greece; P.O. Box 19126, GR–117 10, Athens, Greece [LIBYA]
ARAB LIBYAN SYRIAN INDUSTRIAL & AGRICULTURAL INVESTMENT COMPANY (a.k.a. SYLICO; a.k.a. SYRIAN LIBYAN COMPANY – INDUSTRIAL & AGRICULTURAL INVESTMENTS), 9 Mazze, Autostrade, Damascus, Syria [LIBYA]
ARAB PETROLEUM ENGINEERING COMPANY LTD., Amman, Jordan [IRAQ]
ARAB PROJECTS COMPANY S.A. LTD., P.O. Box 1318, Amman, Jordan [IRAQ]
ARAB PROJECTS COMPANY S.A. LTD., P.O. Box 1972, Riyadh, Saudi Arabia [IRAQ]
ARAB PROJECTS COMPANY S.A. LTD., P.O. Box 7939, Beirut, Lebanon [IRAQ]
ARAB REAL ESTATE COMPANY (a.k.a. ARESCO), Beirut, Lebanon [LIBYA]
ARAB UNION CONTRACTING CO., P.O. Box 3475, Tripoli, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), P.O. Box 263, Al Kish, Benghazi, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), P.O. Box 693–325, Ben Ashour Street, Tripoli, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), Sarir Field, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), Windsor House, 42–50 Victoria Street, London SW1H 0NW, England [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), Gaziosmanpasa Bulvari No. 10/1, 35210 Alsancak, Izmir, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), Havuzlu Sok. No. 3, 06540 Asagi Ayranci, Ankara, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), P.O. Box 11, 01321 Adana, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), P.O. Box 38, 06552 Cankaya, Ankara, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), P.O. Box 380, 80223 Sisli, Istanbul, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), P.O. Box 52, 35212 Pasaport, Izmir, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), Vali Konagi Cad. No. 10, 80200 Nistantas, Istanbul, Turkey [LIBYA]
ARAP TURK BANKASI A.S. (a.k.a. ARAB TURKISH BANK; a.k.a. ATB), Ziyapasa Bulvari No. 14/A, 01130 Adana, Turkey [LIBYA]
ARBELAEZ ALZATE, Rafael, c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (individual) [SDNT]
ARBELAEZ GALLON, Gladys, c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (Cedula No. 31858038 (Colombia)) (individual) [SDNT]
ARBELAEZ PARDO, Amparo, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE, Bogota, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; Casa No. 19, Avenida Lago, Ciudad Jardin, Cali, Colombia (DOB 9 November 1950; alt. DOB 9 August 1950; Passports AC 568973 (Colombia), PEDO1850 (Colombia); Cedula No. 31218903 (Colombia)) (individual) [SDNT]
ARBOLEDA A., Pedro Nicholas (Nicolas), c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (Cedula No. 16602372 (Colombia)) (individual) [SDNT]

ARBOLEDA, Julio, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 16205508 (Colombia)) (individual) [SDNT]
ARCHI CENTRE I.C.E. LIMITED, 3 Mandeville Place, London, England [IRAQ]
ARCHICONSULT LIMITED, 128 Buckingham Place, London 5, England [IRAQ]
ARIAS RAMIREZ, Jhon Helmer, c/o IMPORTADORA Y COMERCIALIZADORA LTDA., Cali, Colombia (Cedula No. 16796537 (Colombia)) (individual) [SDNT]
ARIFI, Dr. Najmeddine Abdalla (a.k.a. ARIFI, Dr. Nagmeddin Abdalla), P.O. Box 2134, Tripoli, Libya (DOB 21 November 1947) (individual) [LIBYA]
ARION SHIPPING CO., LTD., 60 South Street, Valletta, Malta [CUBA]
ARISTIZABAL ATEHORTUA, Jaime Alberto, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (Cedula No. 16756325 (Colombia)) (individual) [SDNT]
ARIZABALETA ARZAYUS, Phanor (Fanor), Avenida 39 No. 15–22, Bogota, Colombia; Calle 110 No. 30–45, Bogota, Colombia; Carrera 9 No. 9S–35, Buga, Colombia; Carrera 4 No. 12–41 of. 710, Cali, Colombia; c/o CONSTRUCTORA ALTOS DE RETIRO LTDA., Bogota, Colombia; c/o INVERSIONES ARIO LTDA., Cali, Colombia (DOB 12 May 1938; Cedula No. 2879530 (Colombia)) (individual) [SDNT]
ARJONA ALVARADO, Rafael, c/o ALPHA PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19442698 (Colombia)) (individual) [SDNT]
ARLONE FACELLI, Roberto, c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 16632415 (Colombia)) (individual) [SDNT]
ARMANI, Dino, Via Abruzzi 94, Milan, Italy; Via San Francesco d'Assisi 10, Milan, Italy; Viale Abbruzzi 24, Milan, Italy (DOB 20 September 1920) (individual) [LIBYA]
ARMANI, Giampiero, Viale Abruzzi 94, Milan, Italy (DOB 15 September 1932) (individual) [LIBYA]
ASESORIAS COSMOS LTDA., Carrera 40 No. 6–50 apt. 13–01, Cali, Colombia [SDNT]
ASPOIR DEL PACIFICO Y CIA. LTDA., Cali, Colombia [SDNT]
ASSOCIATED ENGINEERS, England [IRAQ]
ASTERIS S.A. INDUSTRIAL & COMMERCIAL CORPORATION, Athens, Greece [LIBYA]
ATAMALLO SHIPPING CO. LTD. (a.k.a. ANTAMALLO SHIPPING CO. LTD.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
ATIA, Hachim K., 2 Stratford Place, London W1N 9AE, England (individual) [IRAQ]
ATIA, Hachim K., Hay Al–Adil, Mahala–645, Zukak–8, No.–39, Baghdad, Iraq (individual) [IRAQ]
ATIA, Hachim K., Lane 15, Area 902, Hai Al–Wahda, Baghdad, Iraq (individual) [IRAQ]
ATLAS AIR CONDITIONING COMPANY LIMITED, 55 Roebuck House, Palace Street, London, England [IRAQ]
ATLAS EQUIPMENT COMPANY LIMITED, 55 Roebuck House, Palace Street, London, England [IRAQ]
AUREAL INMOBILIARIA LTDA., Avenida 7 No. 112–38 of. 104, Bogota, Colombia [SDNT]
AUTO BATTERY PLANT, Libya [LIBYA]
AVALON, S.A., Colon Free Zone, Panama [CUBA]
AVENDAÑO GUTIERREZ, Francisco Eduardo, Carrera 8 No. 66–21 apt. 204, Bogota, Colombia; Transversal 1A No. 69–54 apt. 502, Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 16645182 (Colombia)) (individual) [SDNT]
AVILA DE MONDRAGON, Ana Dolores, c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 29183223 (Colombia)) (individual) [SDNT]
AWDA, Abd Al Aziz, Chief Ideological Figure of PALESTINIAN ISLAMIC JIHAD – SHIQAQI (DOB 1946) (individual) [SDT]
AZIZ, Fouad Hamza, Praca Pio X, 54–10o Andar, CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]
AZIZ, Tariq Mikhail, Deputy Prime Minister, Iraq (DOB 1936) (individual) [IRAQ]
AZIZIA BOTTLE PLANT, Libya [LIBYA]
AZRAK S.A., Panama [CUBA]
AZZAWIYA OIL REFINING COMPANY, Benghazi Asphalt Plant Office, Benghazi, Libya [LIBYA]
AZZAWIYA OIL REFINING COMPANY, P.O. Box 6451, Tripoli, Libya [LIBYA]
BABIL INTERNATIONAL, Aeroport D'Orly, 94390 Orly Aerogare, France [IRAQ]
BADI, Mahmud, Secretary of People's Control and Follow–up of the Government of Libya, Libya (individual) [LIBYA]
BAEZA MOLINA, Carlos Alberto, c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia (Cedula No. 16621765 (Colombia)) (individual) [SDNT]
BANCO BRASILEIRO–IRAQUIANO S.A., Praca Pio X, 54–10o Andar CEP 20091, Rio de Janeiro, Brazil (Head office and city branch) [IRAQ]
BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Avenida de Concha Espina 8, E–28036 Madrid, Spain [CUBA]
BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Dai–Ichi Bldg. 6th Floor, 10–2 Nihombashi, 2–chome, Chuo–ku, Tokyo 103, Japan [CUBA]
BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Federico Boyd Avenue & 51 Street, Panama City, Panama [CUBA]
BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Zweierstrasse 35, CH–8022 Zurich, Switzerland [CUBA]
BANDERAS, Aracelly, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]
BANQUE ARABE DU NORD–BAAN (a.k.a. BANQUE ARABE D'AFRIQUE DU NORD [BAAN]; a.k.a. N.A.I.B.; a.k.a. NORTH AFRICA INTERNATIONAL BANK; a.k.a. NORTH AFRICAN INTERNATIONAL BANK), P.O. Box 102, Le Belvedere, 1002 Tunis, Tunisia [LIBYA]
BANQUE ARABE DU NORD–BAAN (a.k.a. BANQUE ARABE D'AFRIQUE DU NORD [BAAN]; a.k.a. N.A.I.B.; a.k.a. NORTH AFRICA INTERNATIONAL BANK; a.k.a. NORTH AFRICAN INTERNATIONAL BANK), 25 Avenue Khereddine Pacha, Tunis, Tunisia [LIBYA]
BANQUE ARABE DU NORD–BAAN (a.k.a. BANQUE ARABE D'AFRIQUE DU NORD [BAAN]; a.k.a. N.A.I.B.; a.k.a. NORTH AFRICA INTERNATIONAL BANK; a.k.a. NORTH AFRICAN INTERNATIONAL BANK), P.O. Box 485, 1080 Tunis Cedex, Tunisia [LIBYA]
BANQUE ARABE DU NORD–BAAN (a.k.a. BANQUE ARABE D'AFRIQUE DU NORD [BAAN]; a.k.a. N.A.I.B.; a.k.a. NORTH AFRICA INTERNATIONAL BANK; a.k.a. NORTH AFRICAN INTERNATIONAL BANK), Avenue Kheireddine Pacha 25, Tunis, Tunisia [LIBYA]
BANQUE ARABE LIBYENNE BURKINABE POUR LE COMMERCE EXTERIEUR ET LE DEVELOPPEMENT, 1336 Avenue Nelson Mandela, Ouagadougou, Burkina Faso [LIBYA]
BANQUE ARABE LIBYENNE MALIENNE POUR LE COMMERCE EXTERIEUR ET LE DEVELOPPEMENT (a.k.a. BALIMA; a.k.a. BANQUE COMMERCIALE DU SAHEL; a.k.a. CHINGUETTY BANK), P.O. Box 2372, Bamako, Mali [LIBYA]
BANQUE ARABE LIBYENNE MAURITANIENNE POUR LE COMMERCE EXTERIEUR ET LE DEVELOPPEMENT (a.k.a. BALM), Jamal Abdulnasser Street, P.O. Box 262, Nouakchott, Mauritania [LIBYA]
BANQUE ARABE LIBYENNE NIGERIENNE POUR LE COMMERCE EXTERIEUR ET LE DEVELOPPEMENT (a.k.a. BALINEX; a.k.a. BANQUE COMMERCIALE DU NIGER; a.k.a. BCN), P.O. Box 11363, Niamey, Niger [LIBYA]
BANQUE ARABE LIBYENNE TOGOLAISE DU COMMERCE EXTERIEUR (a.k.a. BALTEX; a.k.a. SOCIETE INTERAFFRICAINE DU BANQUE), P.O. Box 4874, Lome, Togo [LIBYA]
BANQUE ARABE TUNISO–LIBYENNE DE DEVELOPPEMENT ET DE COMMERCE EXTERIEUR (a.k.a. B.T.L.), 25 Avenue Kheireddine Pacha, P.O. Box 102, 1002 Le Belvedere, Tunis, Tunisia [LIBYA]
BANQUE INTERCONTINENTALE ARABE, 67, Avenue Franklin Roosevelt, 75008 Paris, France [LIBYA]

BANQUE TCHADO ARABE LIBYENNE, P.O. Box 104, N'Djamena, Chad [LIBYA]
BARON DIAZ, Carlos Arturo, c/o GRACADAL S.A., Bogota, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 49994 (Colombia)) (individual) [SDNT]
BARONA, Fernando, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16688872 (Colombia)) (individual) [SDNT]
BAROON SHIPPING COMPANY LIMITED, Haven Court, 5 Library Ramp, Gibraltar [IRAQ]
BARRIOS SENIOR, Jario Ascanio, c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 8723099 (Colombia)) (individual) [SDNT]
BATISTA, Miguel, Panama (individual) [CUBA]
BAY INDUSTRIES, INC., 10100 Santa Monica Boulevard, Santa Monica, California, U.S.A. [IRAQ]
BECERRA BECERRA, Alvaro, c/o AGROPECUARIA LA ROBLEDA LTDA., Cali, Colombia (Cedula No. 2730788 (Colombia)) (individual) [SDNT]
BECHARA SIMANCA, Salim, c/o SOCOVALLE, Cali, Colombia (DOB 26 July 1950; Cedula No. 19163957 (Colombia)) (individual) [SDNT]
BELMEX IMPORT EXPORT CO., LTD., 24 Corner Regent and Kings Streets, Belize City, Belize [CUBA]
BENGHAZI CEMENT PLANT, Libya [LIBYA]
BENGHAZI EST. FOR BUILDING AND CONSTRUCTION, P.O. Box 2118, Benghazi, Libya [LIBYA]
BENGHAZI LIME PLANT, Libya [LIBYA]
BENGHAZI PAPER BAGS PLANT, Libya [LIBYA]
BENGHAZI TANNERY, Libya [LIBYA]
BENITEZ CASTELLANOS, Cesar Tulio, c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIOS Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]
BERRUIEN, Dr. Nuri Abdalla, c/o ARABIAN GULF OIL COMPANY, P.O. Box 263, Benghazi, Libya (DOB 18 March 1946) (individual) [LIBYA]
BETTINA SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
BEWELL CORPORATION, INC., Panama [CUBA]
BOILEAU, Pierre, 1078 Rue Champigny, Duvernay, Quebec, Canada (individual) [CUBA]
BORRERO Q., Hector Fabio, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]
BOUTIQUE LA MAISON, 42 Via Brasil, Panama City, Panama [CUBA]
BRADFIELD MARITIME CORPORATION INC., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
BREGA INTERNATIONAL MARKETING COMPANY, Al Nassar Street, P.O. Box 4768, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Alnaser Street, P.O. Box 402, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Azzawiya Km. 50, P.O. Box 402, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, P.O. Box 1278, Benghazi, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Sayedi Street, P.O. Box 402, Tripoli, Libya [LIBYA]
BUHLER, Bruno, 57 Rue du Rhone, CH–1204 Geneva, Switzerland (individual) [IRAQ]
BUITRAGO DE HERRERA, Luz Mery, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o SOCOVALLE, Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia; c/o W. HERRERA Y CIA., Cali, Colombia (Cedula No. 29641219 (Colombia)) (individual) [SDNT]
BUITRAGO MARIN, Adiela, c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 31137617 (Colombia)) (individual) [SDNT]
BUITRAGO MARIN, Nubia, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 31132922 (Colombia)) (individual) [SDNT]
BURGAN INTERNATIONAL, Kuwait [CUBA]
BUSENTI, Marcantonio or Marcello, Via Alatri 14, Rome, Italy (DOB 30 MAY 38) (individual) [LIBYA]
BUSHWESHA, Abdullah (individual) [LIBYA]
CABALLERO, Roger Montanes (a.k.a. DOOLEY, Roger Edward; a.k.a. MONTANES, Roger), Panama (individual) [CUBA]
CALDERON RODRIGUEZ, Solange, c/o INMOBILIARIA AURORA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]
CANIPEL S.A. (a.k.a. CANAPEL S.A.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
CARBONICA, S.A., Panama [CUBA]
CARDONA OCHOA, Carlos Julio, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia; c/o GRUPO SANTA LTDA., Cali, Colombia (Cedula No. 7524996 (Colombia)) (individual) [SDNT]
CARDONA RUEDA, Fernando Ivan, c/o COINTERCOS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 16607447 (Colombia)) (individual) [SDNT]
CARIBBEAN HAPPY LINES (a.k.a. CARIBBEAN HAPPY LINES CO.), Panama [CUBA]
CARIBBEAN HAPPY LINES CO. (a.k.a. CARIBBEAN HAPPY LINES), Panama [CUBA]
CARIBBEAN PRINCESS SHIPPING LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
CARIBBEAN QUEEN SHIPPING LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
CARIBERIA, S.A., Spain [CUBA]
CARIBSUGAR INTERNATIONAL TRADERS, S.A., 125–133 Camden High Street, London, NW1 7JR, England [CUBA]
CARIBSUGAR, S.A., Panama [CUBA]
CARISUB, S.A., Panama [CUBA]
CARMONA, Juan Manuel, c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES RODRIGUEZ ARBELAEZ, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]
CARRILLO SILVA, Armando, c/o GRACADAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES CAMINO REAL S.A., Cali, Colombia (Cedula No. 16242828 (Colombia)) (individual) [SDNT]
CARS & CARS LTDA. (a.k.a. CENTRO COMERCIAL DEL AUTOMOVIL; a.k.a. COMERCIALIZADORA INTEGRAL LTDA.; a.k.a. PROYECTO CARS & CARS), Avenida Roosevelt entre carreras 38 y 38A esquinas, Cali, Colombia [SDNT]
CARVAJAL SUAREZ, Luz Mary, c/o DISMERCOOP, Cali, Colombia (Cedula No. 24626230 (Colombia)) (individual) [SDNT]
CASA DE CUBA, Mexico; Spain [CUBA]
CASA DEL REPUESTO, Panama City, Panama [CUBA]
CASQUETE VARGAS, Orlando, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19270159 (Colombia)) (individual) [SDNT]
CASTAÑEDA BLANCO, Carlos Julio, c/o COSMEPOP, Bogota, Colombia (Cedula No. 79390781 (Colombia)) (individual) [SDNT]
CASTAÑEDA QUINTERO, Luis Alberto, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 6064977 (Colombia)) (individual) [SDNT]

CASTAÑEDA RAMIREZ, Lorena Constanza, c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 52071011 (Colombia)) (individual) [SDNT]
CASTANO ARANGO, Fernando, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 14953602 (Colombia)) (individual) [SDNT]
CASTÃO PATINO, Maria Janet, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 31149394 (Colombia)) (individual) [SDNT]
CASTELL, Osvaldo Antonio (VALDEZ), Panama (individual) [CUBA]
CASTRILLON CRUZ, Maria Leonor, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]
CASTRO DE SANTACRUZ, Amparo, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES EL PASO LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SAMARIA LTDA., Cali, Colombia (DOB 13 January 1948; alt. DOBs 13 January 1946, 14 April 1959; Passports PE027370 (Colombia), AA429676 (Colombia); Cedula No. 38983611 (Colombia).) (individual) [SDNT]
CASTRO VERGARA, Sandra, c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 31924082 (Colombia)) (individual) [SDNT]
CAVIEDES CRUZ, Leonardo, c/o INVERSIONES SANTA LTDA., Cali, Colombia (DOB 23 November 1952; Passports AB151486 (Colombia), AC444270 (Colombia), OC444290 (Colombia); Cedula No. 16593470 (Colombia)) (individual) [SDNT]
CECOEX, S.A., Panama City, Panama [CUBA]
CENTRAL BANK OF LIBYA, Al–Fatah Street, P.O. Box 1103, Tripoli, Libya [LIBYA]
CENTRAL BANK OF LIBYA, Benghazi, Libya [LIBYA]
CENTRAL BANK OF LIBYA, Sebha, Libya [LIBYA]
CHACON PACHON, Rodolfo, c/o COSMEPOP, Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 79538033 (Colombia)) (individual) [SDNT]
CHAMET IMPORT, S.A., Panama [CUBA]
CHANG BARRERO, Pedro Antonio, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (Cedula No. 14960909 (Colombia) (individual) [SDNT]
CHAO, Lazaro R., Executive Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
CHARALAMBIDES, Kypros, Cyprus (individual) [LIBYA]
CHAVARRO, Hector Fabio, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia (Cedula No. 16263212 (Colombia)) (individual) [SDNT]
CHEMPETROL INTERNATIONAL (a.k.a. CHEMPETROL), 145, Flat 9, Tower Road, Sliema, Malta [LIBYA]
CHEMPETROL INTERNATIONAL LTD., 28 Lincoln's Inn Fields, London WC2A 3HH, England [LIBYA]
CHEMPETROL INTERNATIONAL LTD., 5th Floor, Quality Court, Chancery Lane, London WC2A 1HP, England [LIBYA]
CHOSUNBOHOM (a.k.a. KOREA FOREIGN INSURANCE COMPANY), 1080 Berlin Glinkastrasse 5, Germany [NKOREA]
CHOSUNBOHOM (a.k.a. KOREA FOREIGN INSURANCE COMPANY), 123, Rue des Tennerolles, 92210 Saint–Cloud, Paris, France [NKOREA]
CHOSUNBOHOM (a.k.a. KOREA FOREIGN INSURANCE COMPANY), Unt. Batterieweg 35, CH–4008 Basel, Switzerland [NKOREA]
CIMECO, SRL, Milan, Italy [CUBA]
CIMEX IBERICA, Spain [CUBA]
CIMEX, Emerson No. 148 Piso 7, 11570 Mexico, D.F., Mexico [CUBA]
CIMEX, S.A., Panama [CUBA]
CIVIL AVIATION AUTHORITY, Sharia El Saidi, Tripoli, Libya [LIBYA]
CLAVIJO GARCIA, Hector Augusto, c/o GANADERIAS DEL VALLE, Cali, Colombia (Cedula No. 16613930 (Colombia)) (individual) [SDNT]
COBALT REFINERY CO. INC., Fort Saskatchewan, AB, Canada [CUBA]
COINTERCOS S.A. (a.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. BLAIMAR; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), Apartado Aereo 33248, Bogota, Colombia; Calle 12B No. 27–39, Bogota, Colombia (NIT # 860511578–8) [SDNT]
COLL, Gabriel (PRADO), Panama (individual) [CUBA]
COLLOMBEY REFINERY (a.k.a. RAFFINERIE DU SUD–OUEST; a.k.a. RSO), Collombey, Valais, Switzerland [LIBYA]
COLON, Eduardo (BETANCOURT), Panama (individual) [CUBA]
COLONY TRADING, S.A., Panama [CUBA]
COLOR 89.5 FM STEREO, Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia; Calle 19N No. 2N–29, Cali, Colombia [SDNT]
COMERCIAL CIMEX, S.A., Panama [CUBA]
COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Avenida Caracas No. 59–77 of. 201A, 401B y 405B, Bogota, Colombia (NIT # 800080719–0) [SDNT]
COMERCIAL DE RODAJES Y MAQUINARIA, S.A. (a.k.a. CRYMSA), Jose Lazaro Galdeano 6–6, 28016 Madrid, Spain [CUBA]
COMERCIAL IBEROAMERICANA, S.A. (a.k.a. COIBA), Spain [CUBA]
COMERCIAL MURALLA, S.A. (a.k.a. MURALLA, S.A.), Panama City, Panama [CUBA]
COMERCIALIZACION DE PRODUCTOS VARIOS (a.k.a. COPROVA; a.k.a. COPROVA SARL), Paris, France [CUBA]
COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Calle 25 No. 8–54, Cali, Colombia [SDNT]
COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Avenida Caracas No. 59–77 of. 201A, 401B, 405B y 407B, Bogota, Colombia (NIT # 800075687–3) [SDNT]
COMERCIALIZADORA OROBANCA (a.k.a. SOCIR S.A.) (a.k.a. Soucir, S.A.), Calle 36A No. 3GN–07 of. 302, Edificio El Parque, Cali, Colombia; Calle 22N No. 5A–75 of. 702, Edificio Via Veneto, Cali, Colombia [SDNT]
COMPAGNIE ALGERO–LIBYENNE DE TRANSPORT MARITIME (a.k.a. CALTRAM), 21 Rue des Freres Bouadou, Birmandreis, Algiers, Algeria [LIBYA]
COMPANIA DE COALICION DEL COMERCIO DE COREA, S.A., Panama [NKOREA]
COMPANIA DE IMPORTACION Y EXPORTACION IBERIA (a.k.a. CIMEX), Spain [CUBA]
COMPANIA FENIX INTERNACIONAL, S.A., Caracas, Venezuela [CUBA]
COMPANIA PESQUERA INTERNACIONAL, S.A., Panama [CUBA]
COMPRESSED LEATHER BOARD FIBRE PLANT, Tajoura, Libya [LIBYA]
CONCRETOS CALI S.A., Calle 7 No. 82–65, Cali, Colombia [SDNT]
CONSTRUCTORA ALTOS DEL RETIRO LTDA., Carrera 4 No. 86–88, Bogota, Colombia; Carrera 7 No. 72–28 of. 301, Bogota, Colombia; Transversal 3 No. 85–10 apt. 401 Interior 1, Bogota, Colombia (NIT # 890329139–8) [SDNT]
CONSTRUCTORA DIMISA LTDA., Calle 70N No. 14–31, Cali, Colombia [SDNT]
CONSTRUCTORA GOPEVA LTDA., Avenida 3A No. 51–15, Cali, Colombia [SDNT]
CONSTRUCTORA TREMI LTDA., Carrera 1A Oeste No. 68–75, Cali, Colombia [SDNT]
CONSTRUEXITO S.A. (a.k.a. CONE S.A.), Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]
CONSTRUVIDA S.A., Avenida 2N No. 7N–55 of. 521, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia; Carrera 68 No. 13B–61 of. 104B, Cali, Colombia (NIT # 800108122–8) [SDNT]
CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Avenida 2N No. 7N–55 of. 421, Cali, Colombia (NIT # 800109042–1) [SDNT]
CONTEX, S.A., Panama [CUBA]
COOBAR, Hadi N., Manama, Bahrain (individual) [LIBYA]
COOBAR, Hadi N., Tripoli, Libya (individual) [LIBYA]

COPSERVIR LTDA. (a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.; f.k.a. DROGAS LA REBAJA), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

CORINTHIA GROUP OF COMPANIES, Head Office, 22, Europa Centre, Floriana, Malta [LIBYA]

CORINTHIA PALACE HOTEL COMPANY LIMITED, De Paula Avenue, Attard, Malta [LIBYA]

CORPORACION ARGENTINA DE INGENIERIA Y ARQUITECTURA, S.A. (a.k.a. COPIA, S.A.), San Martin 323, 4th Floor, Buenos Aires, Argentina [CUBA]

CORPORACION CIMEX, S.A., Panama [CUBA]

CORPORACION IBEROAMERICANA DEL COMERCIO (a.k.a. CIDECO), Spain [CUBA]

CORREA PULGARIN, Ernesto, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 2510585 (Colombia)) (individual) [SDNT]

COSMEPOP (a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

COTEI, Milan, Italy [CUBA]

CREACIONES DEPORTIVAS WILLINGTON LTDA., Cosmocentro, Local 130, Cali, Colombia; Calle 5 No. 25–65, Cali, Colombia [SDNT]

CRUZ, Antonio Pedro (REYES), Milan, Italy (individual) [CUBA]

CRUZ, Juan M. de la, Director, Banco Nacional de Cuba, Dai–Ichi Bldg. 6th Floor, 10–2 Nihombashi, 2–chome, Chuo–ku, Tokyo 103, Japan (individual) [CUBA]

CRYMSA – ARGENTINA, S.A., Buenos Aires, Argentina [CUBA]

CUARTES MORALES, Juan Carlos, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16757375 (Colombia)) (individual) [SDNT]

CUBACANCUN CIGARS AND GIFT SHOPS, Cancun, Mexico [CUBA]

CUBAEXPORT, Spain [CUBA]

CUBAFRUTAS, Spain [CUBA]

CUBAN CIGARS TRADE, Italy [CUBA]

CUBANATUR, Baja California 255, Edificio B. Oficina 103, Condesa 06500, Mexico, D.F., Mexico [CUBA]

CUBATABACO, Spain [CUBA]

CUECA VILLARAGA, Hernan, c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia (Cedula No. 11352426 (Colombia)) (individual) [SDNT]

CUENCA, Ramon Cesar, Panama [CUBA]

CUERO MARTINEZ, Otalvaro, c/o INVHERESA S.A., Cali, Colombia (individual) [SDNT]

CULZAT LUGSIR, Rafael Alberto, Calle 7 Oeste No. 2–228, Cali, Colombia; Transversal 3 No. 86–73, Bogota, Colombia; c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia; c/o INVERSIONES CULZAT GUEVARA Y CIA. S.C.S., Cali, Colombia (DOB 23 October 1940; Passport No. P551220 (Colombia); Cedula No. 14962523 (Colombia)) (individual) [SDNT]

CUMEXINT, S.A., 1649 Adolfo Prieto, Colonia del Valle, Mexico City, Mexico [CUBA]

CUREF METAL PROCESSING BV, Boezembolcht 23, Rotterdam, Netherlands [CUBA]

DAGHIR, Ali Ashour, 2 Western Road, Western Green, Thames Ditton, Surrey, England (individual) [IRAQ]

DAHAIM, Ayad S., Vali Konagi Cad. No. 10, 80200 Nistantas, Istanbul, Turkey (individual) [LIBYA]

DAZA QUIROGA, Hugo Carlos, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19236485 (Colombia)) (individual) [SDNT]

DAZA RIVERA, Pablo Emilio, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 4904545 (Colombia)) (individual) [SDNT]

DE BOCCARD, Phillipe, (a.k.a. DE BOCCARD, Philippe), 44 Avenue Krieg, Geneva, Switzerland (individual) [IRAQ]

DE FRANCE, Naomi A., Cubanatur, Baja California 255, Edificio B., Oficina 103, Condesa 06500, Mexico, D.F., Mexico (individual) [CUBA]

DELGADO, Antonio (ARSENIO), Panama (individual) [CUBA]

DELGADO, Jorge Armando, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o COINTERCOS S.A., Bogota, Colombia; c/o COPSERVIR LTDA., Bogota, Colombia; c/o COSMEPOP, Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19354318 (Colombia)) (individual) [SDNT]

DELVEST HOLDING, S.A. (a.k.a. DELVEST HOLDING COMPANY), Case Postale 236, 10 Bis Rue Du Vieux College 12–11, Geneva, Switzerland [CUBA]

DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (a.k.a. DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE; a.k.a. DFLP), Israel; Lebanon; Syria [SDT]

DEPOSITO POPULAR DE DROGAS S.A., Carrera 6 No. 24–77, Cali, Colombia [SDNT]

DERECHO INTEGRAL Y CIA. LTDA., Calle 22N No. 5A–75 piso 5, Cali, Colombia [SDNT]

DESARROLLO DE PROYECTOS, S.A. (a.k.a. DEPROSA, S.A.), Panama City, Panama [CUBA]

DESARROLLO INDUSTRIAL CUBANO ESPANOL, S.A. (a.k.a. DICESA), Jose Lazaro Caldeano, 6–6, 28016 Madrid, Spain [CUBA]

DESARROLLO INDUSTRIAL CUBANO ESPANOL, S.A. (a.k.a. DICESA), Paseo De La Castellana 157, Madrid, Spain [CUBA]

DIAZ FAJARDO, Ricardo Javier, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia; Carrera 45 No. 166–42B B apt. 206, Bogota, Colombia (Cedula No. 79119795 (Colombia)) (individual) [SDNT]

DIAZ SANCHEZ, Alberto, Carrera 66 No. 5–23, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB January 1956 ; Cedula No. 16259623 (Colombia)) (individual) [SDNT]

DIAZ, Manuel, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA, Bogota, Colombia (Cedula No. 396358 (Colombia)) (individual) [SDNT]

DIAZ, Rolando (GONZALEZ), Frankfurt, Germany (individual) [CUBA]

DIAZ, Rosa Isabel, c/o INVHERESA, S.A., Cali, Colombia (individual) [SDNT]

DISMERCOOP (a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

DISTRIBUIDORA DE DROGAS CONDOR LTDA. (a.k.a. CONDOR), Calle 10 No. 32A–64, Bogota, Colombia; Calle 68 52–05, Bogota, Colombia [SDNT]

DISTRIBUIDORA DE DROGAS LA REBAJA S.A. (a.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; a.k.a. DROGAS LA REBAJA), Carrera 99 No. 46 A–10 Blg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 Piso 19, Cali, Colombia; Calle 14 6–66, Cali, Colombia; Calle 18 121–130, Cali, Colombia; Carrera 10 11–71, Cali, Colombia; Carrera 7 13–132 piso 4, Cali, Colombia; Carrera 7A 14–25 piso 2, Cali, Colombia [SDNT]

DISTRIBUIDORA MIGIL LTDA. (f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; a.k.a. DISTRIBUIDORA MIGIL CALI S.A.; a.k.a. MIGIL), Calle 5C 41–30, Cali, Colombia; Carrera 26 5B–65, Cali, Colombia; Carrera 30–5–12, Cali, Colombia [SDNT]

DISTRIBUIDORA MYRAMIREZ S.A., Calle 33BN No. 2BN–49 apt. 503A, Cali, Colombia; Carrera 69A No. 49A–49, Bogota, Colombia [SDNT]

DOMINGUEZ GARIBELLO (GARIVELLO), Freddy Orlando, c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 16659634 (Colombia)) (individual) [SDNT]

DOMINGUEZ, Carlos, Vinales Tours, Oaxaca 80, Roma, Mexico, D.F., Mexico (individual) [CUBA]

DOMINGUEZ, Fernando, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16701778 (Colombia)) (individual) [SDNT]

DOMINION INTERNATIONAL, England [IRAQ]

DONNEYS GONZALEZ, Federico, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (individual) [SDNT]

DOOLEY, Michael P., Panama (individual) [CUBA]

DROGAS LA REBAJA BARRANQUILLA S.A., Avenida Pedro Heredia, Barranquilla, Colombia; Local Cerete, Barranquilla, Colombia; Local de Riohacha, Barranquilla, Colombia [SDNT]

DROGAS LA REBAJA BUCARAMANGA S.A., Local No. 1, Bucaramanga, Colombia; Local No. 1, Cucuta, Colombia; Local No. 2, Cucuta, Colombia; Local No. 6, Cucuta, Colombia; Local No. 7, Cucuta, Colombia; Local No. 9, Cucuta, Colombia; Local 201, Valledupar, Colombia [SDNT]

DROGAS LA REBAJA CALI S.A., Barrio Siloe, Cali, Colombia; Calle 13 #6–85, Cali, Colombia; Calle 3 #4–02 B/Ventura, Cali, Colombia; Local Comuneros No. 20, Cali, Colombia; Local del Poblado No. 17, Cali, Colombia; Santander de Quilichao, Cali, Colombia [SDNT]

DROGAS LA REBAJA NEIVA S.A., Neiva, Colombia [SDNT]

DROGAS LA REBAJA PASTO S.A., Calle 18 #26–40, Pasto, Colombia; Local No. 6, Pasto, Colombia; Local No. 13, Puerto Asis, Colombia [SDNT]

DROGAS LA REBAJA PEREIRA S.A., Local Cajamarca, Pereira, Colombia; Local Dos Quebradas, Pereira, Colombia; Local la Virginia, Pereira, Colombia; Local Santa Rosa de Cabal, Pereira, Colombia [SDNT]

DRY BATTERY PLANT, Libya [LIBYA]

DUQUE MARTINEZ, Maria Consuelo, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41716296 (Colombia)) (individual) [SDNT]

DUQUE, Carlos Jaen, Panama (individual) [CUBA]

DURAND PROPERTIES LIMITED, Haven Court, 5 Library Ramp, Gibraltar [IRAQ]

DURDA, Abu Zayd Umar, Assistant Secretary of Libya's General People's Congress, Libya (individual) [LIBYA]

DURGACO, London, England [CUBA]

EAST ISLAND SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

ECHEVERRI, German, Panama (individual) [CUBA]

ECHEVERRY TRUJILLO, Martha Lucia, c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (Cedula No. 31151067 (Colombia)) (individual) [SDNT]

ECHEVERRY TRUJILLO, Oscar Alberto, Avenida 4N No. 17–23 piso 1, Cali, Colombia; Calle 43N No. 4–05, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (individual) [SDNT]

EDICIONES CUBANAS, Spain [CUBA]

EDYJU, S.A., Panama [CUBA]

EGGLETON, Wilfred, Director General, Cubanatur, Baja California 255, Edificio B., Oficina 103, Condesa 06500, Mexico, D.F., Mexico (individual) [CUBA]

EL AMIR, Bahjat Fadel, 5 Rowsham Dell, Gifford Park, Milton Keynes Bucks MK14 5JS, England (DOB 1 January 1942) (individual) [LIBYA]

EL BADRI, Abdullah Salim, Tripoli, Libya (individual) [LIBYA]

EL BAIDA ROADS AND UTILITIES CO., P.O. Box 232/561, El Baida, Libya [LIBYA]

EL FATAH AGENCY, P.O. Box 233, Tripoli, Libya [LIBYA]

EL FERJANI, Abdalla M., Libya (DOB 3 January 1952) (individual) [LIBYA]

EL–FIGHI, El Hadi M., Jamal Abdulnasser Street, P.O. Box 262, Nouakchott, Mauritania (individual) [LIBYA]

EL–FIGHI, El Hadi M., P.O. Box 1114, Diplomatic Area, Manama, Bahrain (individual) [LIBYA]

EL GHRABLI, Abdudayem, Libya (individual) [LIBYA]

EL HUWEIJ, Mohamed A., Tripoli, Libya (individual) [LIBYA]

EL KEBIR, Mahmoud I., Libya (DOB 24 December 1948) (individual) [LIBYA]

EL–KHALLAS, Kamel, Vali Konagi Cad. No. 10, 80200 Nistantas, Istanbul, Turkey (individual) [LIBYA]

EL–KHOJA, Mustapha Ali, Saied Ibnu Zeid, Tripoli, Libya (individual) [LIBYA]

EL–KIB, Abdullatif, Manama, Bahrain (individual) [LIBYA]

EL–KIB, Abdullatif, Tripoli, Libya (individual) [LIBYA]

EL MAMOURA FOOD COMPANY, Benghazi, Libya; P.O. Box 15058, Tripoli, Libya; Tripoli, Libya [LIBYA]

EL NAILI, Smeida El–Hosh, 21 Redlands Drive, Loughton, Milton Keynes Bucks MK5 8EJ, England (DOB 19 February 1944) (individual) [LIBYA]

ELECTRIC WIRES AND CABLES PLANT, Libya [LIBYA]

ELECTRICAL CONSTRUCTION CO., Dehli, India; Sebha, India; Benghazi, Libya; Misurata, Libya; P.O. Box 5309, Tripoli, Libya [LIBYA]

ELKHALEGE GENERAL CONSTRUCTION CO., P.O. Box 445, Agedabia, Libya; Benghazi Office, Benghazi, Libya; Sirti Office, P.O. Box 105, Sirti, Libya [LIBYA]

EMNUHOOD EST. FOR CONTRACTS, P.O. Box 1380, Benghazi, Libya [LIBYA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 1 Place Ville Marie, Suite 3431, Montreal, Canada [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 24 Rue Du Quatre Septembre, Paris, France [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 32 Main Street, Georgetown, Guyana [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Belas Airport, Luanda, Angola [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), c/o Anglo–Caribbean Shipping Co. Ltd., Ibex House, The Minories, London EC3N 1DY, England [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Calle 29 y Avda Justo Arosemena, Panama City, Panama [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Corrientes 545 Primer Piso, Buenos Aires, Argentina [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Dobrininskaya No. 7, Sec 5, Moscow, Russia [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Frankfurter TOR 8–A, Berlin, Germany [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Grantley Adams Airport, Christ Church, Barbados [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Madrid, Spain [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Melchor Ocampo 469, 5DF Mexico City, Mexico [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Norman Manley International Airport, Kingston, Jamaica [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Parizska 17, Prague, Czech Republic [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Paseo de la Republica 126, Lima, Peru [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Piarco Airport, Port au Prince, Haiti [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Moscow, Russia [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Milan, Italy [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Tokyo, Japan [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Downsview, Ontario, Canada [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Paris, France [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Madrid, Spain [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Cologne, Germany [CUBA]
EMPRESA DE TURISMO NACIONAL Y INTERNACIONAL (a.k.a. CUBATUR), Buenos Aires, Argentina [CUBA]
ENDSHIRE EXPORT MARKETING, England [IRAQ]
EPAMAC SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
ESCOBAR BUITRAGO, Walter, c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (individual) [SDNT]
ESTRADA URIBE, Octavio, c/o GRUPO SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]
ETCO INTERNATIONAL COMMODITIES LTD., Devonshire House, 1 Devonshire Street, London, England [CUBA]
ETCO INTERNATIONAL COMPANY, LIMITED, Kawabe Building, 1–5 Kanda Nishiki–Cho, Chiyoda–Ku, Tokyo, Japan [CUBA]
EUROMAC EUROPEAN MANUFACTURER CENTER SRL, Via Ampere 5, 20052 Monza, Italy [IRAQ]
EUROMAC TRANSPORTI INTERNATIONAL SRL, Via Ampere 5, 20052 Monza, Italy [IRAQ]
EUROMAC, LTD., 4 Bishops Avenue, Northwood, Middlesex, England [IRAQ]
EXPORT CAFE LTDA., Carrera 7 No. 11–22 of. 413, Cali, Colombia [SDNT]
EXPORTADORA DEL CARIBE, Medira, Mexico [CUBA]
F.A. PETROLI S.P.A., Italy [LIBYA]
FABRO INVESTMENT, INC., Panama [CUBA]
FACOBATA, Panama [CUBA]
FADLALLAH, Shaykh Muhammad Husayn, Leading Ideological Figure of HIZBALLAH (DOB 1938 or 1936, POB Najf Al Ashraf (Najaf), Iraq) (individual) [SDT]
FALCON SYSTEMS, England [IRAQ]
FAMESA INTERNATIONAL, S.A., Panama [CUBA]
FARAJ, Samal Majid, Minister of Planning, Iraq (individual) [IRAQ]
FARALLONES STEREO 91.5 FM, Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia [SDNT]
FARMACOOP (a.k.a. COOPERATIVA MULTIACTIVA DE COMERCIALIZACION Y SERVICIOS FARMACOOP; f.k.a. LABORATORIOS KRESSFOR DE COLOMBIA S.A.), A.A. 18491, Bogota, Colombia; Calle 16 No. 28A–51, Bogota, Colombia; Calle 16 No. 28A–57, Bogota, Colombia; Calle 17A No. 28–43, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830010878–3) [SDNT]
FARMATODO S.A., Diagonal 17 No. 28A–39, Bogota, Colombia; Diagonal 17 No. 28A–80, Bogota, Colombia [SDNT]
FARTRADE HOLDINGS S.A., Switzerland [IRAQ]
FATTAH, Jum'a Abdul, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
FAZANI, Juma, Secretary of Arab Unity of the Government of Libya, Libya (individual) [LIBYA]
FERJANI, A.S.A., Tripoli, Libya (individual) [LIBYA]
FERNANDEZ LUNA, Tiberio, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 93286690 (Colombia)) (individual) [SDNT]
FIGUEROA DE BRUSATIN, Dacier, c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (Cedula No. 29076093 (Colombia)) (individual) [SDNT]
FLEXOEMPAQUES LTDA. (f.k.a. PLASTICOS CONDOR LTDA.), Carrera 13 No. 16–62, Cali, Colombia (NIT # 800044167–2) [SDNT]
FLIGHT DRAGON SHIPPING LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]
FOOTWEAR PLANT, Misurata, Libya [LIBYA]
FRUNI TRADING CO., c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
FUENTES, Fernando (COBA), Cozumel, Mexico (individual) [CUBA]
GALAX TRADING CO., LTD. (a.k.a. GALAX INC.), 5250 Ferrier Street, Montreal, Quebec, Canada [CUBA]
GALINDO HERRERA, Diana Paola, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]
GALINDO HERRERA, Diego Alexander, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]
GALINDO, Gilmer Antonio (a.k.a. GUZMAN TRUJILLO, Carlos Arturo), c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; Carrera 4C No. 53–40 apt. 307, Cali, Colombia (Cedula No. 16245188 (Colombia)) (individual) [SDNT]
GALLEGO BERRIO, Elizabeth, c/o CONCRETOS CALI S.A., Cali, Colombia (Cedula No. 34529671 (Colombia)) (individual) [SDNT]
GALLEGO SANCHEZ, Isaac, c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia (Cedula No. 6457399 (Colombia)) (individual) [SDNT]
GALLEGO SOSSA, Rosa Esperanza, Calle 24AN No. 42BN–61, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia (Cedula No. 43059188 (Colombia)) (individual) [SDNT]
GALLO IMPORT, Panama [CUBA]
GAMBA SANCHEZ, Fernando, c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 19494919 (Colombia)) (individual) [SDNT]
GAMOENNS CONTRACTS AND UTILITIES EST., P.O. Box 3038, Benghazi, Libya [LIBYA]
GANADERA LTDA. (a.k.a. GANADERIA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]
GANADERIAS DEL VALLE S.A., Avenida 2FN No. 24N–92, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia; Carrera 83 No. 6–50, Cali, Colombia (NIT # 800119808–9) [SDNT]
GARABULLI FODDER PLANT, Libya [LIBYA]

GARCES VARGAS, Elmo, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o SOCOVALLE, Cali, Colombia (Cedula No. 16581793 (Colombia)) (individual) [SDNT]

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GARCIA MONTELLA, Edgar Alberto (a.k.a. GARCIA MANTILLA, Edgar Alberto; a.k.a. GARCIA MOGAR, Edgar; a.k.a. GARCIA MONTILLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

GARCIA MONTILLA, Edgar Alberto (a.k.a. GARCIA MANTILLA, Edgar Alberto; a.k.a. GARCIA MOGAR, Edgar; a.k.a. GARCIA MONTELLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

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GARZON HERNANDEZ, Rodrigo, c/o DROGAS LA REBAJA, Cali, Colombia (individual) [SDNT]

GARZON RESTREPO, Juan Leonardo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; Diagonal 53 No. 38A–20 apt. 103, Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Cali, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; Carrera 7P No. 76–90, Cali, Colombia (DOB 14 January 1962; Cedula No. 16663709 (Colombia)) (individual) [SDNT]

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GENERAL CLEANING COMPANY, P.O. Box 920, Tripoli, Libya [LIBYA]

GENERAL CO. FOR AGRICULTURAL MACHINERY AND NECESSITIES, Alziraia, Libya; Benghazi Office, P.O. Box 2094, Benghazi, Libya; Sebha, Libya; P.O. Box 324, Tripoli, Libya; Zawia, Libya [LIBYA]

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GENERAL CO. FOR CIVIL WORKS, P.O. Box 1299, Benghazi, Libya; P.O. Box 3306, Tripoli, Libya [LIBYA]

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GENERAL CO. FOR MARKETING AND AGRICULTURAL PRODUCTION, P.O. Box 4251, Benghazi, Libya; P.O. Box 2897, Hadba Al Khadra, Tripoli, Libya [LIBYA]

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GENERAL NATIONAL MARITIME TRANSPORT CO. (a.k.a. NATIONAL LINE OF LIBYA, THE), P.O. Box 2450, Benghazi, Libya; P.O. Box 80173, 2 Ahmed Sharif Street, Tripoli, Libya (And at all Libyan ports) [LIBYA]

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GOMEZ MORA, Ricardo, c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 3249673 (Colombia)) (individual) [SDNT]
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GONZALEZ ROBLEDO, Julio Cesar, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 2905977 (Colombia)) (individual) [SDNT]
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GRUPO SANTA LTDA., Calle 18 106–98 of. 201/202, Cali, Colombia; Carrera 4 12–41 piso 14 y 15, Edificio Seguros Bolivar, Cali, Colombia; Carrera 84 17–29, Cali, Colombia [SDNT]
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GUTIERREZ LOZANO, Ana Maria, c/o SERVICIOS SOCIALES LTDA., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (DOB 1972; Cedula No. 39783954 (Colombia)) (individual) [SDNT]
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HUNTSLAND NAVIGATION CO. LTD., c/o NIPPON CARIBBEAN SHIPPING CO. LTD., 8th Floor, Tsukiji Hosoda Building, 2–1, Tsukiji 2–chome, Chuo–ku, Tokyo, Japan [CUBA]

HUNTSVILLE NAVIGATION CO. LTD., c/o NIPPON CARIBBEAN SHIPPING CO. LTD., 8th Floor, Tsukiji Hosoda Building, 2–1, Tsukiji 2–chome, Chuo–ku, Tokyo, Japan [CUBA]

HUSSEIN, Saddam (a.k.a. HUSAYN, Saddam; a.k.a. HUSSAIN, Saddam), President and Prime Minister, Iraq (DOB 28 April 1937) (individual) [IRAQ]

HUSSEIN, Udai Saddam, Baghdad, Iraq (individual) [IRAQ]

I.P.C. INTERNATIONAL LIMITED, England [IRAQ]

I.P.C. MARKETING LIMITED, England [IRAQ]

IBANEZ LOPEZ, Raul Alberto, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INCOES LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16640123 (Colombia)) (individual) [SDNT]

IBN SHATWAN, Fathi, Secretary of Industry of the Government of Libya, Libya (DOB 1950) (individual) [LIBYA]

IBRAHIM, Muhammad Ahmad, Secretary of Information, Culture, and Mass Mobilization of the Government of Libya, Libya (individual) [LIBYA]

IDARRAGA ESCANDON, Herned (Hernet), c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia; Carrera 25A No. 49–73, Cali, Colombia (Cedula No. 16595668 (Colombia)) (individual) [SDNT]

IDARRAGA ORTIZ, Jaime, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES CAMINO REAL S.A., Cali, Colombia (Cedula No. 8237011 (Colombia)) (individual) [SDNT]

IDROBO ZAPATA, Edgar Hernando, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 6078860 (Colombia)) (individual) [SDNT]

IMPERATORI, Julio A., Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]

IMPORTADORA Y COMERCIALIZADORA LTDA. (a.k.a. IMCOMER), Avenida 6N y Avenida 4 No. 13N–50 of. 1201, Cali, Colombia (NIT # 800152058–0) [SDNT]

IMPRISA, S.A., Panama [CUBA]

IMPRISA, Spain [CUBA]

INDUSTRIA AVICOLA PALMASECA S.A., Carrera 61 No. 11–58, Cali, Colombia; Carretera Central via Aeropuerto Palmaseca, Colombia [SDNT]

INDUSTRIA MADERERA ARCA LTDA., Calle 11 No. 32–47 Bodega 41 Arroyohondo, Cali, Colombia; Calle 32 No. 11–41 Bodega 4 Arroyohondo, Cali, Colombia (NIT # 800122866–7) [SDNT]

INDUSTRIAL BANK OF IRAQ (a.k.a. INDUSTRIAL BANK), Arbil, Iraq; P.O. Box 5825, Al–Jamhourya Street, Baghdad, Iraq; Basrah, Iraq; Hilla, Iraq; Kerbala, Iraq; Kirkuk, Iraq; Mosul, Iraq; Najaf, Iraq; Sulaymania, Iraq [IRAQ]

INMOBILIARIA AURORA LTDA., Avenida Canasgordas con Avenida Guali Casa 35, Cali, Colombia; Carrera 24F Oeste 3–70, Cali, Colombia; Carrera 38A No. 5E–31, Edificio Conquistadores, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INMOBILIARIA BOLIVAR LTDA., Calle 17N No. 6N–28, Cali, Colombia; Calle 24N No. 6N–21, Cali, Colombia (NIT # 890330573–3) [SDNT]

INMOBILIARIA GALES LTDA., Avenida Caracas No. 59–77, of. 201A, 401B y 405B, Bogota, Colombia (NIT # 800061287–1) [SDNT]

INMOBILIARIA SAMARIA LTDA., Calle 13 3–32 piso 13, Cali, Colombia; Calle 13A 64–50 F201, Cali, Colombia; Calle 18, No. 106–98 of. 201/202, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INMOBILIARIA U.M.V. S.A., Carrera 83 No. 6–50, Edificio Alqueria, Torre C, of. 302, Cali, Colombia [SDNT]

INSTALACIONES INDUSTRIALES PENINSULARES, Calle 35 No. 498–A, ZP 97, Merida, Mexico [CUBA]

INSTITUTO NACIONAL DE TURISMO DE CUBA, Spain [CUBA]

INTERAMERICA DE CONSTRUCCIONES S.A. (f.k.a. ANDINA DE CONSTRUCCIONES S.A.), Calle 12 Norte No. 9N–56, Cali, Colombia (NIT # 800237404–2) [SDNT]

INTERCONSULT, Panama [CUBA]

INTERCREDITOS S.A. (a.k.a. INTERCREDITOS Bogota; a.k.a. INTERCREDITOS CALI), Bogota, Colombia; Avenida Roosevelt No. 38–32, piso 2, Cali, Colombia [SDNT]

INTERNATIONAL COBALT CO. INC., Fort Saskatchewan, AB, Canada [CUBA]

INTERNATIONAL HOLDING COMPANY, Luxembourg Ville, Luxembourg [LIBYA]

INTERNATIONAL PETROLEUM, S.A. (a.k.a. IPESCO), Colon Free Zone, Panama [CUBA]

INTERNATIONAL TRANSPORT CORPORATION, Colon Free Zone, Panama [CUBA]

INTERVENTORIA, CONSULTORIA Y ESTUDIOS LIMITADA INGENIEROS ARQUITECTOS (a.k.a. INCOES), Avenida 6N No. 13N–50 of. 1209, Cali, Colombia (NIT # 800144790–0) [SDNT]

INVERSIONES AGRICOLAS AVICOLAS Y GANADERAS LA CARMELITA LTDA., Carrera 61 Nos. 11–58 y 11–62, Cali, Colombia (NIT # 800052898–1) [SDNT]

INVERSIONES ARA LTDA., Avenida 4N 6N–67 of. 601, Cali, Colombia; Avenida 6AN 18–69 1–128, Cali, Colombia; Avenida 6AN 23DN–16 of. 402, Cali, Colombia; Club El Remanso, Jamundi, Colombia [SDNT]

INVERSIONES ARIO LTDA., Carrera 4 No. 12–41 of. 608 y 701, Cali, Colombia (NIT # 890328888–1) [SDNT]

INVERSIONES BETANIA LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Carrera 53 No. 13–55 apt. 102B, Cali, Colombia [SDNT]

INVERSIONES CAMINO REAL S.A., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES CULZAT GUEVARA Y CIA. S.C.S., Avenida 4A Oeste No. 5–107 apt. 401, Cali, Colombia; Avenida 4A Oeste No. 5–187 apt. 401, Cali, Colombia; Avenida 7N No. 23N–39, Cali, Colombia (NIT # 860065523–1) [SDNT]

INVERSIONES EL PASO LTDA. (f.k.a. INVERSIONES NEGOAGRICOLA S.A.), Carrera 4 No. 12–41 of. 1403, Cali, Colombia [SDNT]

INVERSIONES EL PEÑON S.A., Avenida 2N, Cali, Colombia [SDNT]

INVERSIONES GEELE LTDA., Calle 17A No. 28A–23, Bogota, Colombia [SDNT]

INVERSIONES GEMINIS S.A., Carrera 40 No. 6–24 of. 402B, Cali, Colombia [SDNT]

INVERSIONES HERREBE LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Carrera 25 No. 4–65, Cali, Colombia [SDNT]

INVERSIONES INTEGRAL Y CIA., Calle 16B No. 114–80 Casa 2, Cali, Colombia; Carrera 2 Oeste 5–46 apt/of 503, Cali, Colombia [SDNT]

INVERSIONES INVERVALLE S.A. (a.k.a. INVERVALLE), Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia [SDNT]

INVERSIONES LA SEXTA LTDA., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES LUPAMAR, S.A. (a.k.a. LUPAMAR INVESTMENT COMPANY), Panama [CUBA]

INVERSIONES MIGUEL RODRIGUEZ E HIJO, Avenida 4N 6N–67 of. 601, Cali, Colombia; Avenida 6N 23DN–16 of. 202, 301, 302, 401, 402, Cali, Colombia [SDNT]

INVERSIONES MOMPAX LTDA. (a.k.a. MOMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ ARBELAEZ Y CIA. S. EN C., Avenida 4N No. 5N–20, Cali, Colombia; Avenida 6N No. 23D–16 of. 402, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ MORENO Y CIA. S. EN C., Calle 10 No. 4–47, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ RAMIREZ Y CIA. S.C.S.S., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES SANTA LTDA. (f.k.a. INVERSIONES Y CONSTRUCCIONES SANTA LIMITADA), Calle 13 3–32 piso 14, Cali, Colombia; Calle 5 66B–49 piso 3, Cali, Colombia; Calle 5 Oeste 3A–26 apt/of 103, 301, 404, 502, 503, Cali, Colombia; Calle 7 Oeste 2548, Cali, Colombia; Calle 9 No. 46–69 Of. 302, Cali, Colombia; Carrera 2 Oeste 5–46 of 502, Cali, Colombia; Carrera 4 12–41 piso 14, Edificio Seguros Bolivar, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INVERSIONES VILLA PAZ S.A., Avenida 2CN No. 24N–92, Cali, Colombia; Avenida 2DN No. 24–N76, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 800091083–2) [SDNT]

INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA. (a.k.a. COSMOVALLE; f.k.a. COMPAX LTDA.; f.k.a. INVERSIONES Y DISTRIBUCIONES COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia (NIT # 800102403–5) [SDNT]

INVERSIONES Y CONSTRUCCIONES VALLE S.A. (a.k.a. INCOVALLE), Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

INVERSIONES Y DISTRIBUCIONES COMPAX LTDA. (a.k.a. COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVESTACAST PRECISION CASTINGS, LTD., 112 City Road, London, England [IRAQ]

INVHERESA S.A., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia (NIT # 800108121–0) [SDNT]

IRAQ–JORDAN LAND TRANSPORT COMPANY (a.k.a. IJLTC; a.k.a. IRAQI–JORDANIAN LAND TRANSPORT COMPANY; a.k.a. IRAQI–JORDANIAN OVERLAND TRANSPORT COMPANY), P.O. Box 5134, 4th Circle, Jabal, Amman, Jordan [IRAQ]
IRAQI AIRWAYS, 1211 Avenue of the Americas, New York, New York 10036, U.S.A. [IRAQ]
IRAQI AIRWAYS, 25040 Southfield Road, Southfield, Michigan 48075, U.S.A. [IRAQ]
IRAQI AIRWAYS, 27, Ulica Grojecka, Central Warsaw, Poland [IRAQ]
IRAQI AIRWAYS, 4 Lower Regent Street, London SW1Y 4P, England [IRAQ]
IRAQI AIRWAYS, 5825 W. Sunset Blvd., #218, Los Angeles, California 90028, U.S.A. [IRAQ]
IRAQI AIRWAYS, Abu Dhabi, United Arab Emirates [IRAQ]
IRAQI AIRWAYS, Ankara, Turkey [IRAQ]
IRAQI AIRWAYS, Belgrade, Serbia [IRAQ]
IRAQI AIRWAYS, Building 68, J.F.K. International Airport, Jamaica, New York 11430, U.S.A. [IRAQ]
IRAQI AIRWAYS, Casablanca, Morocco [IRAQ]
IRAQI AIRWAYS, Copenhagen, Denmark [IRAQ]
IRAQI AIRWAYS, General Service Agent, Bangladeshi–Owned Travel Agency, Dhaka, Bangladesh [IRAQ]
IRAQI AIRWAYS, Jianguomenwai Diplomatic Housing Compound, Building 7–1, 5th Floor, Apartment 4, Beijing, People's Republic of China [IRAQ]
IRAQI AIRWAYS, Main Eisenhuttenplatz 26, Frankfurt 6, Germany [IRAQ]
IRAQI AIRWAYS, Moscow, Russia [IRAQ]
IRAQI AIRWAYS, Nekazanka 3, Prague 1, Czech Republic [IRAQ]
IRAQI AIRWAYS, Netherlands [IRAQ]
IRAQI AIRWAYS, Opernring 6, 1010 Wien, Vienna, Austria [IRAQ]
IRAQI AIRWAYS, Prague Airport, Prague, Czech Republic [IRAQ]
IRAQI AIRWAYS, Rio de Janeiro, Brazil [IRAQ]
IRAQI AIRWAYS, Rome, Italy [IRAQ]
IRAQI AIRWAYS, Saddam International Airport, Baghdad, Iraq [IRAQ]
IRAQI AIRWAYS, Sanaa, Yemen Arab Republic [IRAQ]
IRAQI AIRWAYS, Tokyo, Japan [IRAQ]
IRAQI AIRWAYS, Tunis, Tunisia [IRAQ]
IRAQI ALLIED SERVICES LIMITED, England [IRAQ]
IRAQI FREIGHT SERVICES LIMITED, England [IRAQ]
IRAQI REINSURANCE COMPANY, 31–35 Fenchurch Street, London EC3M 3D, England [IRAQ]
IRAQI STATE ENTERPRISE FOR FOODSTUFFS TRADING, P.O. Box 1308, Colombo 3, Sri Lanka [IRAQ]
IRAQI STATE ENTERPRISE FOR FOODSTUFFS TRADING, P.O. Box 2839, Calcutta 700.001, India [IRAQ]
IRAQI STATE ENTERPRISE FOR MARITIME TRANSPORT, Amman, Jordan [IRAQ]
IRAQI STATE ENTERPRISE FOR MARITIME TRANSPORT, Bremen, Germany [IRAQ]
IRAQI TRADE CENTER, Dubai, United Arab Emirates [IRAQ]
ISLAMBOULI, Mohammad Shawqi, Military Leader of ISLAMIC GAMA'AT (DOB 15 January 1955, POB Egypt, Passport No. 304555 (Egypt)) (individual) [SDT]
ISLAMIC JIHAD OF PALESTINE (a.k.a. PALESTINIAN ISLAMIC JIHAD; a.k.a. PALESTINIAN ISLAMIC JIHAD – SHIQAQI; a.k.a. PIJ; a.k.a. PIJ SHIQAQI/AWDA FACTION), Israel; Jordan; Lebanon [SDT]
IZQUIERDO OREJUELA, Patricia, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41594424 (Colombia)) (individual) [SDNT]
IZQUIERDO QUINTERO, Rosalino, c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 70111037 (Colombia)) (individual) [SDNT]
JABRIL, Ahmad (a.k.a. JIBRIL, Ahmad), Secretary General of POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (DOB 1938, POB Ramleh, Israel) (individual) [SDT]
JAIMES RIVERA, Jose Isidro, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; c/o INDUSTRIA DE CARNES LTDA., Pereira, Colombia (Cedula No. 19090006 (Colombia)) (individual) [SDNT]
JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA) (38 local branches in Libya) [LIBYA]
JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), Emhemed Megrief Street, Tripoli, Libya [LIBYA]
JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), P.O. Box 1291, Benghazi, Libya [LIBYA]
JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), P.O. Box 3224, Martyr Street, Megarief, Tripoli, Libya [LIBYA]
JANUARY SHUHADA (MARTYRS) PLANT, Libya [LIBYA]
JARACO S.A. (a.k.a. SOKTAR; f.k.a. TRADACO S.A.), 45 Route de Frontenex, CH–1207 Geneva, Switzerland [IRAQ]
JARAMILLO F., Harvy, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16711189 (Colombia)) (individual) [SDNT]
JARDINE HOUSE, 6 Crutched Friars, London EC3N 2HT, England [LIBYA]
JASIM, Latif Nusayyif (a.k.a. JASSEM, Latif Nassif), Minister of Labor and Social Affairs, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]
JAWABY TECHNICAL SERVICES LIMITED (a.k.a. TEKXEL LIMITED), London, England [LIBYA]
JERMA PALACE HOTEL, Maarsancala, Malta [LIBYA]
JIMINEZ, Gillermo (SOLER), Panama (individual) [CUBA]
JOINT TURKISH LIBYAN AGRICULTURAL LIVESTOCK COMPANY, Ankara, Turkey [LIBYA]
JON, Hana Paul, 19 Tudor House, Windsor Way, Brook Green, London, England (individual) [IRAQ]
JOWFE (a.k.a. NATIONAL COMPANY DRILLING CHEMICAL & EQUIPMENT), NOC Building, Ashjara Square, Benghazi, Libya [LIBYA]
JUME'AN, George, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
KACH, Israel [SDT]
KADHUM, Dr. Fadel Jawad, c/o Alvaney Court, 250 Finchley Road, London, England (individual) [IRAQ]
KAELBLE–GMEINDER GMBH (a.k.a. KAELBLE & GMEINDER COMPANY), Maubacher Strasse 100, Postfach 13 20, W–7150 Backnang, Germany [LIBYA]
KAHANE CHAI, Israel [SDT]
KARAGHULLY, Labeed A., General Manager of REAL ESTATE BANK, Iraq (individual) [IRAQ]
KASPAR SHIPPING CO. S.A., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]
KAVE, S.A., Panama [CUBA]
KEENCLOUD LIMITED, 11 Catherine Place, Westminister, London, England [IRAQ]
KHALIL, Dr. Ahmad Murtada Ahmad (a.k.a. KHALIL, Ahmad Murtadha Ahmad), Minister of Transport and Communications, Iraq (individual) [IRAQ]
KHOMS CEMENT PLANT, Khoms, Libya [LIBYA]
KOL INVESTMENTS, INC., Miami, Florida, U.S.A. [CUBA]
KUFRA AGRICULTURAL CO., P.O. Box 4239, Benghazi, Libya; Tripoli Office, P.O. Box 2306, Damascus Street, Tripoli, Libya [LIBYA]
KUFRA PRODUCTION PROJECT, P.O. Box 6324, Benghazi, Libya; P.O. Box 2306, Tripoli, Libya [LIBYA]
KUWAYBAH, Muftah Muhammad, Secretary of Marine Resources of the Government of Libya, Libya (individual) [LIBYA]
KYOEI INTERNATIONAL COMPANY, LIMITED, Tokyo, Japan [CUBA]
LA COMPANIA GENERAL DE NIQUEL (a.k.a. GENERAL NICKEL SA), Cuba [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Barcelona, Spain [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Buenos Aires, Argentina [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Genoa, Italy [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Mexico [CUBA]

LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Montreal, Canada [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Moscow, Russia [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Pyongyang, Korea (Peoples Democratic Republic) [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Rostock, Germany [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Rotterdam, Netherlands [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Syczecin, Poland [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Varna, Bulgaria [CUBA]
LABORATORIOS BLAIMAR DE COLOMBIA S.A. (a.k.a. BLAIMAR), Calle 12B 27 39, Bogota, Colombia [SDNT]
LABORATORIOS BLANCO PHARMA S.A. (a.k.a. BLANCO PHARMA S.A.), Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia [SDNT]
LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A, Carrera 71 No. 57–07, Bogota, Colombia [SDNT]
LABORATORIOS KRESSFOR DE COLOMBIA S.A. (a.k.a. KRESSFOR), Calle 16 28A 51, Bogota, Colombia; Calle 16 28A 57, Bogota, Colombia; Calle 17 28A–43, Bogota, Colombia; Calle 17A 28 43, Bogota, Colombia [SDNT]
LAFI TRADE MALTA, 14517 Tower Road, Sliema, Malta [LIBYA]
LAFITRADE HOLDINGS BV, P.O. Box 75265, 1070 AG Amsterdam, Netherlands; De Lairessestraat 133, 1075 HJ Amsterdam, Netherlands [LIBYA]
LAHMAR, Mohammed, Dat El Imad Administrative Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya (individual) [LIBYA]
LAKSHMI, Panama [CUBA]
LARRANAGA CALVACHE, Juan Carlos, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 12982064 (Colombia)) (individual) [SDNT]
LAVERDE GOMEZ, German, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (individual) [SDNT]
LAYAS, Mohammed Hussein, Tripoli, Libya (individual) [LIBYA]
LEAL FLOREZ, Luis Alejandro, c/o COINTERCOS S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 7217432 (Colombia)) (individual) [SDNT]
LEAL RODRIGUEZ, Jose Guillermo, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 89867 (Colombia)) (individual) [SDNT]
LEBREDO, Jose A., Director, Banco Nacional de Cuba, Zweierstrasse 35, CH–8022 Zurich, Switzerland (individual) [CUBA]
LEVERAGE, S.A., San Martin 323, Piso 14, Buenos Aires, Argentina [CUBA]
LEVERYE, S.A., Corrientes 1386, 5th Floor, Buenos Aires, Argentina [CUBA]
LEYBDA CORPORATION, S.A., Panama [CUBA]
LIBERIAN LIBYAN HOLDING COMPANY, Monrovia, Liberia [LIBYA]
LIBREROS DIEZ, Orlando, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o VALLE COMUNICACIONES LTDA., Cali, Colombia (Cedula No. 16651068 (Colombia)) (individual) [SDNT]
LIBYA INSURANCE CO. (CYPRUS OFFICE) LTD., Cyprus [LIBYA]
LIBYA INSURANCE COMPANY, Cyprus Office, Nicosia, Cyprus [LIBYA]
LIBYA INSURANCE COMPANY, P.O. Box 2438, Usama Bldg., 1st September Street, Tripoli, Libya (7 main branches and 58 sub–branches in Libya) [LIBYA]
LIBYAN ARAB AIRLINES (Numerous branch offices and facilities abroad) [LIBYA]
LIBYAN ARAB CO. FOR DOMESTIC ELECTRICAL MATERIALS, P.O. Box 453, Benghazi, Libya; P.O. Box 12718, Tripoli, Libya [LIBYA]
LIBYAN ARAB FOREIGN BANK (a.k.a. LAFB), Dat El Imad Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya [LIBYA]
LIBYAN ARAB FOREIGN INVESTMENT COMPANY (a.k.a. LAFICO), Athens, Greece [LIBYA]
LIBYAN ARAB FOREIGN INVESTMENT COMPANY (a.k.a. LAFICO), Malta [LIBYA]
LIBYAN ARAB FOREIGN INVESTMENT COMPANY (a.k.a. LAFICO), Rome, Italy [LIBYA]
LIBYAN ARAB MALTESE HOLDING CO. LTD. (a.k.a. LAMHCO), St. Mark House, Cappuchan Street, Floriana, Malta [LIBYA]
LIBYAN ARAB UGANDA HOLDING CO. LTD. (a.k.a. UGANDA LIBYAN HOLDING CO. LTD.), Kampala, Uganda [LIBYA]
LIBYAN BRICK MANUFACTURING CO., P.O. Box 25, Km. 17, Suani Road, Suani, Libya; P.O. Box 10700, Tripoli, Libya [LIBYA]
LIBYAN CEMENT CO., P.O. Box 2108, Benghazi, Libya [LIBYA]
LIBYAN CINEMA CORPORATION, P.O. Box 2076, Benghazi, Libya; P.O. box 878, Tripoli, Libya [LIBYA]
LIBYAN ETERNIT COMPANY, P.O. Box 6103, Zanzour Km. 17, Tripoli, Libya [LIBYA]
LIBYAN FISHING COMPANY, P.O. Box 3749, Tripoli, Libya [LIBYA]
LIBYAN–GREEK INVESTMENT COMPANY, Athens, Greece [LIBYA]
LIBYAN HOTELS AND TOURISM CO., P.O. Box 2977, Tripoli, Libya [LIBYA]
LIBYAN INSURANCE COMPANY, Benghazi, Libya; Derna, libya; Gharian, Libya; Homs, Libya; Misurata, Libya; Sebha, Libya; Ousama Bldg, 1st September Street, P.O. Box 2438, Tripoli, Libya; Zawiya, Libya [LIBYA]
LIBYAN MILLS COMPANY, Sharia 1st September, P.O. Box 310, Tripoli, Libya [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Dahra Gas Projects Office, Dahra Street, P.O. Box 12221, Dahra, Tripoli, Libya [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Training and Qualifying Institute, Zawia Road, Km. 9, P.O. Box 6184, Tripoli, Libya [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC) (Subsidiaries and joint ventures in Libya and worldwide) [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), P.O. Box 2978, Benghazi, Libya [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Research Centre, Al Nasser Street, P.O. Box 6431, Tripoli, Libya [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Bashir Saadawi Street, P.O. Box 2655, Tripoli, Libya [LIBYA]
LIBYAN TRACTOR ESTABLISHMENT, P.O. Box 12507, Dahra, Libya [LIBYA]
LICOREXPORT S.A., Quito, Ecuador [CUBA]
LINARES REYES, Ricardo Jose (a.k.a. LLENARES REYES, Jose Ricardo), c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INCOVALLE, Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia; c/o VIAJES MERCURIO LTDA, Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (DOB 8 March 1955; Passport PO466638 (Colombia); Cedula No. 14440139 (Colombia)) (individual) [SDNT]
LINDO HURTADO, Edgar, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]
LITRACO IMPEX LTD., P.O. Box 5686, Benghazi, Libya (Branch of NATIONAL SOFT DRINKS EST.) [LIBYA]
LOBATO, Julio (a.k.a. PRADO, Julio), Panama (individual) [CUBA]
LONDOÑO DE UPEGUI, Maria del Carmen, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (individual) [SDNT]

LOPERA LONDOÑO, Vicente de Jesus, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Calle, Colombia (Cedula No. 1393107 (Colombia)) (individual) [SDNT]

LOPEZ RODRIGUEZ, Cecilia, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia (individual) [SDNT]

LOPEZ VALENCIA, Oscar, c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia; Carrera 6A No. 11–43 501–2, Cali, Colombia (Cedula No. 10537943 (Colombia)) (individual) [SDNT]

LOPEZ ZAPATA, Hernan de Jesus, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia (Cedula No. 16344058 (Colombia)) (individual) [SDNT]

LOPEZ, Miguel, A., Deputy Chairman, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]

LOPEZ, Quirino Gutierrez, c/o ANGLO CARIBBEAN SHIPPING CO., LTD., 7th Floor, Ibex House, the Minories, London, EC3N 1DY, England (individual) [CUBA]

LOUTH HOLDINGS, S.A., Panama [CUBA]

LOZANO CANCINO DE GUTIERREZ, Maria Gladys (a.k.a. LOZANO DE GUTIERREZ, Gladys), c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o SERVICIOS SOCIALES LTDA., Bogota, Colombia (DOB 19 October 1948; Cedula No. 41444092 (Colombia)) (individual) [SDNT]

LOZANO DE GOMEZ, Zilia, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 541577886 (Colombia)) (individual) [SDNT]

LUGO VILLAFAÑE, Jesus Alberto, c/o CONCRETOS CALI S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia (Cedula No. 14977685 (Colombia)) (individual) [SDNT]

M. RODRIGUEZ O. Y CIA. S. EN C.S., Cali, Colombia [SDNT]

MADAN, Jorge (RIVAS), Frankfurt, Germany (individual) [CUBA]

MADI, Ragiab Saad, P.O. Box 2297, Shoman Street, Fashioum, Tripoli, Libya (individual) [LIBYA]

MAGCOBAR (LIBYA) LTD., Benghazi, Libya; P.O. Box 867, Tripoli, Libya [LIBYA]

MAHARI GENERAL AUTOMOBILE CO., Libya [LIBYA]

MALIK, Assim Mohammed Rafiq Abdul (a.k.a. ABDULMALIK, Abdul Hameed; a.k.a. RAFIQ, Assem), 14 Almotaz Sad Al Deen Street, Al Nozha, Cairo, Egypt (individual) [IRAQ]

MANA, Salem, Frankfurt, Germany (individual) [LIBYA]

MANA, Salem, Libya (individual) [LIBYA]

MANAURE S.A. (f.k.a. AGROPECUARIA LA ROBLEDA S.A.), Avenida 2D Norte No. 24N–76, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 800160353–2) [SDNT]

MANZPER CORP., Panama [CUBA]

MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia [SDNT]

MARINA SAN GORG CO. LTD. (a.k.a. MARINA SAN GORG HOLIDAY COMPLEX), Malta [LIBYA]

MARINE REGISTRATION COMPANY, Panama [CUBA]

MARISCO (or MARISCOS) DE FARALLON, S.A., Panama [CUBA]

MARKETING ASSOCIATES CORPORATION, Calle 52 E, Campo Alegre, Panama City, Panama [CUBA]

MARMOLEJO LOAIZA, Carlos Julio, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES AGRICOLAS AVICOLAS Y GANADERAS LA CARMELITA LTDA., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia (Cedula No. 16601783 (Colombia)) (individual) [SDNT]

MARMOLEJO VACA, Hernan Rodrigo, c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 14972401 (Colombia)) (individual) [SDNT]

MARQUEZ CANOVAS, Alberto, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (Cedula No. 14993019 (Colombia)) (individual) [SDNT]

MARUF, Taha Muhyi al–Din, Vice President, Iraq (DOB 1924) (individual) [IRAQ]

MARYOL ENTERPRISES INC., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

MATRIX CHURCHILL CORPORATION, 5903 Harper Road, Cleveland, Ohio 44139, U.S.A. [IRAQ]

MATUQ, Matuq Muhammad, Secretary of Education, Youth, Scientific Research, and Vocational Education of the Government of Libya, Libya (DOB 1956) (individual) [LIBYA]

MAXITIENDAS TODO EN UNO, Avenida Guadalupe con Avenida Simon Bolivar, Cali, Colombia [SDNT]

MAZUERO ERAZO, Hugo, c/o GRUPO SANTA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (DOB 17 July 1936; alt. DOB 1945; Cedula No. 2445590 (Colombia)) (individual) [SDNT]

MEDAVIA (a.k.a. MEDITERRANEAN AVIATION COMPANY, LTD.), Malta [LIBYA]

MEDICAL EQUIPMENT COMPANY, P.O. Box 750, Benghazi, Libya; P.O. Box 464, Sebha, Libya; P.O. Box 12419, Tripoli, Libya [LIBYA]

MEDINA, Ana Maria or Anita, Panama (individual) [CUBA]

MEDISAN LIMITED, R1 6A, Qasam Industrial, Limiti tai Ricasch, Kalkara, Malta [LIBYA]

MEDITERRANEAN FEED SERVICES S.A., Schutzengasse 25, Zurich CH–8001, Switzerland [LIBYA]

MEDITERRANEAN OIL SERVICES GMBH (a.k.a. MEDITERRANEAN SEA OIL SERVICES GMBH; a.k.a. MEDOIL), P.O. Box 5601, Immermannstrasse 40, Dusseldorf 1, Germany [LIBYA]

MEDITERRANEAN POWER ELECTRIC COMPANY LIMITED, A 18B, Industrial Estate, Marsa, Malta [LIBYA]

MEED INTERNATIONAL LIMITED, 3 Mandeville Place, London, England [IRAQ]

MENIL ENSTALT COMPANY, Vaduz, Liechtenstein [LIBYA]

MERCAVICOLA LTDA., Calle 34 No. 5A–25, Cali, Colombia; Calle 47AN, Cali, Colombia (NIT # 800086338–5) [SDNT]

MERCURIUS IMPORT/EXPORT COMPANY, PANAMA, S.A., Calle C, Edificio 18, Box 4048, Colon Free Zone, Panama [CUBA]

METROVIA, Switzerland [LIBYA]

MIDCO FINANCE S.A. (a.k.a. MIDCO FINANCIAL S.A.; a.k.a. MONTANA MANAGEMENT INC.), c/o Morgan & Morgan, Edificio Torre Swiss Bank, Piso 16, Calle 53 Este, Marbella, Panama City, Republic of Panama [IRAQ]

MIDCO FINANCE S.A. (a.k.a. MIDCO FINANCIAL S.A.; a.k.a. MONTANA MANAGEMENT INC.), 57 Rue du Rhone, CH–1204 Geneva, Switzerland [IRAQ]

MILLAN BONILLA, German, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 14995885 (Colombia)) (individual) [SDNT]

MILLAN RUBIO, Alba Milena, Apartado Aero 31398, Cali, Colombia; c/o CONSTRUCTORA TREMI LTDA., Cali, Colombia (Cedula No. 31909155 (Colombia)) (individual) [SDNT]

MISTRA VILLAGE LTD., (registered address) 22 Europa Centre, Floriana, Malta; (operating address) Xemija Hill, St. Paul's Bay, Malta [LIBYA]

MISURATA GENERAL ROADS CO., P.O. Box 200, Misurata, Libya; P.O. Box 958, Tripoli, Libya [LIBYA]

MITCO (a.k.a. MAGHREBAN INTERNATIONAL TRADE COMPANY), 47, Avenue Kheireddine Pacha, 1002 Tunis, Tunisia [LIBYA]

MITSUKURA BOEKI K.K. (a.k.a. MITSUKURA BOEKI–KAISHA, LTD.; a.k.a. MITSUKURA CORPORATION; a.k.a. MITSUKURA TRADING COMPANY LIMITED), 4–1–13 Hachiman–dori, Chuo–Ku Kobe, Japan [CUBA]

MITSUKURA BOEKI K.K. (a.k.a. MITSUKURA BOEKI–KAISHA, LTD.; a.k.a. MITSUKURA CORPORATION; a.k.a. MITSUKURA TRADING COMPANY LIMITED), 2–26 Isobe–dori, 4–chome, Chuo–Ku Kobe, Japan [CUBA]

MOA NICKEL SA, Cuba [CUBA]

MODERN FASHION CO. FOR TRADING AND MANUFACTURING OF CLOTHING, THE, Libya [LIBYA]

MOGOLLON RUEDA, Eduardo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO Y CIA. S. EN C., Cali, Colombia (DOB 5 February 1953; Cedula No. 19194691 (Colombia)) (individual) [SDNT]

MOHAMED, Abdul Kader Ibrahim, Jianguomenwai Diplomatic Housing Compound, Building 7–1, 5th Floor, Apartment 4, Beijing, People's Republic of China (individual) [IRAQ]

MONDRAGON AVILA, Alicia, c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 29086010 (Colombia)) (individual) [SDNT]

MONDRAGON DE RODRIGUEZ, Mariela, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia (DOB 12 April 1935; Passport 4436059 (Colombia); Cedula No. 29072613 (Colombia)) (individual) [SDNT]

MONET TRADING COMPANY, Panama [CUBA]

MONROY ARCILA, Francisco Jose, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 79153691 (Colombia)) (individual) [SDNT]

MONTANEZ, Michael, Panama (individual) [CUBA]

MONTAÑO BERMUDEZ, Libardo, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 17083296 (Colombia)) (individual) [SDNT]

MONTOYA MARTINEZ, Juan Carlos, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 16801475 (Colombia)) (individual) [SDNT]

MOONEX INTERNATIONAL, S.A., Kingston, Jamaica [CUBA]

MOONEX INTERNATIONAL, S.A., Panama [CUBA]

MORAN GUERRERO, Mario Fernando, c/o COINTERCOS S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 12983857 (Colombia)) (individual) [SDNT]

MORENO, Carlos Arturo, c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 14264233 (Colombia)) (individual) [SDNT]

MOSQUERA, Juan Carlos, Calle 24N No. 6–17, Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16692007 (Colombia)) (individual) [SDNT]

MUBARAK, Umid Medhat (a.k.a. MUBARAK, Umid Midhat), Minister of Health, Iraq (DOB ca. 1940) (individual) [IRAQ]

MUGHNIYAH, Imad Fa'iz (a.k.a. MUGHNIYAH, Imad Fayiz), Senior Intelligence Officer of HIZBALLAH (DOB 7 December 1962, POB Tayr Dibba, Lebanon, Passport No. 432298 (Lebanon)) (individual) [SDT]

MUHARIKAAT GENERAL AUTOMOBILE CO., P.O. Box 203, Benghazi, Libya; P.O. Box 259, Tripoli, Libya [LIBYA]

MUÑOZ CORTES (CORTEZ), Julio Cesar, c/o DROGAS LA REBAJA BARRANQUILLA S.A., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DROGAS LA REBAJA PRINCIPAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA CALI S.A., Cali, Colombia (Cedula No. 14938700 (Colombia)) (individual) [SDNT]

MUÑOZ PAZ, Adriana del Socorro, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 31950689 (Colombia)) (individual) [SDNT]

MUÑOZ PAZ, Joaquin Emilio, Avenida 4AN No. 47–89, Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16788012 (Colombia)) (individual) [SDNT]

MUÑOZ RODRIGUEZ, Juan Carlos, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (DOB 25 September 1964; Passport 16703148 (Colombia); Cedula No. 16703148 (Colombia)) (individual) [SDNT]

MUÑOZ RODRIGUEZ, Soraya, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 26 July 1967; Passport AC569012 (Colombia); Cedula 31976822 (Colombia)) (individual) [SDNT]

MUÑOZ Y RODRIGUEZ Y CIA. LTDA., Avenida 6N No. 23DN–26, Cali, Colombia [SDNT]

MURILLO MURILLO, Jose Tolentino, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 2240779 (Colombia)) (individual) [SDNT]

NAAS, Mahmoud, Libya (individual) [LIBYA]

NAIZAQUE PUENTES, Jose de Jesus, c/o COINTERCOS S.A., Bogota, Colombia; c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; Calle 58A S 80C–31, Bogota, Colombia (Cedula No. 19348370 (Colombia)) (individual) [SDNT]

NAJAH, Tahor, Manama, Bahrain (individual) [LIBYA]

NAJAH, Tahor, Tripoli, Libya (individual) [LIBYA]

NAJI, Talal Muhammad Rashid, Principal Deputy of POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (DOB 1930, POB Al Nasiria, Palestine) (individual) [SDT]

NAMAN, Saalim or Sam, P.O. Box 39, Fletchamstead Highway, Coventry, England; Iraq; Amman, Jordan; 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania, U.S.A.; 5903 Harper Road, Solon, OH, U.S.A.; 3343 Woodview Lake Road, West Bloomfield, Michiga 48323, U.S.A. (individual) [IRAQ]

NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), Dusseldorf, Germany (Office closed) [LIBYA]

NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 20812, Marsa Brega, Libya [LIBYA]

NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 5324, Garden City, Benghazi, Libya [LIBYA]

NASRALLAH, Hasan, Secretary General of HIZBALLAH (DOB 31 August 1960 or 1953 or 1955 or 1958, POB Al Basuriyah, Lebanon, Passport No. 042833 (Lebanon)) (individual) [SDT]

NATIONAL AGRICULTURAL BANK OF LIBYA (a.k.a. AGRICULTURAL BANK, THE; a.k.a. LIBYAN AGRICULTURAL BANK), 52, Omar El Mokhtar Street, P.O. Box 1100, Tripoli, Libya [LIBYA]

NATIONAL AGRICULTURAL BANK OF LIBYA (a.k.a. AGRICULTURAL BANK, THE; a.k.a. LIBYAN AGRICULTURAL BANK) (1 city branch and 27 branches in Libya) [LIBYA]
NATIONAL CEMENT AND BUILDING MATERIALS EST., P.O. Box 628, Sharia Hayati 21, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR CHEMICAL PREPARATION AND COSMETIC PRODUCTS, Benghazi Office, Benghazi, Libya; P.O. Box 2442, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR CONSTRUCTION AND MAINTENANCE OF MUNICIPAL WORKS, P.O. Box 441, Benghazi, Libya; P.O. Box 12908, Zavia Street, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR LIGHT EQUIPMENT, P.O. Box 540, Benghazi, Libya; P.O. Box 8707, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR METAL WORKS, P.O. Box 4093, Benghazi, Libya; P.O. Box 4093, Benghazi, Libya; Lift Department, P.O. Box 1000, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR ROAD EQUIPMENT, P.O. Box 700, Benghazi, Libya; P.O. Box 12392, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR ROADS AND AIRPORTS, P.O. Box 4050, Benghazi, Libya; P.O. Box 8634, Sharia Al Jaraba, Tripoli, Libya [LIBYA]
NATIONAL CO. FOR TRADING AND MANUFACTURING OF CLOTHING, Libya [LIBYA]
NATIONAL CO. OF SOAP AND CLEANING MATERIALS, P.O. Box 246, Benghazi, Libya; P.O. Box 12025, Tripoli, Libya [LIBYA]
NATIONAL COMMERCIAL BANK S.A.L. (22 branches in Libya) [LIBYA]
NATIONAL COMMERCIAL BANK S.A.L., P.O. Box 166, Benghazi, Libya [LIBYA]
NATIONAL COMMERCIAL BANK S.A.L., P.O. Box 4647, Shuhada Square, Tripoli, Libya [LIBYA]
NATIONAL COMPANY FOR FIELD AND TERMINALS CATERING, Airport Road, Km. 3, P.O. Box 491, Tripoli, Libya [LIBYA]
NATIONAL COMPANY FOR OILFIELD EQUIPMENT, P.O. Box 8707, Tripoli, Libya [LIBYA]
NATIONAL CONSTRUCTION AND ENGINEERING CO., P.O. Box 259, Benghazi, Libya; P.O. Box 1060, Sharia Sidi Issa, Tripoli, Libya [LIBYA]
NATIONAL CONSULTING BUREAU, Sirte City Branch Office, Sirte City, Libya; P.O. Box 12795, Tripoli, Libya [LIBYA]
NATIONAL CORPORATION FOR HOUSING, P.O. Box 4829, Sharia el Jumhuriya, Tripoli, Libya [LIBYA]
NATIONAL DEPARTMENT STORES CO., P.O. Box 5327, Sharia el Jumhuriya, Tripoli, Libya [LIBYA]
NATIONAL DRILLING COMPANY (a.k.a. NATIONAL DRILLING COMPANY (LIBYA); a.k.a. NATIONAL DRILLING WORKOVER COMPANY), 208 Omar El Mokhtar Street, P.O. Box 1454, Tripoli, Libya [LIBYA]
NATIONAL DRILLING COMPANY (LIBYA) (a.k.a. NATIONAL DRILLING COMPANY; a.k.a. NATIONAL DRILLING WORKOVER COMPANY), 208 Omar El Mokhtar Street, P.O. Box 1454, Tripoli, Libya [LIBYA]
NATIONAL FOODSTUFFS IMPORTS, EXPORTS AND MANUFACTURING CO. SAL, P.O. Box 2439, Benghazi, Libya; P.O. Box 11114, Tripoli, Libya [LIBYA]
NATIONAL GENERAL INDUSTRIAL CONTRACTING CO., Sharia el Jumhouria, P.O. Box 295, Tripoli, Libya [LIBYA]
NATIONAL LIVESTOCK AND MEAT CO., P.O. Box 4153, Sharia Jamal Abdulnasser, Benghazi, Libya; P.O. Box 389, Sharia Zawiet Dahmani, Tripoli, Libya [LIBYA]
NATIONAL PHARMACEUTICAL CO. SAL, P.O. Box 2620, Benghazi, Libya; 20 Jalal Bayer Street, P.O. Box 2296, Tripoli, Libya; Jamahiriya Street, P.O. Box 10225, Tripoli, Libya [LIBYA]
NATIONAL SOFT DRINKS EST., P.O. Box 559, Benghazi, Libya; (branch) Litraco Impex Ltd., P.O. Box 5686, Benghazi, Libya [LIBYA]
NATIONAL STORES AND COLD STORES CO., P.O. Box 9250, Benghazi, Libya; P.O. Box 8454, Tripoli, Libya [LIBYA]
NATIONAL SUPPLIES CORPORATION (a.k.a. NASCO), P.O. Box 2071, Benghazi, Libya; P.O. Box 3402, Sharia Omar Mukhtar, Tripoli, Libya [LIBYA]
NATIONAL TELECOMMUNICATIONS CO., P.O. Box 4139, Benghazi, Libya; P.O. Box 886, Shara Zawia, Tripoli, Libya [LIBYA]
NAVARRO REYES, Fernando, c/o DROGAS LA REBAJA BARRANQUILLA S.A., Barranquilla, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o DROGAS LA REBAJA PRINCIPAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA CALI S.A., Cali, Colombia; c/o DROGAS LA REBAJA NEIVA S.A., Neiva, Colombia; c/o DROGAS LA REBAJA PEREIRA S.A., Pereira, Colombia (Cedula No. 16617177 (Colombia)) (individual) [SDNT]
NAVARRO, Samuel (MARTINEZ), Frankfurt, Germany (individual) [CUBA]
NAVIERA MARITIMA DE AROSA, S.A., Paseo de Pereda 36, Apartado 141, 39004 Santander, Spain [CUBA]
NAVIGABLE WATER CORPORATION, c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]
NESSI, Ferruccio, Piazza Grande 26, 6600 Locarno, Switzerland (individual) [IRAQ]
NEUTRON INTERNATIONAL, Tripoli, Libya [LIBYA]
NIDAL, Abu (a.k.a. AL BANNA, Sabri Khalil Abd Al Qadir), Founder and Secretary General of ABU NIDAL ORGANIZATION (DOB May 1937 or 1940, POB Jaffa, Israel) (individual) [SDT]
NIPPON–CARIBBEAN CO., LTD., Chuo–Ku, Akasaki–Chuo 1–1 Akasaki Bldg., Tokyo, Japan [CUBA]
NIREF, Boezembolcht 23, Rotterdam, Netherlands [CUBA]
NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH (a.k.a. NDO; a.k.a. NORTH GERMAN OIL PIPELINE), Wilhelmshaven to Hamburg pipeline, Germany [LIBYA]
NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH (a.k.a. NDO; a.k.a. NORTH GERMAN OIL PIPELINE), Moorburger Strasse 16, D2000 Hamburg–Harburg 90, Germany [LIBYA]
NORDSTRAND LTD., Liechtenstein [CUBA]
NORDSTRAND MARITIME AND TRADING COMPANY, 33 Akti Maouli, 185–35 Pireas (Piraeus), Greece [CUBA]
NORIEGA, Manuel Antonio, Panama (individual) [CUBA]
NORTH AFRICA COMMERCIAL BANK S.A.L. (f.k.a. ARAB LIBYAN TUNISIAN BANK S.A.L.), P.O. Box 9575/11, 1st Floor, Piccadily Centre, Hamra Street, Beirut, Lebanon [LIBYA]
NORTH AFRICA INDUSTRIAL TRADING AND CONTRACTING CO., P.O. Box 245, Tripoli, Libya [LIBYA]
NORTH ISLAND SHIPPING CO. LTD., c/o UNION MARITIMA PORTUARIA, 9–Piso, Apartado B, Esquina Cuarteles y Pena Pobre 60, Havana Vieje, Havana, Cuba [CUBA]
NUÑEZ PEDROZA, Humberto, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (Cedula No. 4326541 (Colombia)) (individual) [SDNT]
OBEYMAR MAFLA, Carlos, c/o MERCAVICOLA LTDA., Cali, Colombia (Cedula No. 6226643 (Colombia)) [SDNT]
OCTUBRE HOLDING SOCIETE ANONIME (a.k.a. OCTOBER HOLDING COMPANY), Vaduz, Liechtenstein [CUBA]
OEA DRINKS CO., P.O. Box 101, Ibn El Jarrah Street, Tripoli, Libya [LIBYA]
OIL ENERGY FRANCE, France [LIBYA]
OILINVEST (NETHERLANDS) B.V. (a.k.a. OILINVEST HOLLAND B.V.), Museumpln 11, 1071 DJ Amsterdam, Netherlands [LIBYA]
OILINVEST ESPANOLA (a.k.a. OIL ENERGY SPAIN; a.k.a. OILINVEST SPAIN), Spain [LIBYA]
OILINVEST INTERNATIONAL N.V. (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OIIC; a.k.a. OILINVEST), Tripoli, Libya [LIBYA]
OILINVEST INTERNATIONAL N.V. (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OIIC; a.k.a. OILINVEST), Netherlands Antilles [LIBYA]
OKBA FOOTWEAR PLANT, Tajoura, Libya [LIBYA]
OMEISH, Ramadan M., Tripoli, Libya; Abu Dhabi, U.A.E. (individual) [LIBYA]
OMRAN, Karim Dhaidas, Iraq (individual) [IRAQ]
OMRANI, Abuzeid Ramadan, Administrative Manager of Libyan Arab Foreign Investment Company, Libya (individual) [LIBYA]

ORDOÑEZ MEDINA, Elizabeth, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (individual) [SDNT]

ORIENT SHIPPING LIMITED, Lot 18, Bay Street, Kingstowne, St. Vincent and the Grenadines [IRAQ]

ORS, Jose Antonio Rego, Tokyo, Japan (individual) [CUBA]

ORTEGA, Dario (PINA), Edificio Saldivar, Panama City, Panama (individual) [CUBA]

ORTIZ PALACIOS, Willington A., Avenida 5AN No. 23D–68 piso 2, Cali, Colombia; Carrera 62 Bis No. 6A, Cali, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia (individual) [SDNT]

ORTIZ, Guadalupe, Cubanatur, Baja California 255, Edificio B, Oficina 103, Condesa 06500, Mexico, D.F., Mexico (individual) [CUBA]

OS OILINVEST SERVICES A.G., Loewenstrasse 60, Zurich, Switzerland [LIBYA]

OSORIO CADAVID, Maria Victoria, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia (Cedula No. 31932294 (Colombia)) (individual) [SDNT]

OSORIO PIÑEDA, Jorge Ivan, c/o LABORATORIOS GENERICOS VETERINIARIOS, Bogota, Colombia (Cedula No. 19270301 (Colombia)) (individual) [SDNT]

OSPINA DUQUE, Elssy, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (Cedula No. 31834998 (Colombia)) (individual) [SDNT]

PADRON, Amado (TRUJILLO), Panama (individual) [CUBA]

PAK–LIBYAN HOLDING COMPANY LTD., Karachi, Pakistan [LIBYA]

PALESTINE LIBERATION FRONT – ABU ABBAS FACTION (a.k.a. PALESTINE LIBERATION FRONT; a.k.a. PLF; a.k.a. PLF–ABU ABBAS), Iraq [SDT]

PALESTINE LIBERATION FRONT (a.k.a. PALESTINE LIBERATION FRONT – ABU ABBAS FACTION; a.k.a. PLF; a.k.a. PLF–ABU ABBAS), Iraq [SDT]

PAMIT C. SHIPPING CO., LTD., Limassol, Cyprus [CUBA]

PANAMERICAN IMPORT AND EXPORT COMMERCIAL CORPORATION, Panama [CUBA]

PANDORA SHIPPING CO. S.A., Honduras [IRAQ]

PANOAMERICANA, Panama [CUBA]

PARADISSIOTIS, Christoforos Pavlou, 34 Grosvenor Street, London W1X 9FG, England (individual) [LIBYA]

PARADISSIOTIS, Christoforos Pavlou, Larnaca, Cyprus (individual) [LIBYA]

PAREDES GONZALEZ, Nohora, c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 36376456 (Colombia)) (individual) [SDNT]

PATIÑO RINCON, Octavio, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 2438955 (Colombia)) (individual) [SDNT]

PATIÑO URIBE, Carlos Augusto, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 16627574 (Colombia).) (individual) [SDNT]

PAZ MAHECHA, Gonzalo Rodrigo, Calle 102 No. 48A–08, Bogota, Colombia; Calle 13 No. 4–25 piso 6, Cali, Colombia; Calle 13A No. 66B–60 apt. 101A, Cali, Colombia; Calle 13A No. 66B–60 apt. 102A, Cali, Colombia; Calle 13A No. 66B–60 apt. 902A, Cali, Colombia; Carrera 4 No. 11–45 apt. 621, Cali, Colombia; Carrera 4 No. 11–45 apt. 624, Cali, Colombia; Carrera 4 No. 11–45 of. 802, Cali, Colombia; Carrera 4 No. 11–45 of. 809, Cali, Colombia; Transversal 98 No. 28A–46, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (Cedula No. 16590653 (Colombia)) (individual) [SDNT]

PELAEZ DE HENAO, Teresa, c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 29013555 (Colombia)) (individual) [SDNT]

PENA, Jose (TORRES), Panama (individual) [CUBA]

PENA, Victor, Panama (individual) [CUBA]

PENTA PHARMA DE COLOMBIA S.A., Calle 17A No. 28A–23, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia [SDNT]

PENTACOOP LTDA. (f.k.a. PENTA PHARMA DE COLOMBIA S.A.), Calle 17A No. 28A–23, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830016989–1) [SDNT]

PEONY SHIPPING CO. LTD., c/o NORDSTRAND MARITIME & TRADING CO. LTD., 26 Skouze Street, Piraeus, Greece [CUBA]

PERDOMO ZUÑIGA, Hugo Ivan, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 16669843 (Colombia)) (individual) [SDNT]

PEREZ GARCIA, Carlos, c/o ASESORIAS COSMOS LTDA., Cali, Colombia (Cedula No. 14920419 (Colombia)) (individual) [SDNT]

PEREZ ORTEGA, Publio Eliecer, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 16597479 (Colombia)) (individual) [SDNT]

PEREZ SERNA, Wilmar Armando, c/o INVHERESA S.A., Cali, Colombia (individual) [SDNT]

PEREZ VARELA, Jaime Diego, c/o CONSTRUCTORA GOPEVA LTDA., Cali, Colombia (Cedula No. 2895666 (Colombia)) (individual) [SDNT]

PEREZ, Alfonso, Panama (individual) [CUBA]

PEREZ, Manuel Martin, Panama (individual) [CUBA]

PEREZ, Osvaldo (CRUZ), Panama (individual) [CUBA]

PESCABRAVA, S.A., France [CUBA]

PESCABRAVA, S.A., Italy [CUBA]

PESCABRAVA, S.A., Spain [CUBA]

PESCADOS Y MARISCOS DE PANAMA, S.A. (a.k.a. PESMAR (or PEZMAR), S.A.), Panama City, Panama [CUBA]

PETRA NAVIGATION & INTERNATIONAL TRADING CO. LTD. (a.k.a. AL PETRA COMPANY FOR GOODS TRANSPORT LTD.), Hai Al Wahda Mahalat 906, 906 Zulak 50, House 14, Baghdad, Iraq [IRAQ]

PIEDRAHITA, Gustavo Adolfo, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 16764002 (Colombia)) (individual) [SDNT]

PIÑEROS LEON, Miguel E., c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 468712 (Colombia)) (individual) [SDNT]

PINZON, Marco Antonio, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia (Cedula No. 17801803 (Colombia)) (individual) [SDNT]

PIONEER SHIPPING LTD., c/o Anglo Caribbean Shipping Co., Ltd., 4th Floor, South Phase 2, South Quay Plaza 2, 183 Marsh Wall, London E14 9SH, England; 171 Old Bakery Street, Valletta, Malta [CUBA]

PIRAMIDE INTERNATIONAL, Panama [CUBA]

PIRANHA NAVIGATION CO. LTD., c/o NORDSTRAND MARITIME & TRADING CO. LTD., 26 Skouze Street, Piraeus, Greece [CUBA]

PLASTICOS CONDOR LTDA., Carrera 13 No. 16–62, Cali, Colombia [SDNT]

POCHO NAVIGATION CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

PONCE DE LEON, Lazaro (GOMEZ), Medira, Mexico (individual) [CUBA]

PONS, Alberto, Executive Representative, Banco Nacional de Cuba, Federico Boyd Avenue & 51 Street, Panama City, Panama (Licensed pending removal by FAC) (individual) [CUBA]

POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (a.k.a. PFLP–GC), Jordan; Lebanon; Syria [SDT]

POPULAR FRONT FOR THE LIBERATION OF PALESTINE (a.k.a. PFLP), Israel; Lebanon; Syria [SDT]

POSSO DE LONDOÑO, Maria del Carmen, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 29664243 (Colombia)) (individual) [SDNT]

PRADO CUERO, Salomon (a.k.a. CHALO), Avenida 26 No. 42B–89, Bogota, Colombia; Carrera 101B No. 11B–50, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 1 August 1948) (individual) [SDNT]

PRELASA, Mexico [CUBA]

PRENSA LATINA CANADA LTD., 1010 O Rue Ste. Catherine, Montreal PQ H303 IGI, Canada [CUBA]

PRENSA LATINA, Spain [CUBA]

PRESA, S.A., Panama [CUBA]

PREVIA S.A. (a.k.a. PREVENCION Y ANALISIS DE RIESGOS), Carrera 3 No. 10–20 of. 202, Cali, Colombia; Carrera 3 No. 12–40 of. 504, Cali, Colombia [SDNT]

PRIMA EXPORT/IMPORT, Jamaica [CUBA]

PROCESADORA DE POLLOS SUPERIOR S.A. (a.k.a. COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A.), A.A. 1689, Cali, Colombia; Avenida 2N No. 7N–55 of. 521, Cali, Colombia; Carrera 3 No. 12–40, Cali, Colombia; Km 17 Recta Cali–Palmira, Palmira, Colombia (NIT # 800074991–3 (Colombia)) [SDNT]

PROHUEVO DE COLOMBIA LTDA., 1 Km Antes de Cavasa Palmira–Cali, Colombia; Calle 34 No. 5A–25, Cali, Colombia; Granja Pio Pio Carretera Cali–Candelaria Km 12, Cali, Colombia (NIT # 800089683–5) [SDNT]

PROMOCIONES ARTISTICAS (a.k.a. PROARTE), Avenida Insurgentes Sur No. 421, Bloque B Despacho 404, C.P. 06l00, Mexico, D.F., Mexico [CUBA]

PROMOTORA ANDINA, S.A., Quito, Ecuador [CUBA]

PUBLIC COMPANY FOR GARMENTS, P.O. Box 4152, Benghazi, Libya [LIBYA]

PUBLIC ELECTRICAL WORKS CO., P.O. Box 32811, Benghazi, Libya; P.O. Box 8539, Sharia Halab, Tripoli, Libya [LIBYA]

PUBLIC SAFETY COMMODITY IMPORTING CO. (a.k.a. SILAMNIA), P.O. Box 12942, Tripoli, Libya [LIBYA]

QAFALA GENERAL AUTOMOBILE CO., Libya [LIBYA]

QASEM, Talat Fouad, Propaganda Leader of ISLAMIC GAMA'AT (DOB 2 June 1957 or 3 June 1957, POB Al Mina, Egypt) (individual) [SDT]

QUALITY SHOES COMPANY, UB33, Industrial Estate, San Gwann, Malta [LIBYA]

QUIGUA ARIAS, Omar, c/o IMCOMER, Cali, Colombia; c/o INCOES, Cali, Colombia (individual) [SDNT]

QUIMINTER GMBH, Vienna, Austria [CUBA]

QUINTERO SALAZAR, Lisimaco, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

RADIO SERVICE, S.A., Panama [CUBA]

RADIO UNIDAS FM S.A., Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia; Calle 19N No. 2N–29 piso 10 Sur, Cali, Colombia [SDNT]

RAFIDAIN BANK, 114 Tahreer Str. Eldukki, P.O.Box 239, Omran Giza, Cairo, Egypt [IRAQ]

RAFIDAIN BANK, 2nd Floor Sadat Tower, P.O. Box 1891, Beirut, Lebanon (2 branches in Lebanon) [IRAQ]

RAFIDAIN BANK, Mafraq, Jordan [IRAQ]

RAFIDAIN BANK, New Banks' Street, P.O. Box 11360, Massarif, Baghdad, Iraq (227 branches in Iraq) [IRAQ]

RAFIDAIN BANK, P.O. Box 10023, Sanaa, Yemen Arab Republic [IRAQ]

RAFIDAIN BANK, P.O. Box 1194, Cinema al–Hussein Street, Amman, Jordan [IRAQ]

RAFIDAIN BANK, P.O. Box 607, Manama, Bahrain (2 branches in Bahrain) [IRAQ]

RAFIDAIN BANK, P.O. Box 685, Aqaba, Jordan [IRAQ]

RAFIDAIN BANK, P.O.Box 815401, Jabal Amman, Jordan [IRAQ]

RAFIDAIN BANK, Rafidain Bank Building, 7–10 Leadenhall Street, London EC3V 1NL, England [IRAQ]

RAFIDAIN BANK, Sheikh Khalifa Street, P.O. Box 2727, Abu Dhabi, United Arab Emirates [IRAQ]

RAJBROOK LIMITED, England [IRAQ]

RAMADAN, Taha Yasin (or Yassin), Vice President and Deputy Prime Minister, Iraq (DOB 1936) (individual) [IRAQ]

RAMIREZ BUITRAGO, Luis Eduardo, c/o INCOES, Cali, Colombia (individual) [SDNT]

RAMIREZ BUITRAGO, Placido, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia (individual) [SDNT]

RAMIREZ CORTES, Delia Nhora (Nora), c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia; c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; c/o VIAJES MERCURIO LTDA., Cali, Colombia (DOB 20 January 1959; Cedula No. 38943729 (Colombia)) (individual) [SDNT]

RAMIREZ de CASTAÑEDA, Maria, c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 31226330 (Colombia)) (individual) [SDNT]

RAMIREZ GARCIA, Manuel Hernan, c/o RADIO UNIDAS FM S.A., Cali, Colombia; Calle 5 No. 37A–65 of. 203, Cali, Colombia; Carrera 91 No. 17–17, Casa 4, Cali, Colombia (Cedula No. 14975762 (Colombia)) (individual) [SDNT]

RAMIREZ LIBREROS, Gladys Miriam, c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o INVERSIONES MOMPAX LTDA., Cali, Colombia (DOB 20 November 1945; Passport 38974109 (Colombia); Cedula No. 38974109 (Colombia)) (individual) [SDNT]

RAMIREZ M., Oscar, c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

RAMIREZ SANCHEZ, Alben, c/o INCOES, Cali, Colombia (individual) [SDNT]

RAMIREZ SUAREZ (SUARES), Luis Carlos, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DROGAS LA REBAJA BUCARAMANGA S.A., Bucaramanga, Colombia (Cedula No. 19164938 (Colombia)) (individual) [SDNT]

RAMIREZ VALENCIANO, William, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o IMCOMER LTDA., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; Calle 3C No. 72–64 10, Cali, Colombia (Cedula No. 16694719 (Colombia)) (individual) [SDNT]

RAMIREZ, James Alberto, c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 16691796 (Colombia)) (individual) [SDNT]

RAMIREZ, Julio Cesar, c/o RADIO UNIDAS FM S.A., Cali, Colombia (Cedula No. 16685808 (Colombia)) (individual) [SDNT]

RAMOS BONILLA, Blanca Clemencia, c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41767311 (Colombia)) (individual) [SDNT]

RAMOS RAYO, Heriberto, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 6186403 (Colombia)) (individual) [SDNT]

RAOUF, Khalid Mohammed, Praca Pio X, 54–10o Andar, CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]

RAS HILAL MARITIME CO., P.O. Box 1496, Benghazi, Libya [LIBYA]

RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), Benghazi Complex, P.O. Box 1971, Gamel Abdul Nasser Street, Benghazi, Libya [LIBYA]

RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), P.O. Box 75071, Tripoli, Libya [LIBYA]

RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), Ras Lanuf Complex and Terminal, Ghout El Shaal, Libya [LIBYA]

RASHEED BANK (a.k.a. AL–RASHEED BANK; a.k.a. AL–RASHID BANK), P.O. Box 7177, Haifa Street, Baghdad, Iraq [IRAQ] including but not limited to: Al–Rusafi Branch, No. 505, Al–Masarif Street, Baghdad, Iraq [IRAQ] Basrah Branch, Al Thawrah Street, No. 88, P.O. Box 116, Basrah, Iraq [IRAQ] Credit Commercial Branch, No. 506, Khalid bin Alwaleed Street, Baghdad, Iraq [IRAQ] Mosul Branch, No. 3, P.O. Box 183, Mosul, Iraq [IRAQ]

READY–MADE SUITS PLANT, Derna, Libya [LIBYA]

REAL ESTATE BANK, Hassan Bin Thabit St, Baghdad, Iraq [IRAQ]

RECICLAJE INDUSTRIAL, S.A., Panama [CUBA]

REDESTOS SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

RENDON, Maria Fernanda, c/o DISMERCOOP, Cali, Colombia (Cedula No. 38864017 (Colombia)) (individual) [SDNT]

RENT–A–CAR, S.A., Panama [CUBA]

RESTREPO HERNANDEZ, Ruben Dario, c/o DISMERCOOP, Cali, Colombia (Cedula No. 10094108 (Colombia)) (individual) [SDNT]

RESTREPO VILLEGAS, Camilio, Calle 116 No. 12–49, Bogota, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia (Cedula No. 6051150 (Colombia)) (individual) [SDNT]

REVISTA DEL AMERICA LTDA., Calle 23AN No. 5AN–19, Cali, Colombia [SDNT]

REYES MURCIA, Edgar, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 17181081 (Colombia)) (individual) [SDNT]

REYES, Guillermo (VERGARA), Panama City, Panama (individual) [CUBA]

REYNOLDS AND WILSON, LTD., 21 Victoria Road, Surbiton, Surrey KT6 4LK, England [IRAQ]

RICKS, Roy, 87 St. Mary's Frice, Benfleet, Essex, England (individual) [IRAQ]

RICUARTE FLOREZ, Gilma Leonor, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 51640309 (Colombia)) (individual) [SDNT]

RIECKE, Dr. Hans Guenter, Hamburg, Germany (individual) [LIBYA]

RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador [SDNT]

RIZO MORENO, Jorge Luis, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o CONSTRUVIDA S.A., Cali, Colombia; c/o IMCOMER LTDA., Cali, Colombia; c/o INCOES LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia; Transversal 11, Diagonal 23–30 apt. 304A, Cali, Colombia (Cedula No. 16646582 (Colombia)) (individual) [SDNT]

RIZO, Diego, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 144483334 (Colombia)) (individual) [SDNT]

ROCHA, Antonio, Panama City, Panama (individual) [CUBA]

RODRIGUEZ ABADIA, William, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o ASPOIR DEL PACIFICO Y CIA. LTDA., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o M. RODRIGUEZ O. Y CIA. S. EN C., Cali, Colombia; c/o MUÑOZ Y RODRIGUEZ Y CIA. LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 31 July 1965; Cedula No. 16716259 (Colombia)) (individual) [SDNT]

RODRIGUEZ ARBELAEZ, Carolina, c/o INVERSIONES ARA LTDA., Cali, Colombia (DOB 17 May 79) (individual) [SDNT]

RODRIGUEZ ARBELAEZ, Maria Fernanda, c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 28 November 1973; alternate DOB 28 August 1973; Passport AC568974 (Colombia); Cedula No. 66860965 (Colombia)) (individual) [SDNT]

RODRIGUEZ DE ROJAS, Haydee (a.k.a. RODRIGUEZ DE MUÑOZ, Haydee; a.k.a. RODRIGUEZ OREJUELA, Haydee), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o HAYDEE DE MUÑOZ Y CIA. S. EN C., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 22 September 1940; Cedula No. 38953333 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Humberto, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o MAXITIENDAS TODO EN UNO, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 21 June 1963; Passport AD387757 (Colombia); Cedula No. 16688683 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Jaime, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 16637592 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Maria Alexandra (a.k.a. RODRIGUEZ MONDRAGON, Alexandra), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o TOBOGON, Cali, Colombia (DOB 30 May 69; alt. DOB 5 May 69; Passport AD359106 (Colombia); Cedula No. 66810048 (Colombia)) (individual) [SDNT]

RODRIGUEZ MORENO, Juan Pablo, Carrera 65 647, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (DOB 30 July 1980) (individual) [SDNT]

RODRIGUEZ MORENO, Miguel Andres, Carrera 65 No. 6–47, Cali, Colombia; Carrera 66 No. 6–47, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (DOB 14 July 1977; Passport No. AD253939 (Colombia); Cedula No. 94328841 (Colombia) (individual) [SDNT]

RODRIGUEZ MORENO, Stephanie (Stethanine), c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]

RODRIGUEZ OREJUELA DE GIL, Amparo, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 13 March 1949; Passport AC342062 (Colombia); Cedula No. 31218703 (Colombia)) (individual) [SDNT]

RODRIGUEZ OREJUELA, Gilberto, (a.k.a. ''The Chess Player''; a.k.a. ''Lucas''), Cali, Colombia (DOB 31 January 1939; Passports T321642 (Colombia), 77588 (Argentina), 10545599 (Venezuela); Cedula No. 6068015 (Colombia)) (individual) [SDNT]

RODRIGUEZ OREJUELA, Miguel Angel, (a.k.a. ''El Señor''; a.k.a. ''Patricia''; a.k.a. ''Patricio''; a.k.a. ''Patty''; a.k.a. ''Pat''; a.k.a. ''Manuel''; a.k.a ''Manolo''; a.k.a ''Mike''; a.k.a. ''Mauro''; a.k.a. ''Doctor M.R.O.''), Casa No. 19, Avenida Lago, Ciudad Jardin, Cali, Colombia (DOB 23 November 1943; alt. DOB 15 August 1943; Cedula No. 6095803 (Colombia)) (individual) [SDNT]

RODRIGUEZ RAMIREZ, Claudia Pilar, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia (DOB 30 June 1963; alt. DOB 30 August 1963; alt. DOB 1966; Passports 007281 (Colombia), P0555266 (Colombia); Cedula No. 51741013 (Colombia)) (individual) [SDNT]

RODRIGUEZ, Jorge Enrique, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16202232 (Colombia)) (individual) [SDNT]

RODRIGUEZ, Manuel, c/o ALFA PHARMA S.A., Cali, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia (Cedula No. 17171485 (Colombia)) (individual) [SDNT]

RODRIQUEZ, Jesus (BORGES or BORJES), Panama (individual) [CUBA]

RODRIQUEZ, Jose Julio, Chairman, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]

ROJAS MEJIA, Hernan, Calle 2A Oeste No. 24B–45 apt. 503A, Cali, Colombia; Calle 6A No. 9N–34, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 28 August 1948; Cedula No. 16242661 (Colombia) (individual) [SDNT]

ROJAS ORTIS, Rosa, c/o ALFA PHARMA S.A., Cali, Colombia (Cedula No. 26577444 (Colombia)) (individual) [SDNT]

ROMEO, Charles (a.k.a. ROMEO, Charles Henri Robert), Panama (individual) [CUBA]

ROMEO, Charles Henri Robert (a.k.a. ROMEO, Charles), Panama (individual) [CUBA]

ROPERT, Miria Contreras (a.k.a. CONTRERAS, Miria), Paris, France (individual) [CUBA]

ROQUE, Roberto (PEREZ), Panama (individual) [CUBA]

ROSALES DIAZ, Hector Emilio, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o MERCAVICOLA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Colombia (Cedula No. 16588924 (Colombia)) (individual) [SDNT]

ROZO C., Miguel, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (Cedula No. 17093270 (Colombia)) (individual) [SDNT]

ROZO VARON, Luis Carlos, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; Cedula No. 5838525 (Colombia) (individual) [SDNT]

RUEDA FAJARDO, Herberth Gonzalo, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 12126395 (Colombia)) (individual) [SDNT]

RUIZ HERNANDEZ, Gregorio Rafael, c/o COMERCIALIZADORA OROBANCA, Cali, Colombia (DOB 20 May 1963; Cedula No. 16823501 (Colombia)) (individual) [SDNT]

RUIZ, Ramon Miguel (POO), Panama (individual) [CUBA]

RZOOKI, Hanna, Chairman of REAL ESTATE BANK, Iraq (individual) [IRAQ]

S.M.I. SEWING MACHINES ITALY S.P.A., Italy [IRAQ]

SAAVEDRA RESTREPO, Jesus Maria, Calle 5 No. 46–83 Local 119, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB 10 July 1958; Cedula No. 16603482 (Colombia)) (individual) [SDNT]

SABTINA LIMITED, 530–532 Elder House, Elder Gate, Central Milton Keynes MK9 1LR, England [LIBYA]

SAHABI OIL FIELD PROJECT, P.O. Box 982, Tripoli, Libya [LIBYA]

SAHARA BANK (22 branches in Libya) [LIBYA]

SAHARA BANK, 10 First September Street, P.O. Box 270, Tripoli, Libya [LIBYA]

SALAH, Mohammad Abd El–Hamid Khalil (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

SALAZAR, Jose Leonel, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]
SALCEDO RAMIREZ, Jamie, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16706222 (Colombia)) (individual) [SDNT]
SALCEDO RAMIREZ, Nhora Clemencia, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (Cedula No. 31273613 (Colombia)) (individual) [SDNT]
SALDARRIAGA ACEVEDO, Carlos Omar, Calle 9B No. 50–100 apt. 102, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 16 January 1954; Cedula No. 14998632 (Colombia)) (individual) [SDNT]
SALIH, Abd al–Munim Ahmad (a.k.a. SALEH, Abdel Moneim Ahmad), Minister of Awqaf and Religious Affairs, Iraq (DOB 1943) (individual) [IRAQ]
SAMARIA ARRENDAMIENT, Cali, Colombia [SDNT]
SAMARIA CAÑAS, Cali, Colombia [SDNT]
SAMARIA INTERESES, Cali, Colombia [SDNT]
SAMARIA LTDA., Cali, Colombia [SDNT]
SAMARIA TIERRAS, Cali, Colombia [SDNT]
SANCHEZ DE VALENCIA, Dora Gladys, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB 7 August 1955; Cedula No. 31273248 (Colombia)) (individual) [SDNT]
SANDRANA CAÑAS, Cali, Colombia [SDNT]
SANTACRUZ CASTRO, Ana Milena, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia; c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES EL PASO LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SAMARIA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (DOB 31 March 1965; Passports 31929808 (Colombia), AB151189 (Colombia); Cedula No. 31929808 (Colombia)) (individual) [SDNT]
SANTACRUZ CASTRO, Sandra, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia (DOB 28 September 1973; SSN 090–80–3433; Passports 043827307 (United States), D1690693 (United States), 100330728 (United States), J24728201 (Country unknown)) (individual) [SDNT]
SANTACRUZ LONDOÑO, Jose, (a.k.a ''Chepe''; a.k.a. ''Don Chepe''; a.k.a. ''El Gordo Chepe''; a.k.a. ''07''), Cali, Colombia (DOB 1 October 1943; Passport AB149814 (Colombia); Cedula No. 14432230 (Colombia)) (individual) [SDNT]
SANTAMARINA DE LA TORRE, Rafael Garcia (a.k.a. GARCIA SANTAMARINA DE LA TORRE, Alfredo Rafael), Panama (individual) [CUBA]
SANTO, Anabel, Avenida Insurgentes Sur No. 421, Bloque B Despacho 404, C.P. 06100, Mexico, D.F., Mexico (individual) [CUBA]
SARRIA HOLGUIN, Ramiro (Robert), Avenida 6N No. 23D–16 of. L301, Cali, Colombia; Carrera 100 No. 11–60 of. 603, AA 20903, Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o INVERSIONES RODRIGUEZ ARBELAEZ, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]
SAUDI, Abdullah Ammar, Manama, Bahrain (individual) [LIBYA]
SAVING AND REAL ESTATE INVESTMENT BANK, P.O. Box 2297, Shoman Street, Fashioum, Tripoli, Libya (24 branches in Libya) [LIBYA]
SCHMITT, Rogerio Eduardo, Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
SEBHA FODDER PLANT, Libya [LIBYA]
SEBHA GRAIN MILL, Libya [LIBYA]
SEBHA ROADS AND CONSTRUCTION CO., P.O. Box 92, Sebha, Libya; P.O. Box 8264, Tripoli, Libya [LIBYA]
SENANQUE SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]
SEPULVEDA SEPULVEDA, Manuel Salvador, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia (Cedula No. 16855038 (Colombia)) (individual) [SDNT]
SERNA, Maria Norby, c/o INVHERESA S.A., Cali, Colombia (Cedula No. 29475049 (Colombia)) (individual) [SDNT]
SERRANO, Jose Delio, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16711205 (Colombia)) (individual) [SDNT]
SERVICIOS INMOBILIARIOS LTDA., Carrera 65 No. 13–82, Cali, Colombia; Avenida 2N No. 7N–55 of. 605, Cali, Colombia [SDNT]
SERVICIOS SOCIALES LTDA., Barranquilla, Colombia [SDNT]
SERVIMPEX, S.A., Panama [CUBA]
SERVINAVES, S.A., Panama [CUBA]
SHALLOUF, Farag Al Amin, P.O. Box 9575/11, 1st Floor, Piccadily Centre, Hamra Street, Beirut, Lebanon; Vali Conagi Cad. No. 10, 80200 Nisantasi, P.O. Box 380, 802323 Sisli, Istanbul, Turkey (individual) [LIBYA]
SHANAB, Tariq Abu, Musherfeh, P.O. Box 766, Zarka, Jordan (individual) [IRAQ]
SHANSHAL, Abd al–Jabbar Khalil, Minister of State for Military Affairs, Iraq (DOB 1920) (individual) [IRAQ]
SHAQAQI, Fathi, Secretary General of PALESTINIAN ISLAMIC JIHAD–SHIQAQI (individual) [SDT]
SHARIF, Bashir M., Dat El Imad Administrative Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya (individual) [LIBYA]
SHARIF, Bashir M., Vali Konagi Cad. No. 10, 80200 Nistantas, Istanbul, Turkey (individual) [LIBYA]
SHELL PETROLEUM DEVELOPMENT CO. OF LIBYA, P.O. Box 1420, Benghazi, Libya [LIBYA]
SHERLALA, Kassem M., P.O. Box 2438, Usama Bldg., 1st September Street, Tripoli, Libya (individual) [LIBYA]
SHIPLEY SHIPPING CORP., Panama [CUBA]
SIALA, Mohamed Taher Hammuda, Tripoli, Libya (individual) [LIBYA]
SIBONEY INTERNACIONAL, S.A., Edificio Balmoral, 82 Via Argentina, Panama City, Panama [CUBA]
SIBONEY INTERNACIONAL, S.A., Venezuela [CUBA]
SIEIRO DE NORIEGA, Felicidad, Panama (individual) [CUBA]
SILVA PERDOMO, Alejandro, c/o CONSTRUVIDA S.A., Avenida 2N No. 7N–55 y No. 521, Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 14983500 (Colombia)) (individual) [SDNT]
SIM, Gilberto F., Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
SIRM HOLDING S.R.L., Rome, Italy [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Marsa El Brega, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), P.O. Box 2582, Tripoli, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), P.O. Box 385, Tripoli, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Benghazi, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Sirte Field, Libya [LIBYA]
SOCIALIST EST. FOR SPINNING AND WEAVING, P.O. Box 852, Benghazi, Libya; Zanzour Km. 15, P.O. Box 30186, Tripoli, Libya [LIBYA]
SOCIEDAD CONSTRUCTORA LA CASCADA S.A. (a.k.a. CONSTRUCTORA CASCADA), Calle 13 3–32 piso 12 y piso 14, Cali, Colombia; Calle 1A 62A–120, Cali, Colombia; Calle 1A 62A–120 2305, Cali, Colombia; Calle 1A 62A–120 2418, Cali, Colombia; Calle 1A 62A–120 4114, Cali, Colombia; Calle 1A 62A–120 6245, Cali, Colombia; Calle 1A 62A–120 B2 108, Cali, Colombia; Carrera 4 12–41 of. 1401, Cali, Colombia; Carrera 4 No. 12–41 of. 1403, Cali, Colombia; Carrera 64 1B–83, Cali, Colombia; Carrera 64 1C–63, Cali, Colombia [SDNT]
SOCIEDAD CONSTRUCTORA Y ADMINISTRADORA DEL VALLE LTDA. (a.k.a. SOCOVALLE LTDA.), Avenida 2N No. 7N–55 of. 601–602, Cali, Colombia [SDNT]
SOCIETA COMMERCIA MINERALI E METTALLI, SRL (a.k.a. SOCOMET, SPA), Milan, Italy [CUBA]
SOCIETE AGRICOLE TOGOLAISE ARABE LIBYENNE, Lome, Togo [LIBYA]

SOCIETE ARABE LIBYENNE–CENTRAFRICAINE D'IMPORT–EXPORT, Bangui, Central African Republic [LIBYA]
SOCIETE ARABE LIBYENNE MALIENNE POUR L'AGRICULTURE ET L'ELEVAGE (a.k.a. SOLIMA), Bamako, Mali [LIBYA]
SOCIETE ARABE LIBYENNE MAURITANIENNE DES RESSOURCES MARITIMES (a.k.a. SALIMAUREM), Nouadhibou, Mauritania [LIBYA]
SOCIETE ARABE LIBYO–GUINEENNE POUR LE DEVELOPPEMENT AGRICOLE ET AGRO–INDUSTRIEL (a.k.a. SALGUIDIA), Conakry, Guinea [LIBYA]
SOCIETE ARABE LIBYO–NIGERE POUR LE DEVELOPPEMENT ET LA COMMERCIALISATION DES PRODUITS AGRICOLES, Niamey, Niger [LIBYA]
SOCIETE ARABE LIBYO–TUNISIENNE DE TRANSPORT MARITIME, Tunis, Tunisia [LIBYA]
SOCIETE D'ECONOMIE MIXTE CENTRE AFRICAINE LIBYENNE DES PRODUITS AGRICOLES, Bangui, Central African Republic [LIBYA]
SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY), B.P. 350 Houmt Souk 4180, Djerba Island, Tunisia [LIBYA]
SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY), Planning & Logistic Group complex, Port of Zarzis, Tunisia [LIBYA]
SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY), 7th of November offshore field, Gulf of Gabes [LIBYA]
SOCIETE LIBYENNE CENTRE AFRICAINE DES MINES, Bangui, Central African Republic [LIBYA]
SOCIETE MAGHREBINE D'INVESTISSEMENT ET DE PARTICIPATION (a.k.a. SMIP), 47, Avenue Kheireddine Pacha, 1002 Tunis, Tunisia [LIBYA]
SOCIETE MIXTE RWANDO–ARABE LIBYENNE DE PROMOTION HOTELIERE ET TOURISTIQUE AU RWANDA, Kigali, Rwanda [LIBYA]
SOCIETE MIXTE RWANDO ARABE LIBYENNE POUR LE DEVELOPPEMENT ET LA COMMERCIALISATION DES PRODUTS AGRICOLES ET D'ELEVAGE, Kigali, Rwanda [LIBYA]
SOCIETE TOGOLAISE ARABE LIBYENNE DE PECHE, Lome, Togo [LIBYA]
SOLAQUE SANCHEZ, Alfredo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 79261845 (Colombia)) (individual) [SDNT]
SORMAN FODDER PLANT, Libya [LIBYA]
SOTO CELIS, Oscar, c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 16546889 (Colombia)) (individual) [SDNT]
SOTO GUTIERREZ, Hernan, c/o INVERSIONES ARIO LTDA, Cali, Colombia (individual) [SDNT]
SOUK EL KHAMIS CEMENT CO., Libya [LIBYA]
SOUK EL KHAMIS GENERAL CEMENT AND BUILDING MATERIALS CORP., Tarhuna, Sharia Bou Harida, P.O. Box 1084, Tripoli, Libya [LIBYA]
SOUK EL KHAMIS LIME FACTORY, Libya [LIBYA]
SOUSA SHIPPING AND STEVEDORING EST., P.O. Box 2973, Benghazi, Libya [LIBYA]
SOUTH ISLAND SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
SOUZA, Francisco Antonio, Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
SPECKMAN, Jeanine, England (individual) [IRAQ]
STANDWEAR SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
STAVROU, Stavros, Cyprus (individual) [LIBYA]
STERN, Alfred Kaufman, Prague, Czech Republic (individual) [CUBA]
SUANI GYPSUM PLANT, Libya [LIBYA]
SUPERTIENDAS LA REBAJA, Avenida Colombia No. 2–45, Cali, Colombia; Calle 9, No. 26–98, Cali, Colombia [SDNT]
SUPLIDORA LATINO AMERICANA, S.A. (a.k.a. SUPLILAT, S.A.), Panama City, Panama [CUBA]
SWAN LAUNDRY AND DRY CLEANING COMPANY, LTD., 55, Racecourse Street, Marsa, Malta [LIBYA]
T N K FABRICS LIMITED, England [IRAQ]
T.E.G. LIMITED, 3 Mandeville Place, London, England [IRAQ]
T.M.G. ENGINEERING LIMITED, Castle Row, Horticultural Place, Chiswick, London, England [IRAQ]
TAHARAR FOOTWEAR PLANT, Tripoli, Libya [LIBYA]
TAJOURA MODERN TANNERY, Libya [LIBYA]
TALAA'AL AL–FATEH (a.k.a. AL–JIHAD; a.k.a. JIHAD GROUP; a.k.a. VANGUARDS OF CONQUEST), Egypt [SDT]
TALL, Aktham, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
TALLER DE REPARACIONES NAVALES, S.A. (a.k.a. TARENA, S.A.), Panama City, Panama [CUBA]
TAMOIL HUNGARIA, Hungary [LIBYA]
TAMOIL ITALIA S.P.A., Cremona Refinery, Italy [LIBYA]
TAMOIL ITALIA S.P.A., Piazzetta Bossi 3, I–20121 Milan, Italy [LIBYA]
TAMOIL PETROLI ITALIANA S.P.A. (1,977 gasoline retail outlets in Italy) [LIBYA]
TAMOIL PETROLI ITALIANA S.P.A., Milan, Italy [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND) (330 gasoline retail outlets in Switzerland) [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND) (RSO refinery in Collombey) [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND), Geneva, Switzerland [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND), Zug, Switzerland [LIBYA]
TAMOIL TRADING LTD. (f.k.a. TAMOIL [UK] LTD.), 1 St. Paul's Churchyard, London EC4M 8SH, England [LIBYA]
TAMOIL TRADING LTD. (f.k.a. TAMOIL [UK] LTD.), 24 Boulevard Princess Charlotte, Monte Carlo, Monaco [LIBYA]
TAMOIL TRADING LTD. (f.k.a. TAMOIL [UK] LTD.), 25 Schutzengasse CH 8001, Zurich, Switzerland [LIBYA]
TARIQ ABU SHANAB EST. FOR TRADE & COMMERCE (a.k.a. ABU SHANAB METALS ESTABLISHMENT; a.k.a. AMIN ABU SHANAB & SONS CO.; a.k.a. SHANAB METALS ESTABLISHMENT; a.k.a. TARIQ ABU SHANAB EST.; a.k.a. TARIQ ABU SHANAB METALS ESTABLISHMENT), Musherfeh, P.O. Box 766, Zarka, Jordan [IRAQ]
TAVEIRA, A. Arnaldo G., Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
TECHNIC DIGEMEX CORP., Calle 34 No. 4–50, Office 301, Panama City, Panama [CUBA]
TECHNIC HOLDING INC., Calle 34 No. 4–50, Office 301, Panama City, Panama [CUBA]
TECHNICAL CO. FOR AGRICULTURAL PEST CONTROL, Nacer Street, Benghazi, Libya; New Gourgy Road, P.O. Box 6445, Tripoli, Libya [LIBYA]
TECHNOLOGY AND DEVELOPMENT GROUP LTD. (a.k.a. T.D.G.), Centric House 390/391, Strand, London, England [IRAQ]
TEKNICA (UK) LIMITED (f.k.a. FC9063 LIMITED), 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England; Avon House, 360–366 Oxford Street, London W1N 9HA, England; Tripoli, Libya [LIBYA]
TEKNICA OIL SERVICES (OVERSEAS) LIMITED, Cyprus [LIBYA]
TEKNICA PETROLEUM SERVICES LIMITED, Suite 1100, 736 Sixth Avenue S.W., Calgary, Alberta T2P 3T7, Canada [LIBYA]
TEMIS SHIPPING CO., Panama [CUBA]

TIBESTI AUTOMOBILE GENERAL CO., P.O. Box 5397, Benghazi, Libya; Dema, Libya; Gharian, Libya; Khums, Libya; Misurata, Libya; Sebha, Libya; P.O. Box 8456, Tripoli, Libya; Tripoli, Libya; Zawia, Libya [LIBYA]

TIGRIS TRADING, INC., 2 Stratford Place, London W1N 9AE, England [IRAQ]

TIGRIS TRADING, INC., 5903 Harper Road, Solon, Ohio 44139, U.S.A. [IRAQ]

TIGRIS TRADING, INC., 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania 15219, U.S.A. [IRAQ]

TOBOGON, Avenida Guadalupe con Avenida Simon Bolivar, Cali, Colombia [SDNT]

TOLEDO, R.F., Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EF, England (individual) [CUBA]

TOLMETHA SHIPPING ESTABLISHMENT, P.O. Box 208, Derna, Libya [LIBYA]

TORRES CORTES, Joselin, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia (Cedula No. 19482747 (Colombia)) (individual) [SDNT]

TORRES LOZANO, Isolina, c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 28796392 (Colombia)) (individual) [SDNT]

TORRES, Manuel, Representative, Banco Nacional de Cuba, Federico Boyd Avenue & 51 Street, Panama City, Panama (individual) [CUBA]

TOSCO, Arnaldo (GARCIA), Panama (individual) [CUBA]

TRADING & MARITIME INVESTMENTS, San Lorenzo, Honduras [IRAQ]

TRAMP PIONEER SHIPPING CO., Panama, c/o Anglo Caribbean Shipping Co., Ltd., 4th Floor, South Phase 2, South Quay Plaza, 183 Mars, London E14 9SH, England [CUBA]

TRANSIT, S.A., Panama [CUBA]

TRAVEL SERVICES, INC., Hialeah, Florida, U.S.A. [CUBA]

TREJOS MARQUEZ, Arnulfo, Carrera 4 No. 9–17 of. 308, AA 38028, Cali, Colombia; c/o CONSTRUCTORA TREMI LTDA., Cali, Colombia (Cedula No. 6090595 (Colombia)) (individual) [SDNT]

TREVISO TRADING CORPORATION, Edificio Banco de Boston, Panama City, Panama [CUBA]

TRIANA TEJADA, Luis Humberto, c/o COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Cali, Colombia (Cedula No. 4916206 (Colombia)) (individual) [SDNT]

TRIPOLI CEMENT SILOS, Libya [LIBYA]

TRIPOLI GRAIN MILL, Libya [LIBYA]

TROBER, S.A. (a.k.a. TROVER, S.A.), Edificio Saldivar, Panama City, Panama [CUBA]

TROPIC TOURS GMBH (a.k.a. TROPICANA TOURS GMBH), Lietzenburger Strasse 51, Berlin, Germany [CUBA]

TROPICAL AFRICAN BANK LIMITED (f.k.a. LIBYAN ARAB UGANDA BANK FOR FOREIGN TRADE AND DEVELOPMENT), P.O. Box 9485, Kampala, Uganda [LIBYA]

TRUJILLO CAICEDO, Francisco Javiar (Pacho), Calle 8 Oeste No. 24C–75 apt. 1501, Cali, Colombia; Calle 13C No. 75–95 piso 2, Cali, Colombia; Carrera 76A No. 6–34 apt. 107, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 23 November 1960; Cedula No. 16264395 (Colombia)) (individual) [SDNT]

TRUST IMPORT–EXPORT, S.A., Panama [CUBA]

TUFAYLI, Subhi, Former Secretary General and Current Senior Figure of HIZBALLAH (DOB 1947, POB Biqa Valley, Lebanon) (individual) [SDT]

TURKISH–LIBYAN JOINT MARITIME TRANSPORT STOCK COMPANY (a.k.a. TURLIB), Kemeralti Caddesi 99, 80020 Karakoy, Istanbul, Turkey [LIBYA]

TYRE PLANT, Libya [LIBYA]

TYRES RETREADING CENTRES, Libya [LIBYA]

U.I. INTERNATIONAL, England [IRAQ]

UGUETO, Luis David (MOROS), Cyprus (individual) [LIBYA]

UMM AL–JAWABY OIL SERVICE COMPANY, LTD., 33 Cavendish Square, London W1M 9HF, England [LIBYA]

UMM AL–JAWABY PETROLEUM CO. S.A.L., Nafoora Field, Libya [LIBYA]

UMM AL–JAWABY PETROLEUM CO. S.A.L., P.O. Box 693, Tripoli, Libya [LIBYA]

UMMA BANK S.A.L. (31 branches throughout Libya) [LIBYA]

UMMA BANK S.A.L., 1 Giaddet Omar Mokhtar, P.O. Box 685, Tripoli, Libya [LIBYA]

UNITED FAIR AGENCIES, 1202 Carrian Center, 151 Gloucester Road, Wanchai, Hong Kong [CUBA]

UNIVERSAL SHIPPING AGENCY, Benghazi, Libya [LIBYA]

UNIVERSAL SHIPPING AGENCY, Mersa El Brega, Libya [LIBYA]

UNIVERSAL SHIPPING AGENCY, Misurata, Libya [LIBYA]

UNIVERSAL SHIPPING AGENCY, Tripoli, Libya [LIBYA]

UNIVERSAL SHIPPING AGENCY, Zuetina, Libya [LIBYA]

URIBE GONZALEZ, Jose Abelardo, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIAS LTDA., Cali, Colombia (Cedula No. 16647906 (Colombia)) (individual) [SDNT]

VALDIVIESO FONTAL, Diego, c/o VALLADARES LTDA., Cali, Colombia (Cedula No. 16662362 (Colombia)) (individual) [SDNT]

VALENCIA ARIAS, Jhon Gavy (John Gaby), Avenida 7N No. 17A–46, Cali, Colombia; Carrera 76 No. 6–200 102, Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 16741491 (Colombia)) (individual) [SDNT]

VALENCIA ARIAS, Luis Fernando, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 71626881 (Colombia)) (individual) [SDNT]

VALENCIA DE JARAMILLO, Maria Diocelina, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]

VALENCIA FRANCO, Manuel, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (individual) [SDNT]

VALENCIA, Jesus Antonio, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16447249 (Colombia)) (individual) [SDNT]

VALENCIA, Reynel (Reinel), c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16258610 (Colombia)) (individual) [SDNT]

VALETTA SHIPPING CORPORATION, c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

VALLADARES LTDA. (f.k.a. AGROPECUARIA BETANIA LTDA.), Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 890329123–0) [SDNT]

VALLE COMUNICACIONES LTDA. (a.k.a. VALLECOM), Carrera 60 No. 2A–107, Cali, Colombia [SDNT]

VALLE DE ORO S.A., Cali, Colombia; Pollo Tanrico Km 17 Recta Cali–Palmira, Palmira, Colombia (NIT # 890331067–2 (Colombia)) [SDNT]

VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia [SDNT]

VARGAS GARCIA, Carlos Alberto, Quito, Ecuador; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

VARGAS LOPEZ, Gustavo Adolfo, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 6457925 (Colombia)) (individual) [SDNT]

VASQUES (or VAZQUEZ), Oscar D., Panama (individual) [CUBA]

VAZ, Jose, Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]

VEBA OIL OPERATIONS B.V. (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL LIBYAN BRANCH), Al Magharba Street, P.O. Box 690, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]

VEBA OIL OPERATIONS B.V. (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL LIBYAN BRANCH), P.O. Box 2357, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL OPERATIONS B.V. (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL LIBYAN BRANCH), The Hague, Netherlands (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VIACON INTERNATIONAL, INC., Apartment 7B Torre Mar Building, Punta Paitilla Area, Panama City, Panama [CUBA]
VIACON INTERNATIONAL, INC., France Field, Colon Free Zone, Panama [CUBA]
VIAJES GUAMA, S.A., Spain [CUBA]
VIAJES MERCURIO LTDA., Carrera 3 No. 10–02 Local 113, Cali, Colombia [SDNT]
VICTORIA POTES, Nestor Raul, c/o ADMINISTRACION INMOBILIARIA S.A., Cali, Colombia; c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o PROHUEVO DE COLOMBIA LTDA., Cali, Colombia; Calle 70N No. 14–31, AA26397, Cali, Colombia (Cedula No. 16247701 (Colombia)) (individual) [SDNT]
VICTORIA, Mercedes, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia (individual) [SDNT]
VILLALOBOS CASTAÑO, Luis Enrique, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (Cedula No. 14875020 (Colombia)) (individual) [SDNT]
VILLEGAS ARIAS, Maria Deisy (Deicy), c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA, Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; Calle 66 No. 1A–6 51, Cali, Colombia (Cedula No. 31200871 (Colombia)) (individual) [SDNT]
VILLEGAS BOLAÑOS, Silver Amado, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (Cedula No. 10480869 (Colombia)) (individual) [SDNT]
VILLOTA GALVIS, Fernando, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 17118703 (Colombia)) (individual) [SDNT]
VINALES TOURS, Cancun, Mexico [CUBA]
VINALES TOURS, Guadalajara, Mexico [CUBA]
VINALES TOURS, Mexico City, Mexico [CUBA]
VINALES TOURS, Monterey, Mexico [CUBA]
VINALES TOURS, Roma, Mexico [CUBA]
VIOLET NAVIGATION CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
VULCAN OIL S.P.A., Delta Energy/ERG bunkering service, Genoa, Italy [LIBYA]
VULCAN OIL S.P.A., Milano 2, Centro Direz. Pal. Canova, 20090 Segrate, Milan, Italy [LIBYA]
VULCAN OIL S.P.A., United Kingdom (offshore) [LIBYA]
W. HERRERA Y CIA. S. EN C., Avenida 2N 7N–55 of. 501, Cali, Colombia [SDNT]
WADENA SHIPPING CORPORATION, c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]
WAHA OIL COMPANY, Inas Building, Omar El Mokhtar Street, Box 395, Tripoli, Libya [LIBYA]
WAHA OIL COMPANY, P.O. Box 1075, Tripoli, Libya [LIBYA]
WAHA OIL COMPANY, P.O. Box 221, Benghazi, Libya [LIBYA]
WAHA OIL COMPANY, Sidi Issa Street, P.O. Box 915, Tripoli, Libya [LIBYA]
WAHDA BANK (37 branches throughout Libya) [LIBYA]
WAHDA BANK, Jamel Abdul Nasser Street, P.O. Box 452, Fadiel Abu Omar Square, El–Berhka, Benghazi, Libya [LIBYA]
WAHDA BANK, P.O. Box 1320, Benghazi, Libya [LIBYA]
WAHDA BANK, P.O. Box 3427, Tripoli, Libya [LIBYA]
WEAVING, DYEING AND FINISHING PLANT, Libya [LIBYA]
WEST ISLAND SHIPPING CO. LTD., c/o UNION MARITIMA PORTUARIA, 9–Piso, Apartado B, Esquina Cuarteles y Pena Pobre 60, Havana Vieja, Havana, Cuba [CUBA]
WHALE SHIPPING LTD., c/o Government of Iraq, State Organization of Ports, Maqal, Basrah, Iraq [IRAQ]
WHITE SWAN SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]
WITTGREEN, Carlos (a.k.a. WITTGREEN A., Carlos; a.k.a. WITTGREEN Antinori, Carlos; a.k.a. WITTGREEN, Carlos Antonio), Panama (individual) [CUBA]
WITTGREEN, Carlos Antonio (a.k.a. WITTGREEN A., Carlos; a.k.a. WITTGREEN Antinori, Carlos; a.k.a. WITTGREEN, Carlos), Panama (individual) [CUBA]
WOOL WASHING AND SPINNING PLANT, Marj, Libya [LIBYA]
YAM, Melvia Isabel Gallegos, Merida, Mexico (individual) [CUBA]
YAMARU TRADING CO., LTD., Tokyo, Japan [CUBA]
YASIN, Shaykh Ahmad, Founder and Chief Ideological Figure of HAMAS (DOB 1931) (individual) [SDT]
YOUSEF, Mohamed T., Libya (individual) [LIBYA]
ZABALETA SANDOVAL, Nestor, Apartado Aereo 91905, Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (DOB 17 September 1925; Cedula No. 2901313 (Colombia); Passports 1690693 (United States), 100330728 (United States), J24728201 (Country unknown)) (individual) [SDNT]
ZAHRAN, Yousuf, P.O. Box 1318, Amman, Jordan (individual) [IRAQ]
ZAINAL, Akram, Chairman and General Manager of AGRICULTURAL CO–OPERATIVE BANK, Iraq (individual) [IRAQ]
ZAMBRANO CERON, Maria Concepcion, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]
ZAMBRANO MADRONERO, Carmen Alicia, c/o COSMEPOP, Bogota, Colombia (Cedula No. 30738265 (Colombia)) (individual) [SDNT]
ZAMORA, Jose Hernan, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (individual) [SDNT]
ZLITEN FODDER PLANT, Libya [LIBYA]
ZLITEN GRAIN MILL, Libya [LIBYA]
ZLITNI, Dr. Abdul Hafid Mahmoud, Abu Dhabi, U.A.E. (individual) [LIBYA]
ZLITNI, Dr. Abdul Hafid Mahmoud, Tripoli, Libya (individual) [LIBYA]
ZUEITINA OIL COMPANY, Gas Processing Plants, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Mitchell Cotts Building, P.O. Box 2134, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Plant at Intisar Field A, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Zueitina Building ''A'', Sidi Issa, Dahra, P.O. Box 2134, Tripoli, Libya [LIBYA]
ZUGHAID, Hassan Senoussi, 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (individual) [LIBYA]
ZUÑIGA OSORIO, Marco Fidel, c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA, Bogota, Colombia (individual) [SDNT]

II. Designations pursuant to part 585: Federal Republic of Yugoslavia (Serbia & Montenegro) and Bosnian Serb–Controlled Areas of the Republic of Bosnia and Herzegovina Sanctions Regulations

13. JULI, Podgorica, Montenegro [FRY S&M]
21 MAJ, Belgrade, Serbia [FRY S&M]
AEROINZINJERING, Belgrade, Serbia [FRY S&M]
AGENCIA d.d., New York, U.S.A. [FRY S&M]
AGRO–UNIVERZAL, Kanijiza, Vojvodina (Serbia) [FRY S&M]
AGROBANKA BELGRADE (All offices worldwide) [FRY S&M]
AGROEXPORT, Belgrade, Serbia [FRY S&M]
AGROOPREMA, Belgrade, Serbia [FRY S&M]
AGROPANONIJA, Vrsac, Vojvodina (Serbia) [FRY S&M]
AGROPROM BANKA d.d., Banja Luka, Bosnia–Herzegovina [FRY S&M]
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SINTELON, Bela Palanka, Serbia [FRY S&M]
SKORIC, Milan, Lt. Colonel and Commander, Second Armored Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
SLAVIJA BANKA (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
SLUZBA DRUSTVENOG KNJIGOVODSTVA (a.k.a. SDK; a.k.a. SOCIAL ACCOUNTING SERVICE), Belgrade, Serbia [FRY S&M]
SMEDEREVSKA BANKA d.d. (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
SOCIETE GENERALE YUGOSLAV BANK d.d., Belgrade, Serbia [FRY S&M]
SOMBOR PROMET–AGROSAVEZ, Sombor, Vojvodina (Serbia) [FRY S&M]
SOUTH ADRIATIC BULK SHIPPING LTD., Valletta, Malta, c/o Jugoslavenska Oceanska Plovidba BB, Njegoseva, P.O. Box 18, 85330 Kotor, Montenegro [FRY S&M]
SOUTH CROSS SHIPPING LTD. (f.k.a. MONTENEGRO OCEAN SHIPPING), Valletta, Malta, c/o Milena Ship Management Co. Ltd., Masons Building, 86, The Strand, Sliema, Malta [FRY S&M]
SP DNJEPRO–KARIC (a.k.a. SP DNYEPRO–KARIC), ul. Nabareznaya Lenina 33, kom 313, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]
SP DNJEPROMETALIN (a.k.a. SP DNYEPROMETALIN), ul. Artelyinaya 10, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]
SP MKT–KARIC, ul. Transportnaya Dom 10, Odincovo, Moscow 143000, Russia [FRY S&M]
SPASIC, Andrea, General Secretary of SRBH, Bosnia–Herzegovina (individual) [SRBH]
SPLITSKA BANKA DD SPLIT (Knin), Knin, Croatia [FRY S&M]
SRBIJA – KRAGUJEVAC, Kragujevac, Serbia [FRY S&M]
SRBIJATURIST, Nis, Serbia [FRY S&M]
SRBOCOOP, Belgrade, Serbia [FRY S&M]
SRDIC, Srdo, Deputy in SRBH Assembly, Prijedor, Bosnia–Herzegovina (individual) [SRBH]
SREMO, Vlado, Major General and Chief of Staff, East Herzegovina Corps, SRBH Forces, Bosnia–Herzegovina (DOB 1935, POB Mostar, Bosnia–Herzegovina) (individual) [SRBH]
SRPSKA FABRIKA STAKLA, Paracin, Serbia [FRY S&M]
SUKO, Pirot, Serbia [FRY S&M]
SUNBOW MARITIME S.A., Panama City, Panama, c/o Beogradska Plovidba, Lenjinov Bulevar 165A, 11070 Novi Beograd, Serbia [FRY S&M]
SVAJCARSKO–JUGOSLOVENSKA BANKA (All offices. Bank is headquartered in Serbia) [FRY S&M]
T.S.M. LTD., China HK City Tower II 1109, 33 Canton Road, T.S.T. (Tsim Sha Tsui), Kowloon, Hong Kong [FRY S&M]
TACON GROUP, Serbia [FRY S&M]
TAKOVO, Belgrade, Serbia [FRY S&M]
TALIC, Momir, Lt. Colonel General and Commander, First Krajina Corps, SRBH Forces, Based at Banja Luka, Bosnia–Herzegovina (DOB 15 July 1942, POB Valjevo, Serbia) (individual) [SRBH]
TARA (CETINJA), Cetinje, Montenegro [FRY S&M]
TARA (PLJEVLJA), Pljevlja, Montenegro [FRY S&M]
TECNOPROM (CYPRUS) LTD., 57 Ledra Street, No. 7, Nicosia, Cyprus [FRY S&M]
TEHNOGAS, Kraljevo, Serbia [FRY S&M]
TEHNOHEMIJA, Belgrade, Serbia [FRY S&M]
TEHNOPROMET, Belgrade, Serbia [FRY S&M]
TEHNOSERVIS, Belgrade, Serbia [FRY S&M]
TEKING–INVEST, Belgrade, Serbia [FRY S&M]
TEKNOX, Belgrade, Serbia [FRY S&M]
TEKSTILNI KOMBINAT RASKA, Novi Pazar, Serbia [FRY S&M]
TELEOPTIK, Belgrade, Serbia [FRY S&M]
THRIFTFINE LTD., 47 Great Marlborough Street, London W1V 2AS, England [FRY S&M]
TIG – TEKSTILNA INDUSTRIJA GRDELICA (a.k.a. TEXTILE INDUSTRY OF GRDELICA), Grdelica, Serbia [FRY S&M]
TIGAR AMERICA, Jacksonville, Florida, U.S.A. [FRY S&M]
TIGAR, Pirot, Serbia [FRY S&M]
TOHOLJ, Miroslav, Minister of Information of SRBH, Bosnia–Herzegovina (DOB 11 April 1957, POB Ljubinje, Bosnia–Herzegovina) (individual) [SRBH]
TOPIC, Vlado, Lt. Colonel and Commander, Sixteenth Artillery Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (DOB 1955, POB Prijedor, Bosnia–Herzegovina) (individual) [SRBH]
TRANSPORT, Kolasin, Montenegro [FRY S&M]
TRANSSERVIS, Bijelo Polje, Montenegro [FRY S&M]

TRBOJEVIC, Milan, Counselor to Premier of SRBH, Bosnia–Herzegovina (individual) [SRBH]
TREBJESA, Niksic, Montenegro [FRY S&M]
TREPCA–KOSOVSKA MITROVICA (a.k.a. MINING METALLURGY–CHEMICAL COMBINATION OF LEAD AND ZINC), Kosovska Mitrovica, Kosovo (Serbia) [FRY S&M]
TRGOPRODUKT, Pancevo, Vojvodina (Serbia) [FRY S&M]
TRGOPROMET, Cetinje, Montenegro [FRY S&M]
TRGOVACKA BANKA d.d., Belgrade, Serbia [FRY S&M]
TRGOVINA KOSOVO, Prizren, Kosovo (Serbia) [FRY S&M]
TUBIN, Dusan, Lt. Colonel and Commander, Fifth Kozarska Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
TURISTICKI SAVEZ JUGOSLAVIJE (a.k.a. TOURIST ASSOCIATION OF YUGOSLAVIA), Belgrade, Serbia [FRY S&M]
TWEPICO LTD., 209 Archbishop Makarios III Avenue, Fytides Bldg., Apt. 102, Limassol, Cyprus [FRY S&M]
UDRUZENA KOSOVSKA BANKA (a.k.a. ASSOCIATED BANK OF KOSOVO) (All offices worldwide) [FRY S&M] including but not limited to: Rossmarkt 14/111, 6000 Frankfurt am Main 1, Germany [FRY S&M]; Schauenbergstrasse 8, 8046 Zurich, Switzerland [FRY S&M]
UDRUZENJE YU VISA, Belgrade, Serbia [FRY S&M]
UNIFARM, Podgorica, Montenegro [FRY S&M]
UNION BANKA d.d., Belgrade, Serbia [FRY S&M]
UNIONPROMET, Novi Sad, Vojvodina (Serbia) [FRY S&M]
UNITED CONSULTING CO. LTD., Cester Ho, Third Fl., Lusaka, Zambia [FRY S&M]
UNIVERZAL, Belgrade, Serbia [FRY S&M]
UNIVERZAL, Mjevrosime 51, 11000 Belgrade, Serbia [FRY S&M]
UTVA, Pancevo, Vojvodina (Serbia) [FRY S&M]
VALJAONICA ALUMINIJUMA, Sevojno Uzice, Serbia [FRY S&M]
VELETRGOVINA, Kolasin, Montenegro [FRY S&M]
VELIMIR JAKIC, Pljevlja, Montenegro [FRY S&M]
VERIMPEX GMBH – IMPORT AND EXPORT, Bohmerstrasse 6, 6000 Frankfurt am Main 1, Germany [FRY S&M]
VETPROM, Belgrade, Serbia [FRY S&M]
VISKOZA – LOZNICA (a.k.a. VISCOSE AND CELLULOSE INDUSTRY OF LOZNICA), Loznica, Serbia [FRY S&M]
VOCARCOOP – UNION, Belgrade, Serbia [FRY S&M]
VOJVODINA – SREMSKA MITROVICA, Sremska Mitrovica, Vojvodina (Serbia) [FRY S&M]
VOJVODINA TOURS, Novi Sad, Vojvodina (Serbia) [FRY S&M]
VOJVODJANSKA BANKA, d.d. (a.k.a. BANK OF VOJVODINA; f.k.a. VOJVODINA BANK–ASSOCIATED BANK, NOVI SAD), Serbia (All offices worldwide) [FRY S&M] including but not limited to: Langham House, 308 Regent Street, London, W1R 5AL, England [FRY S&M]; Kaiser Strasse 3, 6000 Frankfurt am Main, Germany [FRY S&M]; P.O. Box 391, Bulevar Marsala Tita 14, 21001 Novi Sad, Vojvodina (Serbia) [FRY S&M]
VOLAS, Cedo, President of Alliance of SRBH Trade Unions, Bosnia–Herzegovina (individual) [SRBH]
VRACAR, Milenko, a Governor of SRBH National Bank, Bosnia–Herzegovina (individual) [SRBH]
VRSACKA BANKA d.d., Vrsac, Serbia [FRY S&M]
VUCUREVIC, Bozidar, Deputy in SRBH Assembly, Mayor of Trebinje, Trebinje, Bosnia–Herzegovina (DOB 22 September 1936, POB Trebinje, Bosnia–Herzegovina) (individual) [SRBH]
VUKOVARSKA BANKA DD, Vukovar, Croatia [FRY S&M]
VUKOVIC, Vlado, Assistant Minister of Defense of SRBH, Bosnia–Herzegovina (POB Doboj Region, Bosnia–Herzegovina) (individual) [SRBH]
VUNKO, Bijelo Polje, Montenegro [FRY S&M]
VUP, Danilovgrad, Montenegro [FRY S&M]
YATZO Group, Serbia [FRY S&M]
YES HOLDING INTERNATIONAL LTD., Archbishop Makarios III Avenue, Xenios Commercial Center, 5th Floor, No. 501, Nicosia, Cyprus [FRY S&M]
YESIC LTD., 57 Ledra Street, Nicosia, Cyprus [FRY S&M]
YOUGO–ARAB COMPANY LTD, 58–60 Dighenis Akritas Avenue, Ghinis Building, 3rd, 8th, and 9th Floors, P.O. Box 2217, Nicosia, Cyprus [FRY S&M]
YU KOMERC B K, Jevrejska ul. 7, 11000 Beograd, Serbia [FRY S&M]
YUCHI, Kunlun Hotel, 2 Xin Nan Lu Chao Yang District, Beijing, People's Republic of China [FRY S&M]
YUGOEXPORT, New York, New York, U.S.A. [FRY S&M]
YUGOSLAVIA COMMERCE, Belgrade, Serbia [FRY S&M]
YUGOTOURS (a.k.a. GENERALEXPORT BRATISLAVA), Palisady 31/II, 81106 Bratislava, Slovak Republic [FRY S&M]
YUGOTOURS (a.k.a. GENERALEXPORT PRAGUE), Stepanska 57/II, 11000 Prague, Czech Republic [FRY S&M]
YUGOTOURS A.B., Sveavagen 59, 113 59 Stockholm, Sweden [FRY S&M]
YUGOTOURS A.G., Militaerstrasse 90, 8004 Zurich, Switzerland [FRY S&M]
YUGOTOURS AB, P.O. Box 3097, Olof Palmes Gata 24, 10361 Stockholm, Sweden [FRY S&M]
YUGOTOURS B.V., Buikslotermeerplein 6, 1025 EX Amsterdam, Netherlands [FRY S&M]
YUGOTOURS GMBH, Post Office Box 16848, Windmuehlstrasse 1, 6000 Frankfurt am Main 1, Germany [FRY S&M]
YUGOTOURS LTD. (a.k.a. MEDCHOICE HOLIDAYS LTD.), Chesham House, 150 Regent Street, London WIR 6BB, England [FRY S&M]
YUGOTOURS LTD., 115 Bath Street, Glasgow G2 2SZ, Scotland [FRY S&M]
YUGOTOURS LTD., 37a Great Charles Street, York House, Birmingham, B3 3JY, England [FRY S&M]
YUGOTOURS LTD., Cheshire House, 18/0 Booth Street, Manchester M2 4AN, England [FRY S&M]
YUGOTOURS OF CANADA (a.k.a. YUGO CANADA INC.; a.k.a. YUGOCANADA INC. TORONTO), 100 Adelaide Street W. Ste. 1350, Toronto, Ontario M5H 1S3, Canada [FRY S&M]
YUGOTOURS–REISEN GMBH, Kaerntnerstrasse 26, Vienna, Austria [FRY S&M]
YUGOTOURS S.A., Rue de Princes 8–10, 1000 Brussels, Belgium [FRY S&M]
YUGOTOURS S.A.R.L. (a.k.a. CENTROPRODUCT, S.A.R.L.), 39 avenue de Friedland, 75008 Paris, France [FRY S&M]
YUGOTOURS, Belgrade, Serbia (All offices worldwide) [FRY S&M] including but not limited to: Noerrebrogade 26, 2200 Copenhagen N., Denmark [FRY S&M]; 39 avenue de Friedland, 75008 Paris, France [FRY S&M]; Huttenstrasse 3, 4000 Dusseldorf 1, Germany [FRY S&M]; Steinstrasse 15, 7000 Stuttgart 1, Germany [FRY S&M]; Schwanthalerstrasse 83, 8000 Munich 2, Germany [FRY S&M]; Wilmerdorfer Strasse 134, D–1000 Berlin 12, Germany [FRY S&M]
YUNIVERSAL, Singer Strasse 2/15, 1010 Vienna, Austria [FRY S&M]
YUSACO, Serbia [FRY S&M]
ZAJEDNICA JUGOSLOVENSKIH ZELEZNICA (a.k.a. ASSOCIATION OF YUGOSLAV RAILWAYS), Belgrade, Serbia [FRY S&M]
ZAMBIA ENGINEERING AND CONTRACTING CO., Zecco Bldg. Mukwa Road, Lusaka, Zambia [FRY S&M]
ZAMETICA, Jovan, Advisor and Spokesman for President of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZASTAVA (GB) LTD. (a.k.a. YUGO CARS), Gloucester House, Basingstoke Road, Reading, Berkshire, RG2 OQW, England [FRY S&M]
ZASTAVA IMPEX, Belgrade, Serbia [FRY S&M]
ZASTAVA JUGO AUTOMOBILI, Kragujevac, Serbia [FRY S&M]
ZASTAVA–PRIVREDNA VOZILA, Kragujevac, Serbia [FRY S&M]
ZAVOD ZA E. EKSP., Belgrade, Serbia [FRY S&M]
ZAVODI CRVENA ZASTAVA – KRAGUJEVAC (a.k.a. AUTOMOBILE INDUSTRY – CRVENA ZASTAVA; a.k.a. ZASTAVA), Kragujevac, Serbia [FRY S&M]
ZCZ/YUGOMEDICA, Kragujevac, Serbia [FRY S&M]
ZDRAVLJE, Leskovac, Serbia [FRY S&M]
ZELATRANS, Podgorica, Montenegro [FRY S&M]
ZELENGORA, Belgrade, Serbia [FRY S&M]
ZELEZARA BORIS KIDRIC, Niksic, Montenegro [FRY S&M]

ZELEZNICKO TRANSPORTNO PREDUZECE BEOGRAD (a.k.a. BELGRADE RAILROAD TRANSPORTATION ORGANIZATION), Belgrade, Serbia [FRY S&M]
ZELEZNICKO TRANSPORTNO PREDUZECE CRNE GORE (a.k.a. MONTENEGRIN RAILROAD TRANSPORTATION ORGANIZATION), Montenegro [FRY S&M]
ZELEZNICKO TRANSPORTNO PREDUZECE NOVI SAD (a.k.a. NOVI SAD RAILROAD TRANSPORTATION ORGANIZATION), Novi Sad, Vojvodina (Serbia) [FRY S&M]
ZELEZNICKO TRANSPORTNO PREDUZECE SRBIJE (a.k.a. SERBIAN RAILROAD TRANSPORTATION ORGANIZATION), Belgrade, Serbia [FRY S&M]
ZELJAJA, Radmilo, Colonel and Commander, Forty–third Motorized Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ZETA OCEAN SHIPPING LTD., Valletta, Malta, c/o Jugoslavenska Oceanska Plovidba BB, Njegoseva, P.O. Box 18, 85330 Kotor, Montenegro [FRY S&M]
ZIGIC, Branislava, Secretary of Ministry of Trade and Supply of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZIVANOVIC, Milenko, Major General and Commander, Drina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ZORKA, Sabac, Serbia [FRY S&M]
ZTP BELGRADE, Belgrade, Serbia [FRY S&M]
ZTP, Podgorica, Montenegro [FRY S&M]
ZUKOVIC, Ljubomir, Minister of Education, Science, and Culture of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZUPA – KRUSEVAC, Krusevac, Serbia [FRY S&M]
ZUPLJANIN, Slobodan, Lt. Colonel and Commander, Twenty–second Infantry Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]

Appendix B to Chapter V—Alphabetical Listing by Location of Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, and Specially Designated Narcotics Traffickers

ALGERIA

ABU NIDAL ORGANIZATION (a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
ANO (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
ARAB REVOLUTIONARY BRIGADES (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
ARAB REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
BLACK SEPTEMBER (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
CALTRAM (a.k.a. COMPAGNIE ALGERO–LIBYENNE DE TRANSPORT MARITIME), 21 Rue des Freres Bouadou, Birmandreis, Algiers, Algeria [LIBYA]
COMPAGNIE ALGERO–LIBYENNE DE TRANSPORT MARITIME (a.k.a. CALTRAM), 21 Rue des Freres Bouadou, Birmandreis, Algiers, Algeria [LIBYA]
FATAH REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

ANGOLA

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Belas Airport, Luanda, Angola [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Belas Airport, Luanda, Angola [CUBA]

ARGENTINA

COPIA, S.A. (a.k.a. CORPORACION ARGENTINA DE INGENIERIA Y ARQUITECTURA, S.A.), San Martin 323, 4th Floor, Buenos Aires, Argentina [CUBA]
CORPORACION ARGENTINA DE INGENIERIA Y ARQUITECTURA, S.A. (a.k.a. COPIA, S.A.), San Martin 323, 4th Floor, Buenos Aires, Argentina [CUBA]
CRYMSA – ARGENTINA, S.A., Buenos Aires, Argentina [CUBA]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Buenos Aires, Argentina [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Corrientes 545 Primer Piso, Buenos Aires, Argentina [CUBA]
CUBATUR (a.k.a. EMPRESA DE TURISMO NACIONAL Y INTERNACIONAL), Buenos Aires, Argentina [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Buenos Aires, Argentina [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Corrientes 545 Primer Piso, Buenos Aires, Argentina [CUBA]
EMPRESA DE TURISMO NACIONAL Y INTERNACIONAL (a.k.a. CUBATUR), Buenos Aires, Argentina [CUBA]
GUAMATUR, Buenos Aires, Argentina [CUBA]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Buenos Aires, Argentina [CUBA]
LEVERAGE, S.A., San Martin 323, Piso 14, Buenos Aires, Argentina [CUBA]
LEVERYE, S.A., Corrientes 1386, 5th Floor, Buenos Aires, Argentina [CUBA]

ARMENIA

GENERALEXPORT YEREVAN, Yerevan, Armenia [FRY S&M]

AUSTRALIA

INTERPROGRESS PRT. LTD., P.O. Box 937, Pymble NSW 2073, Sydney, Australia [FRY S&M]

AUSTRIA

CINEX, Singerstrasse 2/8, 1010 Vienna, Austria [FRY S&M]
COMBICK GMBH, Neuer Markt 1, 1010 Vienna, Austria [FRY S&M]
COOPEX, Vienna, Austria [FRY S&M]
IMPEXPRODUKT, Wipplingerstrasse 36, 1010 Vienna, Austria [FRY S&M]
INEX PETROL AG, Karntner Ring 17/15, A–1010 Vienna, Austria [FRY S&M]
IRAQI AIRWAYS, Opernring 6, 1010 Wien, Vienna, Austria [IRAQ]
METAL UND STAHL HANDELS GMBH, Seilergasse 14, 1010 Vienna, Austria [FRY S&M]
QUIMINTER GMBH, Vienna, Austria [CUBA]
RUDIMEX GMBH, Landstrasse Hauptstrasse 1/3–25, 1030 Vienna, Austria [FRY S&M]
SIMIT GMBH, 1010 Karlsplatz 1/2, Vienna, Austria [FRY S&M]
YUGOTOURS–REISEN GMBH, Kaerntnerstrasse 26, Vienna, Austria [FRY S&M]
YUNIVERSAL, Singer Strasse 2/15, 1010 Vienna, Austria [FRY S&M]

BAHRAIN

ALUBAF (a.k.a. ALUBAF ARAB INTERNATIONAL BANK E.C.), UGB Tower, Diplomatic Area, P.O. Box 12529, Manama, Bahrain [LIBYA]
ALUBAF ARAB INTERNATIONAL BANK E.C. (a.k.a. ALUBAF), UGB Tower, Diplomatic Area, P.O. Box 12529, Manama, Bahrain [LIBYA]

COOBAR, Hadi N., Manama, Bahrain (individual) [LIBYA]
EL–FIGHI, El Hadi M., P.O. Box 1114, Diplomatic Area, Manama, Bahrain (individual) [LIBYA]
EL–KIB, Abdullatif, Manama, Bahrain (individual) [LIBYA]
NAJAH, Tahor, Manama, Bahrain (individual) [LIBYA]
RAFIDAIN BANK, P.O. Box 607, Manama, Bahrain (2 branches in Bahrain) [IRAQ]
SAUDI, Abdullah Ammar, Manama, Bahrain (individual) [LIBYA]

BANGLADESH

IRAQI AIRWAYS, General Service Agent, Bangladeshi–Owned Travel Agency, Dhaka, Bangladesh [IRAQ]

BARBADOS

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Grantley Adams Airport, Christ Church, Barbados [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Grantley Adams Airport, Christ Church, Barbados [CUBA]

BELGIUM

INTEREXPORT BRUXELLES, Blvd. E Jacqmain 162, WTC–V19e etage, 1000 Brussels, Belgium [FRY S&M]
YUGOTOURS S.A., Rue de Princes 8–10, 1000 Brussels, Belgium [FRY S&M]

BELIZE

BELMEX IMPORT EXPORT CO., LTD., 24 Corner Regent and Kings Streets, Belize City, Belize [CUBA]

BOSNIA–HERZEGOVINA

AGROPROM BANKA d.d., Banja Luka, Bosnia–Herzegovina [FRY S&M]
ANDZIC, Rodoljub, Colonel and Commander, Mixed Herzegovina Air Force and Air Defense Brigade, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ANTIC, Bozidar, President of SRBH Chamber of Commerce, Bosnia–Herzegovina (individual) [SRBH]
BANJALUCKA BANKA d.d., Banja Luka, Bosnia–Herzegovina [FRY S&M]
BJELOJEVIC, Dragomir, Deputy in SRBH Assembly, Pale, Bosnia–Herzegovina (individual) [SRBH]
BLAGOJEVIC, Predrag, Diplomat for SRBH, Bosnia–Herzegovina (individual) [SRBH]
BLAGOJEVIC, Stanko, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
BORIC, Grujo, Major General and Commander, Second Krajina Corps, SRBH Forces, based at Drvar, Bosnia–Herzegovina (individual) [SRBH]
BORKOVIC, Ratko, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
BOROJEVIC, Slobodan, Colonel and Commander, Eleventh Infantry Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
BOSIC, Boro, Minister of Industry and Energy of SRBH, Bosnia–Herzegovina (individual) [SRBH]
BRDJANIN, Radoslav (a.k.a. BRDZANIN, Radoslav), Minister of Housing and Building of SRBH, Bosnia–Herzegovina (POB Celinac Donji, Bosnia–Herzegovin) (individual) [SRBH]
BRDZANIN, Radoslav (a.k.a. BRDJANIN, Radoslav), Minister of Housing and Building of SRBH, Bosnia–Herzegovina (POB Celinac Donji, Bosnia–Herzegovin) (individual) [SRBH]
BUHA, Dr. Aleksa, Foreign Minister of SRBH, Bosnia–Herzegovina (DOB 21 November 1939, POB Gacko, Bosnia–Herzegovina) (individual) [SRBH]
BUNDALO, Ratko, Colonel and Commander, First Combined Antitank Artillery Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
DJOKANOVIC, Dragan, Minister of Veterans' Issues of SRBH, Bosnia–Herzegovina (individual) [SRBH]
DJUKIC, Djordje, Major General and Chief of Logistics, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
DODIK, Milorad, Deputy in SRBH Assembly, Banja Luka, Bosnia–Herzegovina (individual) [SRBH]
ERCEG, Nikola, Deputy in SRBH Assembly, Banja Luka, Bosnia–Herzegovina (individual) [SRBH]
GAGOVIC, Milislav, Major General, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
GALIC, Stanislav, Major General and a Corps Commander, Sarajevo–Romanij Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
GARIC, Nedeljko, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
GOSTIC, Uros, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
GRUBAC, Radovan, Colonel General and Commander, Herzegovina Corps, SRBH Forces, Bosnia–Herzegovina (DOB 1949) (individual) [SRBH]
GVERO, Milan, Colonel Lieutenant General and Deputy Army Commander, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ILIC, Vladimir, Diplomat of SRBH, Bosnia–Herzegovina (individual) [SRBH]
INDUSTRIJA ALATA, Trebinje, Bosnia–Herzegovina [FRY S&M]
JOLDIC, Miodrag, Deputy in SRBH Assembly, Doboj, Bosnia–Herzegovina (individual) [SRBH]
KALINIC, Dr. Dragan, Minister of Health of SRBH, Bosnia–Herzegovina (individual) [SRBH]
KARADZIC, Dr. Radovan, President of SRBH, Bosnia–Herzegovina (DOB 19 June 1945, POB Petnica, Montenegro) (individual) [SRBH]
KELECEVIC, Bosko, Major General and Chief of Staff, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
KOLJEVIC, Dr. Nikola, a Vice–President of SRBH, Bosnia–Herzegovina (DOB 9 June 1936, POB Banja Luka, Bosnia–Herzegovina) (individual) [SRBH]
KOVACEVIC, Sveto, Minister of Trade and Supply of SRBH, Bosnia–Herzegovina (individual) [SRBH]
KOZIC, Dusan, Prime Minister of SRBH, Bosnia–Herzegovina (individual) [SRBH]
KRAJISNIK, Momcilo, President of SRBH Assembly, Banja–Luka, Bosnia–Herzegovina (DOB 20 January 1945, POB Radovac, Sarajevo, Bosnia–Herzegovina) (individual) [SRBH]
KRECA, Milenko, Diplomat of SRBH, Bosnia–Herzegovina (individual) [SRBH]
KRUNIC, Goran, Diplomat of SRBH, Bosnia–Herzegovina (individual) [SRBH]
LAJIC, Nedeljko, Minister of Transportation and Communication of SRBH, Bosnia–Herzegovina (individual) [SRBH]
LAKIC, Nedeljko, Secretary of SRBH, Bosnia–Herzegovina (individual) [SRBH]
LUKIC, Vladimir, Deputy in SRBH Assembly, Pale, Bosnia–Herzegovina (DOB circa 1930) (individual) [SRBH]
MAKSIMOVIC, Vojislav, Head of Srpska Demokratska Stranka Srpskih Zemalja Deputy Group, Mayor of ''Serb Sarajevo'', Sarajevo, Bosnia–Herzegovina (DOB 1939, POB Ustikolina, Bosnia–Herzegovina) (individual) [SRBH]
MEDISA SARAJEVO, Sarajevo, Bosnia–Herzegovina [FRY S&M]
MICIC, Momcilo, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
MILANOVIC, Pantelija, Deputy in SRBH Assembly, Pale, Bosnia–Herzegovina (individual) [SRBH]
MILJKOVIC, Milan, Deputy in SRBH Assembly, Doboj, Bosnia–Herzegovina (individual) [SRBH]
MILOSEVIC, Dragan or Dragomir, Major General and Commander, Sarajevo–Romanijski Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
MILOVANOVIC, Manojlo, Major General and Military Chief of Staff, SRBH Forces, Bosnia–Herzegovina (DOB circa 1943–1944, POB Lijevce Polje, Bosnia–Herzegovina) (individual) [SRBH]
MIOVCIC, Zdravko, Chef du Cabinet of Premier of SRBH, Bosnia–Herzegovina (individual) [SRBH]
MLADIC, Ratko, Colonel General and Army Commander, SRBH Forces, Bosnia–Herzegovina (DOB 12 March 1943, POB Bozinovici, Bosnia–Herzegovina) (individual) [SRBH]
NEDIC, Miladin, Deputy in SRBH Assembly, Ozren, Bosnia–Herzegovina (individual) [SRBH]
NINKOVIC, Milan, Minister of Defense of SRBH, Bosnia–Herzegovina (POB Doboj Region, Bosnia–Herzegovina) (individual) [SRBH]
NINKOVIC, Zivomir, Major General and Commnader, Air Force and Air Defense, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
OSTOJIC, Branko, Deputy Prime Minister and Economics Minister of SRBH, Bosnia–Herzegovina (individual) [SRBH]
OSTOJIC, Velibor, Deputy in SRBH Assembly, Banja Luka, Bosnia–Herzegovina (DOB 1945, POB Foca–Celebici, Bosnia–Hercegovina) (individual) [SRBH]
PBS BOSANSKA GRADISKA DD, Bosanska Gradiska, Bosnia–Herzegovina [FRY S&M]
PEJIC, Momcilo, SRBH National Bank official, Bosnia–Herzegovina (individual) [SRBH]

PEJIC, Ranko, Minister of Finance of SRBH, Bosnia–Herzegovina (DOB 12 June 1935, POB Ilijas, Sarajevo, Bosnia–Herzegovina) (individual) [SRBH]
PERIC, Niksa, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
PLAVSIC, Biljana, a Vice–President of SRBH, Bosnia–Herzegovina (DOB 7 July 1930, POB Banja Luka, Bosnia–Herzegovina) (individual) [SRBH]
POPOVIC, Vitomir, Deputy in SRBH Assembly, Banja Luka, Bosnia–Herzegovina (individual) [SRBH]
PRIVREDNA BANKA SARAJEVO DD (Bijeljina), Bijeljina, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Brcko), Brcko, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Doboj), Doboj, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Foca), Foca, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Prijedor), Prijedor, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Titov Drvar), Titov Drvar, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Trebinje), Trebinje, Bosnia–Herzegovina [FRY S&M]
PRIVREDNA BANKA SARAJEVO DD (Zvornik), Zvornik, Bosnia–Herzegovina [FRY S&M]
PUTIC, Milenko, Deputy in SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
RAKIC, Zivko, Minister of the Interior of SRBH, Bosnia–Herzegovina (individual) [SRBH]
RASUO, Nedeljko, Deputy in SRBH Assembly, Sanski Most, Bosnia–Herzegovina (individual) [SRBH]
RENOVICA, Milanko, Special Advisor to President of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ROSIC, Jovo, Minister of Justice SRBH, Bosnia–Herzegovina (individual) [SRBH]
RUDI CAJAVEC, Banja Luka, Bosnia–Herzegovina [FRY S&M]
SAVIC, Milorad, Lt. Colonel and Commander, Second Krajina Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
SAVIC, Milos, Secretary of SRBH Assembly, Bosnia–Herzegovina (individual) [SRBH]
SENDIC, Borivoj, Minister of Agriculture and Forestry of SRBH, Bosnia–Herzegovina (individual) [SRBH]
SIMIC, Jovica, Major General and Commander, Eastern Bosnian Corps, SRBH Forces, based at Bijeljina, Bosnia–Herzegovina (individual) [SRBH]
SIMIC, Ratomir, Colonel and Commander, First Armored Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
SKORIC, Milan, Lt. Colonel and Commander, Second Armored Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
SPASIC, Andrea, General Secretary of SRBH, Bosnia–Herzegovina (individual) [SRBH]
SRDIC, Srdo, Deputy in SRBH Assembly, Prijedor, Bosnia–Herzegovina (individual) [SRBH]
SREMO, Vlado, Major General and Chief of Staff, East Herzegovina Corps, SRBH Forces, Bosnia–Herzegovina (DOB 1935, POB Mostar, Bosnia–Herzegovina) (individual) [SRBH]
TALIC, Momir, Lt. Colonel General and Commander, First Krajina Corps, SRBH Forces, Based at Banja Luka, Bosnia–Herzegovina (DOB 15 July 1942, POB Valjevo, Serbia) (individual) [SRBH]
TOHOLJ, Miroslav, Minister of Information of SRBH, Bosnia–Herzegovina (DOB 11 April 1957, POB Ljubinje, Bosnia–Herzegovina) (individual) [SRBH]
TOPIC, Vlado, Lt. Colonel and Commander, Sixteenth Artillery Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (DOB 1955, POB Prijedor, Bosnia–Herzegovina) (individual) [SRBH]
TRBOJEVIC, Milan, Counselor to Premier of SRBH, Bosnia–Herzegovina (individual) [SRBH]
TUBIN, Dusan, Lt. Colonel and Commander, Fifth Kozarska Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
VOLAS, Cedo, President of Alliance of SRBH Trade Unions, Bosnia–Herzegovina (individual) [SRBH]
VRACAR, Milenko, a Governor of SRBH National Bank, Bosnia–Herzegovina (individual) [SRBH]
VUCUREVIC, Bozidar, Deputy in SRBH Assembly, Mayor of Trebinje, Trebinje, Bosnia–Herzegovina (DOB 22 September 1936, POB Trebinje, Bosnia–Herzegovina) (individual) [SRBH]
VUKOVIC, Vlado, Assistant Minister of Defense of SRBH, Bosnia–Herzegovina (POB Doboj Region, Bosnia–Herzegovina) (individual) [SRBH]
ZAMETICA, Jovan, Advisor and Spokesman for President of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZELJAJA, Radmilo, Colonel and Commander, Forty–third Motorized Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ZIGIC, Branislava, Secretary of Ministry of Trade and Supply of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZIVANOVIC, Milenko, Major General and Commander, Drina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]
ZUKOVIC, Ljubomir, Minister of Education, Science, and Culture of SRBH, Bosnia–Herzegovina (individual) [SRBH]
ZUPLJANIN, Slobodan, Lt. Colonel and Commander, Twenty–second Infantry Brigade, First Krajina Corps, SRBH Forces, Bosnia–Herzegovina (individual) [SRBH]

BRAZIL

AMARO, Joaquim Ferreira, Praca Pio X, 54–10o Andar CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]
AZIZ, Fouad Hamza, Praca Pio X, 54–10o Andar, CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]
BANCO BRASILEIRO–IRAQUIANO S.A., Praca Pio X, 54–10o Andar CEP 20091, Rio de Janeiro, Brazil (Head office and city branch) [IRAQ]
INTYBRA REPRESENTACAO & COMERCIO SA, Rua Visc de Inhauma 134 S/927, Rio de Janeiro, Brazil [FRY S&M]
IRAQI AIRWAYS, Rio de Janeiro, Brazil [IRAQ]
RAOUF, Khalid Mohammed, Praca Pio X, 54–10o Andar, CEP 20091, Rio de Janeiro, Brazil (individual) [IRAQ]
SCHMITT, Rogerio Eduardo, Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
SIM, Gilberto F., Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
SOUZA, Francisco Antonio, Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]
TAVEIRA, A. Arnaldo G., Praca Pio X, 54–10o Andar, CEP 20091, Rio De Janeiro, Brazil (individual) [IRAQ]

BULGARIA

CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Varna, Bulgaria [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Varna, Bulgaria [CUBA]
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HEMPRO–BELGRADE REPRESENTATION, Str. Uiliam Gladston 38 fl 1, 1000 Sofia, Bulgaria [FRY S&M]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Varna, Bulgaria [CUBA]
PROGRESS REPRESENTATION OFFICE, Sipka No. 7, Sofia 7, Bulgaria [FRY S&M]

BURKINA FASO

BANQUE ARABE LIBYENNE BURKINABE POUR LE COMMERCE EXTERIEUR ET LE DEVELOPPEMENT, 1336 Avenue Nelson Mandela, Ouagadougou, Burkina Faso [LIBYA]

CANADA

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CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Downsview, Ontario, Canada [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Downsview, Ontario, Canada [CUBA]
COBALT REFINERY CO. INC., Fort Saskatchewan, AB, Canada [CUBA]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Montreal, Canada [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), 1 Place Ville Marie, Suite 3431, Montreal, Canada [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Montreal, Canada [CUBA]

EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 1 Place Ville Marie, Suite 3431, Montreal, Canada [CUBA]

EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Downsview, Ontario, Canada [CUBA]

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YUGOCANADA INC. TORONTO (a.k.a. YUGO CANADA INC.; a.k.a. YUGOTOURS OF CANADA), 100 Adelaide Street W. Ste. 1350, Toronto, Ontario M5H 1S3, Canada [FRY S&M]

YUGOTOURS OF CANADA (a.k.a. YUGO CANADA INC.; a.k.a. YUGOCANADA INC. TORONTO), 100 Adelaide Street W. Ste. 1350, Toronto, Ontario M5H 1S3, Canada [FRY S&M]

CENTRAL AFRICAN REPUBLIC

SOCIETE ARABE LIBYENNE–CENTRAFRICAINE D'IMPORT–EXPORT, Bangui, Central African Republic [LIBYA]

SOCIETE D'ECONOMIE MIXTE CENTRE AFRICAINE LIBYENNE DES PRODUITS AGRICOLES, Bangui, Central African Republic [LIBYA]

SOCIETE LIBYENNE CENTRE AFRICAINE DES MINES, Bangui, Central African Republic [LIBYA]

CHAD

BANQUE TCHADO ARABE LIBYENNE, P.O. Box 104, N'Djamena, Chad [LIBYA]

CHANNEL ISLANDS

ARAB COMMERCIAL INSURANCE COMPANY, Channel Islands [LIBYA]

COLOMBIA

ABRIL CORTEZ, Oliverio (f.k.a. CORTEZ, Oliverio Abril), c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia; Calle 18A No. 8A–20, Jamundi, Colombia (Cedula No. 3002003 (Colombia)) (individual) [SDNT]

ACERO, Cesar Augusto, Avenida 7N No. 17A–48, Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 70564947 (Colombia)) (individual) [SDNT]

ACEVEDO P., Francisco Luis, Carrera 1 No. 18–52, Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 71660070 (Colombia)) (individual) [SDNT]

ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Avenida 2CN No. 24N–92, Cali, Colombia; Calle 17N No. 6N–28, Cali, Colombia (NIT #800149060–5) [SDNT]

AGRICOLA HUMYAMI LTDA., Apartado Aereo 30352, Cali, Colombia [SDNT]

AGROPECUARIA BETANIA LTDA. (n.k.a. VALLADARES LTDA.), Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 890329123–0) [SDNT]

AGROPECUARIA BETANIA LTDA., Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia [SDNT]

AGROPECUARIA LA ROBLEDA S.A. (n.k.a. MANAURE S.A.), Avenida 2D Norte No. 24N–76, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 800160353–2) [SDNT]

AGROPECUARIA LA ROBLEDA S.A., Carrera 61 No. 11–58, Cali, Colombia; Avenida 2DN No. 24N–76, Cali, Colombia (NIT # 800160353–2) [SDNT]

AGROPECUARIA Y REFRESTADORA HERREBE LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

AGUADO ORTIZ, Luis Jamerson, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia (Cedula No. 2935839 (Colombia)) (individual) [SDNT]

AGUAS LOZADA, Rafael, c/o COSMEPOP, Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 11385426 (Colombia)) (individual) [SDNT]

AGUDELO GALVEZ, Lieride, c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 6511576 (Colombia)) (individual) [SDNT]

AGUDELO, Ivan de Jesus, Avenida 6N No. 47–197 17, Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia (individual) [SDNT]

AGUILERA QUIJANO, Harold, c/o ASESORIAS COSMOS LTDA., Cali, Colombia (Cedula No. 16594227 (Colombia)) (individual) [SDNT]

ALAVAREZ GAVIRIA, Jaime Antonio, c/o EXPORT CAFE LTDA., Cali, Colombia (DOB 17 August 1947; Cedula No. 10060853 (Colombia)) (individual) [SDNT]

ALFA PHARMA S.A., Diagonal 17 No. 28A–80, Bogota, Colombia [SDNT]

ALMANZA CANON, Nohora Juliana, c/o COSMEPOP, Bogota, Colombia (Cedula No. 52557912 (Colombia)) (individual) [SDNT]

ALVARADO BONILLA, Alejandro, c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia (Cedula No. 79641039 (Colombia)) (individual) [SDNT]

ALZATE SALAZAR, Luis Alfredo, c/o COINTERCOS S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 16595689 (Colombia)) (individual) [SDNT]

AMAYA OROZCO, Luis Alberto, Calle 18N No. 9–46, Cali, Colombia; c/o COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Cali, Colombia (Cedula No. 4882167 (Colombia)) (individual) [SDNT]

AMEZQUITA MENESES, Salustio, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 14943885 (Colombia)) (individual) [SDNT]

AMPARO RODRIGUEZ DE GIL Y CIA. S. EN C., Avenida 4N No. 5N–20, Cali, Colombia [SDNT]

ANDINA DE CONSTRUCCIONES S.A. (n.k.a. INTERAMERICA DE CONSTRUCCIONES S.A.), Calle 12 Norte No. 9N–56, Cali, Colombia (NIT # 800237404–2) [SDNT]

ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia [SDNT]

ANDRADE QUINTERO, Ancizar, c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIAS LTDA., Cali, Colombia (Cedula No. 16672464 (Colombia)) (individual) [SDNT]

ANGULO OROBIO, Jose Francisco, Avenida 4N No. 17–43 apt. 801, Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16706561 (Colombia)) (individual) [SDNT]

ARBELAEZ ALZATE, Rafael, c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (individual) [SDNT]

ARBELAEZ GALLON, Gladys, c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (Cedula No. 31858038 (Colombia)) (individual) [SDNT]

ARBELAEZ PARDO, Amparo, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE, Bogota, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; Casa No. 19, Avenida Lago, Ciudad Jardin, Cali, Colombia (DOB 9 November 1950; alt. DOB 9 August 1950; Passports AC 568973 (Colombia), PEDO1850 (Colombia); Cedula No. 31218903 (Colombia)) (individual) [SDNT]

ARBOLEDA A., Pedro Nicholas (Nicolas), c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (Cedula No. 16602372 (Colombia)) (individual) [SDNT]

ARBOLEDA, Julio, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 16205508 (Colombia)) (individual) [SDNT]

ARIAS RAMIREZ, Jhon Helmer, c/o IMPORTADORA Y COMERCIALIZADORA LTDA., Cali, Colombia (Cedula No. 16796537 (Colombia)) (individual) [SDNT]

ARISTIZABAL ATEHORTUA, Jaime Alberto, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (Cedula No. 16756325 (Colombia)) (individual) [SDNT]

ARIZABALETA ARZAYUS, Phanor (Fanor), Avenida 39 No. 15–22, Bogota, Colombia; Calle 110 No. 30–45, Bogota, Colombia; Carrera 9 No. 9S–35, Buga, Colombia; Carrera 4 No. 12–41 of. 710, Cali, Colombia; c/o CONSTRUCTORA ALTOS DE RETIRO LTDA., Bogota, Colombia; c/o INVERSIONES ARIO LTDA., Cali, Colombia (DOB 12 May 1938; Cedula No. 2879530 (Colombia)) (individual) [SDNT]

ARJONA ALVARADO, Rafael, c/o ALPHA PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19442698 (Colombia)) (individual) [SDNT]

ARLONE FACELLI, Roberto, c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 16632415 (Colombia)) (individual) [SDNT]

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ASPOIR DEL PACIFICO Y CIA. LTDA., Cali, Colombia [SDNT]

AUREAL INMOBILIARIA LTDA., Avenida 7 No. 112–38 of. 104, Bogota, Colombia [SDNT]

AVENDAÑO GUTIERREZ, Francisco Eduardo, Carrera 8 No. 66–21 apt. 204, Bogota, Colombia; Transversal 1A No. 69–54 apt. 502, Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 16645182 (Colombia)) (individual) [SDNT]

AVILA DE MONDRAGON, Ana Dolores, c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 29183223 (Colombia)) (individual) [SDNT]

BAEZA MOLINA, Carlos Alberto, c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia (Cedula No. 16621765 (Colombia)) (individual) [SDNT]

BANDERAS, Aracelly, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]

BARON DIAZ, Carlos Arturo, c/o GRACADAL S.A., Bogota, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 49994 (Colombia)) (individual) [SDNT]

BARONA, Fernando, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16688872 (Colombia)) (individual) [SDNT]

BARRIOS SENIOR, Jario Ascanio, c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 8723099 (Colombia)) (individual) [SDNT]

BECERRA BECERRA, Alvaro, c/o AGROPECUARIA LA ROBLEDA LTDA., Cali, Colombia (Cedula No. 2730788 (Colombia)) (individual) [SDNT]

BECHARA SIMANCA, Salim, c/o SOCOVALLE, Cali, Colombia (DOB 26 July 1950; Cedula No. 19163957 (Colombia)) (individual) [SDNT]

BENITEZ CASTELLANOS, Cesar Tulio, c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIOS Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

BLAIMAR (a.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), Calle 12B 27 39, Bogota, Colombia [SDNT]

BLAIMAR (n.k.a. COINTERCOS S.A.; a.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), Apartado Aereo 33248, Bogota, Colombia; Calle 12B No. 27–39, Bogota, Colombia (NIT # 860511578–8) [SDNT]

BLAIMAR (n.k.a. COSMEPOP; a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

BLANCO PHARMA S.A. (a.k.a. LABORATORIOS BLANCO PHARMA S.A.), Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia [SDNT]

BORRERO Q., Hector Fabio, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]

BUITRAGO DE HERRERA, Luz Mery, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o SOCOVALLE, Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia; c/o W. HERRERA Y CIA., Cali, Colombia (Cedula No. 29641219 (Colombia)) (individual) [SDNT]

BUITRAGO MARIN, Adiela, c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 31137617 (Colombia)) (individual) [SDNT]

BUITRAGO MARIN, Nubia, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 31132922 (Colombia)) (individual) [SDNT]

BUITRAGO, Sulay (a.k.a. HERRERA BUITRAGO, Sulay), c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]

CALDERON RODRIGUEZ, Solange, c/o INMOBILIARIA AURORA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]

CARDONA OCHOA, Carlos Julio, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia; c/o GRUPO SANTA LTDA., Cali, Colombia (Cedula No. 7524996 (Colombia)) (individual) [SDNT]

CARDONA RUEDA, Fernando Ivan, c/o COINTERCOS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 16607447 (Colombia)) (individual) [SDNT]

CARMONA, Juan Manuel, c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES RODRIGUEZ ARBELAEZ, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]

CARRILLO SILVA, Armando, c/o GRACADAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES CAMINO REAL S.A., Cali, Colombia (Cedula No. 16242828 (Colombia)) (individual) [SDNT]

CARS & CARS LTDA. (a.k.a. CENTRO COMERCIAL DEL AUTOMOVIL; a.k.a. COMERCIALIZADORA INTEGRAL LTDA.; a.k.a. PROYECTO CARS & CARS), Avenida Roosevelt entre carreras 38 y 38A esquinas, Cali, Colombia [SDNT]

CARVAJAL SUAREZ, Luz Mary, c/o DISMERCOOP, Cali, Colombia (Cedula No. 24626230 (Colombia)) (individual) [SDNT]

CASQUETE VARGAS, Orlando, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19270159 (Colombia)) (individual) [SDNT]

CASTAÑEDA BLANCO, Carlos Julio, c/o COSMEPOP, Bogota, Colombia (Cedula No. 79390781 (Colombia)) (individual) [SDNT]

CASTAÑEDA QUINTERO, Luis Alberto, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 6064977 (Colombia)) (individual) [SDNT]

CASTAÑEDA RAMIREZ, Lorena Constanza, c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 52071011 (Colombia)) (individual) [SDNT]

CASTANO ARANGO, Fernando, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 14953602 (Colombia)) (individual) [SDNT]

CASTAÑO PATIÑO, Maria Janet, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 31149394 (Colombia)) (individual) [SDNT]

CASTRILLON CRUZ, Maria Leonor, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]

CASTRO DE SANTACRUZ, Amparo, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES EL PASO LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SAMARIA LTDA., Cali, Colombia (DOB 13 January 1948; alt. DOBs 13 January 1946, 14 April 1959; Passports PE027370 (Colombia), AA429676 (Colombia); Cedula No. 38983611 (Colombia).) (individual) [SDNT]

CASTRO VERGARA, Sandra, c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 31924082 (Colombia)) (individual) [SDNT]

CAVIEDES CRUZ, Leonardo, c/o INVERSIONES SANTA LTDA., Cali, Colombia (DOB 23 November 1952; Passports AB151486 (Colombia), AC444270 (Colombia), OC444290 (Colombia); Cedula No. 16593470 (Colombia)) (individual) [SDNT]

CENTRO COMERCIAL DEL AUTOMOVIL (a.k.a. CARS & CARS LTDA.; a.k.a. COMERCIALIZADORA INTEGRAL LTDA.; a.k.a. PROYECTO CARS & CARS), Avenida Roosevelt entre carreras 38 y 38A esquinas, Cali, Colombia [SDNT]

CHACON PACHON, Rodolfo, c/o COSMEPOP, Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 79538033 (Colombia)) (individual) [SDNT]

CHALO (a.k.a. PRADO CUERO, Salomon), Avenida 26 No. 42B–89, Bogota, Colombia; Carrera 101B No. 11B–50, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 1 August 1948) (individual) [SDNT]

CHANG BARRERO, Pedro Antonio, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (Cedula No. 14960909 (Colombia) (individual) [SDNT]

CHAVARRO, Hector Fabio, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia (Cedula No. 16263212 (Colombia)) (individual) [SDNT]

CIA. INTERAMERICANA DE COSMETICOS S.A. (n.k.a. COINTERCOS S.A.; f.k.a. BLAIMAR; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), Apartado Aereo 33248, Bogota, Colombia; Calle 12B No. 27–39, Bogota, Colombia (NIT # 860511578–8) [SDNT]

CIA. INTERAMERICANA DE COSMETICOS S.A. (n.k.a. COSMEPOP; a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

CLAVIJO GARCIA, Hector Augusto, c/o GANADERIAS DEL VALLE, Cali, Colombia (Cedula No. 16613930 (Colombia)) (individual) [SDNT]

COINTERCOS S.A. (a.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. BLAIMAR; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), Apartado Aereo 33248, Bogota, Colombia; Calle 12B No. 27–39, Bogota, Colombia (NIT # 860511578–8) [SDNT]

COINTERCOS S.A. (n.k.a. COSMEPOP; a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

COLOR 89.5 FM STEREO, Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia; Calle 19N No. 2N–29, Cali, Colombia [SDNT]

COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Avenida Caracas No. 59–77 of. 201A, 401B y 405B, Bogota, Colombia (NIT # 800080719–0) [SDNT]

COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Calle 25 No. 8–54, Cali, Colombia [SDNT]

COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Avenida Caracas No. 59–77 of. 201A, 401B, 405B y 407B, Bogota, Colombia (NIT # 800075687–3) [SDNT]

COMERCIALIZADORA INTEGRAL LTDA. (a.k.a. CARS & CARS LTDA.; a.k.a. CENTRO COMERCIAL DEL AUTOMOVIL; a.k.a. PROYECTO CARS & CARS), Avenida Roosevelt entre carreras 38 y 38A esquinas, Cali, Colombia [SDNT]

COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A. (a.k.a. PROCESADORA DE POLLOS SUPERIOR S.A.), A.A. 1689, Cali, Colombia; Avenida 2N No. 7N–55 of. 521, Cali, Colombia; Carrera 3 No. 12–40, Cali, Colombia; Km 17 Recta Cali–Palmira, Palmira, Colombia (NIT # 800074991–3 (Colombia)) [SDNT]

COMERCIALIZADORA OROBANCA (a.k.a. SOCIR S.A.) (a.k.a. Soucir, S.A.), Calle 36A No. 3GN–07 of. 302, Edificio El Parque, Cali, Colombia; Calle 22N No. 5A–75 of. 702, Edificio Via Veneto, Cali, Colombia [SDNT]

COMPAX LTDA. (a.k.a. INVERSIONES Y DISTRIBUCIONES COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

COMPAX LTDA. (n.k.a. INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA.; a.k.a. COSMOVALLE; f.k.a. INVERSIONES Y DISTRIBUCIONES COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia (NIT # 800102403–5) [SDNT]

CONCRETOS CALI S.A., Calle 7 No. 82–65, Cali, Colombia [SDNT]

CONDOR (a.k.a. DISTRIBUIDORA DE DROGAS CONDOR LTDA.), Calle 10 No. 32A–64, Bogota, Colombia; Calle 68 52–05, Bogota, Colombia [SDNT]

CONSTRUCTORA ALTOS DEL RETIRO LTDA., Carrera 4 No. 86–88, Bogota, Colombia; Carrera 7 No. 72–28 of. 301, Bogota, Colombia; Transversal 3 No. 85–10 apt. 401 Interior 1, Bogota, Colombia (NIT # 890329139–8) [SDNT]

CONSTRUCTORA CASCADA (a.k.a. SOCIEDAD CONSTRUCTORA LA CASCADA S.A.), Calle 13 3–32 piso 12 y piso 14, Cali, Colombia; Calle 1A 62A–120, Cali, Colombia; Calle 1A 62A–120 2305, Cali, Colombia; Calle 1A 62A–120 2418, Cali, Colombia; Calle 1A 62A–120 4114, Cali, Colombia; Calle 1A 62A–120 6245, Cali, Colombia; Calle 1A 62A–120 B2 108, Cali, Colombia; Carrera 4 12–41 of. 1401, Cali, Colombia; Carrera 4 No. 12–41 of. 1403, Cali, Colombia; Carrera 64 1B–83, Cali, Colombia; Carrera 64 1C–63, Cali, Colombia [SDNT]

CONSTRUCTORA DIMISA LTDA., Calle 70N No. 14–31, Cali, Colombia [SDNT]

CONSTRUCTORA GOPEVA LTDA., Avenida 3A No. 51–15, Cali, Colombia [SDNT]

CONSTRUCTORA TREMI LTDA., Carrera 1A Oeste No. 68–75, Cali, Colombia [SDNT]

CONSTRUEXITO S.A. (a.k.a. CONE S.A.), Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

CONSTRUVIDA S.A., Avenida 2N No. 7N–55 of. 521, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia; Carrera 68 No. 13B–61 of. 104B, Cali, Colombia (NIT # 800108122–8) [SDNT]

CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Avenida 2N No. 7N–55 of. 421, Cali, Colombia (NIT # 800109042–1) [SDNT]

COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP (n.k.a. COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

COOPERATIVA MULTIACTIVA DE COMERCIALIZACION Y SERVICIOS FARMACOOP (n.k.a. FARMACOOP; f.k.a. LABORATORIOS KRESSFOR DE COLOMBIA S.A.), A.A. 18491, Bogota, Colombia; Calle 16 No. 28A–51, Bogota, Colombia; Calle 16 No. 28A–57, Bogota, Colombia; Calle 17A No. 28–43, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830010878–3) [SDNT]

COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA. (n.k.a. COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.; f.k.a. DROGAS LA REBAJA), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES (n.k.a. DISMERCOOP; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

COPSERVIR LTDA. (a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.; f.k.a. DROGAS LA REBAJA), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

CORREA PULGARIN, Ernesto, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 2510585 (Colombia)) (individual) [SDNT]

CORTEZ, Oliverio Abril (n.k.a. ABRIL CORTEZ, Oliverio), c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o VALLADARES LTDA., Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia; Calle 18A No. 8A–20, Jamundi, Colombia (Cedula No. 3002003 (Colombia)) (individual) [SDNT]

COSMEPOP (a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

COSMOVALLE (n.k.a. INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA.; f.k.a. COMPAX LTDA.; f.k.a. INVERSIONES Y DISTRIBUCIONES COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia (NIT # 800102403–5) [SDNT]

CREACIONES DEPORTIVAS WILLINGTON LTDA., Cosmocentro, Local 130, Cali, Colombia; Calle 5 No. 25–65, Cali, Colombia [SDNT]

CUARTES MORALES, Juan Carlos, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16757375 (Colombia)) (individual) [SDNT]

CUECA VILLARAGA, Hernan, c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia (Cedula No. 11352426 (Colombia)) (individual) [SDNT]

CUERO MARTINEZ, Otalvaro, c/o INVHERESA S.A., Cali, Colombia (individual) [SDNT]

CULZAT LUGSIR, Rafael Alberto, Calle 7 Oeste No. 2–228, Cali, Colombia; Transversal 3 No. 86–73, Bogota, Colombia; c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia; c/o INVERSIONES CULZAT GUEVARA Y CIA. S.C.S., Cali, Colombia (DOB 23 October 1940; Passport No. P551220 (Colombia); Cedula No. 14962523 (Colombia)) (individual) [SDNT]

DAZA QUIROGA, Hugo Carlos, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19236485 (Colombia)) (individual) [SDNT]

DAZA RIVERA, Pablo Emilio, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 4904545 (Colombia)) (individual) [SDNT]

DELGADO, Jorge Armando, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o COINTERCOS S.A., Bogota, Colombia; c/o COPSERVIR LTDA., Bogota, Colombia; c/o COSMEPOP, Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 19354318 (Colombia)) (individual) [SDNT]

DEPOSITO POPULAR DE DROGAS S.A., Carrera 6 No. 24–77, Cali, Colombia [SDNT]

DERECHO INTEGRAL Y CIA. LTDA., Calle 22N No. 5A–75 piso 5, Cali, Colombia [SDNT]

DIAZ FAJARDO, Ricardo Javier, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia; Carrera 45 No. 166–42B B apt. 206, Bogota, Colombia (Cedula No. 79119795 (Colombia)) (individual) [SDNT]

DIAZ SANCHEZ, Alberto, Carrera 66 No. 5–23, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB January 1956; Cedula No. 16259623 (Colombia)) (individual) [SDNT]

DIAZ, Manuel, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA, Bogota, Colombia (Cedula No. 396358 (Colombia)) (individual) [SDNT]

DIAZ, Rosa Isabel, c/o INVHERESA, S.A., Cali, Colombia (individual) [SDNT]

DISMERCOOP (a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

DISTRIBUIDORA DE DROGAS CONDOR LTDA. (a.k.a. CONDOR), Calle 10 No. 32A–64, Bogota, Colombia; Calle 68 52–05, Bogota, Colombia [SDNT]

DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A. (a.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.; a.k.a. DROGAS LA REBAJA), Carrera 99 No. 46 A–10 Blg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 Piso 19, Cali, Colombia; Calle 14 6–66, Cali, Colombia; Calle 18 121–130, Cali, Colombia; Carrera 10 11–71, Cali, Colombia; Carrera 7 13–132 piso 4, Cali, Colombia; Carrera 7A 14–25 piso 2, Cali, Colombia [SDNT]

DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A. (n.k.a. COPSERVIR LTDA.; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.; f.k.a. DROGAS LA REBAJA), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

DISTRIBUIDORA DE DROGAS LA REBAJA S.A. (a.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; a.k.a. DROGAS LA REBAJA), Carrera 99 No. 46 A–10 Blg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 Piso 19, Cali, Colombia; Calle 14 6–66, Cali, Colombia; Calle 18 121–130, Cali, Colombia; Carrera 10 11–71, Cali, Colombia; Carrera 7 13–132 piso 4, Cali, Colombia; Carrera 7A 14–25 piso 2, Cali, Colombia [SDNT]

DISTRIBUIDORA DE DROGAS LA REBAJA S.A. (n.k.a. COPSERVIR LTDA.; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; f.k.a. DROGAS LA REBAJA), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

DISTRIBUIDORA MIGIL Bogota LTDA. (n.k.a. DISMERCOOP; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

DISTRIBUIDORA MIGIL Bogota LTDA. (n.k.a. DISTRIBUIDORA MIGIL CALI S.A.; n.k.a. DISTRIBUIDORA MIGIL LTDA.; n.k.a. MIGIL), Calle 5C 41–30, Cali, Colombia; Carrera 26 5B–65, Cali, Colombia; Carrera 30–5–12, Cali, Colombia [SDNT]

DISTRIBUIDORA MIGIL CALI S.A. (f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; a.k.a. DISTRIBUIDORA MIGIL LTDA.; a.k.a. MIGIL), Calle 5C 41–30, Cali, Colombia; Carrera 26 5B–65, Cali, Colombia; Carrera 30–5–12, Cali, Colombia [SDNT]

DISTRIBUIDORA MIGIL CALI S.A. (n.k.a. DISMERCOOP; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

DISTRIBUIDORA MIGIL LTDA. (f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; a.k.a. DISTRIBUIDORA MIGIL CALI S.A.; a.k.a. MIGIL), Calle 5C 41–30, Cali, Colombia; Carrera 26 5B–65, Cali, Colombia; Carrera 30–5–12, Cali, Colombia [SDNT]

DISTRIBUIDORA MIGIL LTDA. (n.k.a. DISMERCOOP; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. GRACADAL S.A.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

DISTRIBUIDORA MYRAMIREZ S.A., Calle 33BN No. 2BN–49 apt. 503A, Cali, Colombia; Carrera 69A No. 49A–49, Bogota, Colombia [SDNT]

DOMINGUEZ GARIBELLO (GARIVELLO), Freddy Orlando, c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 16659634 (Colombia)) (individual) [SDNT]

DOMINGUEZ, Fernando, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16701778 (Colombia)) (individual) [SDNT]

DONNEYS GONZALEZ, Federico, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (individual) [SDNT]

DROGAS LA REBAJA (a.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; a.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.), Carrera 99 No. 46 A–10 Blg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 Piso 19, Cali, Colombia; Calle 14 6–66, Cali, Colombia; Calle 18 121–130, Cali, Colombia; Carrera 10 11–71, Cali, Colombia; Carrera 7 13–132 piso 4, Cali, Colombia; Carrera 7A 14–25 piso 2, Cali, Colombia [SDNT]

DROGAS LA REBAJA (n.k.a. COPSERVIR LTDA.; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE DISTRIBUIDORES DE DROGAS COPSERVIR LTDA.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA PRINCIPAL S.A.; f.k.a. DISTRIBUIDORA DE DROGAS LA REBAJA S.A.), Calle 4 No. 22–24, Bogota, Colombia; Carrera 66A No. 53–47 piso 3, Bogota, Colombia; Carrera 99 No. 46A–10 Bdg 6 y 8, Bogota, Colombia; Calle 10 No. 4–47 piso 19, Cali, Colombia; Calle 14 No. 6–66, Cali, Colombia; Calle 18 No. 121–130 Avenida Cañasgordas Pance, Cali, Colombia; Carrera 10 No. 11–71, Cali, Colombia; Carrera 7 No. 13–132 piso 4, Cali, Colombia; Carrera 7A No. 14–25 piso 2, Cali, Colombia (NIT # 830011670–3) [SDNT]

DROGAS LA REBAJA BARRANQUILLA S.A., Avenida Pedro Heredia, Barranquilla, Colombia; Local Cerete, Barranquilla, Colombia; Local de Riohacha, Barranquilla, Colombia [SDNT]

DROGAS LA REBAJA BUCARAMANGA S.A., Local No. 1, Bucaramanga, Colombia; Local No. 1, Cucuta, Colombia; Local No. 2, Cucuta, Colombia; Local No. 6, Cucuta, Colombia; Local No. 7, Cucuta, Colombia; Local No. 9, Cucuta, Colombia; Local 201, Valledupar, Colombia [SDNT]

DROGAS LA REBAJA CALI S.A., Barrio Siloe, Cali, Colombia; Calle 13 #6–85, Cali, Colombia; Calle 3 #4–02 B/Ventura, Cali, Colombia; Local Comuneros No. 20, Cali, Colombia; Local del Poblado No. 17, Cali, Colombia; Santander de Quilichao, Cali, Colombia [SDNT]

DROGAS LA REBAJA NEIVA S.A., Neiva, Colombia [SDNT]

DROGAS LA REBAJA PASTO S.A., Calle 18 #26–40, Pasto, Colombia; Local No. 6, Pasto, Colombia; Local No. 13, Puerto Asis, Colombia [SDNT]

DROGAS LA REBAJA PEREIRA S.A., Local Cajamarca, Pereira, Colombia; Local Dos Quebradas, Pereira, Colombia; Local la Virginia, Pereira, Colombia; Local Santa Rosa de Cabal, Pereira, Colombia [SDNT]

DUQUE MARTINEZ, Maria Consuelo, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41716296 (Colombia)) (individual) [SDNT]

ECHEVERRY TRUJILLO, Martha Lucia, c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (Cedula No. 31151067 (Colombia)) (individual) [SDNT]

ECHEVERRY TRUJILLO, Oscar Alberto, Avenida 4N No. 17–23 piso 1, Cali, Colombia; Calle 43N No. 4–05, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (individual) [SDNT]

ESCOBAR BUITRAGO, Walter, c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (individual) [SDNT]

ESTRADA URIBE, Octavio, c/o GRUPO SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (individual) [SDNT]

EXPORT CAFE LTDA., Carrera 7 No. 11–22 of. 413, Cali, Colombia [SDNT]

FARALLONES STEREO 91.5 FM, Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia [SDNT]

FARMACOOP (a.k.a. COOPERATIVA MULTIACTIVA DE COMERCIALIZACION Y SERVICIOS FARMACOOP; f.k.a. LABORATORIOS KRESSFOR DE COLOMBIA S.A.), A.A. 18491, Bogota, Colombia; Calle 16 No. 28A–51, Bogota, Colombia; Calle 16 No. 28A–57, Bogota, Colombia; Calle 17A No. 28–43, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830010878–3) [SDNT]

FARMATODO S.A., Diagonal 17 No. 28A–39, Bogota, Colombia; Diagonal 17 No. 28A–80, Bogota, Colombia [SDNT]

FERNANDEZ LUNA, Tiberio, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 93286690 (Colombia)) (individual) [SDNT]

FIGUEROA DE BRUSATIN, Dacier, c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (Cedula No. 29076093 (Colombia)) (individual) [SDNT]

FLEXOEMPAQUES LTDA. (f.k.a. PLASTICOS CONDOR LTDA.), Carrera 13 No. 16–62, Cali, Colombia (NIT # 800044167–2) [SDNT]

GALINDO HERRERA, Diana Paola, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]

GALINDO HERRERA, Diego Alexander, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]

GALINDO, Gilmer Antonio (a.k.a. GUZMAN TRUJILLO, Carlos Arturo), c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; Carrera 4C No. 53–40 apt. 307, Cali, Colombia (Cedula No. 16245188 (Colombia)) (individual) [SDNT]

GALLEGO BERRIO, Elizabeth, c/o CONCRETOS CALI S.A., Cali, Colombia (Cedula No. 34529671 (Colombia)) (individual) [SDNT]

GALLEGO SANCHEZ, Isaac, c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia (Cedula No. 6457399 (Colombia)) (individual) [SDNT]

GALLEGO SOSSA, Rosa Esperanza, Calle 24AN No. 42BN–61, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia (Cedula No. 43059188 (Colombia)) (individual) [SDNT]

GAMBA SANCHEZ, Fernando, c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 19494919 (Colombia)) (individual) [SDNT]

GANADERA LTDA. (a.k.a. GANADERIA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

GANADERIA (a.k.a. GANADERA LTDA.), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

GANADERIAS DEL VALLE S.A., Avenida 2FN No. 24N–92, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia; Carrera 83 No. 6–50, Cali, Colombia (NIT # 800119808–9) [SDNT]

GARCES VARGAS, Elmo, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o SOCOVALLE, Cali, Colombia (Cedula No. 16581793 (Colombia)) (individual) [SDNT]

GARCIA MANTILLA, Edgar Alberto (a.k.a. GARCIA MOGAR, Edgar; a.k.a. GARCIA MONTELLA, Edgar Alberto; a.k.a. GARCIA MONTILLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

GARCIA MOGAR, Edgar (a.k.a. GARCIA MANTILLA, Edgar Alberto; a.k.a. GARCIA MONTELLA, Edgar Alberto; a.k.a. GARCIA MONTILLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

GARCIA MONTELLA, Edgar Alberto (a.k.a. GARCIA MANTILLA, Edgar Alberto; a.k.a. GARCIA MOGAR, Edgar; a.k.a. GARCIA MONTILLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

GARCIA MONTILLA, Edgar Alberto (a.k.a. GARCIA MANTILLA, Edgar Alberto; a.k.a. GARCIA MOGAR, Edgar; a.k.a. GARCIA MONTELLA, Edgar Alberto), c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia (DOB 28 November 1946; Passports AC365457 (Colombia), PE008603 (Colombia), PO564495 (Colombia), AA294885 (Colombia); Cedula No. 14936775 (Colombia)) (individual) [SDNT]

GARCIA ROMERO, Audra Yamile, c/o INVHERESA S.A., Cali, Colombia (Cedula No. 66765096 (Colombia)) (individual) [SDNT]

GARCIA, Freddy (Fredy), c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia (individual) [SDNT]

GARZON HERNANDEZ, Rodrigo, c/o DROGAS LA REBAJA, Cali, Colombia (individual) [SDNT]

GARZON RESTREPO, Juan Leonardo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; Diagonal 53 No. 38A–20 apt. 103, Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Cali, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; Carrera 7P No. 76–90, Cali, Colombia (DOB 14 January 1962; Cedula No. 16663709 (Colombia)) (individual) [SDNT]

GAVIRIA POSADA, Gilberto, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia (Cedula No. 16593492 (Colombia)) (individual) [SDNT]

GIL OSORIO, Alfonso, c/o SERVICIOS SOCIALES LTDA., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (DOB 17 December 1946; alt. DOB 17 December 1940; Passports 14949229 (Colombia), 14949279 (Colombia), 14949289 (Colombia), AC342060 (Colombia); Cedula No. 14949279 (Colombia)) (individual) [SDNT]

GIRALDO ARBELAEZ, Fernando, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16249351 (Colombia)) (individual) [SDNT]

GIRALDO JARAMILLO, Clara Stella, Avenida 2N No. 19–73 apt. 302, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia (Cedula No. 31855785 (Colombia)) (individual) [SDNT]

GIRALDO SARRIA, Octavio, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

GIRALDO SARRIA, Rosa Amelia, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

GOMEZ BELTRAN, Jorge, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 19091811 (Colombia)) (individual) [SDNT]

GOMEZ BERRIO, Olmes (Holmes) de Jesus, Carrera 1 No. 18–52, Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 73105133 (Colombia)) (individual) [SDNT]

GOMEZ GALINDO, Omaira, Apartado Aereo 38028, Cali, Colombia; Avenida 6N No. 38–90, Cali, Colombia; c/o CONSTRUCTORA GOPEVA LTDA., Cali, Colombia (Cedula No. 31299825 (Colombia)) (individual) [SDNT]

GOMEZ J., Luis Fernando, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16716914 (Colombia)) (individual) [SDNT]

GOMEZ LOPEZ, Diego Fernando, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia (individual) [SDNT]

GOMEZ MORA, Ricardo, c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 3249673 (Colombia)) (individual) [SDNT]

GOMEZ V., Manuel Antonio, c/o GANADERA LTDA., Cali, Colombia (Cedula No. 7921814 (Colombia)) (individual) [SDNT]

GOMEZ, Julio Humberto, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 19091811 (Colombia)) (individual) [SDNT]

GONZALEZ QUINTERO, M. Patricia, c/o COINTERCOS S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 35415232 (Colombia)) (individual) [SDNT]

GONZALEZ ROBLEDO, Julio Cesar, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 2905977 (Colombia)) (individual) [SDNT]

GRACADAL S.A. (n.k.a. DISMERCOOP; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. MIGIL), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

GRUPO SANTA LTDA., Calle 18 106–98 of. 201/202, Cali, Colombia; Carrera 4 12–41 piso 14 y 15, Edificio Seguros Bolivar, Cali, Colombia; Carrera 84 17–29, Cali, Colombia [SDNT]

GUTIERRES CERDAS, Alvaro (a.k.a. GUTIERREZ CERDAS, Alvaro), c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (DOB 9 May 42; Cedula No. 14966562 (Colombia)) (individual) [SDNT]

GUTIERREZ ARDILA, Eduardo, c/o EXPORT CAFE LTDA., Cali, Colombia (DOB 8 August 1958; Cedula No. 16642433 (Colombia)) (individual) [SDNT]

GUTIERREZ BURAGLIA, German, c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 19439177 (Colombia)) (individual) [SDNT]

GUTIERREZ CANCINO, Fernando Antonio, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o SERVICIOS SOCIALES LTDA., Cali, Colombia (DOB 4 December 1941; Cedula No. 6089071 (Colombia)) (individual) [SDNT]

GUTIERREZ CERDAS, Alvaro (a.k.a. GUTIERRES CERDAS, Alvaro), c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (DOB 9 May 42; Cedula No. 14966562 (Colombia)) (individual) [SDNT]

GUTIERREZ LOZANO, Ana Maria, c/o SERVICIOS SOCIALES LTDA., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (DOB 1972; Cedula No. 39783954 (Colombia)) (individual) [SDNT]

GUTIERREZ LOZANO, Juan Pablo, c/o SERVICIOS SOCIALES LTDA., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (DOB 11 April 1972; Passport AC480604 (Colombia); Cedula No. 79570028 (Colombia)) (individual) [SDNT]

GUZMAN TRUJILLO, Carlos Arturo (a.k.a. GALINDO, Gilmer Antonio), c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; Carrera 4C No. 53–40 apt. 307, Cali, Colombia (Cedula No. 16245188 (Colombia)) (individual) [SDNT]

HACHITO SANCHEZ, Angel Alberto, c/o COPSERVIR LTDA., Bogota, Colombia (DOB 9 November 1962; Cedula No. 17634454 (Colombia)) (individual) [SDNT]

HACIENDA LA NOVILLERA (a.k.a. NOVILLERA; a.k.a. NOVILLERA GANADERA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; Paso de la Bolsa, Jamundi, Valle del Cauca, Cali, Colombia [SDNT]

HACIENDA SANDRANA (a.k.a. SANDRANA GANADERA; a.k.a. SANDRANDA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; San Pedro, Valle del Cauca, Colombia [SDNT]

HAYDEE DE MUÑOZ Y CIA. S. EN C., Avenida 6N No. 23DN–16, Cali, Colombia; Avenida 4N No. 5N–20, Cali, Colombia [SDNT]

HENAO DE SANCHEZ, Hortensia, c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 29013554 (Colombia)) (individual) [SDNT]

HENAO LOPEZ, Alberto (a.k.a. HENAO, Alberto Lopez), c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 2630951 (Colombia)) (individual) [SDNT]

HENAO VDA. DE BOTERO, maria Yolanda, c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 29070489 (Colombia)) (individual) [SDNT]

HENAO, Alberto Lopez (a.k.a. HENAO LOPEZ, Alberto), c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 2630951 (Colombia)) (individual) [SDNT]

HENAO, Maria Nohelio, c/o INVHERESA S.A., Cali, Colombia (Cedula No. 26271587 (Colombia)) (individual) [SDNT]

HERNANDEZ C., Hector Fabio, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 16615804 (Colombia)) (individual) [SDNT]

HERRERA BUITRAGO, Alvaro, Avenida 6N No. 25–14, Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (DOB 10 October 1955; Cedula No. 16258303 (Colombia)) (individual) [SDNT]

HERRERA BUITRAGO, Helmer, (a.k.a. ''Pacho''; a.k.a. ''H7''), Cali, Colombia (DOB 24 August 1951; alt. DOB 5 July 1951; Passport J287011 (Colombia); Cedula No. 16247821 (Colombia).) (individual) [SDNT]

HERRERA BUITRAGO, Stella, c/o COMERCIAL DE NEGOCIOS CLARIDAD Y CIA., Bogota, Colombia; c/o COMERCIALIZADORA EXPERTA Y CIA. S. EN C., Bogota, Colombia; c/o INMOBILIARIA GALES LTDA., Bogota, Colombia; Avenida 1B Oeste No. 1–44 apt. 602, Medeira Building, Cali, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia (DOB 7 October (Year Unknown); Cedula No. 31143871 (Colombia)) (individual) [SDNT]

HERRERA BUITRAGO, Sulay (a.k.a. BUITRAGO, Sulay), c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]

HERRERA BUITRAGO, William, c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (DOB 29 November 1964; Passport No. P046550 (Colombia); Cedula No. 16716887 (Colombia)) (individual) [SDNT]

HERRERA INFANTE, Alberto, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 16637518 (Colombia)) (individual) [SDNT]

HERRERA RAMIREZ, Giselle, c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia (individual) [SDNT]

HERRERA RAMIREZ, Linda Nicolle, c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (individual) [SDNT]

HERRERA TOBON, Maria Cecilia, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 31397821 (Colombia)) (individual) [SDNT]

HOLGUIN SARRIA, Alvaro, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 14950269 or 18950260 (Colombia)) (individual) [SDNT]

IBANEZ LOPEZ, Raul Alberto, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INCOES LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16640123 (Colombia)) (individual) [SDNT]

IDARRAGA ESCANDON, Herned (Hernet), c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia; Carrera 25A No. 49–73, Cali, Colombia (Cedula No. 16595668 (Colombia)) (individual) [SDNT]

IDARRAGA ORTIZ, Jaime, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES CAMINO REAL S.A., Cali, Colombia (Cedula No. 8237011 (Colombia)) (individual) [SDNT]

IDROBO ZAPATA, Edgar Hernando, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 6078860 (Colombia)) (individual) [SDNT]

IMCOMER (a.k.a. IMPORTADORA Y COMERCIALIZADORA LTDA.), Avenida 6N y Avenida 4 No. 13N–50 of. 1201, Cali, Colombia (NIT # 800152058–0) [SDNT]

IMPORTADORA Y COMERCIALIZADORA LTDA. (a.k.a. IMCOMER), Avenida 6N y Avenida 4 No. 13N–50 of. 1201, Cali, Colombia (NIT # 800152058–0) [SDNT]

INCOES (a.k.a. INTERVENTORIA, CONSULTORIA Y ESTUDIOS LIMITADA INGENIEROS ARQUITECTOS), Avenida 6N No. 13N–50 of. 1209, Cali, Colombia (NIT # 800144790–0) [SDNT]

INCOVALLE (a.k.a. INVERSIONES Y CONSTRUCCIONES VALLE S.A.), Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

INDUSTRIA AVICOLA PALMASECA S.A., Carrera 61 No. 11–58, Cali, Colombia; Carretera Central via Aeropuerto Palmaseca, Colombia [SDNT]

INDUSTRIA MADERERA ARCA LTDA., Calle 11 No. 32–47 Bodega 41 Arroyohondo, Cali, Colombia; Calle 32 No. 11–41 Bodega 4 Arroyohondo, Cali, Colombia (NIT # 800122866–7) [SDNT]

INMOBILIARIA AURORA LTDA., Avenida Canasgordas con Avenida Guali Casa 35, Cali, Colombia; Carrera 24F Oeste 3–70, Cali, Colombia; Carrera 38A No. 5E–31, Edificio Conquistadores, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INMOBILIARIA BOLIVAR LTDA., Calle 17N No. 6N–28, Cali, Colombia; Calle 24N No. 6N–21, Cali, Colombia (NIT # 890330573–3) [SDNT]

INMOBILIARIA GALES LTDA., Avenida Caracas No. 59–77, of. 201A, 401B y 405B, Bogota, Colombia (NIT # 800061287–1) [SDNT]

INMOBILIARIA SAMARIA LTDA., Calle 13 3–32 piso 13, Cali, Colombia; Calle 13A 64–50 F201, Cali, Colombia; Calle 18, No. 106–98 of. 201/202, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INMOBILIARIA U.M.V. S.A., Carrera 83 No. 6–50, Edificio Alqueria, Torre C, of. 302, Cali, Colombia [SDNT]

INTERAMERICA DE CONSTRUCCIONES S.A. (f.k.a. ANDINA DE CONSTRUCCIONES S.A.), Calle 12 Norte No. 9N–56, Cali, Colombia (NIT # 800237404–2) [SDNT]

INTERCREDITOS Bogota (a.k.a. INTERCREDITOS CALI; a.k.a. INTERCREDITOS S.A.), Bogota, Colombia; Avenida Roosevelt No. 38–32, piso 2, Cali, Colombia [SDNT]

INTERCREDITOS CALI (a.k.a. INTERCREDITOS Bogota; a.k.a. INTERCREDITOS S.A.), Bogota, Colombia; Avenida Roosevelt No. 38–32, piso 2, Cali, Colombia [SDNT]

INTERCREDITOS S.A. (a.k.a. INTERCREDITOS Bogota; a.k.a. INTERCREDITOS CALI), Bogota, Colombia; Avenida Roosevelt No. 38–32, piso 2, Cali, Colombia [SDNT]

INTERVENTORIA, CONSULTORIA Y ESTUDIOS LIMITADA INGENIEROS ARQUITECTOS (a.k.a. INCOES), Avenida 6N No. 13N–50 of. 1209, Cali, Colombia (NIT # 800144790–0) [SDNT]

INVERSIONES AGRICOLAS AVICOLAS Y GANADERAS LA CARMELITA LTDA., Carrera 61 Nos. 11–58 y 11–62, Cali, Colombia (NIT # 800052898–1) [SDNT]

INVERSIONES ARA LTDA., Avenida 4N 6N–67 of. 601, Cali, Colombia; Avenida 6AN 18–69 1–128, Cali, Colombia; Avenida 6AN 23DN–16 of. 402, Cali, Colombia; Club El Remanso, Jamundi, Colombia [SDNT]

INVERSIONES ARIO LTDA., Carrera 4 No. 12–41 of. 608 y 701, Cali, Colombia (NIT # 890328888–1) [SDNT]

INVERSIONES BETANIA LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Carrera 53 No. 13–55 apt. 102B, Cali, Colombia [SDNT]

INVERSIONES CAMINO REAL S.A., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES CULZAT GUEVARA Y CIA. S.C.S., Avenida 4A Oeste No. 5–107 apt. 401, Cali, Colombia; Avenida 4A Oeste No. 5–187 apt. 401, Cali, Colombia; Avenida 7N No. 23N–39, Cali, Colombia (NIT # 860065523–1) [SDNT]

INVERSIONES EL PASO LTDA. (f.k.a. INVERSIONES NEGOAGRICOLA S.A.), Carrera 4 No. 12–41 of. 1403, Cali, Colombia [SDNT]

INVERSIONES EL PEÑON S.A., Avenida 2N, Cali, Colombia [SDNT]

INVERSIONES GEELE LTDA., Calle 17A No. 28A–23, Bogota, Colombia [SDNT]

INVERSIONES GEMINIS S.A., Carrera 40 No. 6–24 of. 402B, Cali, Colombia [SDNT]

INVERSIONES HERREBE LTDA., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Carrera 25 No. 4–65, Cali, Colombia [SDNT]

INVERSIONES INTEGRAL Y CIA., Calle 16B No. 114–80 Casa 2, Cali, Colombia; Carrera 2 Oeste 5–46 apt/of 503, Cali, Colombia [SDNT]

INVERSIONES INVERVALLE S.A. (a.k.a. INVERVALLE), Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia [SDNT]

INVERSIONES LA SEXTA LTDA., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES MIGUEL RODRIGUEZ E HIJO, Avenida 4N 6N–67 of. 601, Cali, Colombia; Avenida 6N 23DN–16 of. 202, 301, 302, 401, 402, Cali, Colombia [SDNT]

INVERSIONES MOMPAX LTDA. (a.k.a. MOMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES NEGOAGRICOLA S.A. (n.k.a. INVERSIONES EL PASO LTDA.), Carrera 4 No. 12–41 of. 1403, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ ARBELAEZ Y CIA. S. EN C., Avenida 4N No. 5N–20, Cali, Colombia; Avenida 6N No. 23D–16 of. 402, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ MORENO Y CIA. S. EN C., Calle 10 No. 4–47, Cali, Colombia [SDNT]

INVERSIONES RODRIGUEZ RAMIREZ Y CIA. S.C.S.S., Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES SANTA LTDA. (f.k.a. INVERSIONES Y CONSTRUCCIONES SANTA LIMITADA), Calle 13 3–32 piso 14, Cali, Colombia; Calle 5 66B–49 piso 3, Cali, Colombia; Calle 5 Oeste 3A–26 apt/of 103, 301, 404, 502, 503, Cali, Colombia; Calle 7 Oeste 25–48, Cali, Colombia; Calle 9 No. 46–69 Of. 302, Cali, Colombia; Carrera 2 Oeste 5–46 of 502, Cali, Colombia; Carrera 4 12–41 piso 14, Edificio Seguros Bolivar, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INVERSIONES VILLA PAZ S.A., Avenida 2CN No. 24N–92, Cali, Colombia; Avenida 2DN No. 24–N76, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 800091083–2) [SDNT]

INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA. (a.k.a. COSMOVALLE; f.k.a. COMPAX LTDA.; f.k.a. INVERSIONES Y DISTRIBUCIONES COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia (NIT # 800102403–5) [SDNT]

INVERSIONES Y CONSTRUCCIONES SANTA LIMITADA (n.k.a. INVERSIONES SANTA LTDA.), Calle 13 3–32 piso 14, Cali, Colombia; Calle 5 66B–49 piso 3, Cali, Colombia; Calle 5 Oeste 3A–26 apt/of 103, 301, 404, 502, 503, Cali, Colombia; Calle 7 Oeste 25–48, Cali, Colombia; Calle 9 No. 46–69 Of. 302, Cali, Colombia; Carrera 2 Oeste 5–46 of 502, Cali, Colombia; Carrera 4 12–41 piso 14, Edificio Seguros Bolivar, Cali, Colombia; Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia [SDNT]

INVERSIONES Y CONSTRUCCIONES VALLE S.A. (a.k.a. INCOVALLE), Avenida 2N No. 7N–55 of. 501, Cali, Colombia [SDNT]

INVERSIONES Y DISTRIBUCIONES COMPAX LTDA. (a.k.a. COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

INVERSIONES Y DISTRIBUCIONES COMPAX LTDA. (n.k.a. INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA.; a.k.a. COSMOVALLE; f.k.a. COMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia (NIT # 800102403–5) [SDNT]

INVERVALLE (a.k.a. INVERSIONES INVERVALLE S.A.), Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia [SDNT]

INVHERESA S.A., Avenida 2N No. 7N–55 of. 501, Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia (NIT # 800108121–0) [SDNT]

IZQUIERDO OREJUELA, Patricia, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41594424 (Colombia)) (individual) [SDNT]

IZQUIERDO QUINTERO, Rosalino, c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 70111037 (Colombia)) (individual) [SDNT]

JAIMES RIVERA, Jose Isidro, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; c/o INDUSTRIA DE CARNES LTDA., Pereira, Colombia (Cedula No. 19090006 (Colombia)) (individual) [SDNT]

JARAMILLO F., Harvy, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16711189 (Colombia)) (individual) [SDNT]

KRESSFOR (a.k.a. LABORATORIOS KRESSFOR DE COLOMBIA S.A.), Calle 16 28A 51, Bogota, Colombia; Calle 16 28A 57, Bogota, Colombia; Calle 17 28A–43, Bogota, Colombia; Calle 17A 28 43, Bogota, Colombia [SDNT]

LABORATORIOS BLAIMAR DE COLOMBIA S.A. (a.k.a. BLAIMAR), Calle 12B 27 39, Bogota, Colombia [SDNT]

LABORATORIOS BLAIMAR DE COLOMBIA S.A. (n.k.a. COINTERCOS S.A.; a.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. BLAIMAR), Apartado Aereo 33248, Bogota, Colombia; Calle 12B No. 27–39, Bogota, Colombia (NIT # 860511578–8) [SDNT]

LABORATORIOS BLAIMAR DE COLOMBIA S.A. (n.k.a. COSMEPOP; a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLANCO PHARMA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

LABORATORIOS BLANCO PHARMA S.A. (a.k.a. BLANCO PHARMA S.A.), Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia [SDNT]

LABORATORIOS BLANCO PHARMA S.A. (n.k.a. COSMEPOP; a.k.a. COOPERATIVA DE COSMETICOS Y POPULARES COSMEPOP; f.k.a. BLAIMAR; f.k.a. CIA. INTERAMERICANA DE COSMETICOS S.A.; f.k.a. COINTERCOS S.A.; f.k.a. LABORATORIOS BLAIMAR DE COLOMBIA S.A.), A.A. 55538, Bogota, Colombia; Calle 12B No. 27–37/39, Bogota, Colombia; Calle 26 Sur No. 7–30 Este, Bogota, Colombia; Carrera 99 y 100 No. 46A–10, Bodega 4, Bogota, Colombia (NIT # 800251322–5) [SDNT]

LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A, Carrera 71 No. 57–07, Bogota, Colombia [SDNT]

LABORATORIOS KRESSFOR DE COLOMBIA S.A. (a.k.a. KRESSFOR), Calle 16 28A 51, Bogota, Colombia; Calle 16 28A 57, Bogota, Colombia; Calle 17 28A–43, Bogota, Colombia; Calle 17A 28 43, Bogota, Colombia [SDNT]

LABORATORIOS KRESSFOR DE COLOMBIA S.A. (n.k.a. FARMACOOP; a.k.a. COOPERATIVA MULTIACTIVA DE COMERCIALIZACION Y SERVICIOS FARMACOOP), A.A. 18491, Bogota, Colombia; Calle 16 No. 28A–51, Bogota, Colombia; Calle 16 No. 28A–57, Bogota, Colombia; Calle 17A No. 28–43, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830010878–3) [SDNT]

LARRANAGA CALVACHE, Juan Carlos, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 12982064 (Colombia)) (individual) [SDNT]

LAVERDE GOMEZ, German, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (individual) [SDNT]

LEAL FLOREZ, Luis Alejandro, c/o COINTERCOS S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR S.A., Bogota, Colombia (Cedula No. 7217432 (Colombia)) (individual) [SDNT]

LEAL RODRIGUEZ, Jose Guillermo, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 89867 (Colombia)) (individual) [SDNT]

LIBREROS DIEZ, Orlando, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o VALLE COMUNICACIONES LTDA., Cali, Colombia (Cedula No. 16651068 (Colombia)) (individual) [SDNT]

LINARES REYES, Ricardo Jose (a.k.a. LLENARES REYES, Jose Ricardo), c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INCOVALLE, Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia; c/o VIAJES MERCURIO LTDA, Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (DOB 8 March 1955; Passport PO466638 (Colombia); Cedula No. 14440139 (Colombia)) (individual) [SDNT]

LINDO HURTADO, Edgar, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

LLENARES REYES, Jose Ricardo (a.k.a. LINARES REYES, Ricardo Jose), c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INCOVALLE, Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia; c/o VIAJES MERCURIO LTDA, Cali, Colombia; c/o W. HERRERA Y CIA. S. EN C., Cali, Colombia (DOB 8 March 1955; Passport PO466638 (Colombia); Cedula No. 14440139 (Colombia)) (individual) [SDNT]

LONDOÑO DE UPEGUI, Maria del Carmen, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (individual) [SDNT]

LOPERA LONDOÑO, Vicente de Jesus, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Calle, Colombia (Cedula No. 1393107 (Colombia)) (individual) [SDNT]

LOPEZ RODRIGUEZ, Cecilia, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia (individual) [SDNT]

LOPEZ VALENCIA, Oscar, c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia; Carrera 6A No. 11–43 501–2, Cali, Colombia (Cedula No. 10537943 (Colombia)) (individual) [SDNT]

LOPEZ ZAPATA, Hernan de Jesus, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia (Cedula No. 16344058 (Colombia)) (individual) [SDNT]

LOZANO CANCINO DE GUTIERREZ, Maria Gladys (a.k.a. LOZANO DE GUTIERREZ, Gladys), c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o SERVICIOS SOCIALES LTDA., Bogota, Colombia (DOB 19 October 1948; Cedula No. 41444092 (Colombia)) (individual) [SDNT]

LOZANO DE GOMEZ, Zilia, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 541577886 (Colombia)) (individual) [SDNT]

LOZANO DE GUTIERREZ, Gladys (a.k.a. LOZANO CANCINO DE GUTIERREZ, Maria Gladys), c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o SERVICIOS SOCIALES LTDA., Bogota, Colombia (DOB 19 October 1948; Cedula No. 41444092 (Colombia)) (individual) [SDNT]

LUGO VILLAFAÑE, Jesus Alberto, c/o CONCRETOS CALI S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia; Calle 70N No. 14–31, Cali, Colombia (Cedula No. 14977685 (Colombia)) (individual) [SDNT]

M. RODRIGUEZ O. Y CIA. S. EN C.S., Cali, Colombia [SDNT]

MANAURE S.A. (f.k.a. AGROPECUARIA LA ROBLEDA S.A.), Avenida 2D Norte No. 24N–76, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 800160353–2) [SDNT]

MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia [SDNT]

MARMOLEJO LOAIZA, Carlos Julio, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES AGRICOLAS AVICOLAS Y GANADERAS LA CARMELITA LTDA., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia (Cedula No. 16601783 (Colombia)) (individual) [SDNT]

MARMOLEJO VACA, Hernan Rodrigo, c/o INVERSIONES INVERVALLE S.A., Cali, Colombia (Cedula No. 14972401 (Colombia)) (individual) [SDNT]

MARQUEZ CANOVAS, Alberto, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia (Cedula No. 14993019 (Colombia)) (individual) [SDNT]

MAXITIENDAS TODO EN UNO, Avenida Guadalupe con Avenida Simon Bolivar, Cali, Colombia [SDNT]

MAZUERO ERAZO, Hugo, c/o GRUPO SANTA LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (DOB 17 July 1936; alt. DOB 1945; Cedula No. 2445590 (Colombia)) (individual) [SDNT]

MERCAVICOLA LTDA., Calle 34 No. 5A–25, Cali, Colombia; Calle 47AN, Cali, Colombia (NIT # 800086338–5) [SDNT]

MIGIL (f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; a.k.a. DISTRIBUIDORA MIGIL CALI S.A.; a.k.a. DISTRIBUIDORA MIGIL LTDA.), Calle 5C 41–30, Cali, Colombia; Carrera 26 5B–65, Cali, Colombia; Carrera 30–5–12, Cali, Colombia [SDNT]

MIGIL (n.k.a. DISMERCOOP; a.k.a. COOPERATIVA MULTIACTIVA DE EMPLEADOS DE SUPERMERCADOS Y AFINES; f.k.a. DISTRIBUIDORA MIGIL Bogota LTDA.; f.k.a. DISTRIBUIDORA MIGIL CALI S.A.; f.k.a. DISTRIBUIDORA MIGIL LTDA.; f.k.a. GRACADAL S.A.), Calle 5C No. 41–30, Cali, Colombia; Carrera 26 No. 5B–65, Cali, Colombia; Carrera 30 No. 5–12, Cali, Colombia (NIT # 805003637–5) [SDNT]

MILLAN BONILLA, German, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 14995885 (Colombia)) (individual) [SDNT]

MILLAN RUBIO, Alba Milena, Apartado Aero 31398, Cali, Colombia; c/o CONSTRUCTORA TREMI LTDA., Cali, Colombia (Cedula No. 31909155 (Colombia)) (individual) [SDNT]

MOGOLLON RUEDA, Eduardo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO Y CIA. S. EN C., Cali, Colombia (DOB 5 February 1953; Cedula No. 19194691 (Colombia)) (individual) [SDNT]

MOMPAX LTDA. (a.k.a. INVERSIONES MOMPAX LTDA.), Calle 10 No. 4–47 piso 19, Cali, Colombia [SDNT]

MONDRAGON AVILA, Alicia, c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 29086010 (Colombia)) (individual) [SDNT]

MONDRAGON DE RODRIGUEZ, Mariela, c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia (DOB 12 April 1935; Passport 4436059 (Colombia); Cedula No. 29072613 (Colombia)) (individual) [SDNT]

MONROY ARCILA, Francisco Jose, c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 79153691 (Colombia)) (individual) [SDNT]

MONTAÑO BERMUDEZ, Libardo, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 17083296 (Colombia)) (individual) [SDNT]

MONTOYA MARTINEZ, Juan Carlos, c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 16801475 (Colombia)) (individual) [SDNT]

MORAN GUERRERO, Mario Fernando, c/o COINTERCOS S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 12983857 (Colombia)) (individual) [SDNT]

MORENO, Carlos Arturo, c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 14264233 (Colombia)) (individual) [SDNT]

MOSQUERA, Juan Carlos, Calle 24N No. 6–17, Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16692007 (Colombia)) (individual) [SDNT]

MUÑOZ CORTES (CORTEZ), Julio Cesar, c/o DROGAS LA REBAJA BARRANQUILLA S.A., Barranquilla, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o COPSERVIR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DROGAS LA REBAJA PRINCIPAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA CALI S.A., Cali, Colombia (Cedula No. 14938700 (Colombia)) (individual) [SDNT]

MUÑOZ PAZ, Adriana del Socorro, c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 31950689 (Colombia)) (individual) [SDNT]

MUÑOZ PAZ, Joaquin Emilio, Avenida 4AN No. 47–89, Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES VALLE S.A., Cali, Colombia (Cedula No. 16788012 (Colombia)) (individual) [SDNT]

MUÑOZ RODRIGUEZ, Juan Carlos, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (DOB 25 September 1964; Passport 16703148 (Colombia); Cedula No. 16703148 (Colombia)) (individual) [SDNT]

MUÑOZ RODRIGUEZ, Soraya, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 26 July 1967; Passport AC569012 (Colombia); Cedula 31976822 (Colombia)) (individual) [SDNT]

MUÑOZ Y RODRIGUEZ Y CIA. LTDA., Avenida 6N No. 23DN–26, Cali, Colombia [SDNT]

MURILLO MURILLO, Jose Tolentino, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 2240779 (Colombia)) (individual) [SDNT]

NAIZAQUE PUENTES, Jose de Jesus, c/o COINTERCOS S.A., Bogota, Colombia; c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; Calle 58A S 80C–31, Bogota, Colombia (Cedula No. 19348370 (Colombia)) (individual) [SDNT]

NAVARRO REYES, Fernando, c/o DROGAS LA REBAJA BARRANQUILLA S.A., Barranquilla, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o DROGAS LA REBAJA PRINCIPAL S.A., Bogota, Colombia; c/o DROGAS LA REBAJA CALI S.A., Cali, Colombia; c/o DROGAS LA REBAJA NEIVA S.A., Neiva, Colombia; c/o DROGAS LA REBAJA PEREIRA S.A., Pereira, Colombia (Cedula No. 16617177 (Colombia)) (individual) [SDNT]

NOVILLERA (a.k.a. HACIENDA LA NOVILLERA; a.k.a. NOVILLERA GANADERA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; Paso de la Bolsa, Jamundi, Valle del Cauca, Cali, Colombia [SDNT]

NOVILLERA GANADERA (a.k.a. HACIENDA LA NOVILLERA; a.k.a. NOVILLERA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; Paso de la Bolsa, Jamundi, Valle del Cauca, Cali, Colombia [SDNT]

NUÑEZ PEDROZA, Humberto, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (Cedula No. 4326541 (Colombia)) (individual) [SDNT]

OBEYMAR MAFLA, Carlos, c/o MERCAVICOLA LTDA., Cali, Colombia (Cedula No. 6226643 (Colombia)) [SDNT]

ORDOÑEZ MEDINA, Elizabeth, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (individual) [SDNT]

ORTIZ PALACIOS, Willington A., Avenida 5AN No. 23D–68 piso 2, Cali, Colombia; Carrera 62 Bis No. 6A, Cali, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia (individual) [SDNT]

OSORIO CADAVID, Maria Victoria, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia (Cedula No. 31932294 (Colombia)) (individual) [SDNT]

OSORIO PIÑEDA, Jorge Ivan, c/o LABORATORIOS GENERICOS VETERINIARIOS, Bogota, Colombia (Cedula No. 19270301 (Colombia)) (individual) [SDNT]

OSPINA DUQUE, Elssy, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (Cedula No. 31834998 (Colombia)) (individual) [SDNT]

PAREDES GONZALEZ, Nohora, c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 36376456 (Colombia)) (individual) [SDNT]

PATIÑO RINCON, Octavio, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 2438955 (Colombia)) (individual) [SDNT]

PATINO URIBE, Carlos Augusto, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 16627574 (Colombia).) (individual) [SDNT]

PAZ MAHECHA, Gonzalo Rodrigo, Calle 102 No. 48A–08, Bogota, Colombia; Calle 13 No. 4–25 piso 6, Cali, Colombia; Calle 13A No. 66B–60 apt. 101A, Cali, Colombia; Calle 13A No. 66B–60 apt. 102A, Cali, Colombia; Calle 13A No. 66B–60 apt. 902A, Cali, Colombia; Carrera 4 No. 11–45 apt. 621, Cali, Colombia; Carrera 4 No. 11–45 apt. 624, Cali, Colombia; Carrera 4 No. 11–45 of. 802, Cali, Colombia; Carrera 4 No. 11–45 of. 809, Cali, Colombia; Transversal 98 No. 28A–46, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (Cedula No. 16590653 (Colombia)) (individual) [SDNT]

PELAEZ DE HENAO, Teresa, c/o ALFA PHARMA S.A., Bogota, Colombia (Cedula No. 29013555 (Colombia)) (individual) [SDNT]

PENTA PHARMA DE COLOMBIA S.A. (n.k.a. PENTACOOP LTDA.), Calle 17A No. 28A–23, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830016989–1) [SDNT]

PENTA PHARMA DE COLOMBIA S.A., Calle 17A No. 28A–23, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia [SDNT]

PENTACOOP LTDA. (f.k.a. PENTA PHARMA DE COLOMBIA S.A.), Calle 17A No. 28A–23, Bogota, Colombia; Calle 17A No. 28A–43, Bogota, Colombia (NIT # 830016989–1) [SDNT]

PERDOMO ZUÑIGA, Hugo Ivan, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 16669843 (Colombia)) (individual) [SDNT]

PEREZ GARCIA, Carlos, c/o ASESORIAS COSMOS LTDA., Cali, Colombia (Cedula No. 14920419 (Colombia)) (individual) [SDNT]

PEREZ ORTEGA, Publio Eliecer, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 16597479 (Colombia)) (individual) [SDNT]

PEREZ SERNA, Wilmar Armando, c/o INVHERESA S.A., Cali, Colombia (individual) [SDNT]

PEREZ VARELA, Jaime Diego, c/o CONSTRUCTORA GOPEVA LTDA., Cali, Colombia (Cedula No. 2895666 (Colombia)) (individual) [SDNT]

PIEDRAHITA, Gustavo Adolfo, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (Cedula No. 16764002 (Colombia)) (individual) [SDNT]

PIÑEROS LEON, Miguel E., c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 468712 (Colombia)) (individual) [SDNT]

PINZON, Marco Antonio, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia (Cedula No. 17801803 (Colombia)) (individual) [SDNT]

PLASTICOS CONDOR LTDA. (n.k.a. FLEXOEMPAQUES LTDA.), Carrera 13 No. 16–62, Cali, Colombia (NIT # 800044167–2) [SDNT]

PLASTICOS CONDOR LTDA., Carrera 13 No. 16–62, Cali, Colombia [SDNT]

POSSO DE LONDOÑO, Maria del Carmen, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 29664243 (Colombia)) (individual) [SDNT]

PRADO CUERO, Salomon (a.k.a. CHALO), Avenida 26 No. 42B–89, Bogota, Colombia; Carrera 101B No. 11B–50, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 1 August 1948) (individual) [SDNT]

PREVENCION Y ANALISIS DE RIESGOS (a.k.a. PREVIA S.A.), Carrera 3 No. 10–20 of. 202, Cali, Colombia; Carrera 3 No. 12–40 of. 504, Cali, Colombia [SDNT]

PREVIA S.A. (a.k.a. PREVENCION Y ANALISIS DE RIESGOS), Carrera 3 No. 10–20 of. 202, Cali, Colombia; Carrera 3 No. 12–40 of. 504, Cali, Colombia [SDNT]

PROCESADORA DE POLLOS SUPERIOR S.A. (a.k.a. COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A.), A.A. 1689, Cali, Colombia; Avenida 2N No. 7N–55 of. 521, Cali, Colombia; Carrera 3 No. 12–40, Cali, Colombia; Km 17 Recta Cali–Palmira, Palmira, Colombia (NIT # 800074991–3 (Colombia)) [SDNT]

PROHUEVO DE COLOMBIA LTDA., 1 Km Antes de Cavasa Palmira–Cali, Colombia; Calle 34 No. 5A–25, Cali, Colombia; Granja Pio Pio Carretera Cali–Candelaria Km 12, Cali, Colombia (NIT # 800089683–5) [SDNT]

PROYECTO CARS & CARS (a.k.a. CARS & CARS LTDA.; a.k.a. CENTRO COMERCIAL DEL AUTOMOVIL; a.k.a. COMERCIALIZADORA INTEGRAL LTDA.), Avenida Roosevelt entre carreras 38 y 38A esquinas, Cali, Colombia [SDNT]

QUIGUA ARIAS, Omar, c/o IMCOMER, Cali, Colombia; c/o INCOES, Cali, Colombia (individual) [SDNT]

QUINTERO SALAZAR, Lisimaco, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

RADIO UNIDAS FM S.A., Calle 15N No. 6N–34 piso 15, Edificio Alcazar, Cali, Colombia; Calle 19N No. 2N–29 piso 10 Sur, Cali, Colombia [SDNT]

RAMIREZ BUITRAGO, Luis Eduardo, c/o INCOES, Cali, Colombia (individual) [SDNT]

RAMIREZ BUITRAGO, Placido, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia (individual) [SDNT]

RAMIREZ CORTES, Delia Nhora (Nora), c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia; c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o AGROPECUARIA Y REFORESTADORA HERREBE LTDA., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES HERREBE LTDA., Cali, Colombia; c/o INVERSIONES INVERVALLE S.A., Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; c/o VIAJES MERCURIO LTDA., Cali, Colombia (DOB 20 January 1959; Cedula No. 38943729 (Colombia)) (individual) [SDNT]

RAMIREZ de CASTAÑEDA, Maria, c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 31226330 (Colombia)) (individual) [SDNT]

RAMIREZ GARCIA, Manuel Hernan, c/o RADIO UNIDAS FM S.A., Cali, Colombia; Calle 5 No. 37A–65 of. 203, Cali, Colombia; Carrera 91 No. 17–17, Casa 4, Cali, Colombia (Cedula No. 14975762 (Colombia)) (individual) [SDNT]

RAMIREZ LIBREROS, Gladys Miriam, c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o INVERSIONES MOMPAX LTDA., Cali, Colombia (DOB 20 November 1945; Passport 38974109 (Colombia); Cedula No. 38974109 (Colombia)) (individual) [SDNT]

RAMIREZ M., Oscar, c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

RAMIREZ SANCHEZ, Alben, c/o INCOES, Cali, Colombia (individual) [SDNT]

RAMIREZ SUAREZ (SUARES), Luis Carlos, c/o COPSERVIR LTDA., Bogota, Colombia; c/o DROGAS LA REBAJA BUCARAMANGA S.A., Bucaramanga, Colombia (Cedula No. 19164938 (Colombia)) (individual) [SDNT]

RAMIREZ VALENCIANO, William, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o IMCOMER LTDA., Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; Calle 3C No. 72–64 10, Cali, Colombia (Cedula No. 16694719 (Colombia)) (individual) [SDNT]

RAMIREZ, James Alberto, c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o DISMERCOOP, Cali, Colombia; c/o GRACADAL S.A., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES Y CONSTRUCCIONES COSMOVALLE LTDA., Cali, Colombia (Cedula No. 16691796 (Colombia)) (individual) [SDNT]

RAMIREZ, Julio Cesar, c/o RADIO UNIDAS FM S.A., Cali, Colombia (Cedula No. 16685808 (Colombia)) (individual) [SDNT]

RAMOS BONILLA, Blanca Clemencia, c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 41767311 (Colombia)) (individual) [SDNT]

RAMOS RAYO, Heriberto, c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 6186403 (Colombia)) (individual) [SDNT]

RENDON, Maria Fernanda, c/o DISMERCOOP, Cali, Colombia (Cedula No. 38864017 (Colombia)) (individual) [SDNT]

RESTREPO HERNANDEZ, Ruben Dario, c/o DISMERCOOP, Cali, Colombia (Cedula No. 10094108 (Colombia)) (individual) [SDNT]

RESTREPO VILLEGAS, Camilio, Calle 116 No. 12–49, Bogota, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia (Cedula No. 6051150 (Colombia)) (individual) [SDNT]

REVISTA DEL AMERICA LTDA., Calle 23AN No. 5AN–19, Cali, Colombia [SDNT]

REYES MURCIA, Edgar, c/o CONSTRUVIDA S.A., Cali, Colombia (Cedula No. 17181081 (Colombia)) (individual) [SDNT]

RICUARTE FLOREZ, Gilma Leonor, c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia (Cedula No. 51640309 (Colombia)) (individual) [SDNT]

RIZO MORENO, Jorge Luis, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o CONSTRUVIDA S.A., Cali, Colombia; c/o IMCOMER LTDA., Cali, Colombia; c/o INCOES LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIOS LTDA., Cali, Colombia; Transversal 11, Diagonal 23–30 apt. 304A, Cali, Colombia (Cedula No. 16646582 (Colombia)) (individual) [SDNT]

RIZO, Diego, c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia (Cedula No. 144483334 (Colombia)) (individual) [SDNT]

RODRIGUEZ ABADIA, William, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o ASPOIR DEL PACIFICO Y CIA. LTDA., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o M. RODRIGUEZ O. Y CIA. S. EN C., Cali, Colombia; c/o MUÑOZ Y RODRIGUEZ Y CIA. LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 31 July 1965; Cedula No. 16716259 (Colombia)) (individual) [SDNT]

RODRIGUEZ ARBELAEZ, Carolina, c/o INVERSIONES ARA LTDA., Cali, Colombia (DOB 17 May 79) (individual) [SDNT]

RODRIGUEZ ARBELAEZ, Maria Fernanda, c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 28 November 1973; alternate DOB 28 August 1973; Passport AC568974 (Colombia); Cedula No. 66860965 (Colombia)) (individual) [SDNT]

RODRIGUEZ DE MUÑOZ, Haydee (a.k.a. RODRIGUEZ DE ROJAS, Haydee; a.k.a. RODRIGUEZ OREJUELA, Haydee), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o HAYDEE DE MUÑOZ Y CIA. S. EN C., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 22 September 1940; Cedula No. 38953333 (Colombia)) (individual) [SDNT]

RODRIGUEZ DE ROJAS, Haydee (a.k.a. RODRIGUEZ DE MUÑOZ, Haydee; a.k.a. RODRIGUEZ OREJUELA, Haydee), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o HAYDEE DE MUÑOZ Y CIA. S. EN C., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 22 September 1940; Cedula No. 38953333 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Alexandra (a.k.a. RODRIGUEZ MONDRAGON, Maria Alexandra), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o TOBOGON, Cali, Colombia (DOB 30 May 69; alt. DOB 5 May 69; Passport AD359106 (Colombia); Cedula No. 66810048 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Humberto, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o MAXITIENDAS TODO EN UNO, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 21 June 1963; Passport AD387757 (Colombia); Cedula No. 16688683 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Jaime, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 16637592 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Maria Alexandra (a.k.a. RODRIGUEZ MONDRAGON, Alexandra), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o TOBOGON, Cali, Colombia (DOB 30 May 69; alt. DOB 5 May 69; Passport AD359106 (Colombia); Cedula No. 66810048 (Colombia)) (individual) [SDNT]

RODRIGUEZ MORENO, Juan Pablo, Carrera 65 647, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (DOB 30 Jul 1980) (individual) [SDNT]

RODRIGUEZ MORENO, Miguel Andres, Carrera 65 No. 6–47, Cali, Colombia; Carrera 66 No. 6–47, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (DOB 14 July 1977; Passport No. AD253939 (Colombia); Cedula No. 94328841 (Colombia) (individual) [SDNT]

RODRIGUEZ MORENO, Stephanie (Stethanine), c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]

RODRIGUEZ OREJUELA DE GIL, Amparo, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 13 March 1949; Passport AC342062 (Colombia); Cedula No. 31218703 (Colombia)) (individual) [SDNT]

RODRIGUEZ OREJUELA, Gilberto, (a.k.a. ''The Chess Player''; a.k.a. ''Lucas''), Cali, Colombia (DOB 31 January 1939; Passports T321642 (Colombia), 77588 (Argentina), 10545599 (Venezuela); Cedula No. 6068015 (Colombia)) (individual) [SDNT]

RODRIGUEZ OREJUELA, Haydee (a.k.a. RODRIGUEZ DE MUÑOZ, Haydee; a.k.a. RODRIGUEZ DE ROJAS, Haydee), c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o CREACIONES DEPORTIVAS WILLINGTON LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o HAYDEE DE MUÑOZ Y CIA. S. EN C., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 22 September 1940; Cedula No. 38953333 (Colombia)) (individual) [SDNT]

RODRIGUEZ OREJUELA, Miguel Angel, (a.k.a. ''El Señor''; a.k.a. ''Patricia''; a.k.a. ''Patricio''; a.k.a. ''Patty''; a.k.a. ''Pat''; a.k.a. ''Manuel''; a.k.a ''Manolo''; a.k.a ''Mike''; a.k.a. ''Mauro''; a.k.a. ''Doctor M.R.O.''), Casa No. 19, Avenida Lago, Ciudad Jardin, Cali, Colombia (DOB 23 November 1943; alt. DOB 15 August 1943; Cedula No. 6095803 (Colombia)) (individual) [SDNT]

RODRIGUEZ RAMIREZ, Claudia Pilar, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia (DOB 30 June 1963; alt. DOB 30 August 1963; alt. DOB 1966; Passports 007281 (Colombia), P0555266 (Colombia); Cedula No. 51741013 (Colombia)) (individual) [SDNT]

RODRIGUEZ, Jorge Enrique, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16202232 (Colombia)) (individual) [SDNT]

RODRIGUEZ, Manuel, c/o ALFA PHARMA S.A., Cali, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia (Cedula No. 17171485 (Colombia)) (individual) [SDNT]

ROJAS MEJIA, Hernan, Calle 2A Oeste No. 24B–45 apt. 503A, Cali, Colombia; Calle 6A No. 9N–34, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 28 August 1948; Cedula No. 16242661 (Colombia) (individual) [SDNT]

ROJAS ORTIS, Rosa, c/o ALFA PHARMA S.A., Cali, Colombia (Cedula No. 26577444 (Colombia)) (individual) [SDNT]

ROSALES DIAZ, Hector Emilio, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o MERCAVICOLA LTDA., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Colombia (Cedula No. 16588924 (Colombia)) (individual) [SDNT]

ROZO C., Miguel, c/o CONSTRUCTORA ALTOS DEL RETIRO LTDA., Bogota, Colombia (Cedula No. 17093270 (Colombia)) (individual) [SDNT]

ROZO VARON, Luis Carlos, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; Cedula No. 5838525 (Colombia) (individual) [SDNT]

RUEDA FAJARDO, Herberth Gonzalo, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS GENERICOS VETERINARIOS, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 12126395 (Colombia)) (individual) [SDNT]

RUIZ HERNANDEZ, Gregorio Rafael, c/o COMERCIALIZADORA OROBANCA, Cali, Colombia (DOB 20 May 1963; Cedula No. 16823501 (Colombia)) (individual) [SDNT]

SAAVEDRA RESTREPO, Jesus Maria, Calle 5 No. 46–83 Local 119, Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUCTORA DIMISA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB 10 July 1958; Cedula No. 16603482 (Colombia)) (individual) [SDNT]

SALAZAR, Jose Leonel, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (individual) [SDNT]

SALCEDO RAMIREZ, Jamie, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16706222 (Colombia)) (individual) [SDNT]

SALCEDO RAMIREZ, Nhora Clemencia, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o INMOBILIARIA BOLIVAR LTDA., Cali, Colombia (Cedula No. 31273613 (Colombia)) (individual) [SDNT]

SALDARRIAGA ACEVEDO, Carlos Omar, Calle 9B No. 50–100 apt. 102, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia (DOB 16 January 1954; Cedula No. 14998632 (Colombia)) (individual) [SDNT]

SAMARIA ARRENDAMIENT, Cali, Colombia [SDNT]

SAMARIA CAÑAS, Cali, Colombia [SDNT]

SAMARIA INTERESES, Cali, Colombia [SDNT]

SAMARIA LTDA., Cali, Colombia [SDNT]

SAMARIA TIERRAS, Cali, Colombia [SDNT]

SANCHEZ DE VALENCIA, Dora Gladys, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (DOB 7 August 1955; Cedula No. 31273248 (Colombia)) (individual) [SDNT]

SANDRANA CAÑAS, Cali, Colombia [SDNT]

SANDRANA GANADERA (a.k.a. HACIENDA SANDRANA; a.k.a. SANDRANDA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; San Pedro, Valle del Cauca, Colombia [SDNT]

SANDRANDA (a.k.a. HACIENDA SANDRANA; a.k.a. SANDRANA GANADERA), Carrera 4 12–41 piso 15, Edificio Seguros Bolivar, Cali, Colombia; San Pedro, Valle del Cauca, Colombia [SDNT]

SANTACRUZ CASTRO, Ana Milena, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia; c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia; c/o INVERSIONES EL PASO LTDA., Cali, Colombia; c/o INVERSIONES SANTA LTDA., Cali, Colombia; c/o SAMARIA LTDA., Cali, Colombia; c/o SOCIEDAD CONSTRUCTORA LA CASCADA S.A., Cali, Colombia (DOB 31 March 1965; Passports 31929808 (Colombia), AB151189 (Colombia); Cedula No. 31929808 (Colombia)) (individual) [SDNT]

SANTACRUZ CASTRO, Sandra, c/o INMOBILIARIA SAMARIA LTDA., Cali, Colombia (DOB 28 September 1973; SSN 090–80–3433; Passports 043827307 (United States), D1690693 (United States), 100330728 (United States), J24728201 (Country unknown)) (individual) [SDNT]

SANTACRUZ LONDOÑO, Jose, (a.k.a ''Chepe''; a.k.a. ''Don Chepe''; a.k.a. ''El Gordo Chepe''; a.k.a. ''07''), Cali, Colombia (DOB 1 October 1943; Passport AB149814 (Colombia); Cedula No. 14432230 (Colombia)) (individual) [SDNT]

SARRIA HOLGUIN, Ramiro (Robert), Avenida 6N No. 23D–16 of. L301, Cali, Colombia; Carrera 100 No. 11–60 of. 603, AA 20903, Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o INVERSIONES RODRIGUEZ ARBELAEZ, Cali, Colombia; c/o INVERSIONES RODRIGUEZ MORENO, Cali, Colombia (individual) [SDNT]

SEPULVEDA SEPULVEDA, Manuel Salvador, c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o INVHERESA S.A., Cali, Colombia (Cedula No. 16855038 (Colombia)) (individual) [SDNT]

SERNA, Maria Norby, c/o INVHERESA S.A., Cali, Colombia (Cedula No. 29475049 (Colombia)) (individual) [SDNT]

SERRANO, Jose Delio, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16711205 (Colombia)) (individual) [SDNT]

SERVICIOS INMOBILIARIOS LTDA., Carrera 65 No. 13–82, Cali, Colombia; Avenida 2N No. 7N–55 of. 605, Cali, Colombia [SDNT]

SERVICIOS SOCIALES LTDA., Barranquilla, Colombia [SDNT]

SILVA PERDOMO, Alejandro, c/o CONSTRUVIDA S.A., Avenida 2N No. 7N–55 y No. 521, Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia (Cedula No. 14983500 (Colombia)) (individual) [SDNT]

SOCIEDAD CONSTRUCTORA LA CASCADA S.A. (a.k.a. CONSTRUCTORA CASCADA), Calle 13 3–32 piso 12 y piso 14, Cali, Colombia; Calle 1A 62A–120, Cali, Colombia; Calle 1A 62A–120 2305, Cali, Colombia; Calle 1A 62A–120 2418, Cali, Colombia; Calle 1A 62A–120 4114, Cali, Colombia; Calle 1A 62A–120 6245, Cali, Colombia; Calle 1A 62A–120 B2 108, Cali, Colombia; Carrera 4 12–41 of. 1401, Cali, Colombia; Carrera 4 No. 12–41 of. 1403, Cali, Colombia; Carrera 64 1B–83, Cali, Colombia; Carrera 64 1C–63, Cali, Colombia [SDNT]

SOCIEDAD CONSTRUCTORA Y ADMINISTRADORA DEL VALLE LTDA. (a.k.a. SOCOVALLE LTDA.), Avenida 2N No. 7N–55 of. 601–602, Cali, Colombia [SDNT]

SOCOVALLE LTDA. (a.k.a. SOCIEDAD CONSTRUCTORA Y ADMINISTRADORA DEL VALLE LTDA.), Avenida 2N No. 7N–55 of. 601–602, Cali, Colombia [SDNT]

SOLAQUE SANCHEZ, Alfredo, c/o ALFA PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o PENTACOOP LTDA., Bogota, Colombia (Cedula No. 79261845 (Colombia)) (individual) [SDNT]

SOTO CELIS, Oscar, c/o COPSERVIR LTDA., Bogota, Colombia (Cedula No. 16546889 (Colombia)) (individual) [SDNT]

SOTO GUTIERREZ, Hernan, c/o INVERSIONES ARIO LTDA, Cali, Colombia (individual) [SDNT]

Soucir, S.A. (a.k.a. COMERCIALIZADORA OROBANCA (a.k.a. SOCIR S.A.)), Calle 36A No. 3GN–07 of. 302, Edificio El Parque, Cali, Colombia; Calle 22N No. 5A–75 of. 702, Edificio Via Veneto, Cali, Colombia [SDNT]

SUPERTIENDAS LA REBAJA, Avenida Colombia No. 2–45, Cali, Colombia; Calle 9, No. 26–98, Cali, Colombia [SDNT]

TOBOGON, Avenida Guadalupe con Avenida Simon Bolivar, Cali, Colombia [SDNT]

TORRES CORTES, Joselin, c/o AUREAL INMOBILIARIA LTDA., Bogota, Colombia (Cedula No. 19482747 (Colombia)) (individual) [SDNT]

TORRES LOZANO, Isolina, c/o COSMEPOP, Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 28796392 (Colombia)) (individual) [SDNT]

TREJOS MARQUEZ, Arnulfo, Carrera 4 No. 9–17 of. 308, AA 38028, Cali, Colombia; c/o CONSTRUCTORA TREMI LTDA., Cali, Colombia (Cedula No. 6090595 (Colombia)) (individual) [SDNT]

TRIANA TEJADA, Luis Humberto, c/o COMERCIALIZADORA DE CARNES DEL PACIFICO LTDA., Cali, Colombia (Cedula No. 4916206 (Colombia)) (individual) [SDNT]

TRUJILLO CAICEDO, Francisco Javiar (Pacho), Calle 8 Oeste No. 24C–75 apt. 1501, Cali, Colombia; Calle 13C No. 75–95 piso 2, Cali, Colombia; Carrera 76A No. 6–34 apt. 107, Cali, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia (DOB 23 November 1960; Cedula No. 16264395 (Colombia)) (individual) [SDNT]

URIBE GONZALEZ, Jose Abelardo, c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia; c/o SERVICIOS INMOBILIARIAS LTDA., Cali, Colombia (Cedula No. 16647906 (Colombia)) (individual) [SDNT]

VALDIVIESO FONTAL, Diego, c/o VALLADARES LTDA., Cali, Colombia (Cedula No. 16662362 (Colombia)) (individual) [SDNT]

VALENCIA ARIAS, Jhon Gavy (John Gaby), Avenida 7N No. 17A–46, Cali, Colombia; Carrera 76 No. 6–200 102, Cali, Colombia; c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia (Cedula No. 16741491 (Colombia)) (individual) [SDNT]

VALENCIA ARIAS, Luis Fernando, c/o INVERSIONES BETANIA LTDA., Cali, Colombia; c/o INVERSIONES EL PEÑON S.A., Cali, Colombia; c/o INVERSIONES GEMINIS S.A., Cali, Colombia (Cedula No. 71626881 (Colombia)) (individual) [SDNT]

VALENCIA DE JARAMILLO, Maria Diocelina, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]

VALENCIA FRANCO, Manuel, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (individual) [SDNT]

VALENCIA, Jesus Antonio, c/o DISMERCOOP, Cali, Colombia (Cedula No. 16447249 (Colombia)) (individual) [SDNT]

VALENCIA, Reynel (Reinel), c/o COMERCIALIZADORA INTERNACIONAL VALLE DE ORO S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INMOBILIARIA U.M.V. S.A., Cali, Colombia (Cedula No. 16258610 (Colombia)) (individual) [SDNT]

VALLADARES LTDA. (f.k.a. AGROPECUARIA BETANIA LTDA.), Calle 70N No. 14–31, Cali, Colombia; Carrera 61 No. 11–58, Cali, Colombia (NIT # 890329123–0) [SDNT]

VALLE COMUNICACIONES LTDA. (a.k.a. VALLECOM), Carrera 60 No. 2A–107, Cali, Colombia [SDNT]

VALLE DE ORO S.A., Cali, Colombia; Pollo Tanrico Km 17 Recta Cali–Palmira, Palmira, Colombia (NIT # 890331067–2 (Colombia)) [SDNT]

VALLECOM (a.k.a. VALLE COMUNICACIONES LTDA.), Carrera 60 No. 2A–107, Cali, Colombia [SDNT]

VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia [SDNT]

VARGAS GARCIA, Carlos Alberto, Quito, Ecuador; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

VARGAS LOPEZ, Gustavo Adolfo, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia (Cedula No. 6457925 (Colombia)) (individual) [SDNT]

VIAJES MERCURIO LTDA., Carrera 3 No. 10–02 Local 113, Cali, Colombia [SDNT]

VICTORIA POTES, Nestor Raul, c/o ADMINISTRACION INMOBILIARIA S.A., Cali, Colombia; c/o AGROPECUARIA BETANIA LTDA., Cali, Colombia; c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INDUSTRIA AVICOLA PALMASECA S.A., Cali, Colombia; c/o INVERSIONES VILLA PAZ S.A., Cali, Colombia; c/o PROHUEVO DE COLOMBIA LTDA., Cali, Colombia; Calle 70N No. 14–31, AA26397, Cali, Colombia (Cedula No. 16247701 (Colombia)) (individual) [SDNT]

VICTORIA, Mercedes, c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o COMPAX LTDA., Cali, Colombia; c/o INVERSIONES GEELE LTDA., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia (individual) [SDNT]

VILLALOBOS CASTAÑO, Luis Enrique, c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia (Cedula No. 14875020 (Colombia)) (individual) [SDNT]

VILLEGAS ARIAS, Maria Deisy (Deicy), c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSTRUEXITO S.A., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia; c/o INDUSTRIA MADERERA ARCA LTDA, Cali, Colombia; c/o SOCOVALLE LTDA., Cali, Colombia; Calle 66 No. 1A–6 51, Cali, Colombia (Cedula No. 31200871 (Colombia)) (individual) [SDNT]

VILLEGAS BOLAÑOS, Silver Amado, c/o ADMINISTRACION INMOBILIARIA BOLIVAR S.A., Cali, Colombia; c/o CONCRETOS CALI S.A., Cali, Colombia; c/o CONSULTORIA EMPRESARIAL ESPECIALIZADA LTDA., Cali, Colombia; c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (Cedula No. 10480869 (Colombia)) (individual) [SDNT]

VILLOTA GALVIS, Fernando, c/o FARMACOOP, Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (Cedula No. 17118703 (Colombia)) (individual) [SDNT]

W. HERRERA Y CIA. S. EN C., Avenida 2N 7N–55 of. 501, Cali, Colombia [SDNT]

ZABALETA SANDOVAL, Nestor, Apartado Aereo 91905, Bogota, Colombia; c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia (DOB 17 September 1925; Cedula No. 2901313 (Colombia); Passports 1690693 (United States), 100330728 (United States), J24728201 (Country unknown)) (individual) [SDNT]

ZAMBRANO CERON, Maria Concepcion, c/o AGROPECUARIA LA ROBLEDA S.A., Cali, Colombia (individual) [SDNT]

ZAMBRANO MADRONERO, Carmen Alicia, c/o COSMEPOP, Bogota, Colombia (Cedula No. 30738265 (Colombia)) (individual) [SDNT]

ZAMORA, Jose Hernan, c/o GANADERIAS DEL VALLE S.A., Cali, Colombia (individual) [SDNT]

ZUÑIGA OSORIO, Marco Fidel, c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS BLANCO PHARMA, Bogota, Colombia (individual) [SDNT]

CROATIA

SPLITSKA BANKA DD SPLIT (Knin), Knin, Croatia [FRY S&M]

VUKOVARSKA BANKA DD, Vukovar, Croatia [FRY S&M]

Cuba

AERO–CARIBBEAN (a.k.a. AEROCARIBBEAN AIRLINES), Havana, Cuba [CUBA]

AEROCARIBBEAN AIRLINES (a.k.a. AERO–CARIBBEAN), Havana, Cuba [CUBA]

ANTAMALLO SHIPPING CO. LTD. (a.k.a. ATAMALLO SHIPPING CO. LTD.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

ANTILLANA SALVAGE CO. LTD., c/o EMPRESA ANTILLANA DE SALVAMENTO, 4th Floor, Lonja del Comercio, Havana Vieja, Havana, Cuba [CUBA]

ATAMALLO SHIPPING CO. LTD. (a.k.a. ANTAMALLO SHIPPING CO. LTD.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

BETTINA SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

BRADFIELD MARITIME CORPORATION INC., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

CANAPEL S.A. (a.k.a. CANIPEL S.A.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

CANIPEL S.A. (a.k.a. CANAPEL S.A.), c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

CARIBBEAN PRINCESS SHIPPING LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

CARIBBEAN QUEEN SHIPPING LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

EAST ISLAND SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

EPAMAC SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

GENERAL NICKEL SA (a.k.a. LA COMPANIA GENERAL DE NIQUEL), Cuba [CUBA]

GOLDEN COMET NAVIGATION CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

GRETE SHIPPING CO. S.A., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

GUAMAR SHIPPING CO. S.A., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

KASPAR SHIPPING CO. S.A., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

LA COMPANIA GENERAL DE NIQUEL (a.k.a. GENERAL NICKEL SA), Cuba [CUBA]

MARYOL ENTERPRISES INC., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

MOA NICKEL SA, Cuba [CUBA]

NAVIGABLE WATER CORPORATION, c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

NORTH ISLAND SHIPPING CO. LTD., c/o UNION MARITIMA PORTUARIA, 9–Piso, Apartado B, Esquina Cuarteles y Pena Pobre 60, Havana Vieje, Havana, Cuba [CUBA]

POCHO NAVIGATION CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

REDESTOS SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

SENANQUE SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

SOUTH ISLAND SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

STANDWEAR SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

VALETTA SHIPPING CORPORATION, c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

VIOLET NAVIGATION CO. LTD., c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

WADENA SHIPPING CORPORATION, c/o EMPRESA DE NAVEGACION MAMBISA, Apartado 543, San Ignacio 104, Havana, Cuba [CUBA]

WEST ISLAND SHIPPING CO. LTD., c/o UNION MARITIMA PORTUARIA, 9–Piso, Apartado B, Esquina Cuarteles y Pena Pobre 60, Havana Vieja, Havana, Cuba [CUBA]

WHITE SWAN SHIPPING CO. LTD., c/o EMPRESA DE NAVEGACION CARIBE, Edificio Lonja del Comercio, Lamparilla 2, Caja Postal 1784, Havana 1, Cuba [CUBA]

CYPRUS

ARENAL SHIPPING S.A., Office 803, Nicolaou Pentadromos Centre, Pentadromos Junction, Limassol, Cyprus [FRY S&M]

BEOGRADSKA CYPRUS OFFSHORE BANKING UNIT (COBU), Nicosia, Cyprus [FRY S&M]

BIMEL LIMITED, Cyprus [FRY S&M]

CHARALAMBIDES, Kypros, Cyprus (individual) [LIBYA]

HEMCL (a.k.a. HOLBORN EUROPEAN MARKETING COMPANY LIMITED), Miranda Court No. 1, Ipirou Street, P.O. Box 897, Larnaca, Cyprus [LIBYA]

HICL (a.k.a. HOLBORN INVESTMENT COMPANY LIMITED), Miranda Court No. 1, Ipirou Street, P.O. Box 897, Larnaca, Cyprus [LIBYA]

HOLBORN EUROPEAN MARKETING COMPANY LIMITED (a.k.a. HEMCL), Miranda Court No. 1, Ipirou Street, P.O. Box 897, Larnaca, Cyprus [LIBYA]

HOLBORN INVESTMENT COMPANY LIMITED (a.k.a. HICL), Miranda Court No. 1, Ipirou Street, P.O. Box 897, Larnaca, Cyprus [LIBYA]

I.G.C. LTD., 57 Ledra Street No. 7, Nicosia, Cyprus [FRY S&M]

J.I.B. INSPECTION LTD. (a.k.a. JUGOINSPEKT (CYPRUS) LTD.; a.k.a. JUGOINSPEKT LTD.), 57 Ledra St, No. 7, Nicosia, Cyprus [FRY S&M]

J.U.B. HOLDINGS LTD, 2 Sofoules Street, Chanteclair Bldg., 2nd Floor, No. 205, Nicosia, Cyprus; registered address: Xenios Commercial Centere, Archbishop Makarios III Avenue, Suite 504, Nicosia, Cyprus [FRY S&M]

JUGOINSPEKT (CYPRUS) LTD. (a.k.a. J.I.B. INSPECTION LTD.; a.k.a. JUGOINSPEKT LTD.), 57 Ledra St, No. 7, Nicosia, Cyprus [FRY S&M]

JUGOINSPEKT LTD. (a.k.a. J.I.B. INSPECTION LTD.; a.k.a. JUGOINSPEKT (CYPRUS) LTD.), 57 Ledra St, No. 7, Nicosia, Cyprus [FRY S&M]

JUGOMETAL, 92 Archbishop Makarios III Avenue, Nicosia, Cyprus [FRY S&M]

JUHOMONYSNS (CYPRUS) LTD., 2 Sofoules Street, Chanteclair Bldg., 2nd Floor, No. 205, Nicosia, Cyprus [FRY S&M]

KARIC BANKA CYPRUS OFFSHORE BANKING UNIT, 66 Makarios III Avenue, Cronos Court, 2nd Floor, Nicosia, Cyprus [FRY S&M]

KREDITNA BANKA BEOGRAD CYPRUS OFFSHORE BANKING UNIT, Nicosia, Cyprus [FRY S&M]

LAMEDON TRADING LTD., Evagoras Papachristouforou Street, Themis Court Bldg, 1st Floor, P.O. Box 561, Limassol, Cyprus [FRY S&M]
LIBYA INSURANCE CO. (CYPRUS OFFICE) LTD., Cyprus [LIBYA]
LIBYA INSURANCE COMPANY, Cyprus Office, Nicosia, Cyprus [LIBYA]
OSA CHARTERING, Cyprus [FRY S&M]
OSBORNE TRADING COMPANY LTD., Berengaria Bldg., 25 Spyrou Araouzou Street, Limassol, Cyprus [FRY S&M]
PAMIT C. SHIPPING CO., LTD., Limassol, Cyprus [CUBA]
PARADISSIOTIS, Christoforos Pavlou, Larnaca, Cyprus (individual) [LIBYA]
PCL PELCAM TRADE LTD. (a.k.a. UBB INVESTMENTS & FINANCE), 2 Sofoules Street, Chanteclair Bldg., 2nd Floor, No. 205, Nicosia, Cyprus [FRY S&M]
PROMIMPRO EXPORTS AND IMPORTS LTD., 70 Archbishop Makarios III Avenue, Afemia Bldg., 3rd Floor, Nicosia, Cyprus [FRY S&M]
SIMPO FURNITURE (CYPRUS) LTD., 1 Myklas Street, Flat 303, Nicosia, Cyprus [FRY S&M]
SIMPO FURNITURE (CYPRUS) LTD., Nicosia, Cyprus [FRY S&M]
STAVROU, Stavros, Cyprus (individual) [LIBYA]
TECNOPROM (CYPRUS) LTD., 57 Ledra Street, No. 7, Nicosia, Cyprus [FRY S&M]
TEKNICA OIL SERVICES (OVERSEAS) LIMITED, Cyprus [LIBYA]
TWEPICO LTD., 209 Archbishop Makarios III Avenue, Fytides Bldg., Apt. 102, Limassol, Cyprus [FRY S&M]
UBB INVESTMENTS & FINANCE (a.k.a. PCL PELCAM TRADE LTD.), 2 Sofoules Street, Chanteclair Bldg., 2nd Floor, No. 205, Nicosia, Cyprus [FRY S&M]
UGUETO, Luis David (MOROS), Cyprus (individual) [LIBYA]
YES HOLDING INTERNATIONAL LTD., Archbishop Makarios III Avenue, Xenios Commercial Center, 5th Floor, No. 501, Nicosia, Cyprus [FRY S&M]
YESIC LTD., 57 Ledra Street, Nicosia, Cyprus [FRY S&M]
YOUGO–ARAB COMPANY LTD, 58–60 Dighenis Akritas Avenue, Ghinis Building, 3rd, 8th, and 9th Floors, P.O. Box 2217, Nicosia, Cyprus [FRY S&M]

Czech Republic

CENTROCOOP PRAGUE, Gorkeho N16, Prague, Czech Republic [FRY S&M]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Parizska 17, Prague, Czech Republic [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Parizska 17, Prague, Czech Republic [CUBA]
GENERALEXPORT PRAGUE (a.k.a. YUGOTOURS), Stepanska 57/II, 11000 Prague, Czech Republic [FRY S&M]
HEMPRO BELGRADE, Mala Stepanska 15, Prague, Czech Republic [FRY S&M]
IRAQI AIRWAYS, Nekazanka 3, Prague 1, Czech Republic [IRAQ]
IRAQI AIRWAYS, Prague Airport, Prague, Czech Republic [IRAQ]
SIMPO SPOL GMBH, Prague, Czech Republic [FRY S&M]
STERN, Alfred Kaufman, Prague, Czech Republic (individual) [CUBA]
YUGOTOURS (a.k.a. GENERALEXPORT PRAGUE), Stepanska 57/II, 11000 Prague, Czech Republic [FRY S&M]

Denmark

IRAQI AIRWAYS, Copenhagen, Denmark [IRAQ]
JUGOSKANDIA A.B., Noerrebrogade 26, 2200 Copenhagen N, Denmark [FRY S&M]

Ecuador

BENITEZ CASTELLANOS, Cesar Tulio, c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIOS Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]
DAZA RIVERA, Pablo Emilio, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA MYRAMIREZ S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR, Bogota, Colombia; c/o COLOR 89.5 FM STEREO, Cali, Colombia; c/o DROGAS LA REBAJA, Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 4904545 (Colombia)) (individual) [SDNT]
LICOREXPORT S.A., Quito, Ecuador [CUBA]
PROMOTORA ANDINA, S.A., Quito, Ecuador [CUBA]
RAMIREZ M., Oscar, c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]
RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador [SDNT]
RODRIGUEZ ABADIA, William, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o VALORES MOBILIARIOS DE OCCIDENTE S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o ASPOIR DEL PACIFICO Y CIA. LTDA., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DERECHO INTEGRAL Y CIA. LTDA., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o INVERSIONES MIGUEL RODRIGUEZ E HIJO, Cali, Colombia; c/o M. RODRIGUEZ O. Y ÇIA. S. EN C., Cali, Colombia; c/o MUÑOZ Y RODRIGUEZ Y CIA. LTDA., Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o REVISTA DEL AMERICA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 31 July 1965; Cedula No. 16716259 (Colombia)) (individual) [SDNT]
RODRIGUEZ ARBELAEZ, Maria Fernanda, c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o DROGAS LA REBAJA Bogota S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o INVERSIONES ARA LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 28 November 1973; alternate DOB 28 August 1973; Passport AC568974 (Colombia); Cedula No. 66860965 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Humberto, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o ANDINA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o INTERAMERICA DE CONSTRUCCIONES S.A., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o MAXITIENDAS TODO EN UNO, Cali, Colombia; c/o RADIO UNIDAS FM S.A., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (DOB 21 June 1963; Passport AD387757 (Colombia); Cedula No. 16688683 (Colombia)) (individual) [SDNT]

RODRIGUEZ MONDRAGON, Jaime, c/o BLANCO PHARMA S.A., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o DISTRIBUIDORA DE DROGAS LA REBAJA S.A., Bogota, Colombia; c/o FARMATODO S.A., Bogota, Colombia; c/o GRACADAL S.A., Bogota, Colombia; c/o LABORATORIOS BLAIMAR DE COLOMBIA S.A., Bogota, Colombia; c/o LABORATORIOS KRESSFOR DE COLOMBIA S.A., Bogota, Colombia; c/o PENTA PHARMA DE COLOMBIA S.A., Bogota, Colombia; c/o DEPOSITO POPULAR DE DROGAS S.A., Cali, Colombia; c/o DISTRIBUIDORA MIGIL LTDA., Cali, Colombia; c/o FLEXOEMPAQUES LTDA., Cali, Colombia; c/o MARIELA DE RODRIGUEZ Y CIA. S. EN C., Cali, Colombia; c/o PLASTICOS CONDOR LTDA., Cali, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (Cedula No. 16637592 (Colombia)) (individual) [SDNT]

VARGAS GARCIA, Carlos Alberto, Quito, Ecuador; c/o DISTRIBUIDORA DE DROGAS CONDOR LTDA., Bogota, Colombia; c/o RIONAP COMERCIO Y REPRESENTACIONES S.A., Quito, Ecuador (individual) [SDNT]

EGYPT

ABDULMALIK, Abdul Hameed (a.k.a. MALIK, Assim Mohammed Rafiq Abdul; a.k.a. RAFIQ, Assem), 14 Almotaz Sad Al Deen Street, Al Nozha, Cairo, Egypt (individual) [IRAQ]

AL–GAMA'A AL–ISLAMIYYA (a.k.a. GAMA'AT; a.k.a. GAMA'AT AL–ISLAMIYYA; a.k.a. ISLAMIC GAMA'AT; a.k.a. ISLAMIC GROUP, THE), Egypt [SDT]

AL–JIHAD (a.k.a. JIHAD GROUP; a.k.a. TALAA'AL AL–FATEH; a.k.a. VANGUARDS OF CONQUEST), Egypt [SDT]

AL–ZUMAR, Abbud (a.k.a. ZUMAR, Colonel Abbud), Factional Leader of JIHAD GROUP, Egypt (POB Egypt) (individual) [SDT]

GAMA'AT (a.k.a. AL–GAMA'A AL–ISLAMIYYA; a.k.a. GAMA'AT AL–ISLAMIYYA; a.k.a. ISLAMIC GAMA'AT; a.k.a. ISLAMIC GROUP, THE), Egypt [SDT]

GAMA'AT AL–ISLAMIYYA (a.k.a. AL–GAMA'A AL–ISLAMIYYA; a.k.a. GAMA'AT; a.k.a. ISLAMIC GAMA'AT; a.k.a. ISLAMIC GROUP, THE), Egypt [SDT]

GENERALEXPORT ALEXANDRIA, 43, Saphia Zaghloul Street, Alexandria, Egypt [FRY S&M]

GENERALEXPORT CAIRO, 21, Ahmed Heshmet Str. Zamalek, 1st Floor, Suite 4, Cairo, Egypt [FRY S&M]

INEX–INTEREXPORT ENGINEERING, 4, Shawarbi Street, Apt. #5, Cairo, Egypt [FRY S&M]

ISLAMIC GAMA'AT (a.k.a. AL–GAMA'A AL–ISLAMIYYA; a.k.a. GAMA'AT; a.k.a. GAMA'AT AL–ISLAMIYYA; a.k.a. ISLAMIC GROUP, THE), Egypt [SDT]

ISLAMIC GROUP, THE (a.k.a. AL–GAMA'A AL–ISLAMIYYA; a.k.a. GAMA'AT; a.k.a. GAMA'AT AL–ISLAMIYYA; a.k.a. ISLAMIC GAMA'AT), Egypt [SDT]

JIHAD GROUP (a.k.a. AL–JIHAD; a.k.a. TALAA'AL AL–FATEH; a.k.a. VANGUARDS OF CONQUEST), Egypt [SDT]

MALIK, Assim Mohammed Rafiq Abdul (a.k.a. ABDULMALIK, Abdul Hameed; a.k.a. RAFIQ, Assem), 14 Almotaz Sad Al Deen Street, Al Nozha, Cairo, Egypt (individual) [IRAQ]

RAFIDAIN BANK, 114 Tahreer Str. Eldukki, P.O.Box 239, Omran Giza, Cairo, Egypt [IRAQ]

RAFIQ, Assem (a.k.a. ABDULMALIK, Abdul Hameed; a.k.a. MALIK, Assim Mohammed Rafiq Abdul), 14 Almotaz Sad Al Deen Street, Al Nozha, Cairo, Egypt (individual) [IRAQ]

TALAA'AL AL–FATEH (a.k.a. AL–JIHAD; a.k.a. JIHAD GROUP; a.k.a. VANGUARDS OF CONQUEST), Egypt [SDT]

VANGUARDS OF CONQUEST (a.k.a. AL–JIHAD; a.k.a. JIHAD GROUP; a.k.a. TALAA'AL AL–FATEH), Egypt [SDT]

ZUMAR, Colonel Abbud (a.k.a. AL–ZUMAR, Abbud), Factional Leader of JIHAD GROUP, Egypt (POB Egypt) (individual) [SDT]

ENGLAND

A.T.E. INTERNATIONAL LTD. (f.k.a. RWR INTERNATIONAL COMMODITIES), 3 Mandeville Place, London, England [IRAQ]

A.W.A. ENGINEERING LIMITED, 3 Mandeville Place, London, England [IRAQ]

ABBOTT, John G., 34 Grosvenor Street, London W1X 9FG, England (individual) [LIBYA]

ACE INDIC NAVIGATION CO. LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]

ACECHILLY NAVIGATION CO. LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]

ADMINCHECK LIMITED, 1 Old Burlington Street, London, England [IRAQ]

ADVANCED ELECTRONICS DEVELOPMENT, LTD., 3 Mandeville Place, London, England [IRAQ]

AGOCO (a.k.a. ARABIAN GULF OIL COMPANY), Windsor House, 42–50 Victoria Street, London SW1H 0NW, England [LIBYA]

AL–AGELI, Dr. Muktar Ali (a.k.a. EL–AGELI, Dr. Mukhtar Ali; a.k.a. EL–AGELI, Dr. Muktar Ali), Apartment 10, Maida Vale, Little Venice, London, England; 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (DOB 23 July 1944) (individual) [LIBYA]

AL–AMIRI, Adnan Talib Hassim, 43 Palace Mansions, Hammersmith, London, England (individual) [IRAQ]

AL–HABOBI, Dr. Safa (a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–HABOBI, Dr. Safa Haji J. (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–HABUBI, Dr. Safa Hadi Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–OGAILY, Akram H., Flat 2, St. Ronons Court, 63 Putney Hill, London, England (individual) [IRAQ]

ANGLO–CARIBBEAN CO., LTD. (a.k.a. AVIA IMPORT), Ibex House, The Minories, London EC3N 1DY, England [CUBA]

ANGLO–YUGOSLAV BANK (n.k.a. AY BANK LIMITED), London, England [FRY S&M]

ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), Windsor House, 42–50 Victoria Street, London SW1H 0NW, England [LIBYA]

ARCHI CENTRE I.C.E. LIMITED, 3 Mandeville Place, London, England [IRAQ]

ARCHICONSULT LIMITED, 128 Buckingham Place, London 5, England [IRAQ]

ASSOCIATED ENGINEERS, England [IRAQ]

ATIA, Hachim K., 2 Stratford Place, London W1N 9AE, England (individual) [IRAQ]

ATLAS AIR CONDITIONING COMPANY LIMITED, 55 Roebuck House, Palace Street, London, England [IRAQ]
ATLAS EQUIPMENT COMPANY LIMITED, 55 Roebuck House, Palace Street, London, England [IRAQ]
AVIA IMPORT (a.k.a. ANGLO–CARIBBEAN CO., LTD.), Ibex House, The Minories, London EC3N 1DY, England [CUBA]
AY BANK LIMITED (f.k.a. ANGLO–YUGOSLAV BANK), London, England [FRY S&M]
B.S.E. GENEX CO. LTD. (f.k.a. B.S.E. TRADING LIMITED), Heddon House, 149–151 Regent Street, London, W1R 8HP, England [FRY S&M]
B.S.E. TRADING LIMITED (n.k.a. B.S.E. GENEX CO. LTD.), Heddon House, 149–151 Regent Street, London, W1R 8HP, England [FRY S&M]
BYE LTD., Morley House, 314–322 Regent Street, London W1R 5AE, England [FRY S&M]
CARIBSUGAR INTERNATIONAL TRADERS, S.A., 125–133 Camden High Street, London, NW1 7JR, England [CUBA]
CENTROCOOP LTD., 162–168 Regent Street, London W1 5TB, England [FRY S&M]
CHAO, Lazaro R., Executive Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
CHEMPETROL INTERNATIONAL LTD., 28 Lincoln's Inn Fields, London WC2A 3HH, England [LIBYA]
CHEMPETROL INTERNATIONAL LTD., 5th Floor, Quality Court, Chancery Lane, London WC2A 1HP, England [LIBYA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), c/o Anglo–Caribbean Shipping Co. Ltd., Ibex House, The Minories, London EC3N 1DY, England [CUBA]
DAGHIR, Ali Ashour, 2 Western Road, Western Green, Thames Ditton, Surrey, England (individual) [IRAQ]
DOMINION INTERNATIONAL, England [IRAQ]
DURGACO, London, England [CUBA]
EL–AGELI, Dr. Mukhtar Ali (a.k.a. AL–AGELI, Dr. Muktar Ali; a.k.a. EL–AGELI, Dr. Muktar Ali), Apartment 10, Maida Vale, Little Venice, London, England; 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (DOB 23 July 1944) (individual) [LIBYA]
EL–AGELI, Dr. Muktar Ali (a.k.a. AL–AGELI, Dr. Muktar Ali; a.k.a. EL–AGELI, Dr. Mukhtar Ali), Apartment 10, Maida Vale, Little Venice, London, England; 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (DOB 23 July 1944) (individual) [LIBYA]
EL AMIR, Bahjat Fadel, 5 Rowsham Dell, Gifford Park, Milton Keynes Bucks MK14 5JS, England (DOB 1 January 1942) (individual) [LIBYA]
EL NAILI, Smeida El–Hosh, 21 Redlands Drive, Loughton, Milton Keynes Bucks MK5 8EJ, England (DOB 19 February 1944) (individual) [LIBYA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), c/o Anglo–Caribbean Shipping Co. Ltd., Ibex House, The Minories, London EC3N 1DY, England [CUBA]
ENDSHIRE EXPORT MARKETING, England [IRAQ]
ETCO INTERNATIONAL COMMODITIES LTD., Devonshire House, 1 Devonshire Street, London, England [CUBA]
EUROMAC, LTD., 4 Bishops Avenue, Northwood, Middlesex, England [IRAQ]
FALCON SYSTEMS, England [IRAQ]
FC9063 LIMITED (n.k.a. TEKNICA (UK) LIMITED), 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England; Avon House, 360–366 Oxford Street, London W1N 9HA, England; Tripoli, Libya [LIBYA]
FLIGHT DRAGON SHIPPING LTD., c/o ANGLO–CARIBBEAN SHIPPING CO. LTD., 4th Floor, South Phase 2, South Quay Plaza II, 183, March Wall, London, England [CUBA]
HABUBI, Dr. Safa Hadi Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]
HABUBI, Dr. Safa Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]
HAVANA INTERNATIONAL BANK, LTD., 20 Ironmonger Lane, London EC2V 8EY, England [CUBA]
I.P.C. INTERNATIONAL LIMITED, England [IRAQ]
I.P.C. MARKETING LIMITED, England [IRAQ]
IMPERATORI, Julio A., Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
INEC ENGINEERING CO. LTD., 175 Regent Street, London W1, England [FRY S&M]
INEC UK LTD., R/O Albion Street, London W2 2AS, England [FRY S&M]
INEXPRODUCT LTD., 40–43, Chancery Lane, London W.C. 2, England [FRY S&M]
INTERPROGRESS IMPORT EXPORT CO. LTD., 63–66 Hatton Garden, EC1N 8LE London, England [FRY S&M]
INVESTACAST PRECISION CASTINGS, LTD., 112 City Road, London, England [IRAQ]
IRAQI AIRWAYS, 4 Lower Regent Street, London SW1Y 4P, England [IRAQ]
IRAQI ALLIED SERVICES LIMITED, England [IRAQ]
IRAQI FREIGHT SERVICES LIMITED, England [IRAQ]
IRAQI REINSURANCE COMPANY, 31–35 Fenchurch Street, London EC3M 3D, England [IRAQ]
JARDINE HOUSE, 6 Crutched Friars, London EC3N 2HT, England [LIBYA]
JAWABY TECHNICAL SERVICES LIMITED (a.k.a. TEKXEL LIMITED), London, England [LIBYA]
JAWAD, Dr. Safa Hadi (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]
JON, Hana Paul, 19 Tudor House, Windsor Way, Brook Green, London, England (individual) [IRAQ]
KADHUM, Dr. Fadel Jawad, c/o Alvaney Court, 250 Finchley Road, London, England (individual) [IRAQ]
KEENCLOUD LIMITED, 11 Catherine Place, Westminister, London, England [IRAQ]
KOPRODUCT LTD., 2 Albion Place, King's Terrace, Galena Road, London W6 0QT, England [FRY S&M]
LOPEZ, Miguel, A., Deputy Chairman, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
LOPEZ, Quirino Gutierrez, c/o ANGLO CARIBBEAN SHIPPING CO., LTD., 7th Floor, Ibex House, the Minories, London, EC3N 1DY, England (individual) [CUBA]
MEDCHOICE HOLIDAYS LTD. (a.k.a. YUGOTOURS LTD.), Chesham House, 150 Regent Street, London WIR 6BB, England [FRY S&M]
MEED INTERNATIONAL LIMITED, 3 Mandeville Place, London, England [IRAQ]
METALCHEM INTERNATIONAL LTD., 79/83 Great Portland Street, London W1N 5FA, England [FRY S&M]
METTA TRADING LTD., 79–83 Great Portland Street, London WIN 5FA, England [FRY S&M]
NAMAN, Saalim or Sam, P.O. Box 39, Fletchamstead Highway, Coventry, England; Iraq; Amman, Jordan; 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania, U.S.A.; 5903 Harper Road, Solon, OH, U.S.A.; 3343 Woodview Lake Road, West Bloomfield, Michiga 48323, U.S.A. (individual) [IRAQ]
PARADISSIOTIS, Christoforos Pavlou, 34 Grosvenor Street, London W1X 9FG, England (individual) [LIBYA]
PIONEER SHIPPING LTD., c/o Anglo Caribbean Shipping Co., Ltd., 4th Floor, South Phase 2, South Quay Plaza 2, 183 Marsh Wall, London E14 9SH, England; 171 Old Bakery Street, Valletta, Malta [CUBA]
RAFIDAIN BANK, Rafidain Bank Building, 7–10 Leadenhall Street, London EC3V 1NL, England [IRAQ]
RAJBROOK LIMITED, England [IRAQ]
REYNOLDS AND WILSON, LTD., 21 Victoria Road, Surbiton, Surrey KT6 4LK, England [IRAQ]
RICKS, Roy, 87 St. Mary's Frice, Benfleet, Essex, England (individual) [IRAQ]
RODRIQUEZ, Jose Julio, Chairman, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
RUDEX INTERNATIONAL LTD, 37–38 Margaret St, London W1N 8PS, England [FRY S&M]

RWR INTERNATIONAL COMMODITIES (n.k.a. A.T.E. INTERNATIONAL LTD.), 3 Mandeville Place, London, England [IRAQ]
SABTINA LIMITED, 530–532 Elder House, Elder Gate, Central Milton Keynes MK9 1LR, England [LIBYA]
SIMPO (UK) LTD., 14–15 Berners Street, London, England [FRY S&M]
SIMPO INTERNATIONAL, London, England [FRY S&M]
SPECKMAN, Jeanine, England (individual) [IRAQ]
T N K FABRICS LIMITED, England [IRAQ]
T.D.G. (a.k.a. TECHNOLOGY AND DEVELOPMENT GROUP LTD.), Centric House 390/391, Strand, London, England [IRAQ]
T.E.G. LIMITED, 3 Mandeville Place, London, England [IRAQ]
T.M.G. ENGINEERING LIMITED, Castle Row, Horticultural Place, Chiswick, London, England [IRAQ]
TAMOIL TRADING LTD. (f.k.a. TAMOIL [UK] LTD.), 1 St. Paul's Churchyard, London EC4M 8SH, England [LIBYA]
TAMOIL [UK] LTD. (n.k.a. TAMOIL TRADING LTD.), 1 St. Paul's Churchyard, London EC4M 8SH, England [LIBYA]
TECHNOLOGY AND DEVELOPMENT GROUP LTD. (a.k.a. T.D.G.), Centric House 390/391, Strand, London, England [IRAQ]
TEKNICA (UK) LIMITED (f.k.a. FC9063 LIMITED), 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England; Avon House, 360–366 Oxford Street, London W1N 9HA, England; Tripoli, Libya [LIBYA]
TEKXEL LIMITED (a.k.a. JAWABY TECHNICAL SERVICES LIMITED), London, England [LIBYA]
THRIFTFINE LTD., 47 Great Marlborough Street, London W1V 2AS, England [FRY S&M]
TIGRIS TRADING, INC., 2 Stratford Place, London W1N 9AE, England [IRAQ]
TOLEDO, R.F., Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EF, England (individual) [CUBA]
TRAMP PIONEER SHIPPING CO., Panama, c/o Anglo Caribbean Shipping Co., Ltd., 4th Floor, South Phase 2, South Quay Plaza, 183 Mars, London E14 9SH, England [CUBA]
U.I. INTERNATIONAL, England [IRAQ]
UMM AL–JAWABY OIL SERVICE COMPANY, LTD., 33 Cavendish Square, London W1M 9HF, England [LIBYA]
VAZ, Jose, Managing Director, Havana International Bank, 20 Ironmonger Lane, London EC2V 8EY, England (individual) [CUBA]
YUGO CARS (a.k.a. ZASTAVA (GB) LTD.), Gloucester House, Basingstoke Road, Reading, Berkshire, RG2 OQW, England [FRY S&M]
YUGOTOURS LTD. (a.k.a. MEDCHOICE HOLIDAYS LTD.), Chesham House, 150 Regent Street, London WIR 6BB, England [FRY S&M]
YUGOTOURS LTD., 37a Great Charles Street, York House, Birmingham, B3 3JY, England [FRY S&M]
YUGOTOURS LTD., Cheshire House, 18/0 Booth Street, Manchester M2 4AN, England [FRY S&M]
ZASTAVA (GB) LTD. (a.k.a. YUGO CARS), Gloucester House, Basingstoke Road, Reading, Berkshire, RG2 OQW, England [FRY S&M]
ZUGHAID, Hassan Senoussi, 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England (individual) [LIBYA]

FINLAND

JUGOSKANDIA AB, Topeliuksenkatu 3b, A5, 00260 Helsinki 26, Finland [FRY S&M]

FRANCE

AL–KHAFAJI, Sabah, 254 Rue Adolphe Pajeaud, 92160 Antony, France (individual) [IRAQ]
BABIL INTERNATIONAL, Aeroport D'Orly, 94390 Orly Aerogare, France [IRAQ]
BANQUE FRANCO YOUGOSLAVE, Paris, France [FRY S&M]
BANQUE INTERCONTINENTALE ARABE, 67, Avenue Franklin Roosevelt, 75008 Paris, France [LIBYA]
BINGO FRANCE (n.k.a. SIMPO FRANCE), 28 Rue du Puits Dixmes Sennia 606, 94320 Thiais–CEDEX, France [FRY S&M]
CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Paris, France [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Paris, France [CUBA]
CENTROCOOP FRANCE EXPORT IMPORT, 31 Rue St Ferdinand, 75017 Paris, France [FRY S&M]
CENTROPRODUCT, S.A.R.L. (a.k.a. YUGOTOURS S.A.R.L.), 39 avenue de Friedland, 75008 Paris, France [FRY S&M]
CHOSUNBOHOM (a.k.a. KOREA FOREIGN INSURANCE COMPANY), 123, Rue des Tennerolles, 92210 Saint–Cloud, Paris, France [NKOREA]
COMERCIALIZACION DE PRODUCTOS VARIOS (a.k.a. COPROVA; a.k.a. COPROVA SARL), Paris, France [CUBA]
CONTRERAS, Miria (a.k.a. ROPERT, Miria Contreras), Paris, France (individual) [CUBA]
COPROVA (a.k.a. COMERCIALIZACION DE PRODUCTOS VARIOS; a.k.a. COPROVA SARL), Paris, France [CUBA]
COPROVA SARL (a.k.a. COMERCIALIZACION DE PRODUCTOS VARIOS; a.k.a. COPROVA), Paris, France [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), 24 Rue Du Quatre Septembre, Paris, France [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 24 Rue Du Quatre Septembre, Paris, France [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Paris, France [CUBA]
HAVANATUR, 54 Rue Richelieu, Paris, France [CUBA]
INEX FRANCE SARL, 40 rue des Mathurins, 75008 Paris, France [FRY S&M]
INTERPROGRESS EUROPE, 16 Avenue Hoche, 75008 Paris, France [FRY S&M]
INTERPROGRESS S.T.R.I., 16 Avenue Hoche, 75008 Paris, France [FRY S&M]
INVEST–COMMERCE SARL, 65 Rue de Paris, 92110 Clichy, France [FRY S&M]
KOREA FOREIGN INSURANCE COMPANY (a.k.a. CHOSUNBOHOM), 123, Rue des Tennerolles, 92210 Saint–Cloud, Paris, France [NKOREA]
METALCHEM FRANCE S.A.R.L., 16 Avenue Franklin Roosevelt, 75008 Paris, France [FRY S&M]
OIL ENERGY FRANCE, France [LIBYA]
PESCABRAVA, S.A., France [CUBA]
ROPERT, Miria Contreras (a.k.a. CONTRERAS, Miria), Paris, France (individual) [CUBA]
SIMPO FRANCE (f.k.a. BINGO FRANCE), 28 Rue du Puits Dixmes Sennia 606, 94320 Thiais–CEDEX, France [FRY S&M]
YUGOTOURS S.A.R.L. (a.k.a. CENTROPRODUCT, S.A.R.L.), 39 avenue de Friedland, 75008 Paris, France [FRY S&M]

GAZA

HAMAS (a.k.a. ISLAMIC RESISTANCE MOVEMENT), Gaza; Jordan; West Bank Territories [SDT]
ISLAMIC RESISTANCE MOVEMENT (a.k.a. HAMAS), Gaza; Jordan; West Bank Territories [SDT]

GERMANY

ALI, Ali Abdul Mutalib, Germany (individual) [IRAQ]
ASSOCIATED BANK OF KOSOVO (a.k.a. UDRUZENA KOSOVSKA BANKA); Rossmarkt 14/111, 6000 Frankfurt am Main 1, Germany [FRY S&M]
CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Cologne, Germany [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Cologne, Germany [CUBA]
CENTRAL COMMERZ CONSULTING ENGINEERING TRADING GMBH, Zeppelinallee 71, 6000 Frankfurt 90, Germany [FRY S&M]
CENTROCOOP GMBH, Winkelsfelderstrasse 21, 4000 Dusseldorf 30, Germany [FRY S&M]
CENTROTEXTIL AUSSENHANDELS GMBH, Hochstrasse 48, 6000 Frankfurt am Main, Germany [FRY S&M]
CENTROTEXTIL AUSSENHANDELS GMBH, Karlstrasse 60, 8000 Munich, Germany [FRY S&M]
CHOSUNBOHOM (a.k.a. KOREA FOREIGN INSURANCE COMPANY), 1080 Berlin Glinkastrasse 5, Germany [NKOREA]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Rostock, Germany [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Frankfurter TOR 8–A, Berlin, Germany [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Rostock, Germany [CUBA]
DIAZ, Rolando (GONZALEZ), Frankfurt, Germany (individual) [CUBA]

DIKOMBAU GMBH (branch office), Flandricher Strasse 13–15, 5000 Koln, Germany [FRY S&M]
DIKOMBAU GMBH, Lager Weg 16, 6000 Frankfurt am Main, Germany [FRY S&M]
DIMONT GMBH (a.k.a. DIMONT MONTAGE UND BAU GMBH), Wilhelm–Leuschner–Strasse 68, 6000 Frankfurt am Main, Germany [FRY S&M]
DIMONT MONTAGE UND BAU GMBH (a.k.a. DIMONT GMBH), Wilhelm–Leuschner–Strasse 68, 6000 Frankfurt am Main, Germany [FRY S&M]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Frankfurter TOR 8–A, Berlin, Germany [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Cologne, Germany [CUBA]
EXIMKOS (a.k.a. KOSOVO EXPORT IMPORT GMBH; a.k.a. KOSOVO GMBH; a.k.a. OMEGA GMBH), Maillingerstrasse 34, 8000 Munich 2, Germany [FRY S&M]
GEMEX AUSSENHANDELS GMBH, Hanauer Landstr. 126–128, D–6000, Frankfurt am Main 1, Germany [CUBA]
GENERAL COMMERCE GMBH, Kaufinger Strasse 35, 8000 Munich 2, Germany [FRY S&M]
H & H METALFORM GMBH, Postfach 1160, Strontianitstrasse 5, 4406 Drensteinfurt, Germany [IRAQ]
HEMPRO – EXPORT UND IMPORT GMBH, Luisenstrasse 46 IV, 1040 Berlin, Germany [FRY S&M]
HEMPRO EXPORT UND IMPORT GMBH, Luisenstrasse 46 IV, 1040 Berlin, Germany [FRY S&M]
HEMPRO–JUGOSLAWISCH–DEUTSCHE GMBH, Eschersheimer Landstrasse 61, 6000 Frankfurt am Main, Germany [FRY S&M]
HER (a.k.a. HOLBORN EUROPA RAFFINERIE GmbH), Moorburger Strasse 16, D–2100 Hamburg 90, Germany [LIBYA]
HER (a.k.a. HOLBORN EUROPA RAFFINERIE GmbH), Rothenbaumchaussee 5, 4th Floor, D–2000 Hamburg 13, Germany [LIBYA]
HOLBORN EUROPA RAFFINERIE GmbH (a.k.a. HER), Moorburger Strasse 16, D–2100 Hamburg 90, Germany [LIBYA]
HOLBORN EUROPA RAFFINERIE GmbH (a.k.a. HER), Rothenbaumchaussee 5, 4th Floor, D–2000 Hamburg 13, Germany [LIBYA]
INTERPROGRESS FRANKFURT (a.k.a. INTERPROGRESS GMBH), Hermann–Mattern Strasse 46/III, Zweigstelle, Berlin, Germany [FRY S&M]
INTERPROGRESS FRANKFURT (a.k.a. INTERPROGRESS GMBH), Reuterweg 93, 6000 Frankfurt am Main, Germany [FRY S&M]
INTERPROGRESS GMBH (a.k.a. INTERPROGRESS FRANKFURT), Hermann–Mattern Strasse 46/III, Zweigstelle, Berlin, Germany [FRY S&M]
INTERPROGRESS GMBH (a.k.a. INTERPROGRESS FRANKFURT), Reuterweg 93, 6000 Frankfurt am Main, Germany [FRY S&M]
IRAQI AIRWAYS, Main Eisenhuttenplatz 26, Frankfurt 6, Germany [IRAQ]
IRAQI STATE ENTERPRISE FOR MARITIME TRANSPORT, Bremen, Germany [IRAQ]
JB INTERNATIONAL SHIPPING AND COMMERCIAL GMBH, Alter Wall 36, 2000 Hamburg 11, Germany [FRY S&M]
JUGOAGENT, HAMBURG REPRESENTATIVE OFFICE, Hamburg, Germany [FRY S&M]
JUGOELEKTRO, BERLIN BRANCH OFFICE, Berlin, Germany [FRY S&M]
JUGOEXPORT GMBH, Bronnerstrasse 17, 6000 Frankfurt am Main 1, Germany [FRY S&M]
KAELBLE & GMEINDER COMPANY (a.k.a. KAELBLE–GMEINDER GMBH), Maubacher Strasse 100, Postfach 13 20, W–7150 Backnang, Germany [LIBYA]
KAELBLE–GMEINDER GMBH (a.k.a. KAELBLE & GMEINDER COMPANY), Maubacher Strasse 100, Postfach 13 20, W–7150 Backnang, Germany [LIBYA]
KOREA FOREIGN INSURANCE COMPANY (a.k.a. CHOSUNBOHOM), 1080 Berlin Glinkastrasse 5, Germany [NKOREA]
KOSOVO EXPORT IMPORT GMBH (a.k.a. EXIMKOS; a.k.a. KOSOVO GMBH; a.k.a. OMEGA GMBH), Maillingerstrasse 34, 8000 Munich 2, Germany [FRY S&M]
KOSOVO GMBH (a.k.a. EXIMKOS; a.k.a. KOSOVO EXPORT IMPORT GMBH; a.k.a. OMEGA GMBH), Maillingerstrasse 34, 8000 Munich 2, Germany [FRY S&M]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Rostock, Germany [CUBA]
MADAN, Jorge (RIVAS), Frankfurt, Germany (individual) [CUBA]
MANA, Salem, Frankfurt, Germany (individual) [LIBYA]
MEDITERRANEAN OIL SERVICES GMBH (a.k.a. MEDITERRANEAN SEA OIL SERVICES GMBH; a.k.a. MEDOIL), P.O. Box 5601, Immermannstrasse 40, Dusseldorf 1, Germany [LIBYA]
MEDITERRANEAN SEA OIL SERVICES GMBH (a.k.a. MEDITERRANEAN OIL SERVICES GMBH; a.k.a. MEDOIL), P.O. Box 5601, Immermannstrasse 40, Dusseldorf 1, Germany [LIBYA]
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METALLIA HANDELS GMBH, Berliner Allee 61, Postf. 20 05 20, 4000 Dusseldorf 1, Germany [FRY S&M]
MONTENEGROBANKA COMPANY, Kaiserstrasse 3, Frankfurt, Germany [FRY S&M]
MONTINVEST, Wilhelm–Leuschner Strasse 68, 6000 Frankfurt am Main 1, Germany [FRY S&M]
NAP–COMBICK OEL GMBH, Windmuehlstrasse 1, 6000 Frankfurt am Main 1, Germany [FRY S&M]
NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), Dusseldorf, Germany (Office closed) [LIBYA]
NATIONAL METHANOL COMPANY (n.k.a. NAPETCO; n.k.a. NATIONAL PETROCHEMICALS COMPANY), Dusseldorf, Germany (Office closed) [LIBYA]
NATIONAL PETROCHEMICALS COMPANY (a.k.a. NAPETCO; f.k.a. NATIONAL METHANOL COMPANY), Dusseldorf, Germany (Office closed) [LIBYA]
NAVARRO, Samuel (MARTINEZ), Frankfurt, Germany (individual) [CUBA]
NDO (a.k.a. NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH; a.k.a. NORTH GERMAN OIL PIPELINE), Wilhelmshaven to Hamburg pipeline, Germany [LIBYA]
NDO (a.k.a. NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH; a.k.a. NORTH GERMAN OIL PIPELINE), Moorburger Strasse 16, D2000 Hamburg–Harburg 90, Germany [LIBYA]
NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH (a.k.a. NDO; a.k.a. NORTH GERMAN OIL PIPELINE), Moorburger Strasse 16, D2000 Hamburg–Harburg 90, Germany [LIBYA]
NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH (a.k.a. NDO; a.k.a. NORTH GERMAN OIL PIPELINE), Wilhelmshaven to Hamburg pipeline, Germany [LIBYA]
NORTH GERMAN OIL PIPELINE (a.k.a. NDO; a.k.a. NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH), Wilhelmshaven to Hamburg pipeline, Germany [LIBYA]
NORTH GERMAN OIL PIPELINE (a.k.a. NDO; a.k.a. NORDDEUTSCHE OELLEITUNGSGESELLSCHAFT MBH), Moorburger Strasse 16, D2000 Hamburg–Harburg 90, Germany [LIBYA]
OMEGA GMBH (a.k.a. EXIMKOS; a.k.a. KOSOVO EXPORT IMPORT GMBH; a.k.a. KOSOVO GMBH), Maillingerstrasse 34, 8000 Munich 2, Germany [FRY S&M]
PALOMA WEST HANDELS GMBH, Frankfurt am Main, Germany [FRY S&M]
RIECKE, Dr. Hans Guenter, Hamburg, Germany (individual) [LIBYA]
S.A.V. MUENCHEN (a.k.a. SAV SYSTEM AGROVOJVODINA VERTRIEBS GMBH; a.k.a. SEVER–AGROVOJVODINA GMBH), Germany (All offices) including but not limited to: Wagenlager Borsigstrasse 5–7, 5090 Leverkusen, Germany; Augustin Strasse 33, D–8000 Munich, Germany [FRY S&M]
SAV SYSTEM AGROVOJVODINA VERTRIEBS GMBH (a.k.a. S.A.V. MUENCHEN; a.k.a. SEVER–AGROVOJVODINA GMBH), Germany (All offices) including but not limited to: Wagenlager Borsigstrasse 5–7, 5090 Leverkusen, Germany; Augustin Strasse 33, D–8000 Munich, Germany [FRY S&M]
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SIMPO BRD, Moll–Strasse 10, 1020 Berlin, Germany [FRY S&M]
TROPIC TOURS GMBH (a.k.a. TROPICANA TOURS GMBH), Lietzenburger Strasse 51, Berlin, Germany [CUBA]
TROPICANA TOURS GMBH (a.k.a. TROPIC TOURS GMBH), Lietzenburger Strasse 51, Berlin, Germany [CUBA]
VERIMPEX GMBH – IMPORT AND EXPORT, Bohmerstrasse 6, 6000 Frankfurt am Main 1, Germany [FRY S&M]
YUGOTOURS GMBH, Post Office Box 16848, Windmuehlstrasse 1, 6000 Frankfurt am Main 1, Germany [FRY S&M]

GIBRALTAR

BAROON SHIPPING COMPANY LIMITED, Haven Court, 5 Library Ramp, Gibraltar [IRAQ]
DURAND PROPERTIES LIMITED, Haven Court, 5 Library Ramp, Gibraltar [IRAQ]
HELFORD DIRECTORS LIMITED, Haven Court, 5 Library Ramp, Gibraltar [IRAQ]

GREECE

APABO (a.k.a. ARAB HELLENIC BANK, S.A.), 43 Penepistimiou Street, GR–105 64, Athens, Greece; 80–88 Syngrou Avenue, GR–117 41, Athens, Greece; P.O. Box 19126, GR–117 10, Athens, Greece [LIBYA]
ARAB HELLENIC BANK, S.A. (a.k.a. APABO), 43 Penepistimiou Street, GR–105 64, Athens, Greece; 80–88 Syngrou Avenue, GR–117 41, Athens, Greece; P.O. Box 19126, GR–117 10, Athens, Greece [LIBYA]
ASTERIS S.A. INDUSTRIAL & COMMERCIAL CORPORATION, Athens, Greece [LIBYA]
CENTROPRODUCT HELLAS S.A.R.L., Xanthou 5, Kolonaki Square, Athens 10673, Greece [FRY S&M]
HELINCO LTD., Amerikis 10, Athens 134, Greece [FRY S&M]
HELSER LTD., 7 Lassani Street, Thiseos 64 Ampelokipi, Thessaloniki, Greece [FRY S&M]
LAFICO (a.k.a. LIBYAN ARAB FOREIGN INVESTMENT COMPANY), Athens, Greece [LIBYA]
LIBYAN ARAB FOREIGN INVESTMENT COMPANY (a.k.a. LAFICO), Athens, Greece [LIBYA]
LIBYAN–GREEK INVESTMENT COMPANY, Athens, Greece [LIBYA]
NORDSTRAND MARITIME AND TRADING COMPANY, 33 Akti Maouli, 185–35 Pireas (Piraeus), Greece [CUBA]
PEONY SHIPPING CO. LTD., c/o NORDSTRAND MARITIME & TRADING CO. LTD., 26 Skouze Street, Piraeus, Greece [CUBA]
PIRANHA NAVIGATION CO. LTD., c/o NORDSTRAND MARITIME & TRADING CO. LTD., 26 Skouze Street, Piraeus, Greece [CUBA]

GUINEA

SALGUIDIA (a.k.a. SOCIETE ARABE LIBYO–GUINEENNE POUR LE DEVELOPPEMENT AGRICOLE ET AGRO–INDUSTRIEL), Conakry, Guinea [LIBYA]
SOCIETE ARABE LIBYO–GUINEENNE POUR LE DEVELOPPEMENT AGRICOLE ET AGRO–INDUSTRIEL (a.k.a. SALGUIDIA), Conakry, Guinea [LIBYA]

GULF OF GABES

JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY (a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY; a.k.a. SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE), 7th of November offshore field, Gulf of Gabes [LIBYA]
JOINT OIL (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY; a.k.a. SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE), 7th of November offshore field, Gulf of Gabes [LIBYA]
JOINT OIL TUNISIA (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY; a.k.a. SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE), 7th of November offshore field, Gulf of Gabes [LIBYA]
LIBYAN–TUNISIAN EXPLORATION COMPANY (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE), 7th of November offshore field, Gulf of Gabes [LIBYA]
SOCIETE DE RECHERCHE ET D'EXPLOITATION COMMUNE ET DE SERVICE PETROLIERE (a.k.a. JOINT EXPLORATION, EXPLOITATION AND PETROLEUM SERVICES COMPANY; a.k.a. JOINT OIL; a.k.a. JOINT OIL TUNISIA; a.k.a. LIBYAN–TUNISIAN EXPLORATION COMPANY), 7th of November offshore field, Gulf of Gabes [LIBYA]

GUYANA

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), 32 Main Street, Georgetown, Guyana [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), 32 Main Street, Georgetown, Guyana [CUBA]

HAITI

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Piarco Airport, Port au Prince, Haiti [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Piarco Airport, Port au Prince, Haiti [CUBA]

HONDURAS

PANDORA SHIPPING CO. S.A., Honduras [IRAQ]
TRADING & MARITIME INVESTMENTS, San Lorenzo, Honduras [IRAQ]

HONG KONG

T.S.M. LTD., China HK City Tower II 1109, 33 Canton Road, T.S.T. (Tsim Sha Tsui), Kowloon, Hong Kong [FRY S&M]
UNITED FAIR AGENCIES, 1202 Carrian Center, 151 Gloucester Road, Wanchai, Hong Kong [CUBA]

HUNGARY

GENERALEXPORT BUDAPEST, Vaci Utca 19–21 (5th Floor), 1052 Budapest V, Hungary [FRY S&M]
MONTENEGRO EXPORT NIKSIC, 1052 Vaci u 19/21, Budapest, Hungary [FRY S&M]
MONTENEGRO EXPORT YUGOSLAVIA, Kuruclesi ut 19/b, Budapest II, Hungary [FRY S&M]
PROGRESS BUDAPEST, Kepviselet 6, Ferenczi Istvan 12/I, 1053 Budapest, Hungary [FRY S&M]
TAMOIL HUNGARIA, Hungary [LIBYA]

INDIA

AL–RAFIDAIN SHIPPING COMPANY, Bombay, India [IRAQ]
ELECTRICAL CONSTRUCTION CO., Dehli, India; Sebha, India; Benghazi, Libya; Misurata, Libya; P.O. Box 5309, Tripoli, Libya [LIBYA]
IRAQI STATE ENTERPRISE FOR FOODSTUFFS TRADING, P.O. Box 2839, Calcutta 700.001, India [IRAQ]
METALCHEM BOMBAY, Yugoslav Trade Commission Office, Vaswani Mansion 1st Floor, 120/4 Dinsha Caccha Road, Bombay 400020, India [FRY S&M]

IRAN

GENERALEXPORT TEHRAN, P.O. Box 11365–7633, Str. Kharim Khane zand No. 1/53, Tehran, Iran [FRY S&M]
JOINT REPRESENTATIVE OFFICE OF YUGOSLAV BANKS, No. 17 2nd Street Pakistan Avenue, Dr. Beheshti Avenue, Teheran, Iran [FRY S&M]
PROGRES TRADE REPRESENTATION IN IRAN, Ayattolah Teleghani Ave No. 202/V, Teheran, Iran [FRY S&M]

IRAQ

ABD AL–GHAFUR, Humam Abd al–Khaliq (a.k.a. GHAFUR, Humam Abdel Khaleq Abdel), Minister of Higher Education and Scientific Research, Iraq (DOB 1945) (individual) [IRAQ]
ABU NIDAL ORGANIZATION (a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

AGRICULTURAL CO–OPERATIVE BANK, Rashid Street, Baghdad, Iraq [IRAQ]

AHMAD, Wallid Issa, Iraq (individual) [IRAQ]

AL–AHMAD, Mahmoud Diab (a.k.a. AL–AHMAD, Mahmud Dhiyab), Minister of Housing and Reconstruction, Iraq (individual) [IRAQ]

AL–AHMAD, Mahmud Dhiyab (a.k.a. AL–AHMAD, Mahmoud Diab), Minister of Housing and Reconstruction, Iraq (individual) [IRAQ]

AL–ARABI TRADING COMPANY LIMITED, Lane 11, Hai Babil, Baghdad District 929, Iraq [IRAQ]

AL–ATRUSH, Abd al–Wahhab Umar Mirza (a.k.a. AL–ATRUSHI, Abdel Wahab), a minister of state, Iraq (DOB 1936) (individual) [IRAQ]

AL–ATRUSHI, Abdel Wahab (a.k.a. AL–ATRUSH, Abd al–Wahhab Umar Mirza), a minister of state, Iraq (DOB 1936) (individual) [IRAQ]

AL–AZAWI, Dafir, Iraq (individual) [IRAQ]

AL–BAZAZ, Hikmet Abdullah (a.k.a. AL–BAZZAZ, Hikmet Abdallah), Minister of Education, Iraq (individual) [IRAQ]

AL–BAZZAZ, Hikmet Abdallah (a.k.a. AL–BAZAZ, Hikmet Abdullah), Minister of Education, Iraq (individual) [IRAQ]

AL–DULAIMI, Khalaf M. M., Baghdad, Iraq (individual) [IRAQ]

AL–HABOBI, Dr. Safa (a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–HABOBI, Dr. Safa Haji J. (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–HABUBI, Dr. Safa Hadi Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

AL–HAMMADI, Hamid Yusif (a.k.a. HAMADI, Hamed Yussef), Minister of Culture and Information, Iraq (individual) [IRAQ]

AL–HASSAN, Anas (a.k.a. AL–HASSAN, Anas Malik Dohan; a.k.a. DOHAN, Anas; a.k.a. DOHAN, Anas Malik; a.k.a. MALIK, Anas), Baghdad, Iraq (individual) [IRAQ]

AL–HASSAN, Anas Malik Dohan (a.k.a. AL–HASSAN, Anas; a.k.a. DOHAN, Anas; a.k.a. DOHAN, Anas Malik; a.k.a. MALIK, Anas), Baghdad, Iraq (individual) [IRAQ]

AL–HASSAN, Watban Ibrahim (a.k.a. AL–TAKRITI, Watban; a.k.a. AL–TIKRITI, Watban Ibrahim al–Hasan), Minister of the Interior, Baghdad, Iraq (DOB 1952) (individual) [IRAQ]

AL–HUWAYSH, Isam Rashid, Governor of the Central Bank, Iraq (individual) [IRAQ]

AL–JABBURI, Sadi Tuma Abbas, Adviser to the President for Military Affairs, Iraq (DOB 1939) (individual) [IRAQ]

AL–KHODAIR, Ahmad Hussein (a.k.a. SAMARRAI, Ahmad Husayn Khudayir), Minister of Finance, Iraq (DOB 1941) (individual) [IRAQ]

AL–MAJID, General Ali Hasan (a.k.a. AL–MAJID, General Ali Hassan), Minister of Defense, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]

AL–MAJID, General Ali Hassan (a.k.a. AL–MAJID, General Ali Hasan), Minister of Defense, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]

AL–MAJID, Husayn Kamil Hasan (a.k.a. AL–MAJID, Hussein Kamel Hassan), Minister of Industry and Minerals and Advisor to the President, Baghdad, Iraq (DOB 1955) (individual) [IRAQ]

AL–MAJID, Hussein Kamel Hassan (a.k.a. AL–MAJID, Husayn Kamil Hasan), Minister of Industry and Minerals and Advisor to the President, Baghdad, Iraq (DOB 1955) (individual) [IRAQ]

AL–MALEKI, Shebib Lazim (a.k.a. AL–MALIKI, Shabib Lazem), Minister of Justice, Iraq (DOB 1936) (individual) [IRAQ]

AL–MALIKI, Shabib Lazem (a.k.a. AL–MALEKI, Shebib Lazim), Minister of Justice, Iraq (DOB 1936) (individual) [IRAQ]

AL PETRA COMPANY FOR GOODS TRANSPORT LTD. (a.k.a. PETRA NAVIGATION & INTERNATIONAL TRADING CO. LTD.), Hai Al Wahda Mahalat 906, 906 Zulak 50, House 14, Baghdad, Iraq [IRAQ]

AL–QASIR, Nazar Jumah Ali (a.k.a. AL–QASSIR, Nizar Jomaa Ali), Minister of Irrigation, Iraq (individual) [IRAQ]

AL–QASSIR, Nizar Jomaa Ali (a.k.a. AL–QASIR, Nazar Jumah Ali), Minister of Irrigation, Iraq (individual) [IRAQ]

AL–RASHEED BANK (a.k.a. AL–RASHID BANK; a.k.a. RASHEED BANK), P.O. Box 7177, Haifa Street, Baghdad, Iraq including but not limited to: Al–Rusafi Branch, No. 505, Al–Masarif Street, Baghdad, Iraq; Basrah Branch, Al Thawrah Street, No. 88, P.O. Box 116, Basrah, Iraq; Credit Commercial Branch, No. 506, Khalid bin Alwaleed Street, Baghdad, Iraq; Mosul Branch, No. 3, P.O. Box 183, Mosul, Iraq [IRAQ]

AL–RASHID BANK (a.k.a. AL–RASHEED BANK; a.k.a. RASHEED BANK), P.O. Box 7177, Haifa Street, Baghdad, Iraq including but not limited to: Al–Rusafi Branch, No. 505, Al–Masarif Street, Baghdad, Iraq; Basrah Branch, Al Thawrah Street, No. 88, P.O. Box 116, Basrah, Iraq; Credit Commercial Branch, No. 506, Khalid bin Alwaleed Street, Baghdad, Iraq; Mosul Branch, No. 3, P.O. Box 183, Mosul, Iraq [IRAQ]

AL–RIDA, Karim Hasan (a.k.a. RIDA, Karim Hassan), Minister of Agriculture, Iraq (DOB 1944) (individual) [IRAQ]

AL–RUBA, Dr. Khadim, Managing Director of REAL ESTATE BANK, Iraq (individual) [IRAQ]

AL–SAHAF, Mohammed Said (a.k.a. AL–SAHHAF, Muhammad Said Kazim), Minister of Foreign Affairs, Iraq (DOB 1940) (individual) [IRAQ]

AL–SAHHAF, Muhammad Said Kazim (a.k.a. AL–SAHAF, Mohammed Said), Minister of Foreign Affairs, Iraq (DOB 1940) (individual) [IRAQ]

AL–SALIH, Muhammad Mahdi (a.k.a. SALEH, Mohammed Mahdi), Minister of Trade (DOB 1947) (individual) [IRAQ]

AL–TAKRITI, Barzan Ibrahim Hassan (a.k.a. AL–TIKRITI, Barzan Ibrahim Hasan), Advisor to the President, Iraq; Geneva, Switzerland (DOB 17 February 1951) (individual) [IRAQ]

AL–TAKRITI, Sabawi Ibrahim Hassan, Baghdad, Iraq (individual) [IRAQ]

AL–TAKRITI, Watban (a.k.a. AL–HASSAN, Watban Ibrahim; a.k.a. AL–TIKRITI, Watban Ibrahim al–Hasan), Minister of the Interior, Baghdad, Iraq (DOB 1952) (individual) [IRAQ]

AL–TIKRITI, Barzan Ibrahim Hasan (a.k.a. AL–TAKRITI, Barzan Ibrahim Hassan), Advisor to the President, Iraq; Geneva, Switzerland (DOB 17 February 1951) (individual) [IRAQ]

AL–TIKRITI, Watban Ibrahim al–Hasan (a.k.a. AL–HASSAN, Watban Ibrahim; a.k.a. AL–TAKRITI, Watban), Minister of the Interior, Baghdad, Iraq (DOB 1952) (individual) [IRAQ]

AL–ZIBARI, Arshad Muhammad Ahmad Muhammad, a minister of state, Iraq (DOB 1942) (individual) [IRAQ]

AL–ZUBAIDI, Mohammed Hamza (a.k.a. AL–ZUBAYDI, Muhammad Hamsa), Deputy Prime Minister, Iraq (DOB 1938) (individual) [IRAQ]

AL–ZUBAYDI, Muhammad Hamsa (a.k.a. AL–ZUBAIDI, Mohammed Hamza), Deputy Prime Minister, Iraq (DOB 1938) (individual) [IRAQ]

ALAWI, Abdel–Salam Abdel–Rahman (a.k.a. ALLAWI, Salam), General Manager of INDUSTRIAL BANK OF IRAQ, Iraq (individual) [IRAQ]

ALKHAYOUN, Dhiah H., Chairman and General Manager of RASHEED BANK, Iraq (individual) [IRAQ]

ALLAWI, Salam (a.k.a. ALAWI, Abdel–Salam Abdel–Rahman), General Manager of INDUSTRIAL BANK OF IRAQ, Iraq (individual) [IRAQ]

ALWAN, Alla Idin Hussain (a.k.a. ALWAN, Allaidin Hussain), Baghdad, Iraq (individual) [IRAQ]

ALWAN, Allaidin Hussain (a.k.a. ALWAN, Alla Idin Hussain), Baghdad, Iraq (individual) [IRAQ]

AMD CO. LTD AGENCY, Al–Tahrir Car Parking Building, Tahrir Sq., Floor 3, Office 33, P.O. Box 8044, Baghdad, Iraq [IRAQ]

ANO (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

ARAB REVOLUTIONARY BRIGADES (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

ARAB REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

ATIA, Hachim K., Hay Al–Adil, Mahala–645, Zukak–8, No.–39, Baghdad, Iraq (individual) [IRAQ]

ATIA, Hachim K., Lane 15, Area 902, Hai Al–Wahda, Baghdad, Iraq (individual) [IRAQ]

AZIZ, Tariq Mikhail, Deputy Prime Minister, Iraq (DOB 1936) (individual) [IRAQ]

BLACK SEPTEMBER (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

DOHAN, Anas (a.k.a. AL–HASSAN, Anas; a.k.a. AL–HASSAN, Anas Malik Dohan; a.k.a. DOHAN, Anas Malik; a.k.a. MALIK, Anas), Baghdad, Iraq (individual) [IRAQ]

DOHAN, Anas Malik (a.k.a. AL–HASSAN, Anas; a.k.a. AL–HASSAN, Anas Malik Dohan; a.k.a. DOHAN, Anas; a.k.a. MALIK, Anas), Baghdad, Iraq (individual) [IRAQ]

FARAJ, Samal Majid, Minister of Planning, Iraq (individual) [IRAQ]

FATAH REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

GENERALEXPORT BAGHDAD, P.O. Box 2324 Alwiyah, Sa'adoun Street, Shaheen Building, Dard Al–Pasha, Baghdad, Iraq [FRY S&M]

GHAFUR, Humam Abdel Khaleq Abdel (a.k.a. ABD AL–GHAFUR, Humam Abd al–Khaliq), Minister of Higher Education and Scientific Research, Iraq (DOB 1945) (individual) [IRAQ]

HABIB, Mohammed Turki, Baghdad, Iraq (individual) [IRAQ]

HABUBI, Dr. Safa Hadi Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

HABUBI, Dr. Safa Jawad (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. JAWAD, Dr. Safa Hadi), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

HAMADI, Hamed Yussef (a.k.a. AL–HAMMADI, Hamid Yusif), Minister of Culture and Information, Iraq (individual) [IRAQ]

HUSAYN, Saddam (a.k.a. HUSSAIN, Saddam; a.k.a. HUSSEIN, Saddam), President and Prime Minister, Iraq (DOB 28 April 1937) (individual) [IRAQ]

HUSSAIN, Saddam (a.k.a. HUSAYN, Saddam; a.k.a. HUSSEIN, Saddam), President and Prime Minister, Iraq (DOB 28 April 1937) (individual) [IRAQ]

HUSSEIN, Saddam (a.k.a. HUSAYN, Saddam; a.k.a. HUSSAIN, Saddam), President and Prime Minister, Iraq (DOB 28 April 1937) (individual) [IRAQ]

HUSSEIN, Udai Saddam, Baghdad, Iraq (individual) [IRAQ]

INDUSTRIAL BANK (a.k.a. INDUSTRIAL BANK OF IRAQ), Arbil, Iraq; P.O. Box 5825, Al–Jamhourya Street, Baghdad, Iraq; Basrah, Iraq; Hilla, Iraq; Kerbala, Iraq; Kirkuk, Iraq; Mosul, Iraq; Najaf, Iraq; Sulaymania, Iraq [IRAQ]

INDUSTRIAL BANK OF IRAQ (a.k.a. INDUSTRIAL BANK), Arbil, Iraq; P.O. Box 5825, Al–Jamhourya Street, Baghdad, Iraq; Basrah, Iraq; Hilla, Iraq; Kerbala, Iraq; Kirkuk, Iraq; Mosul, Iraq; Najaf, Iraq; Sulaymania, Iraq [IRAQ]

IRAQI AIRWAYS, Saddam International Airport, Baghdad, Iraq [IRAQ]

JASIM, Latif Nusayyif (a.k.a. JASSEM, Latif Nassif), Minister of Labor and Social Affairs, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]

JASSEM, Latif Nassif (a.k.a. JASIM, Latif Nusayyif), Minister of Labor and Social Affairs, Baghdad, Iraq (DOB 1941) (individual) [IRAQ]

JAWAD, Dr. Safa Hadi (a.k.a. AL–HABOBI, Dr. Safa; a.k.a. AL–HABOBI, Dr. Safa Haji J.; a.k.a. AL–HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Hadi Jawad; a.k.a. HABUBI, Dr. Safa Jawad), Minister of Oil, Flat 4D Thorney Court, Palace Gate, Kensington, England; Iraq (DOB 1 July 1946) (individual) [IRAQ]

KARAGHULLY, Labeed A., General Manager of REAL ESTATE BANK, Iraq (individual) [IRAQ]

KHALIL, Ahmad Murtadha Ahmad (a.k.a. KHALIL, Dr. Ahmad Murtada Ahmad), Minister of Transport and Communications, Iraq (individual) [IRAQ]

KHALIL, Dr. Ahmad Murtada Ahmad (a.k.a. KHALIL, Ahmad Murtadha Ahmad), Minister of Transport and Communications, Iraq (individual) [IRAQ]

MALIK, Anas (a.k.a. AL–HASSAN, Anas; a.k.a. AL–HASSAN, Anas Malik Dohan; a.k.a. DOHAN, Anas; a.k.a. DOHAN, Anas Malik), Baghdad, Iraq (individual) [IRAQ]

MARUF, Taha Muhyi al–Din, Vice President, Iraq (DOB 1924) (individual) [IRAQ]

MUBARAK, Umid Medhat (a.k.a. MUBARAK, Umid Midhat), Minister of Health, Iraq (DOB ca. 1940) (individual) [IRAQ]

MUBARAK, Umid Midhat (a.k.a. MUBARAK, Umid Medhat), Minister of Health, Iraq (DOB ca. 1940) (individual) [IRAQ]

NAMAN, Saalim or Sam, P.O. Box 39, Fletchamstead Highway, Coventry, England; Iraq; Amman, Jordan; 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania, U.S.A.; 5903 Harper Road, Solon, OH, U.S.A.; 3343 Woodview Lake Road, West Bloomfield, Michiga 48323, U.S.A. (individual) [IRAQ]

OMRAN, Karim Dhaidas, Iraq (individual) [IRAQ]

PALESTINE LIBERATION FRONT – ABU ABBAS FACTION (a.k.a. PALESTINE LIBERATION FRONT; a.k.a. PLF; a.k.a. PLF–ABU ABBAS), Iraq [SDT]

PALESTINE LIBERATION FRONT (a.k.a. PALESTINE LIBERATION FRONT – ABU ABBAS FACTION; a.k.a. PLF; a.k.a. PLF–ABU ABBAS), Iraq [SDT]

PETRA NAVIGATION & INTERNATIONAL TRADING CO. LTD. (a.k.a. AL PETRA COMPANY FOR GOODS TRANSPORT LTD.), Hai Al Wahda Mahalat 906, 906 Zulak 50, House 14, Baghdad, Iraq [IRAQ]

PLF (a.k.a. PALESTINE LIBERATION FRONT; a.k.a. PALESTINE LIBERATION FRONT – ABU ABBAS FACTION; a.k.a. PLF–ABU ABBAS), Iraq [SDT]

PLF–ABU ABBAS (a.k.a. PALESTINE LIBERATION FRONT; a.k.a. PALESTINE LIBERATION FRONT – ABU ABBAS FACTION; a.k.a. PLF), Iraq [SDT]

PROGRES BAGHDAD BRANCH OFFICE, Section 929 Street, 12 House 35/9/35, Baghdad, Iraq [FRY S&M]

RAFIDAIN BANK, New Banks' Street, P.O. Box 11360, Massarif, Baghdad, Iraq (227 branches in Iraq) [IRAQ]

RAMADAN, Taha Yasin (or Yassin), Vice President and Deputy Prime Minister, Iraq (DOB 1936) (individual) [IRAQ]

RASHEED BANK (a.k.a. AL–RASHEED BANK; a.k.a. AL–RASHID BANK), P.O. Box 7177, Haifa Street, Baghdad, Iraq including but not limited to: Al–Rusafi Branch, No. 505, Al–Masarif Street, Baghdad, Iraq; Basrah Branch, Al Thawrah Street, No. 88, P.O. Box 116, Basrah, Iraq; Credit Commercial Branch, No. 506, Khalid bin Alwaleed Street, Baghdad, Iraq; Mosul Branch, No. 3, P.O. Box 183, Mosul, Iraq [IRAQ]

REAL ESTATE BANK, Hassan Bin Thabit St, Baghdad, Iraq [IRAQ]

REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

RIDA, Karim Hassan (a.k.a. AL–RIDA, Karim Hasan), Minister of Agriculture, Iraq (DOB 1944) (individual) [IRAQ]

RZOOKI, Hanna, Chairman of REAL ESTATE BANK, Iraq (individual) [IRAQ]

SALEH, Abdel Moneim Ahmad (a.k.a. SALIH, Abd al–Munim Ahmad), Minister of Awqaf and Religious Affairs, Iraq (DOB 1943) (individual) [IRAQ]
SALEH, Mohammed Mahdi (a.k.a. AL–SALIH, Muhammad Mahdi), Minister of Trade (DOB 1947) (individual) [IRAQ]
SALIH, Abd al–Munim Ahmad (a.k.a. SALEH, Abdel Moneim Ahmad), Minister of Awqaf and Religious Affairs, Iraq (DOB 1943) (individual) [IRAQ]
SAMARRAI, Ahmad Husayn Khudayir (a.k.a. AL–KHODAIR, Ahmad Hussein), Minister of Finance, Iraq (DOB 1941) (individual) [IRAQ]
SHANSHAL, Abd al–Jabbar Khalil, Minister of State for Military Affairs, Iraq (DOB 1920) (individual) [IRAQ]
WHALE SHIPPING LTD., c/o Government of Iraq, State Organization of Ports, Maqal, Basrah, Iraq [IRAQ]
ZAINAL, Akram, Chairman and General Manager of AGRICULTURAL CO–OPERATIVE BANK, Iraq (individual) [IRAQ]

ISRAEL

AHMAD, Abu (a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]
AHMED, Abu (a.k.a. AHMAD, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]
CENTROPRODUCT (a.k.a. YUGOTOURS), Eisenberg Business Center, House Asia, Tel Aviv, Israel [FRY S&M]
DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (a.k.a. DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE; a.k.a. DFLP), Israel; Lebanon; Syria [SDT]
DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE (a.k.a. DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION; a.k.a. DFLP), Israel; Lebanon; Syria [SDT]
DFLP (a.k.a. DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE; a.k.a. DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION), Israel; Lebanon; Syria [SDT]
ISLAMIC JIHAD OF PALESTINE (a.k.a. PALESTINIAN ISLAMIC JIHAD; a.k.a. PALESTINIAN ISLAMIC JIHAD – SHIQAQI; a.k.a. PIJ; a.k.a. PIJ SHIQAQI/AWDA FACTION), Israel; Jordan; Lebanon [SDT]
KACH, Israel [SDT]
KAHANE CHAI, Israel [SDT]
PALESTINIAN ISLAMIC JIHAD – SHIQAQI (a.k.a. ISLAMIC JIHAD OF PALESTINE; a.k.a. PALESTINIAN ISLAMIC JIHAD; a.k.a. PIJ; a.k.a. PIJ SHIQAQI/AWDA FACTION), Israel; Jordan; Lebanon [SDT]
PALESTINIAN ISLAMIC JIHAD (a.k.a. ISLAMIC JIHAD OF PALESTINE; a.k.a. PALESTINIAN ISLAMIC JIHAD – SHIQAQI; a.k.a. PIJ; a.k.a. PIJ SHIQAQI/AWDA FACTION), Israel; Jordan; Lebanon [SDT]
PFLP (a.k.a. POPULAR FRONT FOR THE LIBERATION OF PALESTINE), Israel; Lebanon; Syria [SDT]
PIJ (a.k.a. ISLAMIC JIHAD OF PALESTINE; a.k.a. PALESTINIAN ISLAMIC JIHAD; a.k.a. PALESTINIAN ISLAMIC JIHAD – SHIQAQI; a.k.a. PIJ SHIQAQI/AWDA FACTION), Israel; Jordan; Lebanon [SDT]
PIJ SHIQAQI/AWDA FACTION (a.k.a. ISLAMIC JIHAD OF PALESTINE; a.k.a. PALESTINIAN ISLAMIC JIHAD; a.k.a. PALESTINIAN ISLAMIC JIHAD – SHIQAQI; a.k.a. PIJ), Israel; Jordan; Lebanon [SDT]
POPULAR FRONT FOR THE LIBERATION OF PALESTINE (a.k.a. PFLP), Israel; Lebanon; Syria [SDT]
SALAH, Mohammad Abd El–Hamid Khalil (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 30 May 1953, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]
SALAH, Mohammad Abdel Hamid Halil (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 30 May 1953, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]
SALAH, Muhammad A. (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 30 May 1953, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]
YUGOTOURS (a.k.a. CENTROPRODUCT), Eisenberg Business Center, House Asia, Tel Aviv, Israel [FRY S&M]

ITALY

A. BORTOLOTTI & CO. S.P.A. (a.k.a. BORTOLOTTI), Cremona, Italy [LIBYA]
A. BORTOLOTTI & CO. S.P.A. (a.k.a. BORTOLOTTI), Via Predore, 59, 24067 Sarnico, Bergamo, Italy [LIBYA]
ABBAS, Abdul Hussein, Italy (individual) [IRAQ]
ABBAS, Kassim, Italy (individual) [IRAQ]
ALOARDI, Carlo Giovanni, Milan, Italy (individual) [CUBA]
ARMANI, Dino, Via Abruzzi 94, Milan, Italy; Via San Francesco d'Assisi 10, Milan, Italy; Viale Abbruzzi 24, Milan, Italy (DOB 20 September 1920) (individual) [LIBYA]
ARMANI, Giampiero, Viale Abruzzi 94, Milan, Italy (DOB 15 September 1932) (individual) [LIBYA]
BORTOLOTTI (a.k.a. A. BORTOLOTTI & CO. S.P.A.), Cremona, Italy [LIBYA]
BORTOLOTTI (a.k.a. A. BORTOLOTTI & CO. S.P.A.), Via Predore, 59, 24067 Sarnico, Bergamo, Italy [LIBYA]
BUSENTI, Marcantonio or Marcello, Via Alatri 14, Rome, Italy (DOB 30 MAY 38) (individual) [LIBYA]
CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Milan, Italy [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Milan, Italy [CUBA]
CENTROCOOP ITALIANA, c/o Intex Srl., Via Della Greppa 4, 34100 Trieste, Italy (Branch office) [FRY S&M]
CENTROCOOP ITALIANA, Via Vitruvio 43, 20124 Milan, Italy [FRY S&M]
CENTROPRODUCT ROME (a.k.a. YUGOTOURS), Via Bissolati 76, 00187, Rome, Italy [FRY S&M]
CENTROPRODUCT S.R.L. (a.k.a. YUGOTOURS), Via Agnello 2, 20121 Milan, Italy [FRY S&M]
CENTROPRODUCT, BARI (a.k.a. YUGOTOURS), Via Principe Amedeo 25, 70121 Bari, Italy [FRY S&M]
CENTROPRODUCT, TRIESTE, Via Fabrio Filzi 10, Trieste, Italy [FRY S&M]
CIMECO, SRL, Milan, Italy [CUBA]
COTEI, Milan, Italy [CUBA]
CRUZ, Antonio Pedro (REYES), Milan, Italy (individual) [CUBA]
CUBAN CIGARS TRADE, Italy [CUBA]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Genoa, Italy [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Genoa, Italy [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Milan, Italy [CUBA]
EUROMAC EUROPEAN MANUFACTURER CENTER SRL, Via Ampere 5, 20052 Monza, Italy [IRAQ]
EUROMAC TRANSPORTI INTERNATIONAL SRL, Via Ampere 5, 20052 Monza, Italy [IRAQ]
F.A. PETROLI S.P.A., Italy [LIBYA]
GHADAMSI, Bashir, Italy (individual) [LIBYA]
HERNANDEZ, Alexis Eneilo (CARBALLOSA), Milan, Italy (individual) [CUBA]
INEX TOURS INTERNATIONAL SRL, Via Vittor Pisani, 20124 Milan, Italy [FRY S&M]
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IRAQI AIRWAYS, Rome, Italy [IRAQ]
ITALKOPRODUCT, Piazza Cavour 3, 20121 Milan, Italy [FRY S&M]
JOINT REPRESENTATIVE OFFICE OF YUGOSLAV BANKS, Piazza Santa Maria Beltrade 2, 20121 Milan, Italy [FRY S&M]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Genoa, Italy [CUBA]
LAFICO (a.k.a. LIBYAN ARAB FOREIGN INVESTMENT COMPANY), Rome, Italy [LIBYA]
LIBYAN ARAB FOREIGN INVESTMENT COMPANY (a.k.a. LAFICO), Rome, Italy [LIBYA]
METALIA S.R.L., Via Vittor Pisani 14, 20124 Milan, Italy [FRY S&M]
PESCABRAVA, S.A., Italy [CUBA]
PROITAL S.R.L., Filiale Di Trieste, 34122 Trieste, Italy [FRY S&M]
PROITAL S.R.L., Via napo Torriani 3L/I, Milan, Italy [FRY S&M]
S.M.I. SEWING MACHINES ITALY S.P.A., Italy [IRAQ]
SIMPO SRL, Bassano Del Vialle Dele Fosse 30, Grappa, Italy [FRY S&M]
SIRM HOLDING S.R.L., Rome, Italy [LIBYA]
SOCIETA COMMERCIA MINERALI E METTALLI, SRL (a.k.a. SOCOMET, SPA), Milan, Italy [CUBA]
SOCOMET, SPA (a.k.a. SOCIETA COMMERCIA MINERALI E METTALLI, SRL), Milan, Italy [CUBA]
TAMOIL ITALIA S.P.A., Cremona Refinery, Italy [LIBYA]
TAMOIL ITALIA S.P.A., Piazzetta Bossi 3, I–20121 Milan, Italy [LIBYA]
TAMOIL PETROLI ITALIANA S.P.A., Milan, Italy [LIBYA]
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YUGOTOURS (a.k.a. CENTROPRODUCT, BARI), Via Principe Amedeo 25, 70121 Bari, Italy [FRY S&M]

JAMAICA

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Norman Manley International Airport, Kingston, Jamaica [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Norman Manley International Airport, Kingston, Jamaica [CUBA]
MOONEX INTERNATIONAL, S.A., Kingston, Jamaica [CUBA]
PRIMA EXPORT/IMPORT, Jamaica [CUBA]

JAPAN

BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Dai–Ichi Bldg. 6th Floor, 10–2 Nihombashi, 2–chome, Chuo–ku, Tokyo 103, Japan [CUBA]
BNC (a.k.a. BANCO NACIONAL DE CUBA; a.k.a. NATIONAL BANK OF CUBA), Dai–Ichi Bldg. 6th Floor, 10–2 Nihombashi, 2–chome, Chuo–ku, Tokyo 103, Japan [CUBA]
CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Tokyo, Japan [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Tokyo, Japan [CUBA]
CRUZ, Juan M. de la, Director, Banco Nacional de Cuba, Dai–Ichi Bldg. 6th Floor, 10–2 Nihombashi, 2–chome, Chuo–ku, Tokyo 103, Japan (individual) [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Tokyo, Japan [CUBA]
ETCO INTERNATIONAL COMPANY, LIMITED, Kawabe Building, 1–5 Kanda Nishiki–Cho, Chiyoda–Ku, Tokyo, Japan [CUBA]
HUNTSLAND NAVIGATION CO. LTD., c/o NIPPON CARIBBEAN SHIPPING CO. LTD., 8th Floor, Tsukiji Hosoda Building, 2–1, Tsukiji 2–chome, Chuo–ku, Tokyo, Japan [CUBA]
HUNTSVILLE NAVIGATION CO. LTD., c/o NIPPON CARIBBEAN SHIPPING CO. LTD., 8th Floor, Tsukiji Hosoda Building, 2–1, Tsukiji 2–chome, Chuo–ku, Tokyo, Japan [CUBA]
IRAQI AIRWAYS, Tokyo, Japan [IRAQ]
KYOEI INTERNATIONAL COMPANY, LIMITED, Tokyo, Japan [CUBA]
MITSUKURA BOEKI K.K. (a.k.a. MITSUKURA BOEKI–KAISHA, LTD.; a.k.a. MITSUKURA CORPORATION; a.k.a. MITSUKURA TRADING COMPANY LIMITED), 4–1–13 Hachiman–dori, Chuo–Ku Kobe, Japan [CUBA]
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POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (a.k.a. PFLP–GC), Jordan; Lebanon; Syria [SDT]

POPULAR FRONT FOR THE LIBERATION OF PALESTINE (a.k.a. PFLP), Israel; Lebanon; Syria [SDT]

RAFIDAIN BANK, 2nd Floor Sadat Tower, P.O. Box 1891, Beirut, Lebanon (2 branches in Lebanon) [IRAQ]

REVOLUTIONARY JUSTICE ORGANIZATION (a.k.a. ANSAR ALLAH; a.k.a. FOLLOWERS OF THE PROPHET MUHAMMAD; a.k.a. HIZBALLAH; a.k.a. ISLAMIC JIHAD; a.k.a. ISLAMIC JIHAD FOR THE LIBERATION OF PALESTINE; a.k.a. ORGANIZATION OF THE OPPRESSED ON EARTH; a.k.a. PARTY OF GOD), Lebanon [SDT]

REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

SHALLOUF, Farag Al Amin, P.O. Box 9575/11, 1st Floor, Piccadily Centre, Hamra Street, Beirut, Lebanon; Vali Conagi Cad. No. 10, 80200 Nisantasi, P.O. Box 380, 802323 Sisli, Istanbul, Turkey (individual) [LIBYA]

LIBERIA

LIBERIAN LIBYAN HOLDING COMPANY, Monrovia, Liberia [LIBYA]

LIBYA

7th APRIL CARD BOARD FACTORY, Tajoura, Libya [LIBYA]

ABDELMULLA, Yousef Abd–El–Razegh (a.k.a. ABDULMOLA, Yousef Abd–El–Razegh), P.O. Box 4538, Maidan Masif El Baladi, Tripoli, Libya (individual) [LIBYA]

ABDUL JAWAD, Mohammed (a.k.a. ABDULJAWAD, Muhammed I.), Tripoli, Libya (individual) [LIBYA]

ABDULJAWAD, Muhammed I. (a.k.a. ABDUL JAWAD, Mohammed), Tripoli, Libya (individual) [LIBYA]

ABDULMOLA, Yousef Abd–El–Razegh (a.k.a. ABDELMULLA, Yousef Abd–El–Razegh), P.O. Box 4538, Maidan Masif El Baladi, Tripoli, Libya (individual) [LIBYA]

ABU NIDAL ORGANIZATION (a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 17459, Misurata, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 20108, Sebha, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 321, Benghazi, Libya [LIBYA]

AD–DAR AL JAMAHIRIYA FOR PUBLISHING DISTRIBUTION & ADVERTISING, P.O. Box 959, Tripoli, Libya [LIBYA]

AGHIL, Yousef I., Libya (individual) [LIBYA]

AGIP (N.A.M.E.) LIMITED (a.k.a. AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY), Benghazi Office, P.O. Box 4120, Benghazi, Libya (Designation applies only to joint venture located in Libya) [LIBYA]

AGIP (N.A.M.E.) LIMITED (a.k.a. AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY), Adahr, P.O. Box 346, Sciara Giakarta, Tripoli, Libya [LIBYA]

AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY (a.k.a. AGIP (N.A.M.E.) LIMITED), Adahr, P.O. Box 346, Sciara Giakarta, Tripoli, Libya [LIBYA]

AGIP NORTH AFRICA AND MIDDLE EAST OIL COMPANY (a.k.a. AGIP (N.A.M.E.) LIMITED), Benghazi Office, P.O. Box 4120, Benghazi, Libya (Designation applies only to joint venture located in Libya) [LIBYA]

AGOCO (a.k.a. ARABIAN GULF OIL COMPANY), P.O. Box 263, Al Kish, Benghazi, Libya [LIBYA]

AGOCO (a.k.a. ARABIAN GULF OIL COMPANY), P.O. Box 693–325, Ben Ashour Street, Tripoli, Libya [LIBYA]

AGOCO (a.k.a. ARABIAN GULF OIL COMPANY), Sarir Field, Libya [LIBYA]

AGRICULTURAL BANK, THE (a.k.a. LIBYAN AGRICULTURAL BANK; a.k.a. NATIONAL AGRICULTURAL BANK OF LIBYA) (1 city branch and 27 branches in Libya) [LIBYA]

AGRICULTURAL BANK, THE (a.k.a. LIBYAN AGRICULTURAL BANK; a.k.a. NATIONAL AGRICULTURAL BANK OF LIBYA), 52, Omar El Mokhtar Street, P.O. Box 1100, Tripoli, Libya [LIBYA]

AGRICULTURAL ENGINEERING COMPANY, Libya [LIBYA]

AHLYA BUILDING MATERIALS CO., P.O. Box 1351, Benghazi, Libya; P.O. Box 8545, Jumhouriya Street, Tripoli, Libya [LIBYA]

AHMAD QASSEM AND SONS CO., Libya [LIBYA]

AL ABIAR FODDER PLANT, Libya [LIBYA]

AL AHLIYA CO. FOR TRADING AND MANUFACTURE OF CLOTHING, P.O. Box 4152, Benghazi, Libya; P.O. Box 15182, Tripoli, Libya [LIBYA]

AL AMAL CO. FOR TRADING AND MANUFACTURING OF CLOTHING, Libya [LIBYA]

AL GAZEERA BENGHAZI, P.O. Box 2456, Benghazi, Libya [LIBYA]

AL–HIJAZI, Mahmud, Secretary of Justice and Public Security of the Government of Libya, Libya (DOB 1944, POB Batta, Libya) (individual) [LIBYA]

AL–HINSHIRI, Izz Al–Din Al–Muhammad, Secretary of Communications and Transport of the Government of Libya, Libya (DOB 6 October 1951) (individual) [LIBYA]

AL JAMAL TRADING EST. (BENGHAZI), Benghazi, Libya [LIBYA]

AL–JIHIMI, Tahir, Secretary of Economy and Trade of the Government of Libya, Libya (individual) [LIBYA]

AL KABIR, 1 Giaddet Omar Mokhtar, P.O. Box 685, Tripoli, Libya (individual) [LIBYA]

AL–KAFI, Isa Abd, Secretary of Agrarian Reform, Land Reclamation, and Animal Resources of the Government of Libya, Libya (individual) [LIBYA]

AL–MAHMUDI, Baghdadi, Secretary of Health and Social Security of the Government of Libya, Libya (individual) [LIBYA]

AL–MAL, Muhammad Bayt, Secretary of Planning and Finance of the Government of Libya, Libya (individual) [LIBYA]

AL–MUNTASIR, Umar Mustafa, Secretary of People's External Liaison and International Cooperation Bureau of the Government of Libya, Libya (DOB 1939, POB Misurata, Libya) (individual) [LIBYA]

AL–QA'UD, Abd Al Majid, Secretary of Libya's General People's Committee, Libya (DOB 1943, POB Ghariar, Libya) (individual) [LIBYA]

AL–QADHAFI, Muammar Abu Minyar, head of the Libyan Government and de facto Chief of State, Libya (DOB 1942, POB Sirte, Libya) (individual) [LIBYA]
AL–SHAMIKH, Mubarak, Secretary of Housing and Utilities of the Government of Libya, Libya (DOB 1950) (individual) [LIBYA]
AL–ZANATI, Muhammad, Secretary of the General People's Congress of Libya, Libya (individual) [LIBYA]
AMAN CO. FOR TYRES AND BATTERIES, P.O. Box 2394, Benghazi, Libya; P.O. Box 17757, Misurata, Libya; Sabha, Libya; Tajura Km. 19, P.O. Box 30737, Tripoli, Libya; Tripoli, Libya [LIBYA]
ANO (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
AQUITAINE LIBYE, Omar El Mokhtar Street, P.O. Box 282, Tripoli, Libya (Designation applies only to joint venture located in Libya) [LIBYA]
ARAB CO. FOR IMPORTATION AND MANUFACTURE OF CLOTHING AND TEXTILES, Libya [LIBYA]
ARAB REVOLUTIONARY BRIGADES (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
ARAB REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
ARAB UNION CONTRACTING CO., P.O. Box 3475, Tripoli, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), P.O. Box 263, Al Kish, Benghazi, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), P.O. Box 693–325, Ben Ashour Street, Tripoli, Libya [LIBYA]
ARABIAN GULF OIL COMPANY (a.k.a. AGOCO), Sarir Field, Libya [LIBYA]
ARIFI, Dr. Nagmeddin Abdalla (a.k.a. ARIFI, Dr. Najmeddine Abdalla), P.O. Box 2134, Tripoli, Libya (DOB 21 November 1947) (individual) [LIBYA]
ARIFI, Dr. Najmeddine Abdalla (a.k.a. ARIFI, Dr. Nagmeddin Abdalla), P.O. Box 2134, Tripoli, Libya (DOB 21 November 1947) (individual) [LIBYA]
AUTO BATTERY PLANT, Libya [LIBYA]
AZIZIA BOTTLE PLANT, Libya [LIBYA]
AZZAWIYA OIL REFINING COMPANY, Benghazi Asphalt Plant Office, Benghazi, Libya [LIBYA]
AZZAWIYA OIL REFINING COMPANY, P.O. Box 6451, Tripoli, Libya [LIBYA]
BADI, Mahmud, Secretary of People's Control and Follow–up of the Government of Libya, Libya (individual) [LIBYA]
BENGHAZI CEMENT PLANT, Libya [LIBYA]
BENGHAZI EST. FOR BUILDING AND CONSTRUCTION, P.O. Box 2118, Benghazi, Libya [LIBYA]
BENGHAZI LIME PLANT, Libya [LIBYA]
BENGHAZI PAPER BAGS PLANT, Libya [LIBYA]
BENGHAZI TANNERY, Libya [LIBYA]
BERRUIEN, Dr. Nuri Abdalla, c/o ARABIAN GULF OIL COMPANY, P.O. Box 263, Benghazi, Libya (DOB 18 March 1946) (individual) [LIBYA]
BLACK SEPTEMBER (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. FATAH REVOLUTIONARY COUNCIL; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
BREGA INTERNATIONAL MARKETING COMPANY, Al Nassar Street, P.O. Box 4768, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Alnaser Street, P.O. Box 402, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Azzawiya Km. 50, P.O. Box 402, Tripoli, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, P.O. Box 1278, Benghazi, Libya [LIBYA]
BREGA PETROLEUM MARKETING COMPANY, Sayedi Street, P.O. Box 402, Tripoli, Libya [LIBYA]
CENTRAL BANK OF LIBYA, Al–Fatah Street, P.O. Box 1103, Tripoli, Libya [LIBYA]
CENTRAL BANK OF LIBYA, Benghazi, Libya [LIBYA]
CENTRAL BANK OF LIBYA, Sebha, Libya [LIBYA]
CIVIL AVIATION AUTHORITY, Sharia El Saidi, Tripoli, Libya [LIBYA]
COMPRESSED LEATHER BOARD FIBRE PLANT, Tajoura, Libya [LIBYA]
COOBAR, Hadi N., Tripoli, Libya (individual) [LIBYA]
DRY BATTERY PLANT, Libya [LIBYA]
DURDA, Abu Zayd Umar, Assistant Secretary of Libya's General People's Congress, Libya (individual) [LIBYA]
EL BADRI, Abdullah Salim, Tripoli, Libya (individual) [LIBYA]
EL BAIDA ROADS AND UTILITIES CO., P.O. Box 232/561, El Baida, Libya [LIBYA]
EL FATAH AGENCY, P.O. Box 233, Tripoli, Libya [LIBYA]
EL FERJANI, Abdalla M., Libya (DOB 3 January 1952) (individual) [LIBYA]
EL GHRABLI, Abdudayem, Libya (individual) [LIBYA]
EL HUWEIJ, Mohamed A., Tripoli, Libya (individual) [LIBYA]
EL KEBIR, Mahmoud I., Libya (DOB 24 December 1948) (individual) [LIBYA]
EL–KHOJA, Mustapha Ali, Saied Ibnu Zeid, Tripoli, Libya (individual) [LIBYA]
EL–KIB, Abdullatif, Tripoli, Libya (individual) [LIBYA]
EL MAMOURA FOOD COMPANY, Benghazi, Libya; P.O. Box 15058, Tripoli, Libya; Tripoli, Libya [LIBYA]
ELECTRIC WIRES AND CABLES PLANT, Libya [LIBYA]
ELECTRICAL CONSTRUCTION CO., Dehli, India; Sebha, India; Benghazi, Libya; Misurata, Libya; P.O. Box 5309, Tripoli, Libya [LIBYA]
ELKHALEGE GENERAL CONSTRUCTION CO., P.O. Box 445, Agedabia, Libya; Benghazi Office, Benghazi, Libya; Sirti Office, P.O. Box 105, Sirti, Libya [LIBYA]
EMNUHOOD EST. FOR CONTRACTS, P.O. Box 1380, Benghazi, Libya [LIBYA]
FATAH REVOLUTIONARY COUNCIL (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
FAZANI, Juma, Secretary of Arab Unity of the Government of Libya, Libya (individual) [LIBYA]
FC9063 LIMITED (n.k.a. TEKNICA (UK) LIMITED), 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England; Avon House, 360–366 Oxford Street, London W1N 9HA, England; Tripoli, Libya [LIBYA]
FERJANI, A.S.A., Tripoli, Libya (individual) [LIBYA]
FOOTWEAR PLANT, Misurata, Libya [LIBYA]
FOREIGN PETROLEUM INVESTMENT CORPORATION (a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OIIC; a.k.a. OILINVEST; a.k.a. OILINVEST INTERNATIONAL N.V.), Tripoli, Libya [LIBYA]
GAAC (a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN COMPANY; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), P.O. box 8059, 219 Mohammed El Megarief Street, Tripoli, Libya [LIBYA]
GAAC (a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN COMPANY; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), Nasser Street, Benghazi, Libya [LIBYA]
GAAE (a.k.a. GAAC; a.k.a. GENERAL ARAB AFRICAN COMPANY; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), P.O. box 8059, 219 Mohammed El Megarief Street, Tripoli, Libya [LIBYA]
GAAE (a.k.a. GAAC; a.k.a. GENERAL ARAB AFRICAN COMPANY; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), Nasser Street, Benghazi, Libya [LIBYA]
GAMOENNS CONTRACTS AND UTILITIES EST., P.O. Box 3038, Benghazi, Libya [LIBYA]
GARABULLI FODDER PLANT, Libya [LIBYA]
GENERAL ARAB AFRICAN COMPANY (a.k.a. GAAC; a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), P.O. box 8059, 219 Mohammed El Megarief Street, Tripoli, Libya [LIBYA]

GENERAL ARAB AFRICAN COMPANY (a.k.a. GAAC; a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN ENTERPRISE), Nasser Street, Benghazi, Libya [LIBYA]

GENERAL ARAB AFRICAN ENTERPRISE (a.k.a. GAAC; a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN COMPANY), Nasser Street, Benghazi, Libya [LIBYA]

GENERAL ARAB AFRICAN ENTERPRISE (a.k.a. GAAC; a.k.a. GAAE; a.k.a. GENERAL ARAB AFRICAN COMPANY), P.O. box 8059, 219 Mohammed El Megarief Street, Tripoli, Libya [LIBYA]

GENERAL CATERING CORPORATION, P.O. Box 491, Tripoli, Libya [LIBYA]

GENERAL CLEANING COMPANY, P.O. Box 920, Tripoli, Libya [LIBYA]

GENERAL CO. FOR AGRICULTURAL MACHINERY AND NECESSITIES, Alziraia, Libya; Benghazi Office, P.O. Box 2094, Benghazi, Libya; Sebha, Libya; P.O. Box 324, Tripoli, Libya; Zawia, Libya [LIBYA]

GENERAL CO. FOR AGRICULTURAL PROJECTS, P.O. Box 265, Gharian, Libya; P.O. Box 2284, Tripoli, Libya [LIBYA]

GENERAL CO. FOR CERAMIC AND GLASS PRODUCTS, Aziza, Amiri Bldg, Suani Ben Adam, P.O. Box 12581, Dhara–Tripoli, Libya [LIBYA]

GENERAL CO. FOR CIVIL WORKS, P.O. Box 1299, Benghazi, Libya; P.O. Box 3306, Tripoli, Libya [LIBYA]

GENERAL CO. FOR CONSTRUCTION AND EDUCATIONAL BUILDINGS, P.O. Box 4087, Benghazi, Libya; P.O. Box 1186, Tripoli, Libya [LIBYA]

GENERAL CO. FOR ELECTRIC WIRES AND PRODUCTS, P.O. Box 1177, Benghazi, Libya; P.O. Box 12629, Tripoli, Libya [LIBYA]

GENERAL CO. FOR LAND RECLAMATION, P.O. Box 307, Souani Road, Tripoli, Libya [LIBYA]

GENERAL CO. FOR LEATHER PRODUCTS AND MANUFACTURE, P.O. Box 152, Benghazi, Libya; P.O. Box 2319, Tripoli, Libya [LIBYA]

GENERAL CO. FOR MARKETING AND AGRICULTURAL PRODUCTION, P.O. Box 4251, Benghazi, Libya; P.O. Box 2897, Hadba Al Khadra, Tripoli, Libya [LIBYA]

GENERAL CO. FOR TEXTILES, P.O. Box 1816, Benghazi, Libya; P.O. Box 3257, Tripoli, Libya [LIBYA]

GENERAL CO. FOR TOYS AND SPORT EQUIPMENT, P.O. Box 3270, Tripoli, Libya [LIBYA]

GENERAL COMPANY FOR CHEMICAL INDUSTRIES, P.O. Box 100/411, 100/071, Zuara, Libya [LIBYA]

GENERAL CONSTRUCTION COMPANY, Gharian Office, P.O. Box 178, Gharian, Libya; P.O. Box 8636, Tripoli, Libya [LIBYA]

GENERAL CORPORATION FOR PUBLIC TRANSPORT, P.O. Box 9528, Benghazi, Libya; 2175 Sharla Magaryef Tatanaka Bldg, P.O. Box 4875, Tripoli, Libya [LIBYA]

GENERAL DAIRIES AND PRODUCTS CO., Benghazi Factory, Benghazi, Libya; P.O. Box 9118, Benghazi, Libya; Jebel Akhdar Factory, Jebel Akhdar, Libya; Khoms Factory, Khoms, Libya; P.O. Box 5318, Tripoli, Libya; Tripoli Factory, Tripoli, Libya [LIBYA]

GENERAL ELECTRICITY CORPORATION, P.O. Box 3047, Benghazi, Libya; P.O. Box 668, Tripoli, Libya [LIBYA]

GENERAL ELECTRONICS CO., P.O. box 2068, Benghazi, Libya; P.O. Box 12580, Tripoli, Libya [LIBYA]

GENERAL FURNITURE CO., Suani Road, Km. 15, P.O. Box 12655, Tripoli, Libya [LIBYA]

GENERAL LIBYAN CO. FOR ROAD CONSTRUCTION AND MAINTENANCE, P.O. Box 2676, Swani Road, Tripoli, Libya [LIBYA]

GENERAL NATIONAL CO. FOR FLOUR MILLS AND FODDER, Benghazi Office, Gamel Abdumaser Street, P.O. Box 209, Benghazi, Libya; Bab Bin Ghashir, P.O. Box 984, Tripoli, Libya [LIBYA]

GENERAL NATIONAL CO. FOR INDUSTRIAL CONSTRUCTION, Tripoli Branch, P.O. Box 295, Tripoli, Libya; P.O. Box 953, Beida, Libya; Benghazi Branch, Gamal Abd El Naser Street, P.O. Box 9502, Benghazi, Libya [LIBYA]

GENERAL NATIONAL MARITIME TRANSPORT CO. (a.k.a. NATIONAL LINE OF LIBYA, THE), P.O. Box 2450, Benghazi, Libya; P.O. Box 80173, 2 Ahmed Sharif Street, Tripoli, Libya (And at all Libyan ports) [LIBYA]

GENERAL NATIONAL ORGANISATION FOR INDUSTRIALIZATION, P.O. Box 2779, Benghazi, Libya; Shaira Sana'a, P.O. Box 4388, Tripoli, Libya [LIBYA]

GENERAL ORGANISATION FOR TOURISM AND FAIRS, P.O. Box 891, Sharia Haiti, Tripoli, Libya [LIBYA]

GENERAL PAPER AND PRINTING CO., Benghazi, Libya; Sebha, Libya; P.O. Box 8096, Tripoli, Libya [LIBYA]

GENERAL POST AND TELECOMMUNICATIONS CORP., Maidan al Jazair, Tripoli, Libya [LIBYA]

GENERAL RAHILA AUTOMOBILE CO., Libya [LIBYA]

GENERAL TOBACCO COMPANY, Benghazi, Libya; Garian, Libya; Khoms, Libya; Sebha, Libya; Gorji Road Km. 6, P.O. Box 696, Tripoli, Libya; Zavia, Libya [Libya]

GENERAL WATER WELL DRILLING CO., P.O. Box 2532, Benghazi, Libya; P.O. Box 2532, Sharia Omar Muktar, Mormesh Bldg., Tripoli, Libya [LIBYA]

GHADBAN, Mohammed Mustafa, P.O. Box 452, Fadiel Abu Omar Square, El–Berkha, Benghazi, Libya (individual) [LIBYA]

GHADBAN, Mohammed Mustafa, P.O. Box 4647, Shuhada Square, Tripoli, Libya (individual) [LIBYA]

GIBRIL, Mustafa Saleh, P.O. Box 3224, Martyr Street, Megrief, Tripoli, Libya (individual) [LIBYA]

IBN SHATWAN, Fathi, Secretary of Industry of the Government of Libya, Libya (DOB 1950) (individual) [LIBYA]

IBRAHIM, Muhammad Ahmad, Secretary of Information, Culture, and Mass Mobilization of the Government of Libya, Libya (individual) [LIBYA]

INEX–INTEREXPORT HIP DEVELOPMENT AND ENGINEERING CONSORTIUM TRIPOLI, That Al Emad Complex, Tripoli, Libya [FRY S&M]

JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), Emhemed Megrief Street, Tripoli, Libya [LIBYA]

JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), P.O. Box 1291, Benghazi, Libya [LIBYA]

JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA), P.O. Box 3224, Martyr Street, Megarief, Tripoli, Libya [LIBYA]

JANUARY SHUHADA (MARTYRS) PLANT, Libya [LIBYA]

JOWFE (a.k.a. NATIONAL COMPANY DRILLING CHEMICAL & EQUIPMENT), NOC Building, Ashjara Square, Benghazi, Libya [LIBYA]

KHOMS CEMENT PLANT, Khoms, Libya [LIBYA]

KUFRA AGRICULTURAL CO., P.O. Box 4239, Benghazi, Libya; Tripoli Office, P.O. Box 2306, Damascus Street, Tripoli, Libya [LIBYA]

KUFRA PRODUCTION PROJECT, P.O. Box 6324, Benghazi, Libya; P.O. Box 2306, Tripoli, Libya [LIBYA]

KUWAYBAH, Muftah Muhammad, Secretary of Marine Resources of the Government of Libya, Libya (individual) [LIBYA]

LAFB (a.k.a. LIBYAN ARAB FOREIGN BANK), Dat El Imad Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya [LIBYA]

LAHMAR, Mohammed, Dat El Imad Administrative Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya (individual) [LIBYA]

LAYAS, Mohammed Hussein, Tripoli, Libya (individual) [LIBYA]

LIBYA INSURANCE COMPANY, P.O. Box 2438, Usama Bldg., 1st September Street, Tripoli, Libya (7 main branches and 58 sub–branches in Libya) [LIBYA]

LIBYAN AGRICULTURAL BANK (a.k.a. AGRICULTURAL BANK, THE; a.k.a. NATIONAL AGRICULTURAL BANK OF LIBYA), 52, Omar El Mokhtar Street, P.O. Box 1100, Tripoli, Libya [LIBYA]

LIBYAN ARAB CO. FOR DOMESTIC ELECTRICAL MATERIALS, P.O. Box 453, Benghazi, Libya; P.O. Box 12718, Tripoli, Libya [LIBYA]

LIBYAN ARAB FOREIGN BANK (a.k.a. LAFB), Dat El Imad Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya [LIBYA]

LIBYAN BRICK MANUFACTURING CO., P.O. Box 25, Km. 17, Suani Road, Suani, Libya; P.O. Box 10700, Tripoli, Libya [LIBYA]

LIBYAN CEMENT CO., P.O. Box 2108, Benghazi, Libya [LIBYA]

LIBYAN CINEMA CORPORATION, P.O. Box 2076, Benghazi, Libya; P.O. box 878, Tripoli, Libya [LIBYA]

LIBYAN ETERNIT COMPANY, P.O. Box 6103, Zanzour Km. 17, Tripoli, Libya [LIBYA]

LIBYAN FISHING COMPANY, P.O. Box 3749, Tripoli, Libya [LIBYA]

LIBYAN HOTELS AND TOURISM CO., P.O. Box 2977, Tripoli, Libya [LIBYA]

LIBYAN INSURANCE COMPANY, Benghazi, Libya; Derna, libya; Gharian, Libya; Homs, Libya; Misurata, Libya; Sebha, Libya; Ousama Bldg, 1st September Street, P.O. Box 2438, Tripoli, Libya; Zawiya, Libya [LIBYA]

LIBYAN MILLS COMPANY, Sharia 1st September, P.O. Box 310, Tripoli, Libya [LIBYA]

LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Dahra Gas Projects Office, Dahra Street, P.O. Box 12221, Dahra, Tripoli, Libya [LIBYA]

LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Training and Qualifying Institute, Zawia Road, Km. 9, P.O. Box 6184, Tripoli, Libya [LIBYA]

LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), P.O. Box 2978, Benghazi, Libya [LIBYA]

LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Bashir Saadawi Street, P.O. Box 2655, Tripoli, Libya [LIBYA]

LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Research Centre, Al Nasser Street, P.O. Box 6431, Tripoli, Libya [LIBYA]

LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. OIIC; a.k.a. OILINVEST; a.k.a. OILINVEST INTERNATIONAL N.V.), Tripoli, Libya [LIBYA]

LIBYAN TRACTOR ESTABLISHMENT, P.O. Box 12507, Dahra, Libya [LIBYA]

LITRACO IMPEX LTD., P.O. Box 5686, Benghazi, Libya (Branch of NATIONAL SOFT DRINKS EST.) [LIBYA]

LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Training and Qualifying Institute, Zawia Road, Km. 9, P.O. Box 6184, Tripoli, Libya [LIBYA]

LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Dahra Gas Projects Office, Dahra Street, P.O. Box 12221, Dahra, Tripoli, Libya [LIBYA]

LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Petroleum Research Centre, Al Nasser Street, P.O. Box 6431, Tripoli, Libya [LIBYA]

LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), Bashir Saadawi Street, P.O. Box 2655, Tripoli, Libya [LIBYA]

LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC), P.O. Box 2978, Benghazi, Libya [LIBYA]

MADI, Ragiab Saad, P.O. Box 2297, Shoman Street, Fashioum, Tripoli, Libya (individual) [LIBYA]

MAGCOBAR (LIBYA) LTD., Benghazi, Libya; P.O. Box 867, Tripoli, Libya [LIBYA]

MAHARI GENERAL AUTOMOBILE CO., Libya [LIBYA]

MANA, Salem, Libya (individual) [LIBYA]

MASRAF AL–GUMHOURIA (n.k.a. JAMAHIRIYA BANK), Emhemed Megrief Street, Tripoli, Libya [LIBYA]

MASRAF AL–GUMHOURIA (n.k.a. JAMAHIRIYA BANK), P.O. Box 1291, Benghazi, Libya [LIBYA]

MASRAF AL–GUMHOURIA (n.k.a. JAMAHIRIYA BANK), P.O. Box 3224, Martyr Street, Megarief, Tripoli, Libya [LIBYA]

MATUQ, Matuq Muhammad, Secretary of Education, Youth, Scientific Research, and Vocational Education of the Government of Libya, Libya (DOB 1956) (individual) [LIBYA]

MEDICAL EQUIPMENT COMPANY, P.O. Box 750, Benghazi, Libya; P.O. Box 464, Sebha, Libya; P.O. Box 12419, Tripoli, Libya [LIBYA]

MISURATA GENERAL ROADS CO., P.O. Box 200, Misurata, Libya; P.O. Box 958, Tripoli, Libya [LIBYA]

MOBIL OIL LIBYA, LTD. (n.k.a. VEBA OIL LIBYA GMBH; n.k.a. VEBA OIL LIBYAN BRANCH; n.k.a. VEBA OIL OPERATIONS B.V.), P.O. Box 2357, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]

MOBIL OIL LIBYA, LTD. (n.k.a. VEBA OIL LIBYA GMBH; n.k.a. VEBA OIL LIBYAN BRANCH; n.k.a. VEBA OIL OPERATIONS B.V.), Al Magharba Street, P.O. Box 690, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]

MODERN FASHION CO. FOR TRADING AND MANUFACTURING OF CLOTHING, THE, Libya [LIBYA]

MUHARIKAAT GENERAL AUTOMOBILE CO., P.O. Box 203, Benghazi, Libya; P.O. Box 259, Tripoli, Libya [LIBYA]

NAAS, Mahmoud, Libya (individual) [LIBYA]

NAJAH, Tahor, Tripoli, Libya (individual) [LIBYA]

NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 20812, Marsa Brega, Libya [LIBYA]

NAPETCO (f.k.a. NATIONAL METHANOL COMPANY; a.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 5324, Garden City, Benghazi, Libya [LIBYA]

NASCO (a.k.a. NATIONAL SUPPLIES CORPORATION), P.O. Box 2071, Benghazi, Libya; P.O. Box 3402, Sharia Omar Mukhtar, Tripoli, Libya [LIBYA]

NATIONAL AGRICULTURAL BANK OF LIBYA (a.k.a. AGRICULTURAL BANK, THE; a.k.a. LIBYAN AGRICULTURAL BANK), 52, Omar El Mokhtar Street, P.O. Box 1100, Tripoli, Libya [LIBYA]

NATIONAL CEMENT AND BUILDING MATERIALS EST., P.O. Box 628, Sharia Hayati 21, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR CHEMICAL PREPARATION AND COSMETIC PRODUCTS, Benghazi Office, Benghazi, Libya; P.O. Box 2442, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR CONSTRUCTION AND MAINTENANCE OF MUNICIPAL WORKS, P.O. Box 441, Benghazi, Libya; P.O. Box 12908, Zavia Street, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR LIGHT EQUIPMENT, P.O. Box 540, Benghazi, Libya; P.O. Box 8707, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR METAL WORKS, P.O. Box 4093, Benghazi, Libya; P.O. Box 4093, Benghazi, Libya; Lift Department, P.O. Box 1000, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR ROAD EQUIPMENT, P.O. Box 700, Benghazi, Libya; P.O. Box 12392, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR ROADS AND AIRPORTS, P.O. Box 4050, Benghazi, Libya; P.O. Box 8634, Sharia Al Jaraba, Tripoli, Libya [LIBYA]

NATIONAL CO. FOR TRADING AND MANUFACTURING OF CLOTHING, Libya [LIBYA]

NATIONAL CO. OF SOAP AND CLEANING MATERIALS, P.O. Box 246, Benghazi, Libya; P.O. Box 12025, Tripoli, Libya [LIBYA]

NATIONAL COMMERCIAL BANK S.A.L., P.O. Box 166, Benghazi, Libya [LIBYA]

NATIONAL COMMERCIAL BANK S.A.L., P.O. Box 4647, Shuhada Square, Tripoli, Libya [LIBYA]

NATIONAL COMPANY DRILLING CHEMICAL & EQUIPMENT (a.k.a. JOWFE), NOC Building, Ashjara Square, Benghazi, Libya [LIBYA]

NATIONAL COMPANY FOR FIELD AND TERMINALS CATERING, Airport Road, Km. 3, P.O. Box 491, Tripoli, Libya [LIBYA]

NATIONAL COMPANY FOR OILFIELD EQUIPMENT, P.O. Box 8707, Tripoli, Libya [LIBYA]

NATIONAL CONSTRUCTION AND ENGINEERING CO., P.O. Box 259, Benghazi, Libya; P.O. Box 1060, Sharia Sidi Issa, Tripoli, Libya [LIBYA]

NATIONAL CONSULTING BUREAU, Sirte City Branch Office, Sirte City, Libya; P.O. Box 12795, Tripoli, Libya [LIBYA]

NATIONAL CORPORATION FOR HOUSING, P.O. Box 4829, Sharia el Jumhuriya, Tripoli, Libya [LIBYA]

NATIONAL DEPARTMENT STORES CO., P.O. Box 5327, Sharia el Jumhuriya, Tripoli, Libya [LIBYA]

NATIONAL DRILLING COMPANY (a.k.a. NATIONAL DRILLING COMPANY (LIBYA); a.k.a. NATIONAL DRILLING WORKOVER COMPANY), 208 Omar El Mokhtar Street, P.O. Box 1454, Tripoli, Libya [LIBYA]

NATIONAL DRILLING COMPANY (LIBYA) (a.k.a. NATIONAL DRILLING COMPANY; a.k.a. NATIONAL DRILLING WORKOVER COMPANY), 208 Omar El Mokhtar Street, P.O. Box 1454, Tripoli, Libya [LIBYA]

NATIONAL DRILLING WORKOVER COMPANY (a.k.a. NATIONAL DRILLING COMPANY; a.k.a. NATIONAL DRILLING COMPANY (LIBYA)), 208 Omar El Mokhtar Street, P.O. Box 1454, Tripoli, Libya [LIBYA]
NATIONAL FOODSTUFFS IMPORTS, EXPORTS AND MANUFACTURING CO. SAL, P.O. Box 2439, Benghazi, Libya; P.O. Box 11114, Tripoli, Libya [LIBYA]
NATIONAL GENERAL INDUSTRIAL CONTRACTING CO., Sharia el Jumhouria, P.O. Box 295, Tripoli, Libya [LIBYA]
NATIONAL LINE OF LIBYA, THE (a.k.a. GENERAL NATIONAL MARITIME TRANSPORT CO.), P.O. Box 2450, Benghazi, Libya; P.O. Box 80173, 2 Ahmed Sharif Street, Tripoli, Libya (And at all Libyan ports) [LIBYA]
NATIONAL LIVESTOCK AND MEAT CO., P.O. Box 4153, Sharia Jamal Abdulnasser, Benghazi, Libya; P.O. Box 389, Sharia Zawiet Dahmani, Tripoli, Libya [LIBYA]
NATIONAL METHANOL COMPANY (n.k.a. NAPETCO; n.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 20812, Marsa Brega, Libya [LIBYA]
NATIONAL METHANOL COMPANY (n.k.a. NAPETCO; n.k.a. NATIONAL PETROCHEMICALS COMPANY), P.O. Box 5324, Garden City, Benghazi, Libya [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC), Petroleum Research Centre, Al Nasser Street, P.O. Box 6431, Tripoli, Libya [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC), P.O. Box 2978, Benghazi, Libya [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC), Bashir Saadawi Street, P.O. Box 2655, Tripoli, Libya [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC), Dahra Gas Projects Office, Dahra Street, P.O. Box 12221, Dahra, Tripoli, Libya [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC), Petroleum Training and Qualifying Institute, Zawia Road, Km. 9, P.O. Box 6184, Tripoli, Libya [LIBYA]
NATIONAL PETROCHEMICALS COMPANY (a.k.a. NAPETCO; f.k.a. NATIONAL METHANOL COMPANY), P.O. Box 20812, Marsa Brega, Libya [LIBYA]
NATIONAL PETROCHEMICALS COMPANY (a.k.a. NAPETCO; f.k.a. NATIONAL METHANOL COMPANY), P.O. Box 5324, Garden City, Benghazi, Libya [LIBYA]
NATIONAL PHARMACEUTICAL CO. SAL, P.O. Box 2620, Benghazi, Libya; 20 Jalal Bayer Street, P.O. Box 2296, Tripoli, Libya; Jamahiriya Street, P.O. Box 10225, Tripoli, Libya [LIBYA]
NATIONAL SOFT DRINKS EST., P.O. Box 559, Benghazi, Libya; (branch) Litraco Impex Ltd., P.O. Box 5686, Benghazi, Libya [LIBYA]
NATIONAL STORES AND COLD STORES CO., P.O. Box 9250, Benghazi, Libya; P.O. Box 8454, Tripoli, Libya [LIBYA]
NATIONAL SUPPLIES CORPORATION (a.k.a. NASCO), P.O. Box 2071, Benghazi, Libya; P.O. Box 3402, Sharia Omar Mukhtar, Tripoli, Libya [LIBYA]
NATIONAL TELECOMMUNICATIONS CO., P.O. Box 4139, Benghazi, Libya; P.O. Box 886, Shara Zawia, Tripoli, Libya [LIBYA]
NEUTRON INTERNATIONAL, Tripoli, Libya [LIBYA]
NOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION), P.O. Box 2978, Benghazi, Libya [LIBYA]
NOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION), Petroleum Research Centre, Al Nasser Street, P.O. Box 6431, Tripoli, Libya [LIBYA]
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NOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION), Bashir Saadawi Street, P.O. Box 2655, Tripoli, Libya [LIBYA]
NOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION), Dahra Gas Projects Office, Dahra Street, P.O. Box 12221, Dahra, Tripoli, Libya [LIBYA]
NORTH AFRICA INDUSTRIAL TRADING AND CONTRACTING CO., P.O. Box 245, Tripoli, Libya [LIBYA]
OEA DRINKS CO., P.O. Box 101, Ibn El Jarrah Street, Tripoli, Libya [LIBYA]
OIIC (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OILINVEST; a.k.a. OILINVEST INTERNATIONAL N.V.), Tripoli, Libya [LIBYA]
OILINVEST (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OIIC; a.k.a. OILINVEST INTERNATIONAL N.V.), Tripoli, Libya [LIBYA]
OILINVEST INTERNATIONAL N.V. (a.k.a. FOREIGN PETROLEUM INVESTMENT CORPORATION; a.k.a. LIBYAN OIL INVESTMENTS INTERNATIONAL COMPANY; a.k.a. OIIC; a.k.a. OILINVEST), Tripoli, Libya [LIBYA]
OKBA FOOTWEAR PLANT, Tajoura, Libya [LIBYA]
OMEISH, Ramadan M., Tripoli, Libya; Abu Dhabi, U.A.E. (individual) [LIBYA]
OMRANI, Abuzeid Ramadan, Administrative Manager of Libyan Arab Foreign Investment Company, Libya (individual) [LIBYA]
PUBLIC COMPANY FOR GARMENTS, P.O. Box 4152, Benghazi, Libya [LIBYA]
PUBLIC ELECTRICAL WORKS CO., P.O. Box 32811, Benghazi, Libya; P.O. Box 8539, Sharia Halab, Tripoli, Libya [LIBYA]
PUBLIC SAFETY COMMODITY IMPORTING CO. (a.k.a. SILAMNIA), P.O. Box 12942, Tripoli, Libya [LIBYA]
QAFALA GENERAL AUTOMOBILE CO., Libya [LIBYA]
RAS HILAL MARITIME CO., P.O. Box 1496, Benghazi, Libya [LIBYA]
RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), Benghazi Complex, P.O. Box 1971, Gamel Abdul Nasser Street, Benghazi, Libya [LIBYA]
RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), P.O. Box 75071, Tripoli, Libya [LIBYA]
RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD. (a.k.a. RASCO), Ras Lanuf Complex and Terminal, Ghout El Shaal, Libya [LIBYA]
RASCO (a.k.a. RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD.), Benghazi Complex, P.O. Box 1971, Gamel Abdul Nasser Street, Benghazi, Libya [LIBYA]
RASCO (a.k.a. RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD.), P.O. Box 75071, Tripoli, Libya [LIBYA]
RASCO (a.k.a. RAS LANUF OIL AND GAS PROCESSING COMPANY, LTD.), Ras Lanuf Complex and Terminal, Ghout El Shaal, Libya [LIBYA]
READY–MADE SUITS PLANT, Derna, Libya [LIBYA]
REVOLUTIONARY ORGANIZATION OF SOCIALIST MUSLIMS (a.k.a. ABU NIDAL ORGANIZATION; a.k.a. ANO; a.k.a. ARAB REVOLUTIONARY BRIGADES; a.k.a. ARAB REVOLUTIONARY COUNCIL; a.k.a. BLACK SEPTEMBER; a.k.a. FATAH REVOLUTIONARY COUNCIL), Algeria; Iraq; Lebanon; Libya; Sudan [SDT]
SAHABI OIL FIELD PROJECT, P.O. Box 982, Tripoli, Libya [LIBYA]
SAHARA BANK, 10 First September Street, P.O. Box 270, Tripoli, Libya [LIBYA]
SAVING AND REAL ESTATE INVESTMENT BANK, P.O. Box 2297, Shoman Street, Fashioum, Tripoli, Libya (24 branches in Libya) [LIBYA]
SEBHA FODDER PLANT, Libya [LIBYA]
SEBHA GRAIN MILL, Libya [LIBYA]
SEBHA ROADS AND CONSTRUCTION CO., P.O. Box 92, Sebha, Libya; P.O. Box 8264, Tripoli, Libya [LIBYA]
SHARIF, Bashir M., Dat El Imad Administrative Complex Tower No. 2, P.O. Box 2542, Tripoli, Libya (individual) [LIBYA]
SHELL PETROLEUM DEVELOPMENT CO. OF LIBYA, P.O. Box 1420, Benghazi, Libya [LIBYA]
SHERLALA, Kassem M., P.O. Box 2438, Usama Bldg., 1st September Street, Tripoli, Libya (individual) [LIBYA]
SIALA, Mohamed Taher Hammuda, Tripoli, Libya (individual) [LIBYA]
SILAMNIA (a.k.a. PUBLIC SAFETY COMMODITY IMPORTING CO.), P.O. Box 12942, Tripoli, Libya [LIBYA]

SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Benghazi, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Sirte Field, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), P.O. Box 2582, Tripoli, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), P.O. Box 385, Tripoli, Libya [LIBYA]
SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA (a.k.a. SIRTE OIL COMPANY), Marsa El Brega, Libya [LIBYA]
SIRTE OIL COMPANY (a.k.a. SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA), P.O. Box 2582, Tripoli, Libya [LIBYA]
SIRTE OIL COMPANY (a.k.a. SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA), P.O. Box 385, Tripoli, Libya [LIBYA]
SIRTE OIL COMPANY (a.k.a. SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA), Marsa El Brega, Libya [LIBYA]
SIRTE OIL COMPANY (a.k.a. SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA), Benghazi, Libya [LIBYA]
SIRTE OIL COMPANY (a.k.a. SIRTE OIL CO. FOR PRODUCTION MANUFACTURING OIL & GAS MARSA EL BREGA), Sirte Field, Libya [LIBYA]
SOCIALIST EST. FOR SPINNING AND WEAVING, P.O. Box 852, Benghazi, Libya; Zanzour Km. 15, P.O. Box 30186, Tripoli, Libya [LIBYA]
SORMAN FODDER PLANT, Libya [LIBYA]
SOUK EL KHAMIS CEMENT CO., Libya [LIBYA]
SOUK EL KHAMIS GENERAL CEMENT AND BUILDING MATERIALS CORP., Tarhuna, Sharia Bou Harida, P.O. Box 1084, Tripoli, Libya [LIBYA]
SOUK EL KHAMIS LIME FACTORY, Libya [LIBYA]
SOUSA SHIPPING AND STEVEDORING EST., P.O. Box 2973, Benghazi, Libya [LIBYA]
SUANI GYPSUM PLANT, Libya [LIBYA]
TAHARAR FOOTWEAR PLANT, Tripoli, Libya [LIBYA]
TAJOURA MODERN TANNERY, Libya [LIBYA]
TECHNICAL CO. FOR AGRICULTURAL PEST CONTROL, Nacer Street, Benghazi, Libya; New Gourgy Road, P.O. Box 6445, Tripoli, Libya [LIBYA]
TEKNICA (UK) LIMITED (f.k.a. FC9063 LIMITED), 15/17 Lodge Road, St. Johns Wood, London NW8 7JA, England; Avon House, 360–366 Oxford Street, London W1N 9HA, England; Tripoli, Libya [LIBYA]
TIBESTI AUTOMOBILE GENERAL CO., P.O. Box 5397, Benghazi, Libya; Dema, Libya; Gharian, Libya; Khums, Libya; Misurata, Libya; Sebha, Libya; P.O. Box 8456, Tripoli, Libya; Tripoli, Libya; Zawia, Libya [LIBYA]
TOLMETHA SHIPPING ESTABLISHMENT, P.O. Box 208, Derna, Libya [LIBYA]
TRIPOLI CEMENT SILOS, Libya [LIBYA]
TRIPOLI GRAIN MILL, Libya [LIBYA]
TYRE PLANT, Libya [LIBYA]
TYRES RETREADING CENTRES, Libya [LIBYA]
UMM AL–JAWABY PETROLEUM CO. S.A.L., Nafoora Field, Libya [LIBYA]
UMM AL–JAWABY PETROLEUM CO. S.A.L., P.O. Box 693, Tripoli, Libya [LIBYA]
UMMA BANK S.A.L., 1 Giaddet Omar Mokhtar, P.O. Box 685, Tripoli, Libya [LIBYA]
UNIVERSAL SHIPPING AGENCY, Benghazi, Libya [LIBYA]
UNIVERSAL SHIPPING AGENCY, Mersa El Brega, Libya [LIBYA]
UNIVERSAL SHIPPING AGENCY, Misurata, Libya [LIBYA]
UNIVERSAL SHIPPING AGENCY, Tripoli, Libya [LIBYA]
UNIVERSAL SHIPPING AGENCY, Zuetina, Libya [LIBYA]
VEBA OIL LIBYA GMBH (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYAN BRANCH; a.k.a. VEBA OIL OPERATIONS B.V.), P.O. Box 2357, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL LIBYA GMBH (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYAN BRANCH; a.k.a. VEBA OIL OPERATIONS B.V.), Al Magharba Street, P.O. Box 690, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL LIBYAN BRANCH (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL OPERATIONS B.V.), P.O. Box 2357, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL LIBYAN BRANCH (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL OPERATIONS B.V.), Al Magharba Street, P.O. Box 690, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL OPERATIONS B.V. (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL LIBYAN BRANCH), P.O. Box 2357, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
VEBA OIL OPERATIONS B.V. (f.k.a. MOBIL OIL LIBYA, LTD.; a.k.a. VEBA OIL LIBYA GMBH; a.k.a. VEBA OIL LIBYAN BRANCH), Al Magharba Street, P.O. Box 690, Tripoli, Libya (Designation applies only to joint venture located in Libya and office located in the Netherlands) [LIBYA]
WAHA OIL COMPANY, Inas Building, Omar El Mokhtar Street, Box 395, Tripoli, Libya [LIBYA]
WAHA OIL COMPANY, P.O. Box 1075, Tripoli, Libya [LIBYA]
WAHA OIL COMPANY, P.O. Box 221, Benghazi, Libya [LIBYA]
WAHA OIL COMPANY, Sidi Issa Street, P.O. Box 915, Tripoli, Libya [LIBYA]
WAHDA BANK, Jamel Abdul Nasser Street, P.O. Box 452, Fadiel Abu Omar Square, El–Berhka, Benghazi, Libya [LIBYA]
WAHDA BANK, P.O. Box 1320, Benghazi, Libya [LIBYA]
WAHDA BANK, P.O. Box 3427, Tripoli, Libya [LIBYA]
WEAVING, DYEING AND FINISHING PLANT, Libya [LIBYA]
WOOL WASHING AND SPINNING PLANT, Marj, Libya [LIBYA]
YOUSEF, Mohamed T., Libya (individual) [LIBYA]
ZLITEN FODDER PLANT, Libya [LIBYA]
ZLITEN GRAIN MILL, Libya [LIBYA]
ZLITNI, Dr. Abdul Hafid Mahmoud, Tripoli, Libya (individual) [LIBYA]
ZUEITINA OIL COMPANY, Gas Processing Plants, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Mitchell Cotts Building, P.O. Box 2134, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Plant at Intisar Field A, Tripoli, Libya [LIBYA]
ZUEITINA OIL COMPANY, Zueitina Building ''A'', Sidi Issa, Dahra, P.O. Box 2134, Tripoli, Libya [LIBYA]

LIECHTENSTEIN

FINCOMTRA ESTABLISHMENT, Post Office Box 185, Vaduz, Liechtenstein [FRY S&M]
INCETRA ETABLISSEMENT S.A., Vaduz, Liechtenstein [FRY S&M]
MENIL ENSTALT COMPANY, Vaduz, Liechtenstein [LIBYA]
NORDSTRAND LTD., Liechtenstein [CUBA]
OCTOBER HOLDING COMPANY (a.k.a. OCTUBRE HOLDING SOCIETE ANONIME), Vaduz, Liechtenstein [CUBA]
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JUGOSKANDIA AB, Raadhusgt 17, 0158 Oslo 1, Norway [FRY S&M]

PAKISTAN

PAK–LIBYAN HOLDING COMPANY LTD., Karachi, Pakistan [LIBYA]

PANAMA

ABASTECEDORA NAVAL Y INDUSTRIAL, S.A. (a.k.a. ANAINSA), Panama [CUBA]
ABDELNUR, Nury de Jesus, Panama (individual) [CUBA]
AGENCIA DE VIAJES GUAMA (a.k.a. GUAMA TOUR; a.k.a. GUAMATUR, S.A.; a.k.a. VIAJES GUAMA TOURS), Bal Harbour Shopping Center, Via Italia, Panama City, Panama [CUBA]
AIMOROS SHIPPING CO. LTD. (a.k.a. AIRMORES SHIPPING CO. LTD.), c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
AIRMORES SHIPPING CO. LTD. (a.k.a. AIMOROS SHIPPING CO. LTD.), c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
ALFONSO, Carlos (a.k.a. GONZALEZ, Carlos Alfonso), Panama (individual) [CUBA]
ALVAREZ, Manuel (AGUIRRE), Panama (individual) [CUBA]
ANAINSA (a.k.a. ABASTECEDORA NAVAL Y INDUSTRIAL, S.A.), Panama [CUBA]
ANGELINI, Alejandro Abood, Panama (individual) [CUBA]

AVALON, S.A., Colon Free Zone, Panama [CUBA]
AZRAK S.A., Panama [CUBA]
BANCO NACIONAL DE CUBA (a.k.a. BNC; a.k.a. NATIONAL BANK OF CUBA), Federico Boyd Avenue & 51 Street, Panama City, Panama [CUBA]
BATISTA, Miguel, Panama (individual) [CUBA]
BEWELL CORPORATION, INC., Panama [CUBA]
BNC (a.k.a. BANCO NACIONAL DE CUBA; a.k.a. NATIONAL BANK OF CUBA), Federico Boyd Avenue & 51 Street, Panama City, Panama [CUBA]
BOUTIQUE LA MAISON, 42 Via Brasil, Panama City, Panama [CUBA]
CABALLERO, Roger Montanes (a.k.a. DOOLEY, Roger Edward; a.k.a. MONTANES, Roger), Panama (individual) [CUBA]
CARBONICA, S.A., Panama [CUBA]
CARIBBEAN HAPPY LINES (a.k.a. CARIBBEAN HAPPY LINES CO.), Panama [CUBA]
CARIBBEAN HAPPY LINES CO. (a.k.a. CARIBBEAN HAPPY LINES), Panama [CUBA]
CARIBSUGAR, S.A., Panama [CUBA]
CARISUB, S.A., Panama [CUBA]
CASA DEL REPUESTO, Panama City, Panama [CUBA]
CASTELL, Osvaldo Antonio (VALDEZ), Panama (individual) [CUBA]
CECOEX, S.A., Panama City, Panama [CUBA]
CHAMET IMPORT, S.A., Panama [CUBA]
CIMEX, S.A., Panama [CUBA]
COLL, Gabriel (PRADO), Panama (individual) [CUBA]
COLON, Eduardo (BETANCOURT), Panama (individual) [CUBA]
COLONY TRADING, S.A., Panama [CUBA]
COMERCIAL CIMEX, S.A., Panama [CUBA]
COMERCIAL MURALLA, S.A. (a.k.a. MURALLA, S.A.), Panama City, Panama [CUBA]
COMPANIA DE COALICION DEL COMERCIO DE COREA, S.A., Panama [NKOREA]
COMPANIA PESQUERA INTERNACIONAL, S.A., Panama [CUBA]
CONTEX, S.A., Panama [CUBA]
CORPORACION CIMEX, S.A., Panama [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Calle 29 y Avda Justo Arosemena, Panama City, Panama [CUBA]
CUENCA, Ramon Cesar, Panama [CUBA]
DELGADO, Antonio (ARSENIO), Panama (individual) [CUBA]
DEPROSA, S.A. (a.k.a. DESARROLLO DE PROYECTOS, S.A.), Panama City, Panama [CUBA]
DESARROLLO DE PROYECTOS, S.A. (a.k.a. DEPROSA, S.A.), Panama City, Panama [CUBA]
DOOLEY, Michael P., Panama (individual) [CUBA]
DOOLEY, Roger Edward (a.k.a. CABALLERO, Roger Montanes; a.k.a. MONTANES, Roger), Panama (individual) [CUBA]
DUQUE, Carlos Jaen, Panama (individual) [CUBA]
ECHEVERRI, German, Panama (individual) [CUBA]
EDYJU, S.A., Panama [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Calle 29 y Avda Justo Arosemena, Panama City, Panama [CUBA]
FABRO INVESTMENT, INC., Panama [CUBA]
FACOBATA, Panama [CUBA]
FAMESA INTERNATIONAL, S.A., Panama [CUBA]
FRUNI TRADING CO., c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
GALLO IMPORT, Panama [CUBA]
GARCIA SANTAMARINA DE LA TORRE, Alfredo Rafael (a.k.a. SANTAMARINA DE LA TORRE, Rafael Garcia), Panama (individual) [CUBA]
GLOBAL MARINE OVERSEAS, INC., Panama [CUBA]
GONZALEZ, Carlos Alfonso (a.k.a. ALFONSO, Carlos), Panama (individual) [CUBA]
GUACA EXPORT, Panama [CUBA]
GUAMA TOUR (a.k.a. AGENCIA DE VIAJES GUAMA; a.k.a. GUAMATUR, S.A.; a.k.a. VIAJES GUAMA TOURS), Bal Harbour Shopping Center, Via Italia, Panama City, Panama [CUBA]
GUAMATUR, S.A. (a.k.a. AGENCIA DE VIAJES GUAMA; a.k.a. GUAMA TOUR; a.k.a. VIAJES GUAMA TOURS), Bal Harbour Shopping Center, Via Italia, Panama City, Panama [CUBA]
HAVANATUR, S.A., Panama City, Panama [CUBA]
HAVINPEX, S.A. (a.k.a. TRANSOVER, S.A.), Panama City, Panama [CUBA]
HAYA, Francisco, Panama (individual) [CUBA]
HERMANN SHIPPING CORP., INC., Panama [CUBA]
HEYWOOD NAVIGATION CORPORATION, c/o MELFI MARINE CORPORATION S.A., Oficina 7, Edificio Senorial, Calle 50, Apartado 31, Panama City 5, Panama [CUBA]
IMPRISA, S.A., Panama [CUBA]
INTERCONSULT, Panama [CUBA]
INTERNATIONAL PETROLEUM, S.A. (a.k.a. IPESCO), Colon Free Zone, Panama [CUBA]
INTERNATIONAL TRANSPORT CORPORATION, Colon Free Zone, Panama [CUBA]
INVERSIONES LUPAMAR, S.A. (a.k.a. LUPAMAR INVESTMENT COMPANY), Panama [CUBA]
IPESCO (a.k.a. INTERNATIONAL PETROLEUM, S.A.), Colon Free Zone, Panama [CUBA]
JIMINEZ, Gillermo (SOLER), Panama (individual) [CUBA]
KAVE, S.A., Panama [CUBA]
LAKSHMI, Panama [CUBA]
LEYBDA CORPORATION, S.A., Panama [CUBA]
LITALIA SHIPPING S.A., Panama City, Panama; c/o Beogradska Plovidba, Lenjinov Bulevar 165A, 11070 Novi Beograd, Serbia [FRY S&M]
LOBATO, Julio (a.k.a. PRADO, Julio), Panama (individual) [CUBA]
LOUTH HOLDINGS, S.A., Panama [CUBA]
LUPAMAR INVESTMENT COMPANY (a.k.a. INVERSIONES LUPAMAR, S.A.), Panama [CUBA]
MANZPER CORP., Panama [CUBA]
MARINE REGISTRATION COMPANY, Panama [CUBA]
MARISCO (or MARISCOS) DE FARALLON, S.A., Panama [CUBA]
MARKETING ASSOCIATES CORPORATION, Calle 52 E, Campo Alegre, Panama City, Panama [CUBA]
MEDINA, Ana Maria or Anita, Panama (individual) [CUBA]
MERCURIUS IMPORT/EXPORT COMPANY, PANAMA, S.A., Calle C, Edificio 18, Box 4048, Colon Free Zone, Panama [CUBA]
MIDCO FINANCE S.A. (a.k.a. MIDCO FINANCIAL S.A.; a.k.a. MONTANA MANAGEMENT INC.), c/o Morgan & Morgan, Edificio Torre Swiss Bank, Piso 16, Calle 53 Este, Marbella, Panama City, Panama [IRAQ]
MIDCO FINANCIAL S.A. (a.k.a. MIDCO FINANCE S.A.; a.k.a. MONTANA MANAGEMENT INC.), c/o Morgan & Morgan, Edificio Torre Swiss Bank, Piso 16, Calle 53 Este, Marbella, Panama City, Panama [IRAQ]
MONET TRADING COMPANY, Panama [CUBA]
MONTANA MANAGEMENT INC. (a.k.a. MIDCO FINANCE S.A.; a.k.a. MIDCO FINANCIAL S.A.), c/o Morgan & Morgan, Edificio Torre Swiss Bank, Piso 16, Calle 53 Este, Marbella, Panama City, Panama [IRAQ]
MONTANES, Roger (a.k.a. CABALLERO, Roger Montanes; a.k.a. DOOLEY, Roger Edward), Panama (individual) [CUBA]
MONTANEZ, Michael, Panama (individual) [CUBA]
MOONEX INTERNATIONAL, S.A., Panama [CUBA]
MURALLA, S.A. (a.k.a. COMERCIAL MURALLA, S.A.), Panama City, Panama [CUBA]
NATIONAL BANK OF CUBA (a.k.a. BANCO NACIONAL DE CUBA; a.k.a. BNC), Federico Boyd Avenue & 51 Street, Panama City, Panama [CUBA]
NORIEGA, Manuel Antonio, Panama (individual) [CUBA]
ORTEGA, Dario (PINA), Edificio Saldivar, Panama City, Panama (individual) [CUBA]
PADRON, Amado (TRUJILLO), Panama (individual) [CUBA]
PANAMERICAN IMPORT AND EXPORT COMMERCIAL CORPORATION, Panama [CUBA]
PANOAMERICANA, Panama [CUBA]
PENA, Jose (TORRES), Panama (individual) [CUBA]
PENA, Victor, Panama (individual) [CUBA]
PEREZ, Alfonso, Panama (individual) [CUBA]
PEREZ, Manuel Martin, Panama (individual) [CUBA]
PEREZ, Osvaldo (CRUZ), Panama (individual) [CUBA]
PESCADOS Y MARISCOS DE PANAMA, S.A. (a.k.a. PESMAR (or PEZMAR), S.A.), Panama City, Panama [CUBA]
PESMAR (or PEZMAR), S.A. (a.k.a. PESCADOS Y MARISCOS DE PANAMA, S.A.), Panama City, Panama [CUBA]

PIRAMIDE INTERNATIONAL, Panama [CUBA]
PONS, Alberto, Executive Representative, Banco Nacional de Cuba, Federico Boyd Avenue & 51 Street, Panama City, Panama (Licensed pending removal by FAC) (individual) [CUBA]
PRADO, Julio (a.k.a. LOBATO, Julio), Panama (individual) [CUBA]
PRESA, S.A., Panama [CUBA]
RADIO SERVICE, S.A., Panama [CUBA]
RECICLAJE INDUSTRIAL, S.A., Panama [CUBA]
RENT–A–CAR, S.A., Panama [CUBA]
REYES, Guillermo (VERGARA), Panama City, Panama (individual) [CUBA]
ROCHA, Antonio, Panama City, Panama (individual) [CUBA]
RODRIQUEZ, Jesus (BORGES or BORJES), Panama (individual) [CUBA]
ROMEO, Charles (a.k.a. ROMEO, Charles Henri Robert), Panama (individual) [CUBA]
ROMEO, Charles Henri Robert (a.k.a. ROMEO, Charles), Panama (individual) [CUBA]
ROQUE, Roberto (PEREZ), Panama (individual) [CUBA]
RUIZ, Ramon Miguel (POO), Panama (individual) [CUBA]
SANTAMARINA DE LA TORRE, Rafael Garcia (a.k.a. GARCIA SANTAMARINA DE LA TORRE, Alfredo Rafael), Panama (individual) [CUBA]
SERVIMPEX, S.A., Panama [CUBA]
SERVINAVES, S.A., Panama [CUBA]
SHIPLEY SHIPPING CORP., Panama [CUBA]
SIBONEY INTERNACIONAL, S.A., Edificio Balmoral, 82 Via Argentina, Panama City, Panama [CUBA]
SIEIRO DE NORIEGA, Felicidad, Panama (individual) [CUBA]
SUPLIDORA LATINO AMERICANA, S.A. (a.k.a. SUPLILAT, S.A.), Panama City, Panama [CUBA]
SUPLILAT, S.A. (a.k.a. SUPLIDORA LATINO AMERICANA, S.A.), Panama City, Panama [CUBA]
TALLER DE REPARACIONES NAVALES, S.A. (a.k.a. TARENA, S.A.), Panama City, Panama [CUBA]
TARENA, S.A. (a.k.a. TALLER DE REPARACIONES NAVALES, S.A.), Panama City, Panama [CUBA]
TECHNIC DIGEMEX CORP., Calle 34 No. 4–50, Office 301, Panama City, Panama [CUBA]
TECHNIC HOLDING INC., Calle 34 No. 4–50, Office 301, Panama City, Panama [CUBA]
TEMIS SHIPPING CO., Panama [CUBA]
TORRES, Manuel, Representative, Banco Nacional de Cuba, Federico Boyd Avenue & 51 Street, Panama City, Panama (individual) [CUBA]
TOSCO, Arnaldo (GARCIA), Panama (individual) [CUBA]
TRANSIT, S.A., Panama [CUBA]
TRANSOVER, S.A. (a.k.a. HAVINPEX, S.A.), Panama City, Panama [CUBA]
TREVISO TRADING CORPORATION, Edificio Banco de Boston, Panama City, Panama [CUBA]
TROBER, S.A. (a.k.a. TROVER, S.A.), Edificio Saldivar, Panama City, Panama [CUBA]
TROVER, S.A. (a.k.a. TROBER, S.A.), Edificio Saldivar, Panama City, Panama [CUBA]
TRUST IMPORT–EXPORT, S.A., Panama [CUBA]
VASQUES (or VAZQUEZ), Oscar D., Panama (individual) [CUBA]
VIACON INTERNATIONAL, INC., Apartment 7B Torre Mar Building, Punta Paitilla Area, Panama City, Panama [CUBA]
VIACON INTERNATIONAL, INC., France Field, Colon Free Zone, Panama [CUBA]
VIAJES GUAMA TOURS (a.k.a. AGENCIA DE VIAJES GUAMA; a.k.a. GUAMA TOUR; a.k.a. GUAMATUR, S.A.), Bal Harbour Shopping Center, Via Italia, Panama City, Panama [CUBA]
WITTGREEN A., Carlos (a.k.a. WITTGREEN Antinori, Carlos; a.k.a. WITTGREEN, Carlos; a.k.a. WITTGREEN, Carlos Antonio), Panama (individual) [CUBA]
WITTGREEN Antinori, Carlos (a.k.a. WITTGREEN A., Carlos; a.k.a. WITTGREEN, Carlos; a.k.a. WITTGREEN, Carlos Antonio), Panama (individual) [CUBA]
WITTGREEN, Carlos (a.k.a. WITTGREEN A., Carlos; a.k.a. WITTGREEN Antinori, Carlos; a.k.a. WITTGREEN, Carlos Antonio), Panama (individual) [CUBA]
WITTGREEN, Carlos Antonio (a.k.a. WITTGREEN A., Carlos; a.k.a. WITTGREEN Antinori, Carlos; a.k.a. WITTGREEN, Carlos), Panama (individual) [CUBA]

PEOPLE'S REPUBLIC OF CHINA

GENERALEXPORT BEIJING, Unit 08–06/07, Liang Ma Tower, 8 North Dong San Huan Road, Chao Yang District, Beijing, People's Republic of China [FRY S&M]
IRAQI AIRWAYS, Jianguomenwai Diplomatic Housing Compound, Building 7–1, 5th Floor, Apartment 4, Beijing, People's Republic of China [IRAQ]
JOINT REPRESENTATIVE OFFICE OF YUGOSLAV BANKS, Ta Yuan Cun–Dipl. Office bldg. 2–8–1, Beijing, People's Republic of China [FRY S&M]
MOHAMED, Abdul Kader Ibrahim, Jianguomenwai Diplomatic Housing Compound, Building 7–1, 5th Floor, Apartment 4, Beijing, People's Republic of China (individual) [IRAQ]
SIMIT GMBH, Representative Office, Sun Li Tun Diplomatic Office Bldg. 1–21, Beijing, 100600, People's Republic of China [FRY S&M]
YUCHI, Kunlun Hotel, 2 Xin Nan Lu Chao Yang District, Beijing, People's Republic of China [FRY S&M]

PERU

CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Paseo de la Republica 126, Lima, Peru [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Paseo de la Republica 126, Lima, Peru [CUBA]

POLAND

CENTROCOOP WARSAW, Warsaw, Poland [FRY S&M]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Syczecin, Poland [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Syczecin, Poland [CUBA]
GENERALEXPORT WARSAW, Ul. Wspolna 35 m. 8, 00–519 Warszawa, Poland [FRY S&M]
IRAQI AIRWAYS, 27, Ulica Grojecka, Central Warsaw, Poland [IRAQ]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Syczecin, Poland [CUBA]
PROGRESS REPRESENTATIVE OFFICE, Szpitalna 6, Przedstawicielstvo w Warszawie, Warsaw, Poland [FRY S&M]
PRZEDSTAWICIELSTWO JUGOSLOWIANSKIEJ HANDLU ZAGRANICZNEGO HEMPRO, Szpitalna 6 m 16, Warsaw, Poland [FRY S&M]

ROMANIA

GENERALEXPORT BUCHAREST, P.O. 22, Bd. N Balcescu Nr. 26, Sector 1, Bucharest, Romania [FRY S&M]
METAL UND STAHL HANDELS GMBH, Strase Lutherana Corp. D–2, Bucharest, Romania [FRY S&M]
PROGRES BUCHAREST (a.k.a. PROGRES BUCUREST), B–Dul Balcesku No 32–34/I, Bucharest, Romania [FRY S&M]
PROGRES BUCUREST (a.k.a. PROGRES BUCHAREST), B–Dul Balcesku No 32–34/I, Bucharest, Romania [FRY S&M]

RUSSIA

AGRO–KARIC BANK (n.k.a. AKA BANK; n.k.a. AKA BANKA), 109004 Ulyanovskaya 40/22/strenie 1, Moscow, Russia [FRY S&M]
AKA BANK (a.k.a. AKA BANKA), Krasnodar, Russia [FRY S&M]
AKA BANK (f.k.a. AGRO–KARIC BANK; a.k.a. AKA BANKA), 109004 Ulyanovskaya 40/22/strenie 1, Moscow, Russia [FRY S&M]
AKA BANKA (a.k.a. AKA BANK), Krasnodar, Russia [FRY S&M]
AKA BANKA (f.k.a. AGRO–KARIC BANK; a.k.a. AKA BANK), 109004 Ulyanovskaya 40/22/strenie 1, Moscow, Russia [FRY S&M]
B K HOLDING JAKUTSK (a.k.a. B K HOLDING YAKUTSK), ul. Yaroslavskaya, d. 30/1, kv. 101, Yakutsk, Siberia, Russia [FRY S&M]
B K HOLDING TOBOLJSK (a.k.a. B K HOLDING TOBOLYSK), Gostinica Inostranih Speciyalistov, kin 8, Tobolysk, 6–tya mikrorayon, Tyumenskaya Oblast, Russia [FRY S&M]
B K HOLDING TOBOLYSK (a.k.a. B K HOLDING TOBOLJSK), Gostinica Inostranih Speciyalistov, kin 8, Tobolysk, 6–tya mikrorayon, Tyumenskaya Oblast, Russia [FRY S&M]
B K HOLDING YAKUTSK (a.k.a. B K HOLDING JAKUTSK), ul. Yaroslavskaya, d. 30/1, kv. 101, Yakutsk, Siberia, Russia [FRY S&M]
B K TRADE, 5th Voykovskiy pr 12, Moscow 125171, Russia [FRY S&M]
BRACA KARIC COMPANY, 109004 Uyanovskaya 40/22 stroyenie 1, Moscow, Russia [FRY S&M]

CARIBBEAN EXPORT ENTERPRISE (a.k.a. CARIBEX; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Moscow, Russia [CUBA]
CARIBEX (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. EMPRESA CUBANA DE PESCADOS Y MARISCOS), Moscow, Russia [CUBA]
CUBAN FREIGHT ENTERPRISE (a.k.a. CUFLET; a.k.a. LA EMPRESA CUBANA DE FLETES), Moscow, Russia [CUBA]
CUBANA AIRLINES (a.k.a. EMPRESA CUBANA DE AVIACION), Dobrininskaya No. 7, Sec 5, Moscow, Russia [CUBA]
CUFLET (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. LA EMPRESA CUBANA DE FLETES), Moscow, Russia [CUBA]
EMPRESA CUBANA DE AVIACION (a.k.a. CUBANA AIRLINES), Dobrininskaya No. 7, Sec 5, Moscow, Russia [CUBA]
EMPRESA CUBANA DE PESCADOS Y MARISCOS (a.k.a. CARIBBEAN EXPORT ENTERPRISE; a.k.a. CARIBEX), Moscow, Russia [CUBA]
GENERALEXPORT MOSCOW, Ul. Raevskogo 4, 121248 Moscow, Russia [FRY S&M]
GENERALEXPORT NORILSK, Norilsk, Russia [FRY S&M]
GENERALEXPORT SAINT PETERSBURG, Kirowski Prospekt 26/28 kv 101, St. Petersburg, Russia [FRY S&M]
GENERALEXPORT SOCHI, Pirogowa 30 a, Sochi, Russia [FRY S&M]
GENERALEXPORT VOLGOGRAD, Chuikowa 37, 4 floor, kv. 4, Volgograd, Russia [FRY S&M]
HEMPRO, Kutuzovskii Prospekt d 13 kv 2, Moscow, Russia [FRY S&M]
IRAQI AIRWAYS, Moscow, Russia [IRAQ]
JOINT REPRESENTATIVE OFFICE OF YUGOSLAV BANKS, Mosfiljmovskaja 42, 7332 Moscow, Russia [FRY S&M]
KARIC MASSIV (a.k.a. MASSIV K; a.k.a. MASSIV–KARICHI; a.k.a. MASSIV–KARITSCH; a.k.a. SP MASSIV KARIC), 627720 RSFSR, Tyumenenskaya Oblast, Sovyetstrayon, Yagorks ul. Mira, 43, Russia [FRY S&M]
LA EMPRESA CUBANA DE FLETES (a.k.a. CUBAN FREIGHT ENTERPRISE; a.k.a. CUFLET), Moscow, Russia [CUBA]
MASSIV K (a.k.a. KARIC MASSIV; a.k.a. MASSIV–KARICHI; a.k.a. MASSIV–KARITSCH; a.k.a. SP MASSIV KARIC), 627720 RSFSR, Tyumenenskaya Oblast, Sovyetstrayon, Yagorks ul. Mira, 43, Russia [FRY S&M]
MASSIV–KARICHI (a.k.a. KARIC MASSIV; a.k.a. MASSIV K; a.k.a. MASSIV–KARITSCH; a.k.a. SP MASSIV KARIC), 627720 RSFSR, Tyumenenskaya Oblast, Sovyetstrayon, Yagorks ul. Mira, 43, Russia [FRY S&M]
MASSIV–KARITSCH (a.k.a. KARIC MASSIV; a.k.a. MASSIV K; a.k.a. MASSIV–KARICHI; a.k.a. SP MASSIV KARIC), 627720 RSFSR, Tyumenenskaya Oblast, Sovyetstrayon, Yagorks ul. Mira, 43, Russia [FRY S&M]
MONTENEGROEXPORT PREDSTAVITELSTVO FIRMY (MONTENEGROEXPORT REPRESENTATIVE OFFICE), B Pereiaslavskaia d 7 kv 118, Moscow, Russia [FRY S&M]
MONTENEGROEXPORT STROIPLOSCADKA YUGOSLAVSKOI FIRMY, 1–i Krasnogvardeyskii Proyezd, Moscow, Russia [FRY S&M]
PROGRESS BEOGRAD (a.k.a. PROGRESS BEOGRAD PREDSTAVITELYSTVO VSSSR), St. Gorkog 56 kv 112, 12 50 47 Moscow, Russia [FRY S&M]
PROGRESS BEOGRAD PREDSTAVITELYSTVO VSSSR (a.k.a. PROGRESS BEOGRAD), St. Gorkog 56 kv 112, 12 50 47 Moscow, Russia [FRY S&M]
SP MASSIV KARIC (a.k.a. KARIC MASSIV; a.k.a. MASSIV K; a.k.a. MASSIV–KARICHI; a.k.a. MASSIV–KARITSCH), 627720 RSFSR, Tyumenenskaya Oblast, Sovyetstrayon, Yagorks ul. Mira, 43, Russia [FRY S&M]
SP MKT–KARIC, ul. Transportnaya Dom 10, Odincovo, Moscow 143000, Russia [FRY S&M]

RWANDA

SOCIETE MIXTE RWANDO–ARABE LIBYENNE DE PROMOTION HOTELIERE ET TOURISTIQUE AU RWANDA, Kigali, Rwanda [LIBYA]
SOCIETE MIXTE RWANDO ARABE LIBYENNE POUR LE DEVELOPPEMENT ET LA COMMERCIALISATION DES PRODUTS AGRICOLES ET D'ELEVAGE, Kigali, Rwanda [LIBYA]

SAUDI ARABIA

ARAB PROJECTS COMPANY S.A. LTD., P.O. Box 1972, Riyadh, Saudi Arabia [IRAQ]

SCOTLAND

YUGOTOURS LTD., 115 Bath Street, Glasgow G2 2SZ, Scotland [FRY S&M]

SERBIA

21 MAJ, Belgrade, Serbia [FRY S&M]
AERODROM BEOGRAD (a.k.a. AIRPORT BELGRADE), Belgrade, Serbia [FRY S&M]
AEROINZINJERING, Belgrade, Serbia [FRY S&M]
AGROBANKA BELGRADE (All offices worldwide) [FRY S&M]
AGROEXPORT, Belgrade, Serbia [FRY S&M]
AGROOPREMA, Belgrade, Serbia [FRY S&M]
AIK SUMADIJA, Kragujevac, Serbia [FRY S&M]
AIK VRANJE, Vranje, Serbia [FRY S&M]
AIR JUGOSLAVIA, Belgrade, Serbia [FRY S&M]
AIRPORT BELGRADE (a.k.a. AERODROM BEOGRAD), Belgrade, Serbia [FRY S&M]
APATEX–APATIN, Industrijska Zona, 25260 Apatin, Serbia [FRY S&M]
AS IMPEX/AEROSERVIS, Serbia [FRY S&M]
ASSOCIATION OF YUGOSLAV RAILWAYS (a.k.a. ZAJEDNICA JUGOSLOVENSKIH ZELEZNICA), Belgrade, Serbia [FRY S&M]
ASTRO–ORION, Serbia [FRY S&M]
ATEKS, Belgrade, Serbia [FRY S&M]
AUTOMOBILE INDUSTRY – CRVENA ZASTAVA (a.k.a. ZASTAVA; a.k.a. ZAVODI CRVENA ZASTAVA – KRAGUJEVAC), Kragujevac, Serbia [FRY S&M]
AUTOTEHNA, Belgrade, Serbia [FRY S&M]
AVIOGENEX, Milentia Popovica, 11070 Belgrade, Serbia [FRY S&M]
AVNOJA 57, Serbia [FRY S&M]
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BALKAN, Suva Reka, Serbia [FRY S&M]
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BIP, Bulevar Vojvode Putnika 5, 11000 Belgrade, Serbia [FRY S&M]
BJELASICA, Bijelo Polje, Serbia [FRY S&M]

BOR–TOPIONICA I RAFINERIJA BAKRA, Bor, Serbia [FRY S&M]
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CENTROCOOP – INVEST, Belgrade, Serbia [FRY S&M]
CENTROCOOP – PROIZVODNJA, Belgrade, Serbia [FRY S&M]
CENTROEXPORT, Belgrade, Serbia [FRY S&M]
CENTROMARKET, Belgrade, Serbia [FRY S&M]
CENTROPROJEKT, Belgrade, Serbia [FRY S&M]
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DRVNO INDUSTRIJSKO PREDUZECE (a.k.a. DIP), Belgrade, Serbia [FRY S&M]
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FABEG, Belgrade, Serbia [FRY S&M]
FABRIKA KABLOVA, Zajecar, Serbia [FRY S&M]
FABRIKA OPREME I DELOVA, Bor, Serbia [FRY S&M]
FABRIKA PUMPI JASTREBAC NIS, 12 Februara Bulevar 82, 18000 Nis, Serbia [FRY S&M]
FABRIKA STAKLA – ZAJECAR, Zajecar, Serbia [FRY S&M]
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FAM, Krusevac, Serbia [FRY S&M]
FAP–FAMOS, Belgrade, Serbia [FRY S&M]
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GENERAL MOTORS YU, Belgrade, Serbia [FRY S&M]
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GOSA, Smederevo, Serbia [FRY S&M]
GRUPO ICD–PAMS–SG, Belgrade, Serbia [FRY S&M]
HEMPRO, Belgrade, Serbia [FRY S&M]
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ICN–GALENIKA, Belgrade, Serbia [FRY S&M]
IKARUS, Belgrade, Serbia [FRY S&M]
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IMLEK, Zajecar, Serbia [FRY S&M]
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IMT – INDUSTRIJA MOTORA I TRAKTORA (a.k.a. MACHINES AND TRACTORS INDUSTRY), Belgrade, Serbia [FRY S&M]
INDUSTRIJA KABLOVA, Svetozarevo, Serbia [FRY S&M]
INDUSTRIJA KOTRLJAJUCIH LEZAJA (a.k.a. IKL), Kneza Danila 23–25, 11000 Belgrade, Serbia [FRY S&M]
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INEX–INTEREXPORT LTD (a.k.a. INEX; a.k.a. INTEREXPORT LTD. CO.), 27 Marta 69, Belgrade, Serbia [FRY S&M]
INEX TURIST, Belgrade, Serbia [FRY S&M]
INFORMATIKA, Belgrade, Serbia [FRY S&M]
INKOTEHNA, Belgrade, Serbia [FRY S&M]
INOS, Belgrade, Serbia [FRY S&M]
INSTITUT MIHAJLO PUPIN, Belgrade, Serbia [FRY S&M]
INSTITUT ZA SISTEME, Belgrade, Serbia [FRY S&M]

INSTITUT ZA SPOLJNU TRGOVINU (a.k.a. FOREIGN TRADE INSTITUTE), Belgrade, Serbia [FRY S&M]
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INTEREXPORT, Belgrade, Serbia [FRY S&M]
INTERKOMERC, Belgrade, Serbia [FRY S&M]
INTERNATIONAL TRADE MARKETING, Belgrade, Serbia [FRY S&M]
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INVESTINZENJERING, Belgrade, Serbia [FRY S&M]
IRAQI AIRWAYS, Belgrade, Serbia [IRAQ]
ITRANS, Serbia [FRY S&M]
IVO LOLA RIBAR – Beograd, Belgrade, Serbia [FRY S&M]
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JAVNO PREDUZECE ZA VAZDUSNI SAOBRACAJ (a.k.a. JAT; a.k.a. JUGOSLOVENSKI AEROTRANSPORT; a.k.a. YUGOSLAV AIRLINES), Belgrade, Serbia (All offices worldwide) [FRY S&M]
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JUGOAZBEST, Milanovac, Serbia [FRY S&M]
JUGOBROD, Belgrade, Serbia [FRY S&M]
JUGODRVO, Belgrade, Serbia [FRY S&M]
JUGODUVAN, Nis, Serbia [FRY S&M]
JUGOELEKTRO, Belgrade, Serbia [FRY S&M]
JUGOEXPORT, Belgrade, Serbia [FRY S&M]
JUGOHEMIJA, Belgrade, Serbia [FRY S&M]
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JUGOLABORATORIJA, Belgrade, Serbia [FRY S&M]
JUGOLEK, Belgrade, Serbia [FRY S&M]
JUGOMETAL, Belgrade, Serbia [FRY S&M]
JUGOMONTANA (a.k.a. YUGOMONTANA), Belgrade, Serbia [FRY S&M]
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PKB COMMERCE, Belgrade, Serbia [FRY S&M]
POLJOPRIVREDNI KOMBINAT BEOGRAD (a.k.a. PKB), Padinska Skela, Serbia [FRY S&M]
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PRIVREDNA KOMORA SRBIJE (a.k.a. CHAMBER OF ECONOMY OF SERBIA), Belgrade, Serbia [FRY S&M]
PROGRES INTERAGRAR, Belgrade, Serbia [FRY S&M]
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PRVA PETROLETKA, Trstenik, Serbia [FRY S&M]
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RAD GRADJEVINSKO PREDUZECE, Belgrade, Serbia [FRY S&M]
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REKORD, Belgrade, Serbia [FRY S&M]
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TURKISH–LIBYAN JOINT MARITIME TRANSPORT STOCK COMPANY (a.k.a. TURLIB), Kemeralti Caddesi 99, 80020 Karakoy, Istanbul, Turkey [LIBYA]

TURLIB (a.k.a. TURKISH–LIBYAN JOINT MARITIME TRANSPORT STOCK COMPANY), Kemeralti Caddesi 99, 80020 Karakoy, Istanbul, Turkey [LIBYA]

UGANDA

LIBYAN ARAB UGANDA BANK FOR FOREIGN TRADE AND DEVELOPMENT (n.k.a. TROPICAL AFRICAN BANK LIMITED), P.O. Box 9485, Kampala, Uganda [LIBYA]

LIBYAN ARAB UGANDA HOLDING CO. LTD. (a.k.a. UGANDA LIBYAN HOLDING CO. LTD.), Kampala, Uganda [LIBYA]

TROPICAL AFRICAN BANK LIMITED (f.k.a. LIBYAN ARAB UGANDA BANK FOR FOREIGN TRADE AND DEVELOPMENT), P.O. Box 9485, Kampala, Uganda [LIBYA]

UGANDA LIBYAN HOLDING CO. LTD. (a.k.a. LIBYAN ARAB UGANDA HOLDING CO. LTD.), Kampala, Uganda [LIBYA]

UKRAINE

B K HOLDING ZAPOROZHYE (a.k.a. B K HOLDING ZAPOROZJE), Prospekt Lenina, 181, kv. 35, Zaporozhye 330006, Ukraine [FRY S&M]

B K HOLDING ZAPOROZJE (a.k.a. B K HOLDING ZAPOROZHYE), Prospekt Lenina, 181, kv. 35, Zaporozhye 330006, Ukraine [FRY S&M]

GENERALEXPORT KIEV, Kiev, Ukraine [FRY S&M]

SP DNJEPRO–KARIC (a.k.a. SP DNYEPRO–KARIC), ul. Nabareznaya Lenina 33, kom 313, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]

SP DNJEPROMETALIN (a.k.a. SP DNYEPROMETALIN), ul. Artelyinaya 10, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]

SP DNYEPRO–KARIC (a.k.a. SP DNJEPRO–KARIC), ul. Nabareznaya Lenina 33, kom 313, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]

SP DNYEPROMETALIN (a.k.a. SP DNJEPROMETALIN), ul. Artelyinaya 10, Dnyepropetrovsk, 320081, Ukraine [FRY S&M]

UNITED ARAB EMIRATES

ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Al Masood Building, Khalifa Street, P.O. Box 7588, Abu Dhabi, United Arab Emirates [LIBYA]

ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Head Office, ARBIFT Building, Sheikh Hamdan Street, P.O. Box 2484, Abu Dhabi, United Arab Emirates [LIBYA]

ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), Khalfan Bin Rakan Building, Khalifa Street, P.O. Box 16003, Al Ain, United Arab Emirates [LIBYA]

ARAB BANK FOR INVESTMENT AND FOREIGN TRADE (a.k.a. ARBIFT), ARBIFT Tower, Baniyas Street, P.O. Box 5549, Deira, Dubai, United Arab Emirates [LIBYA]

ARBIFT (a.k.a. ARAB BANK FOR INVESTMENT AND FOREIGN TRADE), Al Masood Building, Khalifa Street, P.O. Box 7588, Abu Dhabi, United Arab Emirates [LIBYA]

ARBIFT (a.k.a. ARAB BANK FOR INVESTMENT AND FOREIGN TRADE), Head Office, ARBIFT Building, Sheikh Hamdan Street, P.O. Box 2484, Abu Dhabi, United Arab Emirates [LIBYA]

ARBIFT (a.k.a. ARAB BANK FOR INVESTMENT AND FOREIGN TRADE), Khalfan Bin Rakan Building, Khalifa Street, P.O. Box 16003, Al Ain, United Arab Emirates [LIBYA]

ARBIFT (a.k.a. ARAB BANK FOR INVESTMENT AND FOREIGN TRADE), ARBIFT Tower, Baniyas Street, P.O. Box 5549, Deira, Dubai, United Arab Emirates [LIBYA]

IRAQI AIRWAYS, Abu Dhabi, United Arab Emirates [IRAQ]

IRAQI TRADE CENTER, Dubai, United Arab Emirates [IRAQ]

OMEISH, Ramadan M., Tripoli, Libya; Abu Dhabi, United Arab Emirates (individual) [LIBYA]

RAFIDAIN BANK, Sheikh Khalifa Street, P.O. Box 2727, Abu Dhabi, United Arab Emirates [IRAQ]

ZLITNI, Dr. Abdul Hafid Mahmoud, Abu Dhabi, United Arab Emirates (individual) [LIBYA]

UNITED KINGDOM (OFFSHORE)

VULCAN OIL S.P.A., United Kingdom (offshore) [LIBYA]

UNITED STATES OF AMERICA

AGENCIA d.d., New York, U.S.A. [FRY S&M]

AHMAD, Abu (a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

AHMED, Abu (a.k.a. AHMAD, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

AMERICAN AIR WAYS CHARTERS, INC., 1840 West 49th Street, Hialeah, Florida, U.S.A. [CUBA]

AMEROPA MERCHANDISING CORP., East Rockaway, New York, U.S.A. [FRY S&M]

BAY INDUSTRIES, INC., 10100 Santa Monica Boulevard, Santa Monica, California, U.S.A. [IRAQ]

CENTROTEXTIL INC., New York, New York, U.S.A. [FRY S&M]

FERROUS EAST CORPORATION, Elizabeth, New Jersey, U.S.A. [FRY S&M]

FURNITURE AMERICANA, Hackensack, New Jersey, U.S.A. [FRY S&M]

GENERAL IKL CORPORATION, Blauvelt, New York, U.S.A. [FRY S&M]

HAVANATUR, S.A., Hialeah, Florida, U.S.A. [CUBA]

I.P.T. COMPANY, INC., Warminster, Pennsylvania, U.S.A. [FRY S&M]

IMPEX OVERSEAS CORPORATION, New York, New York, U.S.A. [FRY S&M]

INEXAMER COMMERCIAL CORPORATION, New York, New York, U.S.A. [FRY S&M]

INTERPROGRESS TRADING CORPORATION, New York, New York, U.S.A. [FRY S&M]

IRAQI AIRWAYS, 1211 Avenue of the Americas, New York, New York 10036, U.S.A. [IRAQ]

IRAQI AIRWAYS, 25040 Southfield Road, Southfield, Michigan 48075, U.S.A. [IRAQ]

IRAQI AIRWAYS, 5825 W. Sunset Blvd., #218, Los Angeles, California 90028, U.S.A. [IRAQ]

IRAQI AIRWAYS, Building 68, J.F.K. International Airport, Jamaica, New York 11430, U.S.A. [IRAQ]

KOL INVESTMENTS, INC., Miami, Florida, U.S.A. [CUBA]

MATRIX CHURCHILL CORPORATION, 5903 Harper Road, Cleveland, Ohio 44139, U.S.A. [IRAQ]

METALCHEMICAL COMMERCIAL CORPORATION, New York, New York, U.S.A. [FRY S&M]

NAMAN, Saalim or Sam, P.O. Box 39, Fletchamstead Highway, Coventry, England; Iraq; Amman, Jordan; 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania, U.S.A.; 5903 Harper Road, Solon, OH, U.S.A.; 3343 Woodview Lake Road, West Bloomfield, Michiga 48323, U.S.A. (individual) [IRAQ]

SALAH, Mohammad Abd El–Hamid Khalil (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abdel Hamid Halil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

SALAH, Mohammad Abdel Hamid Halil (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Muhammad A.), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

SALAH, Muhammad A. (a.k.a. AHMAD, Abu; a.k.a. AHMED, Abu; a.k.a. SALAH, Mohammad Abd El–Hamid Khalil; a.k.a. SALAH, Mohammad Abdel Hamid Halil), 9229 South Thomas, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2578, Bridgeview, Illinois 60455, U.S.A.; P.O. Box 2616, Bridgeview, Illinois 60455–661, U.S.A.; Israel (DOB 5/30/53, SSN 342–52–7612, passport no. 024296248 (U.S.A.).) (individual) [SDT]

SEVOJNO OVERSEAS CORPORATION, Englewood, New Jersey, U.S.A. [FRY S&M]

TIGAR AMERICA, Jacksonville, Florida, U.S.A. [FRY S&M]

TIGRIS TRADING, INC., 5903 Harper Road, Solon, Ohio 44139, U.S.A. [IRAQ]

TIGRIS TRADING, INC., 600 Grant Street, 42nd Floor, Pittsburgh, Pennsylvania 15219, U.S.A. [IRAQ]

TRAVEL SERVICES, INC., Hialeah, Florida, U.S.A. [CUBA]

YUGOEXPORT, New York, New York, U.S.A. [FRY S&M]

UZBEKISTAN

B K HOLDING TASHKENT, ul. May. d.85, Tashkent, Uzbekistan [FRY S&M]

GENERALEXPORT TASHKENT, Tashkent, Uzbekistan [FRY S&M]

VENEZUELA

COMPANIA FENIX INTERNACIONAL, S.A., Caracas, Venezuela [CUBA]
SIBONEY INTERNACIONAL, S.A., Venezuela [CUBA]

VOJVODINA (SERBIA)

AGRO–UNIVERZAL, Kanijiza, Vojvodina (Serbia) [FRY S&M]
AGROPANONIJA, Vrsac, Vojvodina (Serbia) [FRY S&M]
AGROPROMET, Kikinda, Vojvodina (Serbia) [FRY S&M]
AGROVOJVODINA (a.k.a. AGROVOJVODINA EXPORT–IMPORT), 23 Oktobra blvd. 61, 21000 Novi Sad, Vojvodina (Serbia) (All offices worldwide) including but not limited to: Karafiatova 40, Prague 10, Czech Republic; Katona Jozef utca 10/a, 1137 Budapest 13.ker, Hungary; Warynskiego 28 m 40, Warsaw, Poland; Mosfiljmovskaja 42, Moscow, Russia [FRY S&M]
AGROVOJVODINA EXPORT–IMPORT (a.k.a. AGROVOJVODINA), 23 Oktobra blvd. 61, 21000 Novi Sad, Vojvodina (Serbia) (All offices worldwide) including but not limited to: Karafiatova 40, Prague 10, Czech Republic; Katona Jozef utca 10/a, 1137 Budapest 13.ker, Hungary; Warynskiego 28 m 40, Warsaw, Poland; Mosfiljmovskaja 42, Moscow, Russia [FRY S&M]
CENTROSLAVIJA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
DUNAV TISA DUNAV (a.k.a. DUNAV–TISA–DUNAV), Bulevar Marsala Tita 25, 21000 Novi Sad, Vojvodina (Serbia) [FRY S&M]
ELEKTROVOJVODINA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
GAS, Novi Sad, Vojvodina (Serbia) [FRY S&M]
GLOBAL, Novi Sad, Vojvodina (Serbia) [FRY S&M]
GUMAPLAST, Indija, Vojvodina (Serbia) [FRY S&M]
HEMOFARM, Vrsac, Vojvodina (Serbia) [FRY S&M]
HIP–PETROHEMIJA, Pancevo, Vojvodina (Serbia) [FRY S&M]
INTERSERVIS, Vojvodina (Serbia) [FRY S&M]
JUGOALAT, Novi Sad, Vojvodina (Serbia) [FRY S&M]
KOIMPEX, Novi Sad, Vojvodina (Serbia) [FRY S&M]
KONSTRUKTOR, Pancevo, Vojvodina (Serbia) [FRY S&M]
KOOPERATIVA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
KOPRODUKT (a.k.a. KOPRODUKT ZA UNUTRASNJU I SPOLJNU TRGOVINU I ZASTUPANJE STRANIH PREDUZECA), Bulevar Marsala Tita 6, 21000 Novi Sad, Vojvodina (Serbia) [FRY S&M]
KOPRODUKT ZA UNUTRASNJU I SPOLJNU TRGOVINU I ZASTUPANJE STRANIH PREDUZECA (a.k.a. KOPRODUKT), Bulevar Marsala Tita 6, 21000 Novi Sad, Vojvodina (Serbia) [FRY S&M]
LIVNICA, Kikinda, Vojvodina (Serbia) [FRY S&M]
LZTK, Kikinda, Vojvodina (Serbia) [FRY S&M]
MATROZ – CELLULOSE AND PAPER INDUSTRY (a.k.a. MATROZ SREMSKA MITROVICA), Sremska Mitrovica, Vojvodina (Serbia) [FRY S&M]
MATROZ SREMSKA MITROVICA (a.k.a. MATROZ – CELLULOSE AND PAPER INDUSTRY), Sremska Mitrovica, Vojvodina (Serbia) [FRY S&M]
NAFTAGAS–PROMET, Novi Sad, Vojvodina (Serbia) [FRY S&M]
NAFTAGAS–REFINERIJA, Pancevo, Vojvodina (Serbia) [FRY S&M]
NAFTAGAS, Novi Sad, Vojvodina (Serbia) [FRY S&M]
NIS–NAFTA INDUSTRIJA SRBIJE (a.k.a. SERBIAN PETROLEUM INDUSTRY), Novi Sad, Vojvodina (Serbia) [FRY S&M]
NOVI SAD RAILROAD TRANSPORTATION ORGANIZATION (a.k.a. ZELEZNICKO TRANSPORTNO PREDUZECE NOVI SAD), Novi Sad, Vojvodina (Serbia) [FRY S&M]
NOVKABEL, Novi Sad, Vojvodina (Serbia) [FRY S&M]
NOVOSADSKA FABRIKA KABELA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
OSNOVNA BANKA POLJOPRIVEDNA BANKA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
PIK BECEJ, Becej, Vojvodina (Serbia) [FRY S&M]
PIK SIRMIUM, Sremska Mitrovica, Vojvodina (Serbia) [FRY S&M]
PIK SOMBOR, Sombor, Vojvodina (Serbia) [FRY S&M]
PIK TAMIS, Pancevo, Vojvodina (Serbia) [FRY S&M]
RADIO TELEVIZIJA NOVI SAD (a.k.a. RTV NOVI SAD), Novi Sad, Vojvodina (Serbia) [FRY S&M]
RAFINERIJA, Novi Sad, Vojvodina (Serbia) [FRY S&M]
RTV NOVI SAD (a.k.a. RADIO TELEVIZIJA NOVI SAD), Novi Sad, Vojvodina (Serbia) [FRY S&M]
SERBIAN PETROLEUM INDUSTRY (a.k.a. NIS–NAFTA INDUSTRIJA SRBIJE), Novi Sad, Vojvodina (Serbia) [FRY S&M]
SERVO MIHALJ, Zrenjanin, Vojvodina (Serbia) [FRY S&M]
SEVER, Subotica, Vojvodina (Serbia) [FRY S&M]
SOMBOR PROMET–AGROSAVEZ, Sombor, Vojvodina (Serbia) [FRY S&M]
TRGOPRODUKT, Pancevo, Vojvodina (Serbia) [FRY S&M]
UNIONPROMET, Novi Sad, Vojvodina (Serbia) [FRY S&M]
UTVA, Pancevo, Vojvodina (Serbia) [FRY S&M]
VOJVODINA – SREMSKA MITROVICA, Sremska Mitrovica, Vojvodina (Serbia) [FRY S&M]
VOJVODINA TOURS, Novi Sad, Vojvodina (Serbia) [FRY S&M]
ZELEZNICKO TRANSPORTNO PREDUZECE NOVI SAD (a.k.a. NOVI SAD RAILROAD TRANSPORTATION ORGANIZATION), Novi Sad, Vojvodina (Serbia) [FRY S&M]

WEST BANK TERRITORIES

HAMAS (a.k.a. ISLAMIC RESISTANCE MOVEMENT), Gaza; Jordan; West Bank Territories [SDT]
ISLAMIC RESISTANCE MOVEMENT (a.k.a. HAMAS), Gaza; Jordan; West Bank Territories [SDT]

YEMEN ARAB REPUBLIC

IRAQI AIRWAYS, Sanaa, Yemen Arab Republic [IRAQ]
RAFIDAIN BANK, P.O. Box 10023, Sanaa, Yemen Arab Republic [IRAQ]

ZAMBIA

INTEREXPORT COMPANY LTD., Mutende Road, Woodlands Residential Area, Lusaka, Zambia [FRY S&M]
UNITED CONSULTING CO. LTD., Cester Ho, Third Fl., Lusaka, Zambia [FRY S&M]
ZAMBIA ENGINEERING AND CONTRACTING CO., Zecco Bldg. Mukwa Road, Lusaka, Zambia [FRY S&M]

MULTIPLE OR UNKNOWN LOCATIONS

ABBAS, Abu (a.k.a. ZAYDAN, Muhammad), Director of PALESTINE LIBERATION FRONT – ABU ABBAS FACTION (DOB 10 December 1948) (individual) [SDT]
ABU–'UMAR (a.k.a. ABU MARZOOK, Mousa Mohammed; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZOOK, Mousa Mohamed Abou; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
ABU MARZOOK, Mousa Mohammed (a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZOOK, Mousa Mohamed Abou; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
ABU–MARZUQ, Dr. Musa (a.k.a. ABU MARZOOK, Mousa Mohammed; a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZOOK, Mousa Mohamed Abou; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
ABU–MARZUQ, Sa'id (a.k.a. ABU MARZOOK, Mousa Mohammed; a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. MARZOOK, Mousa Mohamed Abou; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
AGROBANKA BELGRADE (All offices worldwide) [FRY S&M]

AL BANNA, Sabri Khalil Abd Al Qadir (a.k.a. NIDAL, Abu), Founder and Secretary General of ABU NIDAL ORGANIZATION (DOB May 1937 or 1940, POB Jaffa, Israel) (individual) [SDT]

AL RAHMAN, Shaykh Umar Abd, Chief Ideological Figure of ISLAMIC GAMA'AT (DOB 3 May 1938, POB Egypt) (individual) [SDT]

AL–SALIH, Muhammad Mahdi (a.k.a. SALEH, Mohammed Mahdi), Minister of Trade (DOB 1947) (individual) [IRAQ]

AL ZAWAHIRI, Dr. Ayman, Operational and Military Leader of JIHAD GROUP (DOB 19 June 1951, POB Giza, Egypt, Passport No. 1084010 (Egypt)) (individual) [SDT]

ASSOCIATED BANK OF KOSOVO (a.k.a. UDRUZENA KOSOVSKA BANKA) (All offices worldwide) including but not limited to: Rossmarkt 14/111, 6000 Frankfurt am Main 1, Germany; Schauenbergstrasse 8, 8046 Zurich, Switzerland [FRY S&M]

ASSOCIATED BELGRADE BANK (a.k.a. BEOBANKA, d.d.; a.k.a. BEOGRADSKA BANKA d.d.; a.k.a. UDRUZENA BEOGRADSKA BANKA) (All offices worldwide) including but not limited to: 38 Rue Ali Azil, Algiers, Algeria; Landestrasse–Hauptstrasse 1/III, 1030 Vienna, Austria; 40 Rue de l'Ecuyer, BTE 8, 1000 Brussels, Belgium; Sokolovska 93/2p, Prague 8–Karlin, Czech Republic; 108 Fenchurch Street, London LEC 3M 5 JJ, England; 71 Avenue des Champs–Elysees, 75008 Paris, France; Alt Moabit 74, 1000 Berlin 21, Germany; Lange Reihe 66, 2000 Hamburg 1, Germany; Drokstre Str. 14–16, 3000 Hannover 1, Germany; Karlstrasse 31, 4000 Dusseldorf 1, Germany; Kleine Budergasse 13, 5000 Koln 1, Germany; 85–93/IV Zeil, 6000 Frankfurt am Main, Germany; Tubingerstrasse 72, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich 2, Germany; Piazza Velasca 5, Milan, Italy; P.O. Box 2869, Tripoli, Libya; Damrak 28–30/IV, Amsterdam, Netherlands; Przedstawicielstwo, Aleje Roz 5, Warsaw, Poland; Kungsgaten 32/VI, P.O. Box 7592, 10393 Stockholm, Sweden; Uranis Strasse 14/III, 8001 Zurich, Switzerland; P.O. Box 3502, Harrare, Zimbabwe [FRY S&M]

AWDA, Abd Al Aziz, Chief Ideological Figure of PALESTINIAN ISLAMIC JIHAD – SHIQAQI (DOB 1946) (individual) [SDT]

BANK FOR DEVELOPMENT OF KOSOVO AND METOHIJA (All offices worldwide) [FRY S&M]

BANK FOR FOREIGN TRADE AD (a.k.a. JUGOBANKA; a.k.a. JUGOBANKA d.d.; a.k.a. YUGOBANKA) (All offices worldwide) including but not limited to: Argentinenstrasse 22/II/4–11, 1040 Vienna, Austria; Salisbury House, First Floor (Rooms 378–379), London, EC2M5RT, England; 25, Rue Lauriston, 75116 Paris, France; Kurfurstenstrasse 106/II, 1000 Berlin 30, Germany; Schledusenbruecke 1–4, 2000 Hamburg 36, Germany; Georgestrasse 36/3, 3000 Hannover, Germany; Klosterstrasse 34/I, 4000 Dusseldorf, Germany; Goether Strasse 2/II, 6000 Frankfurt am Main 1, Germany; c/o BFG M–7 m No 16–17, 6800 Mannheim, Germany; Koenigstrasse 54/8, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich, Germany; Am Plaerer 2, 8500 Nuremberg, Germany; c/o Yugoslav Chamber of Economy, Saadoun Str., Shalen Bldg., Baghdad, Iraq; P.O. Box 2869, Tripoli, Libya; Singel 512, Amsterdam 1017 AX, Netherlands; Kungsgatan 55/3, 11122 Stockholm, Sweden; Zweierstrasse 169/1, 8003 Zurich, Switzerland [FRY S&M]

BEOBANKA, d.d. (a.k.a. ASSOCIATED BELGRADE BANK; a.k.a. BEOGRADSKA BANKA d.d.; a.k.a. UDRUZENA BEOGRADSKA BANKA) (All offices worldwide) including but not limited to: 38 Rue Ali Azil, Algiers, Algeria; Landestrasse–Hauptstrasse 1/III, 1030 Vienna, Austria; 40 Rue de l'Ecuyer, BTE 8, 1000 Brussels, Belgium; Sokolovska 93/2p, Prague 8–Karlin, Czech Republic; 108 Fenchurch Street, London LEC 3M 5 JJ, England; 71 Avenue des Champs–Elysees, 75008 Paris, France; Alt Moabit 74, 1000 Berlin 21, Germany; Lange Reihe 66, 2000 Hamburg 1, Germany; Drokstre Str. 14–16, 3000 Hannover 1, Germany; Karlstrasse 31, 4000 Dusseldorf 1, Germany; Kleine Budergasse 13, 5000 Koln 1, Germany; 85–93/IV Zeil, 6000 Frankfurt am Main, Germany; Tubingerstrasse 72, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich 2, Germany; Piazza Velasca 5, Milan, Italy; P.O. Box 2869, Tripoli, Libya; Damrak 28–30/IV, Amsterdam, Netherlands; Przedstawicielstwo, Aleje Roz 5, Warsaw, Poland; Kungsgaten 32/VI, P.O. Box 7592, 10393 Stockholm, Sweden; Uranis Strasse 14/III, 8001 Zurich, Switzerland; P.O. Box 3502, Harrare, Zimbabwe [FRY S&M]

BEOGRADSKA BANKA d.d. (a.k.a. ASSOCIATED BELGRADE BANK; a.k.a. BEOBANKA, d.d.; a.k.a. UDRUZENA BEOGRADSKA BANKA) (All offices worldwide) including but not limited to: 38 Rue Ali Azil, Algiers, Algeria; Landestrasse–Hauptstrasse 1/III, 1030 Vienna, Austria; 40 Rue de l'Ecuyer, BTE 8, 1000 Brussels, Belgium; Sokolovska 93/2p, Prague 8–Karlin, Czech Republic; 108 Fenchurch Street, London LEC 3M 5 JJ, England; 71 Avenue des Champs–Elysees, 75008 Paris, France; Alt Moabit 74, 1000 Berlin 21, Germany; Lange Reihe 66, 2000 Hamburg 1, Germany; Drokstre Str. 14–16, 3000 Hannover 1, Germany; Karlstrasse 31, 4000 Dusseldorf 1, Germany; Kleine Budergasse 13, 5000 Koln 1, Germany; 85–93/IV Zeil, 6000 Frankfurt am Main, Germany; Tubingerstrasse 72, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich 2, Germany; Piazza Velasca 5, Milan, Italy; P.O. Box 2869, Tripoli, Libya; Damrak 28–30/IV, Amsterdam, Netherlands; Przedstawicielstwo, Aleje Roz 5, Warsaw, Poland; Kungsgaten 32/VI, P.O. Box 7592, 10393 Stockholm, Sweden; Uranis Strasse 14/III, 8001 Zurich, Switzerland; P.O. Box 3502, Harrare, Zimbabwe [FRY S&M]

BUSHWESHA, Abdullah (individual) [LIBYA]

CENTROCOOP (a.k.a. CENTROCOOP EXPORT–IMPORT ENTERPRISE) [FRY S&M]

CENTROCOOP EXPORT–IMPORT ENTERPRISE (a.k.a. CENTROCOOP) [FRY S&M]

COMBICK AUSSENHANDELS GMBH (All offices worldwide) including but not limited to: Luisenstrasse 46, 1040 Berlin, Germany; Thalkirchener Street 2, 8000 Munich, Germany; Windmuehlstrasse 1, D–6000, Frankfurt am Main, Germany [FRY S&M]

CONTROLBANK (All offices worldwide) [FRY S&M]

CREDIBEL (All offices worldwide) [FRY S&M]

DAFIMENT BANK (All offices worldwide) [FRY S&M]

DOLPHINA BANK (All offices worldwide) [FRY S&M]

EUROPA INTERNACIONAL (of Belgrade) (All offices worldwide) including but not limited to: Palmira Toljatija 3, 11070 Novi Beograd, Serbia [FRY S&M]

FADLALLAH, Shaykh Muhammad Husayn, Leading Ideological Figure of HIZBALLAH (DOB 1938 or 1936, POB Najf Al Ashraf (Najaf), Iraq) (individual) [SDT]

FIRST CORPORATE BANK (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]

GATOIL SUISSE S.A. (n.k.a. TAMOIL SUISSE S.A.; n.k.a. TAMOIL SWITZERLAND) (330 gasoline retail outlets in Switzerland) [LIBYA]

GATOIL SUISSE S.A. (n.k.a. TAMOIL SUISSE S.A.; n.k.a. TAMOIL SWITZERLAND) (RSO refinery in Collombey) [LIBYA]

HABASH, George (a.k.a. HABBASH, George), Secretary General of POPULAR FRONT FOR THE LIBERATION OF PALESTINE (individual) [SDT]

HABBASH, George (a.k.a. HABASH, George), Secretary General of POPULAR FRONT FOR THE LIBERATION OF PALESTINE (individual) [SDT]

HAWATMA, Nayif (a.k.a. HAWATMAH, Nayif; a.k.a. HAWATMEH, Nayif; a.k.a. KHALID, Abu), Secretary General of DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (DOB 1933) (individual) [SDT]

HAWATMAH, Nayif (a.k.a. HAWATMA, Nayif; a.k.a. HAWATMEH, Nayif; a.k.a. KHALID, Abu), Secretary General of DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (DOB 1933) (individual) [SDT]

HAWATMEH, Nayif (a.k.a. HAWATMA, Nayif; a.k.a. HAWATMAH, Nayif; a.k.a. KHALID, Abu), Secretary General of DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (DOB 1933) (individual) [SDT]

HIPOZAL BANKA (All offices worldwide) [FRY S&M]

INEX BANKA d.d. (All offices worldwide) [FRY S&M]

INEX GMBH (a.k.a. INEX IMPORT EXPORT GMBH) (All offices worldwide) including but not limited to: Niederlassung, Luisenstrasse 46, 1040 Berlin, Germany; Filialgeschaefte 1, 4330 Muelheim, Germany; Schwanthaler Street 3W, 8000 Munich, Germany; Stiftstrasse 30/121, Frankfurt am Main, Germany [FRY S&M]

INEX IMPORT EXPORT GMBH (a.k.a. INEX GMBH) (All offices worldwide) including but not limited to: Niederlassung, Luisenstrasse 46, 1040 Berlin, Germany; Filialgeschaefte 1, 4330 Muelheim, Germany; Schwanthaler Street 3W, 8000 Munich, Germany; Stiftstrasse 30/121, Frankfurt am Main, Germany [FRY S&M]

INEX–INTEREXPORT (All offices worldwide) including but not limited to: Pruga e kongresit e permetit 192–196, Tirana, Albania; 24, Boulevard Youcef Zirout, Algiers, Algeria; Vienna, Austria; Road 7, House 42/F, Banani/Dhaka–13, Bangladesh; U1 Oboriste 9, Sofia, Bulgaria; 4–2–81 Jianguomenwai, Beijing, China; Linea No. 5e/NyO Vedado, Havana, Cuba; Sokolovska 93/III, Prague 3–Karlin, Czech Republic; 12, Mohamed Talaat Nooman Street, Alexandria, Egypt; 16, Cherif Street app. 21–22, Cairo, Egypt; Joanu Igrigoriadou 6 str. 55236, Thessaloniki, Greece; Dozsa Gyorgy ut 92/b, Budapest VI, Hungary; No. 149, Ave Iranshahr, Shomali Bld. 555, 5th Floor, Tehran, Iran; 6B (Duplex Annex) Saeet Hail Road, M.A.C.H.S., Karachi, Pakistan; Szpitalna 6, Warsaw, Poland; Dumitru Lemnea Nr. 3/3 ap. 7, Bucharest, Romania; Krasnogvardejski Projezd 25, Gostilnica Sojuz II, Moscow, Russia; Kutuzovski Prospekt 7/4, Korpus No. 6 Biro 38, Moscow, Russia; Lenjina 2, Tyumen, Russia; Culenova 5/1, 381646 Bratislava, Slovak Republic; Palacio de la Prenso, Plaza Callao 4–70 B, 13 Madrid, Spain [FRY S&M]

INEX ITALIANA SRL (All offices worldwide) including but not limited to: Via Antonio de Recante 4y, 20124 Milan, Italy; XX Settembre 3/2, 34121 Trieste, Italy [FRY S&M]

INTERNATIONAL GENEX BANK (All offices worldwide) [FRY S&M]

INVESTBANKA (a.k.a. OSNOVNA PRIVREDNO–INVESTICIONA BANKA) (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]

INVESTBANKA BELGRADE (All offices worldwide) [FRY S&M]

INVESTICIONA BANKA TITOGRAD (a.k.a. MONTENEGROBANKA d.d.) (All offices worldwide. Bank is headquartered in Podgorica, Montenegro) including but not limited to: Bulevar Revolucije 1, P.O. Box 183, 81001 Podgorica, Montenegro [FRY S&M]

ISLAMBOULI, Mohammad Shawqi, Military Leader of ISLAMIC GAMA'AT (DOB 15 January 1955, POB Egypt, Passport No. 304555 (Egypt)) (individual) [SDT]

JABRIL, Ahmad (a.k.a. JIBRIL, Ahmad), Secretary General of POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (DOB 1938, POB Ramleh, Israel) (individual) [SDT]

JAMAHIRIYA BANK (f.k.a. MASRAF AL–GUMHOURIA) (38 local branches in Libya) [LIBYA]

JIBRIL, Ahmad (a.k.a. JABRIL, Ahmad), Secretary General of POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (DOB 1938, POB Ramleh, Israel) (individual) [SDT]

JUGOBANKA (a.k.a. BANK FOR FOREIGN TRADE AD; a.k.a. JUGOBANKA d.d.; a.k.a. YUGOBANKA) (All offices worldwide) including but not limited to: Argentinenstrasse 22/II/4–11, 1040 Vienna, Austria; Salisbury House, First Floor (Rooms 378–379), London, EC2M5RT, England; 25, Rue Lauriston, 75116 Paris, France; Kurfurstenstrasse 106/II, 1000 Berlin 30, Germany; Schledusenbruecke 1–4, 2000 Hamburg 36, Germany; Georgestrasse 36/3, 3000 Hannover, Germany; Klosterstrasse 34/I, 4000 Dusseldorf, Germany; Goether Strasse 2/II, 6000 Frankfurt am Main 1, Germany; c/o BFG M–7 m No 16–17, 6800 Mannheim, Germany; Koenigstrasse 54/8, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich, Germany; Am Plaerer 2, 8500 Nuremberg, Germany; c/o Yugoslav Chamber of Economy, Saadoun Str., Shalen Bldg., Baghdad, Iraq; P.O. Box 2869, Tripoli, Libya; Singel 512, Amsterdam 1017 AX, Netherlands; Kungsgatan 55/3, 11122 Stockholm, Sweden; Zweierstrasse 169/1, 8003 Zurich, Switzerland [FRY S&M]

JUGOBANKA d.d. (a.k.a. BANK FOR FOREIGN TRADE AD; a.k.a. JUGOBANKA; a.k.a. YUGOBANKA) (All offices worldwide) including but not limited to: Argentinenstrasse 22/II/4–11, 1040 Vienna, Austria; Salisbury House, First Floor (Rooms 378–379), London, EC2M5RT, England; 25, Rue Lauriston, 75116 Paris, France; Kurfurstenstrasse 106/II, 1000 Berlin 30, Germany; Schledusenbruecke 1–4, 2000 Hamburg 36, Germany; Georgestrasse 36/3, 3000 Hannover, Germany; Klosterstrasse 34/I, 4000 Dusseldorf, Germany; Goether Strasse 2/II, 6000 Frankfurt am Main 1, Germany; c/o BFG M–7 m No 16–17, 6800 Mannheim, Germany; Koenigstrasse 54/8, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich, Germany; Am Plaerer 2, 8500 Nuremberg, Germany; c/o Yugoslav Chamber of Economy, Saadoun Str., Shalen Bldg., Baghdad, Iraq; P.O. Box 2869, Tripoli, Libya; Singel 512, Amsterdam 1017 AX, Netherlands; Kungsgatan 55/3, 11122 Stockholm, Sweden; Zweierstrasse 169/1, 8003 Zurich, Switzerland [FRY S&M]

JUGOSKANDIK d.d. (All offices worldwide) [FRY S&M]

JUGOSLOVENSKA BANKA ZA MEDJUNARODNU EKONOMSKU SARADNJU (a.k.a. YUBMES; a.k.a. YUGOSLAV BANK FOR INTERNATIONAL ECONOMIC COOPERATION) (All offices worldwide) [FRY S&M]

KHALID, Abu (a.k.a. HAWATMA, Nayif; a.k.a. HAWATMAH, Nayif; a.k.a. HAWATMEH, Nayif), Secretary General of DEMOCRATIC FRONT FOR THE LIBERATION OF PALESTINE – HAWATMEH FACTION (DOB 1933) (individual) [SDT]

KOSOVSKA BANKA (All offices. Bank is headquartered in Pristina, Kosovo (Serbia)) [FRY S&M]

KREDITNA BANKA BEOGRAD (All offices worldwide) [FRY S&M]
KREDITNA BANKA PRISTINA (All offices worldwide) [FRY S&M]
KREDITNA BANKA SUBOTICA (All offices worldwide) [FRY S&M]
LIBYAN AGRICULTURAL BANK (a.k.a. AGRICULTURAL BANK, THE; a.k.a. NATIONAL AGRICULTURAL BANK OF LIBYA) (1 city branch and 27 branches in Libya) [LIBYA]
LIBYAN ARAB AIRLINES (Numerous branch offices and facilities abroad) [LIBYA]
LIBYAN NATIONAL OIL CORPORATION (a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC) (Subsidiaries and joint ventures in Libya and worldwide) [LIBYA]
LNOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. NATIONAL OIL CORPORATION; a.k.a. NOC) (Subsidiaries and joint ventures in Libya and worldwide) [LIBYA]
MARZOOK, Mousa Mohamed Abou (a.k.a. ABU MARZOOK, Mousa Mohammed; a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZUK, Musa Abu), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
MARZUK, Musa Abu (a.k.a. ABU MARZOOK, Mousa Mohammed; a.k.a. ABU–'UMAR; a.k.a. ABU–MARZUQ, Dr. Musa; a.k.a. ABU–MARZUQ, Sa'id; a.k.a. MARZOOK, Mousa Mohamed Abou), Political Leader in Amman, Jordan and Damascus, Syria for HAMAS (DOB 9 February 1951; POB Gaza, Egypt; Passport No. 92/664 (Egypt); SSN 523–33–8386.) (individual) [SDT]
MASRAF AL–GUMHOURIA (n.k.a. JAMAHIRIYA BANK) (38 local branches in Libya) [LIBYA]
MEDIFINANCE BANK (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
MEDITRADE LTD. (All offices. Headquartered in Belgrade, Serbia) [FRY S&M]
MESOVITA BANKA d.d. (a.k.a. PKB BANKA; a.k.a. POLJOPRIVREDNI KREDITNA BEOGRAD BANKA) (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
MONTENEGROBANKA d.d. (a.k.a. INVESTICIONA BANKA TITOGRAD) (All offices worldwide. Bank is headquartered in Podgorica, Montenegro) including but not limited to: Bulevar Revolucije 1, P.O. Box 183, 81001 Podgorica, Montenegro [FRY S&M]
MONTEX BANKA d.d. (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
MUGHNIYAH, Imad Fa'iz (a.k.a. MUGHNIYAH, Imad Fayiz), Senior Intelligence Officer of HIZBALLAH (DOB 7 December 1962, POB Tayr Dibba, Lebanon, Passport No. 432298 (Lebanon)) (individual) [SDT]
MUGHNIYAH, Imad Fayiz (a.k.a. MUGHNIYAH, Imad Fa'iz), Senior Intelligence Officer of HIZBALLAH (DOB 7 December 1962, POB Tayr Dibba, Lebanon, Passport No. 432298 (Lebanon)) (individual) [SDT]
NAJI, Talal Muhammad Rashid, Principal Deputy of POPULAR FRONT FOR THE LIBERATION OF PALESTINE – GENERAL COMMAND (DOB 1930, POB Al Nasiria, Palestine) (individual) [SDT]
NASRALLAH, Hasan, Secretary General of HIZBALLAH (DOB 31 August 1960 or 1953 or 1955 or 1958, POB Al Basuriyah, Lebanon, Passport No. 042833 (Lebanon)) (individual) [SDT]
NATIONAL AGRICULTURAL BANK OF LIBYA (a.k.a. AGRICULTURAL BANK, THE; a.k.a. LIBYAN AGRICULTURAL BANK) (1 city branch and 27 branches in Libya) [LIBYA]
NATIONAL COMMERCIAL BANK S.A.L. (22 branches in Libya) [LIBYA]
NATIONAL OIL CORPORATION (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NOC) (Subsidiaries and joint ventures in Libya and worldwide) [LIBYA]
NIDAL, Abu (a.k.a. AL BANNA, Sabri Khalil Abd Al Qadir), Founder and Secretary General of ABU NIDAL ORGANIZATION (DOB May 1937 or 1940, POB Jaffa, Israel) (individual) [SDT]
NIKSA BANKA (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
NOC (a.k.a. LIBYAN NATIONAL OIL CORPORATION; a.k.a. LNOC; a.k.a. NATIONAL OIL CORPORATION) (Subsidiaries and joint ventures in Libya and worldwide) [LIBYA]
NOVOSADSKA BANKA d.d. (All offices. Bank is headquartered in Novi Sad, Vojvodina (Serbia)) [FRY S&M]
OSNOVNA PRIVREDNO–INVESTICIONA BANKA (a.k.a. INVESTBANKA) (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
PANONSKA BANKA d.d. (All offices. Bank is headquartered in Novi Sad, Vojvodina (Serbia)) [FRY S&M]
PKB BANKA (a.k.a. MESOVITA BANKA d.d.; a.k.a. POLJOPRIVREDNI KREDITNA BEOGRAD BANKA) (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
PLJEVANSKA BANKA (All offices. Bank is headquartered in Podgorica, Montenegro) [FRY S&M]
POLJOPRIVREDNA BANKA OSNOVNA BANKA (All offices worldwide) [FRY S&M]
POLJOPRIVREDNI KREDITNA BEOGRAD BANKA (a.k.a. MESOVITA BANKA d.d.; a.k.a. PKB BANKA) (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
PREDUZETNICKA BANKA d.d. (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
PRISTINSKA BANKA d.d. (All offices. Bank is headquartered in Pristina, Kosovo (Serbia)) [FRY S&M]
PRIVATNA PRIVREDNA BANKA (All offices. Bank is headquartered in Montenegro) [FRY S&M]
PRIVREDNA BANKA BEOGRAD d.d. (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
PRIVREDNA BANKA NOVI SAD d.d. (All offices. Bank is headquartered in Novi Sad, Vojvodina (Serbia)) [FRY S&M]
PRVA SRPSKA KOMERCIALJNA BANKA (All offices. Bank is headquartered in Nis, Serbia) [FRY S&M]
QASEM, Talat Fouad, Propaganda Leader of ISLAMIC GAMA'AT (DOB 2 June 1957 or 3 June 1957, POB Al Mina, Egypt) (individual) [SDT]
SAHARA BANK (22 branches in Libya) [LIBYA]
SALEH, Mohammed Mahdi (a.k.a. AL–SALIH, Muhammad Mahdi), Minister of Trade (DOB 1947) (individual) [IRAQ]
SHAQAQI, Fathi, Secretary General of PALESTINIAN ISLAMIC JIHAD–SHIQAQI (individual) [SDT]
SLAVIJA BANKA (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
SMEDEREVSKA BANKA d.d. (All offices. Bank is headquartered in Belgrade, Serbia) [FRY S&M]
SVAJCARSKO–JUGOSLOVENSKA BANKA (All offices. Bank is headquartered in Serbia) [FRY S&M]
TAMOIL PETROLI ITALIANA S.P.A. (1,977 gasoline retail outlets in Italy) [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND) (330 gasoline retail outlets in Switzerland) [LIBYA]
TAMOIL SUISSE S.A. (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SWITZERLAND) (RSO refinery in Collombey) [LIBYA]
TAMOIL SWITZERLAND (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SUISSE S.A.) (330 gasoline retail outlets in Switzerland) [LIBYA]
TAMOIL SWITZERLAND (f.k.a. GATOIL SUISSE S.A.; a.k.a. TAMOIL SUISSE S.A.) (RSO refinery in Collombey) [LIBYA]
TUFAYLI, Subhi, Former Secretary General and Current Senior Figure of HIZBALLAH (DOB 1947, POB Biqa Valley, Lebanon) (individual) [SDT]

UDRUZENA BEOGRADSKA BANKA (a.k.a. ASSOCIATED BELGRADE BANK; a.k.a. BEOBANKA, d.d.; a.k.a. BEOGRADSKA BANKA d.d.) (All offices worldwide) including but not limited to: 38 Rue Ali Azil, Algiers, Algeria; Landestrasse–Hauptstrasse 1/III, 1030 Vienna, Austria; 40 Rue de l'Ecuyer, BTE 8, 1000 Brussels, Belgium; Sokolovska 93/2p, Prague 8–Karlin, Czech Republic; 108 Fenchurch Street, London LEC 3M 5 JJ, England; 71 Avenue des Champs–Elysees, 75008 Paris, France; Alt Moabit 74, 1000 Berlin 21, Germany; Lange Reihe 66, 2000 Hamburg 1, Germany; Drokstre Str. 14–16, 3000 Hannover 1, Germany; Karlstrasse 31, 4000 Dusseldorf 1, Germany; Kleine Budergasse 13, 5000 Koln 1, Germany; 85–93/IV Zeil, 6000 Frankfurt am Main, Germany; Tubingerstrasse 72, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich 2, Germany; Piazza Velasca 5, Milan, Italy; P.O. Box 2869, Tripoli, Libya; Damrak 28–30/IV, Amsterdam, Netherlands; Przedstawicielstwo, Aleje Roz 5, Warsaw, Poland; Kungsgaten 32/VI, P.O. Box 7592, 10393 Stockholm, Sweden; Uranis Strasse 14/III, 8001 Zurich, Switzerland; P.O. Box 3502, Harrare, Zimbabwe [FRY S&M]

UDRUZENA KOSOVSKA BANKA (a.k.a. ASSOCIATED BANK OF KOSOVO) (All offices worldwide) including but not limited to: Rossmarkt 14/111, 6000 Frankfurt am Main 1, Germany; Schauenbergstrasse 8, 8046 Zurich, Switzerland [FRY S&M]

UMMA BANK S.A.L. (31 branches throughout Libya) [LIBYA]

WAHDA BANK (37 branches throughout Libya) [LIBYA]

YASIN, Shaykh Ahmad, Founder and Chief Ideological Figure of HAMAS (DOB 1931) (individual) [SDT]

YUBMES (a.k.a. JUGOSLOVENSKA BANKA ZA MEDJUNARODNU EKONOMSKU SARADNJU; a.k.a. YUGOSLAV BANK FOR INTERNATIONAL ECONOMIC COOPERATION) (All offices worldwide) [FRY S&M]

YUGOBANKA (a.k.a. BANK FOR FOREIGN TRADE AD; a.k.a. JUGOBANKA; a.k.a. JUGOBANKA d.d.) (All offices worldwide) including but not limited to: Argentinenstrasse 22/II/4–11, 1040 Vienna, Austria; Salisbury House, First Floor (Rooms 378–379), London, EC2M5RT, England; 25, Rue Lauriston, 75116 Paris, France; Kurfurstenstrasse 106/II, 1000 Berlin 30, Germany; Schledusenbruecke 1–4, 2000 Hamburg 36, Germany; Georgestrasse 36/3, 3000 Hannover, Germany; Klosterstrasse 34/I, 4000 Dusseldorf, Germany; Goether Strasse 2/II, 6000 Frankfurt am Main 1, Germany; c/o BFG M–7 m No 16–17, 6800 Mannheim, Germany; Koenigstrasse 54/8, 7000 Stuttgart 1, Germany; Sonnenstrasse 12/III, 8000 Munich, Germany; Am Plaerer 2, 8500 Nuremberg, Germany; c/o Yugoslav Chamber of Economy, Saadoun Str., Shalen Bldg., Baghdad, Iraq; P.O. Box 2869, Tripoli, Libya; Singel 512, Amsterdam 1017 AX, Netherlands; Kungsgatan 55/3, 11122 Stockholm, Sweden; Zweierstrasse 169/1, 8003 Zurich, Switzerland [FRY S&M]

YUGOSLAV BANK FOR INTERNATIONAL ECONOMIC COOPERATION (a.k.a. JUGOSLOVENSKA BANKA ZA MEDJUNARODNU EKONOMSKU SARADNJU; a.k.a. YUBMES) (All offices worldwide) [FRY S&M]

ZAYDAN, Muhammad (a.k.a. ABBAS, Abu), Director of PALESTINE LIBERATION FRONT – ABU ABBAS FACTION (DOB 10 December 1948) (individual) [SDT]

Appendix C to Chapter V—Alphabetical Listing of Vessels that are the Property of Blocked Persons or Specially Designated Nationals

Blocked Vessels

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
1 ATHAR	IRAQ	Iraq	Tanker	1,502		HNAR	Iraqi Oil Tankers Company	
7 NISSAN	IRAQ	Iraq	Tanker	1,502		HNNN	Iraqi Oil Tankers Company	
ACECHILLY	CUBA						Acechilly Navigation Co., Malta	
ACEFROSTY	CUBA						Acefrosty Shipping Co., Malta	
ADMIRAL ZMAJEVIC	FRY S&M	Malta	General dry cargo		8,569	9HTX3	South Adriatic Bulk Shipping Ltd.	
AIN ZALAH	IRAQ	Iraq	Tanker	36,330		HNAZ	Iraqi Oil Tankers Company, Basrah, Iraq	
AIRE F	FRY S&M	Malta	General dry cargo		13,651	9HTG3	Oktoih Overseas Shipping Ltd.	fka *OBOD*
AL–ALYAA	IRAQ	Iraq	Tug	375		N/A	State Org. of Iraqi Ports	
AL–AMIN	IRAQ	Iraq	Tug	368		YIAM	State Org. of Iraqi Ports	
AL ANBAR	IRAQ	Iraqi flag	Tug			YIAV	Government of the Republic of Iraq. Managed by the State Organization of Iraqi Ports, Basrah, Iraq	
AL–BAATH	IRAQ	Iraq	Tanker	9,928		HNBT	Iraqi Oil Tankers Company	
AL–BAKR	IRAQ	Iraq	Research	390		YIBR	State Org. of Iraqi Ports	
AL–BAYAA	IRAQ	Iraq	Barge	1,662		HNHB	Iraqi State Enterprise for Water Transport	fka *HIBOOB*
AL–ENTISAR	IRAQ	Iraq	Tug	375		N/A	State Org. of Iraqi Ports	
AL FAO	IRAQ	Iraq	Research	80		YIAN	State Org. of Iraqi Ports	
AL–HATHER	IRAQ	Iraq	Tug	368		YIHR	State Org. of Iraqi Ports	
AL KARAMAH	IRAQ	Iraq	Tanker	12,882		HNKM	Iraqi Oil Tankers Company	
AL–KARRKH	IRAQ	Iraq	Tug	368		YIKH	State Org. of Iraqi Ports	
AL KHALIDA	IRAQ	Iraq	Tanker	7,155		HNKD	Iraqi Oil Tankers Company	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
AL–KHALIJ–AL–ARABI	IRAQ	Iraq	Service	4,740		YIKA	State Org. of Iraqi Ports	
AL MANSUR	IRAQ	Iraq	Yacht	1,223		HNMR	Iraqi State Enterprise for Water Transport	
AL MERBID	IRAQ	Iraq	Service	4,649		YIMD	State Org. of Iraqi Ports	
AL MOSUL	IRAQ	Iraq	Service	1,219		YIAS	State Org. of Iraqi Ports	
AL NAJAF	IRAQ	Iraq	Service	4,740		YINF	State Org. of Iraqi Ports	
AL NASR	IRAQ	Iraq	Service	2,444		DDRH	State Org. of Iraqi Ports	
AL NASR	IRAQ	Iraq	Tanker	1,502		HNNR	Iraqi Oil Tanker Company	
AL–NOHOODH	IRAQ	Iraq	Tug	375		YINU	State Org. of Iraqi Ports	
AL OMARAH	IRAQ	Iraq	Tug	320		YIAW	State Org. of Iraqi Ports	
AL–QADISIYA	IRAQ	Iraq	Yacht	100		HNKS	Iraqi State Enterprise for Water Transport	
AL RAMADI	IRAQ	Iraq	Tug	320		YIAY	State Org. of Iraqi Ports	
AL RASHEED	IRAQ	Iraq	Service	304		YIBE	State Org. of Iraqi Ports	
AL RATBA	IRAQ	Iraq	Tanker	544		YIBA	State Org. of Iraqi Ports	
AL–RESSAFA	IRAQ	Iraq	Tug	368		YIRF	State Org. of Iraqi Ports	
AL–SAHIL–AL–ARABI	IRAQ	Iraq	Service	6,396		HNSA	Iraqi State Enterprise for Sea Fisheries, Basrah Iraq	
AL SHUMOOKH	IRAQ	Iraq	Tug	375		N/A	State Org. of Iraqi Ports	
AL–THIRTHAR	IRAQ	Iraq	Tanker	524		YITH	State Org. of Iraqi Ports	
AL–WAHDAH	IRAQ	Iraq	Tug	149		YIWH	State Org. of Iraqi Ports	
AL WALEED	IRAQ	Iraq	Research			YIBF	State Org. of Iraqi Ports	
AL ZAB	IRAQ	Iraq	Tug			YIBH	State Org. of Iraqi Ports	
AL–ZAHRAA	IRAQ	Iraq	RO/RO	3,985		HNNZ	Iraqi State Enterprise for Water Transport	
AL ZAWRAA	IRAQ	Iraq	Cargo	3,549		HNZW	Iraqi State Enterprise for Water Transport, Baghdad	
ALABID	IRAQ	Iraq	Barge	1,662		HNDB	Iraqi State Enterprise for Water Transport	fka *SANABUL*
ALAMINOS	CUBA	Cyprus	General Cargo	15088	8909	P32C3	Alaminos Shipping Co. Ltd.	fka *RUBY ISLANDS*
ALBA	FRY S&M	Saint Vincent	RO/RO Cargo		915	J8FM9	Montenegro Overseas Navigation Ltd.	
ALEDREESI	IRAQ	Iraq	Cargo	3,550		HNID	Iraqi State Enterprise for Water Transport	
ALEGRIA DE PIO	CUBA						Naviera Maritima de Arosa, Spain	
ALFARABI	IRAQ	Iraq	Cargo	8,342		HNFB	Iraqi State Enterprise for Water Transport	
ALFARAHIDI	IRAQ	Iraq	Tanker	149,441		HNFR	Iraqi Oil Tankers Company	
ALFIDAA	IRAQ	Iraq	Barge	1,662		HNFD	Iraqi State Enterprise for Water Transport	fka *SILOWAT*
ALKHANSAA	IRAQ	Iraq	Cargo	3,525		HNKN	Iraqi State Enterprise for Water Transport	
ALKINDI	IRAQ	Iraq	Cargo	8,342		HNKI	Iraqi State Enterprise for Water Transport	
ALMUSTANSIRIYAH	IRAQ	Iraqi flag	Tanker	155,210		HNMS	Iraqi Oil Tankers Company	
ALMUTANABBI	IRAQ	Iraq	Tanker	130,241		HNMB	Iraqi Oil Tankers Company	
ALNAJAF	IRAQ	Iraq	Service	4,740		YINF	State Org. of Iraqi Ports	
ALQADISIYAH	IRAQ	Iraq	Tanker	155,210		HNQS	Iraqi Oil Tankers Company	
ALSUMOOD	IRAQ	Iraq	Service	6,977		YISD	State Org. of Iraqi Ports	
ALTAAWIN–ALARABI	IRAQ	Iraq	Cargo	13,634		HNAI	Iraqi State Enterprise for Water Transport	
ALWAHDA	IRAQ	Iraq	Barge	1,662		HNAD	Iraqi State Enterprise for Water Transport	
ALWASITTI	IRAQ	Iraq	Cargo	8,343		HNWS	Iraqi State Enterprise for Water Transport	
ALYARMUK	IRAQ	Iraq	Tanker	149,371		HNYK	Iraqi Oil Tankers Company	
ALZUBAIR	IRAQ	Iraq	Service	4,640		YIZR	State Org. of Iraqi Ports	
AMURIYAH	IRAQ	Iraq	Tanker	155,210		HNAM	Iraqi Oil Tankers Company	
ANTARA	IRAQ	Iraq	Service	508		YIBD	State Org. of Iraqi Ports	
ARBEEL	IRAQ	Iraq	Tug	320		YIBB	State Org. of Iraqi Ports	
BABA GURGUR	IRAQ	Iraq	Tanker	36,397		HNGR	Iraqi Oil Tankers Company	
BABYLON	IRAQ	Iraq	Cargo	13,656		HNBB	Iraqi State Enterprise for Water Transport	
BADR 7	IRAQ	Saudi Arabia	Service	647		N/A	Government of the Republic of Iraq, Ministry of Oil, State Company for Oil Projects, Baghdad, Iraq	
BAGHDAD	IRAQ	Iraq	Service	2,900		YIAD	State Org. of Iraqi Ports	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
BAGHDAD	IRAQ	Iraq	Cargo	13,656		HNBD	Iraqi State Enterprise for Water Transport	
BALQEES	IRAQ	Iraq	RO/RO	3,985		HNBL	State Organization for Iraq Government	
BASRA	IRAQ	Iraq	Service	2,906		YIAB	State Org. of Iraqi Ports	
BASRAH	IRAQ	Iraq	Cargo	13,656		HNBS	Iraqi State Enterprise for Water Transport	
BAYAMO	FRY S&M	Malta	Bulk carrier		9,916	9HTF3	Lovcen Overseas Shipping Ltd.	fka *NIKSIC*
BRISA	FRY S&M	Malta	General dry cargo		13,651	9HTB3	Oktoih Overseas Shipping Ltd	fka *IVANGRAD*
BROTHERS	CUBA	Cyprus	Bulk Carrier	25573	16605	C4QK	Ciflare Shipping Co. Ltd.	fka *TULIP ISLANDS*
BUZURGAN	IRAQ	Iraq	Tanker	36,400		HNBR	Iraqi Oil Tankers Company	
C. BLANCO	FRY S&M	Malta	Bulk carrier		17,460	9HSW3	Bar Overseas Shipping Ltd.	fka *BIJELO POLJE*
CARIBBEAN PRINCESS	CUBA	Cyprus	General Cargo	24155	16794	C4GL	CARIBBEAN PRINCESS SHIPPING (SDN)	
CARIBBEAN QUEEN	CUBA	Cyprus	General Cargo	24106	16794	C4JO	CARIBBEAN QUEEN SHIPPING (SDN)	
CARIBBEAN SALVOR	CUBA	Malta	Tug	669	856	9H2275	Compania Navegacion Golfo S.A.	
CASABLANCA	CUBA						Epamac Shipping Co., Ltd., Malta	
CELTIC	CUBA	Cyprus	Bulk Carrier	27652	16582	C4WU	Atlantic Marie Shipping Co. Ltd.	fka *VIOLET ISLANDS*
CESTAR	FRY S&M	Yugoslavia	RO/RO Cargo/ ferry		121	Unknown	Mostogradnja – Gradjevno Preduzece	
CICLON	CUBA						Senanque Shipping Co., Ltd., Cyprus	
COTTY	CUBA						Heywood Navigation Corp., Panama	
CRIOLLO	CUBA	Cuba	Tug	NA	181	CL2257	Samir de Navegacion S.A.	
CRNA GORA	FRY S&M	Malta	Bulk carrier		36,223	9HUL3	Zeta Ocean Shipping Ltd.	
DAMASCUS	IRAQ	Iraq	Tug	149		YIDS	State Org. of Iraqi Ports	
DAMEN GORINCHEM 5716	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
DAMEN GORINCHEM 5717	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
DAMEN GORINCHEM 5718	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
DAN	FRY S&M	Denmark (Saint Vincent)	Bulk carrier		27,069	J8FN7	Leonela Shipping (Sunbow Maritime S.A.)	fka *AVALA*; fka *GOLD STAR*
DEYALA	IRAQ	Iraq	Tug	350		YIBJ	State Org. of Iraqi Ports	
DIJLAH	IRAQ	Iraq	Tug	356		HNDJ	State Org. of Iraqi Ports	
DIVING LAUNCH 1	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
DIWANIYA	IRAQ	Iraq	Tug	350		YIBK	State Org. of Iraqi Ports	
DOCKAN	IRAQ	Iraq	Tanker	528		YIDN	State Org. of Iraqi Ports	
DUMP BARGE I	IRAQ	Gibralter	Service	1,330		J8IY	Whale Shipping Ltd., c/o State Org. of Iraqi Ports	
DUMP BARGE II	IRAQ	Gibralter	Service	1,330		J8IZ	Whale Shipping Ltd., c/o State Org. of Iraqi Ports	
DUMP BARGE III	IRAQ	Gibralter	Service	1,330		J8JA	Whale Shipping Ltd., c/o State Org. of Iraqi Ports	
EAST ISLANDS	CUBA	Cyprus	General cargo	15120	8996	C4QB	EAST ISLAND SHIPPING CO. LTD. (SDN)	
EMERALD ISLANDS	CUBA	Malta	General cargo	15088	8909	9HRP2	BETTINA SHIPPING CO. LTD. (SDN)	
FIRE BOAT No. 705	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
FIRE BOAT No. 706	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
FLYING DRAGON	CUBA						Flight Dragon Shipping Ltd., Malta	
FOREL	IRAQ	Iraqi flag	Fishing	1,163		HNFL	Rafidain Fisheries Co. Ltd., Basrah, Iraq	
FRIGO HISPANIA	CUBA						Ace Indic Navigation Co., Malta	
FURAT	IRAQ	Iraq	Tug	350		HNFT	State Org. of Iraqi Ports	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
GAZA	IRAQ	Iraq	Service	2,422		YIGZ	State Org. of Iraqi Ports	
GRETE STAR	CUBA	Panama	Container ship	17820	11318	HOQD	Avisfaith Shipping	fka *AVIS FAITH*
GUANA	FRY S&M	Malta	Bulk carrier		9,916	Unknown	Lovcen Overseas Shipping Ltd.	fka *KOLASIN*
HAMDAN	IRAQ	Iraq	Tug	387		YIHM	State Org. of Iraqi Ports	
HARNMAN H	CUBA	Cyprus	Bulk cargo	26400	15864	5BXH	PEONY SHIPPING CO. LTD. (SDN)	fka *PEONY ISLANDS*
HEET	IRAQ	Iraq	Tug	89		N/A	State Org. of Iraqi Ports	
HERCEG NOVI	FRY S&M	Malta	General dry cargo		9,698	9HUN3	South Cross Shipping Ltd.	
HERMANN	CUBA	Cuba	General cargo	2597	1098	CL2685	Compania Navegacion Golfo S.A.	
HILLAH	IRAQ	Iraq	Service	6,709		YIAR	State Org. of Iraqi Ports	
HIMREEN	IRAQ	Iraq	Service	508		YIHN	State Org. of Iraqi Ports	
HITTIN	IRAQ	Iraq	Tanker	155,210		HNHT	Iraqi Oil Tankers Company	
HUNTSLAND	CUBA						Huntsland Navigation Co., Ltd., Malta	
HUNTSVILLE	CUBA						Huntsville Navigation Co., Ltd., Malta	
HURACAN	CUBA						Senanque Shipping Co., Ltd., Cyprus	
HYALITE	CUBA						Whiteswan Shipping Co., Ltd., Cyprus	
IBN KHALDOON	IRAQ	Iraq	Service	12,670		HNIN	State Org. of Iraqi Ports	
IBN MAJID 6	IRAQ	Saudi Arabia	Service			N/A	Iraqi State Company for Oil Projects	
IGALO	FRY S&M	Yugoslavia	Ferry		299	YUFC	Komunalno Poduzece	
IMHEJRAN	IRAQ	Iraq	Tug	386		YIMH	State Org. of Iraqi Ports	
JABHA	IRAQ	Iraq	Tug	244		YIJA	State Org. of Iraqi Ports	
JAMBUR	IRAQ	Iraq	Tanker	35,338		HNJM	Iraqi Oil Tankers Company	
JAMHORIA	IRAQ	Iraq	Tug	368		YIJR	State Org. of Iraqi Ports	
KAMENARI	FRY S&M	Yugoslavia	RO/RO Cargo/ ferry		161	Unknown	Komunalno Poduzece	
KEFAL	IRAQ	Iraqi flag	Fishing	1,170		HNKL	Rafidain Fisheries Co. Ltd.	
KERBALA	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
KHALID IBIN AL WALEED	IRAQ	Iraq	Service	2,235		YIBM	State Org. of Iraqi Ports	
KHANAQIN	IRAQ	Iraq	Tanker	35,338		HNKQ	Iraqi Oil Tankers Company	
KHAWLA BINT AL ZAWRA	IRAQ	Iraq	RO/RO	3,985		HNKH	Iraqi State Enterprise for Water Transport	
KIRKUK	IRAQ	Iraq	Tanker	35,338		HNKK	Iraqi Oil Tankers Company	
KOLUBARA 1	FRY S&M	Yugoslavia	Dredger		958	Unknown	Bagersko Brodarsko Preduzece	
KORDUN	FRY S&M	Malta	General dry cargo		38,551	9HSQ3	Kotor Overseas Shipping Ltd.	
KOSMAJ	FRY S&M	Malta	Bulk carrier		38,550	9HSP3	Kotor Overseas Shipping Ltd.	
LAS COLORADOS	CUBA						Naviera Maritima de Arosa, Spain	
LAURA I	CUBA	Panama	Container ship	2213	1843	HP7988	Naviera Polovina S.A.	fka *LAURA*
LEPETANE	FRY S&M	Yugoslavia	RO/RO Cargo/ ferry		132	Unknown	Komunalno Poduzece	
LILAC ISLANDS	CUBA	Panama	General cargo	15175	8976	3FIM2	VALETTA SHIPPING CORPORATION (SDN)	
LOTUS ISLANDS	CUBA	Panama	General cargo	15175	8976	3FIL2	WADENA SHIPPING CORPORATION (SDN)	
LUCIANO HOPE	FRY S&M	Liberia (Panama)	Bulk carrier		20,904	3EIE4	Citimark Shipping Limited (Oceanic Bulk Shipping S.A.)	fka *POMORAC*
MANDALI	IRAQ	Iraq	Service	6,977		YIQS	State Org. of Iraqi Ports	fka *ALKADISIYAH*
MAR AZUL	CUBA	Cuba	Tug	NA	212	CL2192	Samir de Navegacion S.A.	
MARIEL	FRY S&M	Malta	Bulk carrier		15,396	9HSV3	Lovcen Overseas Shipping Ltd.	fka *BEOGRAD*
MAYSALOON	IRAQ	Iraq	Tug	368		YIMY	State Org. of Iraqi Ports	
MEASAN	IRAQ	Iraq	Tug	310		YIMN	State Org. of Iraqi Ports	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
METHAQ	IRAQ	Iraq	Tug	248		YIMQ	State Org. of Iraqi Ports	
MOA	FRY S&M	Malta	General dry cargo		9,201	9HTM3	Bar Overseas Shipping Ltd.	fka *VIRPAZAR*
MONTE	FRY S&M	Malta	General dry cargo		9,183	9HTD3	Bar Overseas Shipping Ltd.	fka *KOMOVI*
MORACA	FRY S&M	Malta	General dry cargo		13,651	9HTE3	Oktoih Overseas Shipping Ltd.	
NAGROOR	IRAQ	Iraqi flag	Fishing	140		N/A	Government of the Republic of Iraq, Ministry of Agriculture & Agrarian Reform, State Fisheries Company, Baghdad, Iraq	
NAINAWA	IRAQ	Iraq	Tug	310		YINW	State Org. of Iraqi Ports	
NEW GROVE	CUBA	Cyprus	General cargo	1909	754	P3QJ3	Oakgrove Shipping Co. Ltd.	fka *KASPAR*
NIPE	FRY S&M	Malta	Bulk carrier		9,028	9HTL3	Lovcen Overseas Shipping Ltd.	fka *ULCINJ*
NISR	IRAQ	Iraq	Service	744		YISR	State Org. of Iraqi Ports	
NO. 1	IRAQ	Iraq	Service	30		N/A	State Org. of Iraqi Ports	
NO. 2	IRAQ	Iraq	Service	30		N/A	State Org. of Iraqi Ports	
NORTH ISLANDS	CUBA	Cyprus	General cargo	15136	8996	P3CH2	NORTH ISLAND SHIPPING CO. LTD. (SDN)	
NUWAIBI	IRAQ	Iraqi flag	Fishing	140		N/A	Iraqi State Fisheries Co.	
OHOD 5	IRAQ	Saudi Arabia	Service			N/A	Iraqi State Company for Oil Projects	
OHOD 6	IRAQ	Saudi Arabia	Service			N/A	Iraqi State Company for Oil Projects	
OHOD 7	IRAQ	Saudi Arabia	Service			N/A	Iraqi State Company for Oil Projects	
ONYX ISLANDS	CUBA						Maryol Enterprises, Inc., Panama	
ORE STAR	FRY S&M	Saint Vincent	Ore/Oil Carrier		86,401	J8FN9	Glimmer Maritime S.A.	fka *SMEDEREVO*
ORJEN	FRY S&M	Malta	Bulk carrier		38,551	9HSO3	Kotor Overseas Shipping Ltd.	
OROOBA	IRAQ	Iraq	Tug	368		YIOB	State Org. of Iraqi Ports	
OTORI MARU No. 2	IRAQ		Service			N/A	State Org. of Iraqi Ports	
PALESTINE	IRAQ	Iraq	Service	4,649		YIFN	State Org. of Iraqi Ports	
PALMA MOCHA	CUBA						Naviera Maritima de Arosa, Spain	
PERAST	FRY S&M	Yugoslavia	RO/RO Cargo/ferry		131	Unknown	Komunalno Poduzece	
PILOT 393	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
PILOT 394	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
PINECONE	CUBA	Cyprus	General cargo	1941	753	P3QH3	Pinecone Shipping Co. Ltd.	fka *GRETE*
PINO DEL AGUA	CUBA						Naviera Maritima de Arosa, Spain	
PIONEER	CUBA						Tramp Pioneer Shipping Co., Ltd., Panama	
PLAYA	FRY S&M	Malta	Bulk carrier		9,028	9HSY3	Lovcen Overseas Shipping Ltd.	fka *CETINJE*
POLICE 1	IRAQ	Iraq	Patrol			N/A	State Org. of Iraqi Ports	
POLICE 2	IRAQ	Iraq	Patrol			N/A	State Org. of Iraqi Ports	
POLICE 3	IRAQ	Iraq	Patrol			N/A	State Org. of Iraqi Ports	
PRVI FEBRUAR	FRY S&M	Malta	Bulk carrier		17,233	9HTZ3	South Adriatic Bulk Shipping Ltd.	
RADHWA 18	IRAQ	Iraq	Tug			N/A	Iraqi State Company for Oil Projects	
RADHWA 19	IRAQ	Iraq	Tug			N/A	Iraqi State Company for Oil Projects	
RADHWA 20	IRAQ	Saudi Arabia	Tug			N/A	Iraqi State Company for Oil Projects	
RAHIM 3	CUBA						Pioneer Shipping Ltd., Malta	
RAVENS	CUBA	Malta	General cargo	2468	1586	9H2485	ATAMALLO SHIPPING CO. LTD. (a.k.a. ANTAMALLO SHIPPING CO. LTD.) (SDN)	
REDESTOS	CUBA	Cyprus	General Cargo	15180	8953	H2SA	REDESTOS SHIPPING CO. LTD. (SDN)	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
RIO B	FRY S&M	Malta	General dry cargo		9,324	9HTH3	Bar Overseas Shipping Ltd.	fka *PIVA*
RIO G	FRY S&M	Malta	General dry cargo		9,201	9HTK3	Bar Overseas Shipping Ltd.	fka *TARA*
RISAN	FRY S&M	Malta	General dry cargo		9,698	9HUD3	Zeta Ocean Shipping Ltd.	
ROBIAN	IRAQ	Iraqi flag	Fishing	129		N/A	Iraqi State Fisheries Company	
ROSE ISLANDS	CUBA						Shipley Shipping Corp., Panama	
RUMAILA	IRAQ	Iraq	Tanker	36,330		HNRM	Iraqi Oil Tankers Company	
RUMIJA	FRY S&M	Malta	General dry cargo		8,954	9HTI3	Lovcen Overseas Shipping Ltd.	
SAIF SAAD	IRAQ	Iraq	Service	742		N/A	State Org. of Iraqi Ports	
SAMARRA	IRAQ	Iraq	Ferry			YIBC	State Org. of Iraqi Ports	
SANAM	IRAQ	Iraq	Service	508		YISM	State Org. of Iraqi Ports	
SAND SWAN	CUBA	Cyprus	General cargo	2595	1116	P3QG3	Sand & Swan Navigation Co. Ltd.	fka *ANA I*
SBOOR	IRAQ	Iraqi flag	Fishing	129		HRN2	Iraqi State Fisheries Company	
SEAMUSIC II	IRAQ	Malta	Cargo	26,732		9HYH2	Seamusic Shipping Co. Ltd., c/o Thenamaris Ships Management Inc., Athens, Greece. Vessel seized by Government of Iraq	
SEBAA NISSAN	IRAQ	Iraq	Tug	368		YISN	State Org. of Iraqi Ports	
SENANQUE	CUBA	Cyprus	General cargo	5479	2974	5BJR	SENANQUE SHIPPING CO. LTD. (SDN)	
SERIFOS	FRY S&M	Panama (Saint Vincent)	Bulk carrier		15,847	JIFN3	Brilliant Night Shipping S.A. (Novi Shipping Company S.A.)	fka *LAKE STAR*; fka *SKADARLIJA*
SHABOOT	IRAQ	Iraq	Fish	1,163		HNLK	Rafidain Fisheries Co. Ltd.	
SHATT AL BASRAH	IRAQ	Iraqi flag	Fishing	404		HNSR	Iraqi State Fisheries Company	
SHOROOK	IRAQ	Iraq	Service	403		YISH	State Org. of Iraqi Ports	
SHU' ALAH	IRAQ	Iraq	Tug			N/A	State Org. of Iraqi Ports	
SIHAN	IRAQ	Iraq	Tug	387		YISI	State Org. of Iraqi Ports	
SINAI	IRAQ	Iraq	Service	1,286		N/A	State Org. of Iraqi Ports	
SINJAR	IRAQ	Iraq	Service			YIAY	State Org. of Iraqi Ports	
SKY SEA	IRAQ	Honduras flag	Cargo	8,334		HNRZ	Pandora Shipping Co. S.A., Honduras. Managed by Petra Navigation & International Trading Co. Ltd., Amman, Jordan.	fka *ALRAZI*
SLAVEN	FRY S&M	Yugoslavia	Tanker		126	YTMP	Komunalno Poduzece	
SOLNECHNIK	IRAQ	Iraqi flag	Fishing	404		UOJE	Iraqi State Fisheries Company	
SOPHIE HOPE	FRY S&M	Liberia (Panama)	Bulk carrier		17,882	3ELK3	Pocatelo Shipping Ltd. (Oceanic Bulk Shipping S.A.)	fka *RADNIK*
SOUTH ISLANDS	CUBA	Cyprus	General cargo	15147	8996	C4AN	SOUTH ISLAND SHIPPING CO. LTD. (SDN)	
SOZINA	FRY S&M	Yugoslavia	Tug		169	YTCS	Luka Bar–Preduzece	
STANDWEAR	CUBA	Cyprus	Bulk carrier	19095	12147	5BQH	STANDWEAR SHIPPING CO. LTD. (SDN)	
STAR 1	CUBA						Canapel, S.A., Panama	
SULAIMANIYAH	IRAQ	Iraq	Service			YIAG	State Org. of Iraqi Ports	
SURVEY LAUNCH No. 1	IRAQ		Research			N/A	State Org. of Iraqi Ports	
SURVEY LAUNCH No. 2	IRAQ		research			N/A	State Org. of Iraqi Ports	
SURVEY LAUNCH No. 3	IRAQ		Research			N/A	State Org. of Iraqi Ports	
SUTJESKA	FRY S&M	Malta	Bulk carrier		38,551	9HSN3	Kotor Overseas Shipping Ltd.	
SVETI STEFAN	FRY S&M	Malta	Pax/RO/RO Cargo/Ferry		1,637	9HTJ3	Lovcen Overseas Shipping Ltd.	

Blocked Vessels—Continued

Vessel Name	Program	Flag	Vessel Type	DWT	GRT	Call Sign	Vessel Owner	Alternate Names
TADMUR	IRAQ	Iraq	Tanker	3,627		HNTD	Iraqi Oil Tankers Company	
TAHREER	IRAQ	Iraq	Service	4,649		YITR	State Org. of Iraqi Ports	
TAMMANY H	CUBA	Cyprus	Bulk carrier	26400	15864	5BXG	Odielo Shipping Co. Ltd.	fka *PRIMROSE ISLANDS*
TARIK IBN ZIYAD	IRAQ	Iraq	Tanker	118,139		HNTZ	Iraqi Oil Tankers Company	
TEPHYS	CUBA	Cyprus	General cargo	15123	8935	H2RZ	Tephys Shipping Co. Ltd.	fka *PAMIT C*
THEEQAR	IRAQ	Iraq	Tug	220		YIAC	State Org. of Iraqi Ports	
TIFON	CUBA	Cuba	Tug	NA	164	CL2059	Samir de Navegacion S.A.	
TIVAT	FRY S&M	Malta	General dry cargo		9,698	9HUM3	Zeta Ocean Shipping Ltd.	
TOPOLICA	FRY S&M	Yugo-slavia	Tug		169	Unknown	Luka Bar–Preduzece	
TRINAESTI JULI	FRY S&M	Malta	Bulk carrier		17,233	9HTQ3	Zeta Ocean Shipping Ltd.	aka *13th JULY*
UR	IRAQ	Iraq	Tug	368		YIUR	State Org. of Iraqi Ports	
VEDADO	FRY S&M	Malta	Ore Carrier		15,396	9HSZ3	Lovcen Overseas Shipping Ltd.	fka *DANILOVGRAD*
WEST ISLANDS	CUBA	Cyprus	General Cargo	15136	9112	C4IB	WEST ISLAND SHIPPING CO. LTD. (SDN)	
WORK BOAT No. 6	IRAQ	Iraq	Barge			N/A	State Org. of Iraqi Ports	
WORKSHIP 3	IRAQ	Iraq	Service			N/A	State Org. of Iraqi Ports	
YANBU 31	IRAQ	Saudi Arabia	Service			N/A	Iraqi State Company for Oil Projects	
YOUSIFAN	IRAQ	Iraq	Tug	386		YIYN	State Org. of Iraqi Ports	
ZAIN AL QAWS	IRAQ	Iraq	Cargo	9,247		HNZQ	Iraqi State Enterprise for Water Transport	
ZAMZAM	IRAQ	Iraq	Tanker	544		YIAZ	State Org. of Iraqi Ports	
ZANOOBIA	IRAQ	Iraqi flag	Cargo	3,549		HNZN	Iraqi State Enterprise for Water Transport. Represented by Ceylon Shipping Co., Colombo, Sri Lanka	
ZUBAIDY	IRAQ	Iraqi flag	Fishing			YIBO	State Org. of Iraqi Ports	

Dated: June 20, 1997.

R. Richard Newcomb,

Director, Office of Foreign Assets Control.

Approved: June 23, 1997.

James E. Johnson,

Assistant Secretary (Enforcement).

[FR Doc. 97–16851 Filed 6–24–97; 10:56 am]

BILLING CODE 4810–25–F

federal register

Friday
June 27, 1997

Part VII

Environmental Protection Agency

40 CFR Parts 19 and 745
Civil Monetary Penalty Inflation Adjustment Rule; Final Rule

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 19 and 745

[FRL–5849–2]

Civil Monetary Penalty Inflation Adjustment Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; amended.

SUMMARY: The Environmental Protection Agency (''EPA'') is amending the final Civil Monetary Penalty Inflation Adjustment Rule as mandated by the Debt Collection Improvement Act of 1996 (''DCIA'') to adjust EPA's civil monetary penalties (''CMPs'') for inflation on a periodic basis. Previously, EPA adjusted almost all of its CMPs when the final Civil Monetary Penalty Inflation Adjustment Rule was published on December 31, 1996, with technical corrections published on March 20, 1997. At that time, EPA omitted addressing the penalty provisions of Section 1018 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (''Lead-Paint Act'' or ''LPA''), and the Noise Control Act of 1972 (''Noise Act'' or ''NCA''). Like the earlier Rule, these additional adjustments will allow EPA's penalties to keep pace with inflation and thereby maintain the deterrent effect Congress intended when it originally specified penalty amounts.

With this additional mandatory adjustment, all of EPA's penalty provisions will have been increased by ten percent (except for new penalty provisions enacted into law in 1996, which were not subject to being increased). The Agency is required to review its penalties again at least once every four years and to adjust them as necessary for inflation according to a specified formula. A complete version of Table 1, from 40 CFR 19.4, which now lists all of the EPA's civil monetary penalty authorities, appears near the end of this document.

EFFECTIVE DATE: July 28, 1997.

FOR FURTHER INFORMATION CONTACT: Steven M. Spiegel, Office of Regulatory Enforcement, Multimedia Enforcement Division, Mail Code 2248W, 401 M Street, SW, Washington, D.C. 20460, or at (703) 308–8507. Further information may also be requested by electronic mail (e-mail) to: spiegel.steven@epamail.epa.gov. The December 31, 1996 Final Rule, the March 20, 1997 Correction, and this Amended Final Rule are also available on the Office of Enforcement and Compliance Assurance's Web page at: http//www.epa.gov/OECA

SUPPLEMENTARY INFORMATION:

Need for Rule Amendment

Pursuant to the Federal Civil Penalties Inflation Adjustment Act of 1990 (28 U.S.C. 2461 note; Pub. L. 101–410, enacted October 5, 1990; 104 Stat. 890), as amended by the Debt Collection Improvement Act of 1996 (31 U.S.C. § 3701 note; Pub. L. 104–134, enacted April 26, 1996; 110 Stat. 1321), (''DCIA''), each Federal agency is required to issue regulations adjusting for inflation the maximum civil monetary penalties that can be imposed pursuant to such agency's statutes.

Section 5 of the DCIA sets forth the formula for adjusting the penalties for inflation: ''The inflation adjustment described under section 4 shall be determined by increasing the maximum CMP or the range of minimum and maximum CMPs, as applicable, for each CMP by the cost-of-living adjustment * * * The term ''cost-of-living'' adjustment is the percentage for each CMP by which the Consumer Price Index (CPI) for the month of June of the calendar year preceding the adjustment, exceeds the Consumer Price Index for the month of June of the calendar year in which the amount of such CMP was last set or adjusted pursuant to law. Any increase determined under this amendment shall be rounded * * *''

However, the DCIA also set a ten percent cap on the first adjustment for inflation. Since EPA's penalties had never previously been adjusted for inflation, this initial statutorily required adjustment is limited to ten percent.

EPA adjusted almost all of its CMPs when the final Civil Monetary Penalty Inflation Adjustment Rule was published on December 31, 1996 (61 FR 69359), with the Rule taking effect on January 30, 1997. Later, a ''Correction'' was published on March 20, 1997 (62 FR 13514), to address some minor technical errors in the rule and to provide ''additions'' of information to enhance public understanding of the rule. The effective date of the Rule was not altered by the correction. With the exception of the new penalty provisions added by the 1996 Amendments to the Safe Drinking Water Act (which were not subject to any adjustment), all of the statutory penalty provisions administered and identified by EPA at that time, were increased by ten percent, the maximum allowed pursuant to the DCIA.

However, the published final and corrected regulations did not address the penalty provisions of Section 1018 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. 4852d, (''Lead-Paint Act'' or ''LPA''), its corresponding regulations in 40 CFR Part 745, and the Noise Control Act of 1972, 42 U.S.C. 4910(a)(2) (''Noise Act'' or ''NCA''), since they had not been identified.[1] These CMP's were later identified and therefore are being adjusted in accordance with the DCIA by today's rulemaking.

Effect of Amended Final Rule

Only the two previously unadjusted CMPs for the Lead-Paint Act and the Noise Act are being adjusted by this rule through their inclusion in Table 1 of Section 19.4. With the adoption of this amended rule implementing the DCIA, all violations of Section 1018 of the Lead-Paint Act and the Noise Act which take place after July 28, 1997 will be subject to the new statutory maximum civil penalty amounts. The original effective date of January 30, 1997, still applies to the CMP's adjusted by the original December 31, 1996, final rule, as well as to the corrected CMP's addressed in March 20, 1997, Correction. A revised Table 1 of Section 19.4, which now provides a list of all of the applicable statutory provisions and maximum civil penalties, appears near the end of this rule.

Future adjustments to these two CMPs will be made in accordance with the statutory formula. Since today's inflation adjustments are being made in June 1997, the next scheduled adjustment will cover inflation from June 1997 to June of the year preceding the year in which the next adjustment is made. The DCIA requires that penalties be adjusted for inflation at least once every four years.

Procedural Requirements

I. Administrative Procedure Act

In the December 31, 1996 notice, EPA found good cause, pursuant to 5 U.S.C. 553(b)(3)(B) of the Administrative Procedure Act (''APA''), that soliciting public comment prior to publication of the rule was not necessary because EPA is carrying out a ministerial, non-discretionary duty per direction of an Act of Congress. EPA finds that good cause continues to apply to this rule.

II. Small Business Regulatory Enforcement Fairness Act

Under 5 U.S.C. 801(a)(1)(A), as added by the Small Business Regulatory Enforcement Fairness Act (''SBREFA''), EPA submitted a report containing this

[1] EPA enforces the Residential Lead-Based Paint Act of 1992, and the 40 CFR Part 745 regulations, through Section 16 of the Toxic Substances Control Act (''TSCA''), 15 U.S.C. 2615 . The Department of Housing and Urban Development has joint responsibility for enforcing the Lead-Paint Act.

rule and other required information to the U.S. Senate, the U.S. House of Representatives and the Comptroller General of the United States prior to publication of the rule in today's **Federal Register**. This rule is not a ''major rule'' as defined by 5 U.S.C. 804(a).

III. Other Procedural Requirements

For the reasons stated in the December 31, 1996, final rule, the regulation being issued today is not subject to certain requirements of Executive Order 12866 (58 FR 51735, October 4, 1993), the Unfunded Mandates Reform Act of 1995 (P.L. 104–4) (UMRA), and the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) (RFA). As stated in the December 31, 1996 rule, this action is not a ''significant regulatory action'' under Executive Order 12866 and, is therefore not subject to review by the Office of Management and Budget. In addition, for the reasons stated in the December 31, 1996 rule, this action is not subject to the assessment requirements of UMRA Title II or the requirements of section 203 of UMRA. Because this action is not subject to notice-and-comment requirements under the APA or any other statute, it is not subject to the provisions of the RFA.

The Agency nonetheless has assessed the potential of this rule to adversely impact small entities. This rule contains no regulatory requirements that might significantly or uniquely affect small entities because the prescribed inflation adjustments have similar effect on all entities subject to civil monetary penalties and does not substantively alter the existing regulatory framework.

IV. Paperwork Reduction Act

This action contains no reporting or record keeping requirements for any non-federal persons or entities and consequently is not subject to the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*

List of Subjects

40 CFR Part 19

Environmental protection, Administrative practice and procedure, Penalties.

40 CFR Part 745

Environmental protection, Administrative practice and procedure, Lead, Penalties.

Dated: June 23, 1997.

Carol M. Browner,

Administrator, Environmental Protection Agency.

For the reasons set out in the preamble, title 40, chapter I of the Code of Federal Regulations is amended as follows:

PART 19—[AMENDED]

1. The authority citation for part 19 continues to read as follows:

Authority: Pub. L. 101–410, 104 Stat. 890, 28 U.S.C. 2461 note; Pub. L. 104–134, 110 Stat. 1321, 31 U.S.C. 3701 note.

2. Section 19.2 is revised to read as follows:

§ 19.2 Effective date.

The increased penalty amounts set forth in this part apply to all violations under the applicable statutes and regulations which occur after January 30, 1997; except for violations subject to penalty under 42 U.S.C. 4852d(b)(5) and 42 U.S.C. 4910(a)(2), which are subject to the new penalty amounts for any violations after July 28, 1997.

3. Table 1 of 40 CFR 19.4 is amended by adding two new entries, in the order of the U.S.C. Code Citations in the first column, to read as follows:

§ 19.4 Penalty Adjustment and Table.

* * * * *

TABLE 1 OF SECTION 19.4.—CIVIL MONETARY PENALTY INFLATION ADJUSTMENTS

U.S. Code citation	Civil monetary penalty description	New maximum penalty amount
*	*	*
42 U.S.C. 4852d(b)(5)	Residential Lead-Based Paint Hazard Reduction Act of 1992, Sec 1018—Civil Penalty.	$11,000
42 U.S.C. 4910(a)(2)	Noise Control Act of 1972—Civil Penalty	$11,000
*	*	*

For the convenience of the reader, the complete Table 1 of 40 CFR 19.4—Civil Monetary Penalty Inflation Adjustments, including the two new adjustments added by this rule is republished as it will appear in the July 1, 1997 Code of Federal Regulations, as follows:

TABLE 1 OF SECTION 19.4.—CIVIL MONETARY PENALTY INFLATION ADJUSTMENTS

U.S. Code Citation	Civil Monetary Penalty Description	New Maximum Penalty Amount
7 U.S.C. 1361.(a)(1)	Federal Insecticide, Fungicide, & Rodenticide Act Civil Penalty—General—Commercial Applicators, Etc.	$5,500
7 U.S.C. 1361.(a)(2)	Federal Insecticide, Fungicide, & Rodenticide Act Civil Penalty—Private Applicators—First and Subsequent Offenses or Violations.	$550/$1,000
15 U.S.C. 2615(a)	Toxic Substances Control Act Civil Penalty	$27,500
15 U.S.C. 2647(a)	Asbestos Hazard Emergency Response Act Civil Penalty	$5,500
31 U.S.C. 3802(a)(1)	Program Fraud Civil Remedies Act/Violation Involving False Claim	$5,500
31 U.S.C. 3802(a)(2)	Program Fraud Civil Remedies Act/Violation Involving False Statement.	$5,500
33 U.S.C. 1319(d)	Clean Water Act Violation/Civil Judicial Penalty	$27,500
33 U.S.C. 1319(g)(2)(A)	Clean Water Act Violation/Administrative Penalty Per Violation and Maximum.	$11,000/$27,500

TABLE 1 OF SECTION 19.4.—CIVIL MONETARY PENALTY INFLATION ADJUSTMENTS—Continued

U.S. Code Citation	Civil Monetary Penalty Description	New Maximum Penalty Amount
33 U.S.C. 1319(g)(2)(B)	Clean Water Act Violation/Administrative Penalty Per Violation and Maximum.	$11,000/$137,500
33 U.S.C. 1321(b)(6)(B)(I)	Clean Water Act Violation/Admin Penalty of Sec 311(b)(3)&(j) Per Violation and Maximum.	$11,000/$27,500
33 U.S.C. 1321(b)(6)(B)(ii)	Clean Water Act Violation/Admin Penalty of Sec 311(b)(3)&(j) Per Violation and Maximum.	$11,000/$137,500
33 U.S.C. 1321(b)(7)(A)	Clean Water Act Violation/Civil Judicial Penalty of Sec 311(b)(3)—Per Violation Per Day or Per Barrel or Unit.	$27,500 or $1,100 per barrel or unit
33 U.S.C. 1321(b)(7)(B)	Clean Water Act Violation/Civil Judicial Penalty of Sec 311(c)&(e)(1)(B).	$27,500
33 U.S.C. 1321(b)(7)(C)	Clean Water Act Violation/Civil Judicial Penalty of Sec 311(j)	$27,500
33 U.S.C. 1321(b)(7)(D)	Clean Water Act Violation/Minimum Civil Judicial Penalty of Sec 311(b)(3)—Per Violation or Per Barrel/Unit.	$110,000 or $3,300 per barrel or unit
33 U.S.C. 1414b(d)	Marine Protection, Research & Sanctuaries Act Viol Sec 104b(d)	$660
33 U.S.C. 1415(a)	Marine Protection Research and Sanctuaries Act Violations—First & Subsequent Violations.	$55,000/$137,500
42 U.S.C. 300g–3(b)	Safe Drinking Water Act/Civil Judicial Penalty of Sec 1414(b)	$27,500
42 U.S.C. 300g–3(c)	Safe Drinking Water Act/Civil Judicial Penalty of Sec 1414(c)	$27,500
42 U.S.C. 300g–3(g)(3)(A)	Safe Drinking Water Act/Civil Judicial Penalty of Sec 1414(g)(3)(a)	$27,500
42 U.S.C. 300g–3(g)(3)(B)	Safe Drinking Water Act/ Maximum Administrative Penalties per Sec 1414(g)(3)(B).	$5,000/$25,000*
42 U.S.C. 300g–3(g)(3)(C)	Safe Drinking Water Act/Threshold requiring Civil Judicial Action per Sec 1414(g)(3)(C).	$25,000*
42 U.S.C. 300h–2(b)(1)	SDWA/Civil Judicial Penalty/Violations of REQS—Underground Injection Control (UIC).	$27,500
42 U.S.C. 300h–2(c)(1)	SDWA/Civil Admin Penalty/Violations of UIC REQS—per Violation and Maximum.	$11,000/$137,500
42 U.S.C. 300h–2(c)(2)	SDWA/Civil Admin Penalty/Violations of UIC REQS—per Violation and Maximum.	$5,500/$137,500
42 U.S.C. 300h–3(c)(1)	SDWA/Violation/Operation of New Underground Injection Well	$5,500
42 U.S.C. 300h–3(c)(2)	SDWA/Willful Violation/Operation of New Underground Injection Well	$11,000
42 U.S.C. 300i(b)	SDWA/Failure to Comply With Imminent and Substantial Endangerment Order.	$15,000
42 U.S.C. 300i–1(c)	SDWA/Attempting to or Tampering With Public Water System/Civil Judicial Penalty.	$22,000/$55,000
42 U.S.C. 300j(e)(2)	SDWA/Failure To Comply W/Order Issued Under Sec. 1441(c)(1)	$2,750
42 U.S.C. 300j–4(c)	SDWA/Refusal to Comply with Reqs. of Sec. 1445(a) or (b)	$27,500
42 U.S.C. 300j–6(b)(2)	SDWA/Failure To Comply With Admin. Order Issued to Federal Facility.	$25,000*
42 U.S.C. 300j–23(d)	SDWA/Violations/Section 1463(b)—First Offense/Repeat Offense	$5,500/$55,000
42 U.S.C. 4852d(b)(5)	Residential Lead-Based Paint Hazard Reduction Act of 1992, Sec 1018—Civil Penalty.	$11,000
42 U.S.C. 4910(a)(2)	Noise Control Act of 1972—Civil Penalty	$11,000
42 U.S.C. 6928(a)(3)	Resource Conservation & Recovery Act/Violation Subtitle C Assessed Per Order.	$27,500
42 U.S.C. 6928(c)	Res. Cons. & Rec. Act/Continued Noncompliance of Compliance Order.	$27,500
42 U.S.C. 6928(g)	Resource Conservation & Recovery Act/Violation Subtitle C	$27,500
42 U.S.C. 6928(h)(2)	Res. Cons. & Rec. Act/Noncompliance of Corrective Action Order	$27,500
42 U.S.C. 6934(e)	Res. Cons. & Rec. Act/Noncompliance witH Section 3013 Order	$5,500
42 U.S.C. 6973(b)	Res. Cons. & Rec. Act/Violations of Administrative Order	$5,500
42 U.S.C. 6991e(a)(3)	Res. Cons. & Rec. Act/Noncompliance with UST Administrative Order	$27,500
42 U.S.C. 6991e(d)(1)	Res. Cons. & Rec. Act/Failure to Notify or for Submitting False Information.	$11,000
42 U.S.C. 6991e(d)(2)	RCRA/Violations of Specified UST Regulatory Requirements	$11,000
42 U.S.C. 6992d(a)(2)	RCRA/Noncompliance W/Medical Waste Tracking Act Assessed Thru Admin Order.	$27,500
42 U.S.C. 6992d(a)(4)	RCRA/Noncompliance W/Medical Waste Tracking Act Administrative Order.	$27,500
42 U.S.C. 6992d(d)	RCRA/Violations of Medical Waste Tracking Act—Judicial Penalties	$27,500
42 U.S.C. 7413(b)	Clean Air Act/Violation/Owners & Operators of Stationary Air Pollution Sources-Judicial Penalties.	$27,500
42 U.S.C. 7413 (d)(1)	Clean Air Act/Violation/Owners & Operators of Stationary Air Pollution Sources—Administrative Penalties Per Violation & Max.	$27,500/$220,000
42 U.S.C. 7413(d)(3)	Clean Air Act/Minor Violations/ Stationary Air Pollution Sources—Field Citations.	$5,500
42 U.S.C. 7524(a)	Tampering or Manufacture/Sale of Defeat Devices in Violation of 7522(a)(3)(A) or (a)(3)(B)—by Persons.	$2,750
42 U.S.C. 7524(a)	Violation of 7522(a)(3)(A) or (a)(3)(B)—by Manufacturers or Dealers; all Violations of 7522(a)(1), (2), (4), & (5) by anyone.	$27,500

TABLE 1 OF SECTION 19.4.—CIVIL MONETARY PENALTY INFLATION ADJUSTMENTS—Continued

U.S. Code Citation	Civil Monetary Penalty Description	New Maximum Penalty Amount
42 U.S.C. 7524(c)	Administrative Penalties as Set in 7524(a) & 7545(d) With a Maximum Administrative Penalty.	$220,000
42 U.S.C. 7545(d)	Violations of Fuels Regulations	$27,500
42 U.S.C. 9604(e)(5)(B)	Superfund Amend. & Reauthorization Act/Noncompliance W/Request for Info or Access.	$27,500
42 U.S.C. 9606(b)(1)	Superfund/Work Not Performed W/Imminent, Substantial Endangerment.	$27,500
42 U.S.C. 9609(a)&(b)	Superfund/Admin. Penalty Violations under 42 U.S.C. Sect. 9603, 9608, or 9622.	$27,500
42 U.S.C. 9609(b)	Superfund/Admin. Penalty Violations—Subsequent	$82,500
42 U.S.C. 9609(c)	Superfund/Civil Judicial Penalty/Violations of Sect. 9603, 9608, 9622	$27,500
42 U.S.C. 9609(c)	Superfund/Civil Judicial Penalty/Subsequent Violations of Sect. 9603, 9608, 9622.	$82,500
42 U.S.C. 11045(a)&(b) (1), (2) & (3)	Emergency Planning and Community Right-to-Know Act Class I & II Administrative and Civil Penalties.	$27,500
42 U.S.C. 11045(b) (2)&(3)	EPCRA Class I & II Administrative and Civil Penalties—Subsequent Violations.	$82,500
42 U.S.C. 11045(c)(1)	EPCRA Civil and Administrative Reporting Penalties for Violations of Sections 11022 or 11023.	$27,500
42 U.S.C. 11045(c)(2)	EPCRA Civil and Administrative Reporting Penalties for Violations of Sections 11021 or 11043(b).	$11,000
42 U.S.C. 11045(d) (1)	EPCRA—Frivolous Trade Secret Claims—Civil and Administrative Penalties.	$27,500

*These sections were added by the 1996 Amendments to the Safe Drinking Water Act, which were not subject to inflation adjustment by the DCIA; the penalty amounts listed in Table 1 for such provisions are the original statutory amounts, listed here for convenience by providing a complete listing of all of EPA's civil penalty authorities in this table.

PART 745—[AMENDED]

4. The authority citation for part 745 revised to read as follows:

Authority: 15 U.S.C. 2605, 2607, 2615, 2681–2692 and 42 U.S.C. 4852d.

5. Section 745.118 is amended by revising paragraph (f) to read as follows:

§ 745.118 Enforcement.

* * * * *

(f) Violators may be subject to civil and criminal sanctions pursuant to TSCA section 16 (15 U.S.C. 2615) for each violation. For purposes of enforcing this subpart, the penalty for each violation applicable under 15 U.S.C. 2615 shall be not more than $11,000 for all violations occuring after July 28, 1997; all violations occuring on or prior to that date are subject to a penalty not more than $10,000.

[FR Doc. 97–16894 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

federal register

Friday
June 27, 1997

Part VIII

Office of Management and Budget

Order Providing for the Confidentiality of Statistical Information and Extending the Coverage of Energy Statistical Programs Under the Federal Statistical Confidentiality Order; Notice

OFFICE OF MANAGEMENT AND BUDGET

Order Providing for the Confidentiality of Statistical Information

AGENCY: Office of Information and Regulatory Affairs, Office of Management and Budget, Executive Office of the President.

ACTION: Final Order.

SUMMARY: The Office of Management and Budget is issuing an order to clarify, and make consistent, government policy protecting the privacy and confidentiality interests of individuals or organizations who furnish data for Federal statistical programs. It is intended to assure respondents who supply statistical information needed to develop or evaluate Federal policy that their responses will be held in confidence and will not be used against them in any government action. In effect, it clarifies and amplifies the privileged status afforded ''confidential statistical data'' about businesses and organizations as set forth in the Trade Secrets Act, 18 U.S.C. 1905, as well as the principles of the Privacy Act, 5 U.S.C. 552a, concerning information about individuals. It establishes policies to assure ''fair information practices'' (as advocated by the Privacy Protection Study Commission and the Commission on Federal Paperwork) for respondents and subjects of statistical inquiries, based on the concept of ''functional separation'' developed by the Privacy Protection Study Commission. The order permits functional separation to be achieved by two means—(1) identifying an agency or unit that is purely statistical, or (2) distinguishing statistical from non-statistical functions within a single agency or unit. In a separate notice in this issue of the **Federal Register**, we are inviting further public comment on a proposal to amend Appendix A to extend the coverage of this order to additional energy statistics programs.

EFFECTIVE DATE: July 28, 1997.

FOR FURTHER INFORMATION CONTACT: Jerry L. Coffey, Office of Information and Regulatory Affairs, OMB, Washington, D.C. 20503. Inquiries may be submitted via facsimile to 202/395-7245. Electronic mail inquiries may be submitted via SMTP to Coffey__J@a1.eop.gov or via X.400 to G=Jerry, S=Coffey, PRMD=gov+eop, ADMD+telemail, C=us. Electronic mail inquiries should include the commenter's name, affiliation, postal address, and E-mail address in the text of the message.

SUPPLEMENTARY INFORMATION:

A. Background

Statistical policy authority within the executive branch was established explicitly in section 103 of the Budget and Accounting Procedures Act of 1950, which stated, in its original language:

> The President, through the Director of the Bureau of the Budget, is authorized and directed to develop programs and to issue regulations and orders for the improved gathering, compiling, analyzing, publishing, and disseminating of statistical information for any purpose by the various agencies in the executive branch of the Government. Such regulations and orders shall be adhered to by such agencies.

64 Stat. 834 (codified at 31 U.S.C. 18b). In 1982, this provision was recodified, without substantive change, at 31 U.S.C. 1104(d):

> The President shall develop programs and prescribe regulations to improve the compilation, analysis, publication, and dissemination of statistical information by executive agencies. The President shall carry out this subsection through the Administrator for the Office of Information and Regulatory Affairs in the Office of Management and Budget.

See also Section 3(a) of the Paperwork Reduction Act of 1980 (94 Stat. 2825) and Executive Order No. 10253 (31 U.S.C. 1104 note, and Codification of Presidential Proclamations and Executive Orders (1945–89), p. 687). Previous orders issued pursuant to this authority have been in the form of OMB Circulars, Transmittals and attached Exhibits (prior to 1977), Statistical Policy Directives (1978–1980), and Statistical Standards (since 1980).

The Paperwork Reduction Act of 1980 (as amended in 1986 and 1995) also requires OIRA to develop policies, principles, standards, and guidelines for privacy and confidentiality generally; the integrity of confidentiality pledges; and the confidentiality of information collected for statistical purposes (subsections 3504(e)(1), 3504(e)(5), and 3504(g)(1) of title 44). In addition the Act tasks OIRA to oversee agency compliance with related requirements of the Act and with the policies referenced above (subsections 3506(b)(1)(C), 3506(e) (2)–(4), and 3506(g)(1)). For example subsection 3506(e)(2) requires agencies to ''inform respondents fully and accurately about the sponsors, purposes, and uses of statistical surveys and studies''.

The diverse Federal statistical system consists of more than seventy agencies and units, including a dozen agencies that have statistical activities as their principal function. While this decentralized structure provides substantial benefits in making statistical units responsive to specific program needs, public confidence in nondisclosure pledges made by statistical agencies or units is sometimes affected by perceptions of the programs those statistics support.

By establishing a uniform policy for the principal statistical agencies, this order will reduce public confusion, uncertainty, and concern about the treatment of confidential statistical information by different agencies. By establishing consistent rational principles and processes to buttress confidentiality pledges, the order will eliminate unsupportable confidentiality claims and agency decision processes that have created uncertainties. Such consistent protection of confidential statistical information will, in turn, reduce the perceived risks of more efficient working relationships among statistical agencies, relationships that can reduce both the cost and reporting burden imposed by statistical programs.

B. Summary of Comments Received on the Proposed Order

On January 29, 1996, OMB issued for public comment a proposed statistical order regarding the confidentiality of statistical information (61 FR 2876). In response to the proposed order, OMB received numerous inquiries and 22 comments. Each comment has been considered in preparing this final order. In developing this order, OMB has also relied upon its four decades of experience in administering the Statistical Policy authority and its 16 years of experience jointly administering that authority and the Paperwork Reduction Act.

Many inquiries and some comments sought clarification. In particular, agency commenters requested further elaboration or explanation of how the processes defined by the order will work administratively. OMB staff have met with and are continuing to meet with agency staff in order to answer this type of question. It is OMB's intention to consult with agencies immediately affected by the order and to provide appropriate guidance for implementing the order. Issues pertinent to information security and disclosure avoidance practices will be considered during these consultations.

Seventeen of the twenty two comments received endorsed the objectives of the order, including an endorsement by the Board of Directors of the Council of Survey Research Organizations, whose members represent the vast majority of survey research activity in the United States. One of these comments also noted that

uniform confidentiality standards could potentially reduce reporting burden by encouraging and facilitating coordination between statistical agencies. Of the other five comments, two were silent on the general principles and three questioned the functional separation principle.

There were no objections to seven of the ten definitions in Section 1, though several comments interpreted definitions in terms of particular programs and practices. With few exceptions, these interpretations reflected a clear understanding of the definitions. The exceptions are discussed in part C below. No comment took exception to any of the procedures or rules of construction with respect to other laws in proposed Sections 4, 5, and 6, nor to the policies in proposed Sections 7, 8, 9, and 10. One comment questioned the designations in Appendix A and several comments discussed inclusion of other agencies. Several comments raised questions about or suggested changes to proposed Sections 2 and/or 3 and Appendix B.

Significant comments received in response to the proposed order and significant changes to the order are discussed below. Among the changes to the order is the addition of a new subsection (c) at the end of Section 2.

C. Significant Comments or Changes

1. Proposed Section 1 (''Definitions''). One comment proposed that the term ''non-statistical'' used in proposed Section 3 of the order be given an explicit definition. We have instead eliminated that term since it was contributing to confusion concerning the relationship between proposed Section 2 and Section 3.

2. Proposed Section 1 (''Definitions'') paragraph (c) (''identifiable form''). Several comments raised the issue of whether the release of ''anonymous'' information would ensure confidentiality. Simple anonymity (nondisclosure of names, addresses, etc.) is necessary but not sufficient to prevent disclosures in ''identifiable form.'' Release of an extremely detailed set of ''anonymous'' data coupled with knowledge of the identities of the actual respondents substantially increases the risk that data can be associated with a small group or even an individual respondent. This is a particular problem when a large detailed data base can be matched against a list of respondents. For this reason, steps to prevent disclosures in identifiable form almost always include withholding the list of respondents to a statistical data collection. In order to prevent the disclosure of information in ''identifiable form,'' an agency must withhold other particulars that are unusual and any list of the identities of actual respondents.

3. Proposed Section 1 (''Definitions'') paragraph (d) (''information''). One comment suggested that this definition include reference to samples of physical materials. Physical materials are not themselves ''information'', though information derived from such materials is already within the scope of the phrase ''information of any kind'' in the present definition.

4. Proposed Section 1 (''Definitions'') paragraph (f) (''respondent''). One comment noted that the definition of respondent might be interpreted to include employees of a Federal agency providing information within the scope of their employment. We did not intend the order to cover such routine administrative collections, just as the Paperwork Reduction Act does not cover them. Compare, for example, 5 C.F.R. 1320.3(c)(4) and 1320.3(c)(3). The definition has been revised to clarify this point.

5. Proposed Section 1 (''Definitions'') paragraph (i) (''statistical purpose''). The preamble to the proposed order explained the definition of ''statistical purpose'' as distinguishing ''Federal activities that produce statistical information in anonymous form from all other Federal activities.'' Two commenters noted that statistical agencies also have a responsibility to preserve and maintain the integrity of statistical materials. It was not our intent in the proposal to exclude such maintenance and preservation activities from the definition of ''statistical purposes,'' which definition acknowledges the ''maintenance of * * * information resources'' as a class of activities that serve statistical purposes. In order to clarify that preservation is a valid statistical purpose, the language of the definition has been expanded to incorporate an example of maintenance and preservation of statistical materials as authorized by statutory records management and archival policies of title 44, U.S. Code. These policies provide for the confidentiality of retained records for a minimum of 30 years. One comment suggested including the term ''research'' in the definition of statistical purpose. We have not made this change. While many forms of research fall comfortably within the proposed definition, the term research also includes many activities (clinical research, research in the physical or mathematical sciences) that are beyond the scope of this order and is thus inappropriate in this definition.

6. Proposed Section 1 (''Definitions'') paragraph (j) (''Use''). The definition of ''use'' was intended to distinguish internal activities of a statistical agency or unit (that often require access to individually identifiable information to produce statistical products) from external ''disclosures'' of information to anyone outside the statistical agency or unit (in whatever form such disclosures might be made); ''disclosures'' would include, for example, releases of information to the public, to State agencies, or to others in the Federal government. The definition of ''use'' covers officers, employees, and agents of a statistical agency or unit. Several commenters noted that the description of ''agents'' differed from corresponding language in the proposed ''Statistical Confidentiality Act'' (H.R. 3924, 104th Cong.), and questioned whether the language was intended to restrict ''use'' to actual employees. As reflected in the proposed legislation, we are aware that statistical agencies employ agents who are not employees (e.g., contractors, or experts who are employees of other agencies) to perform functions that might otherwise be performed by employees, and that such agents operate under controls designed to assure information security and proper stewardship of confidential information. We did not intend in the proposal to suggest that such uses of confidential information are improper. The language has been revised to match the terms defined in the proposed Statistical Confidentiality Act. One other comment requested clarification that State administrative agencies working with a statistical agency are not subject to the provisions that apply to that statistical agency. This is generally true. An exception occurs if the State agency has agreed that certain State officers or employees will use statistical information as ''agents'' of a (Federal) statistical agency or unit as defined in the order—in this case the designated officers or employees of the State agency would be accountable for the responsibilities imposed on such agents. The interaction of Federal and State agencies is also discussed below, with respect to Section 2.

7. Proposed Section 2 (''Prohibitions regarding the disclosure and use of information collected for exclusively statistical purposes.'')

(a) One Federal and two State agencies objected to the restriction that (unless otherwise compelled by law) information acquired by a statistical agency or unit for exclusively statistical purposes may be used only for statistical purposes, and shall not be disclosed, or used, in identifiable form

for any other purpose. This is the common principle of the strong confidentiality statutes that govern many statistical agencies. The commenters proposed access to such information for multiple uses under conditions where functional separation could not be guaranteed. This situation may arise when State agencies collect information for *administrative* purposes and provide that information to a Federal agency for *exclusively statistical* purposes. In Federal hands this information is processed and combined with other (confidential) information gathered for *exclusively statistical* purposes. The commenters argued that this order should permit access to the enhanced (statistical) data base by the original State administrative agencies.

We have not adopted this suggestion. To understand our reasons for not doing so, several points need to be kept in mind. First, the proposed (and final) order does not regulate the collection, and subsequent *direct* use, of information by agencies or units which are not listed in Appendix A, except when that collection is done in conjunction with a listed ''statistical agency or unit.'' Thus, for example, this order does not prohibit a non-listed agency or unit from itself collecting information for administrative purposes, and does not prohibit that agency or unit from using or disclosing the collected information for administrative or any other purposes. Second, while the proposed (and final) order does *regulate* the collection and use of information by ''statistical agencies and units,'' the order does not *prohibit* ''statistical agencies or units'' from collecting and using information for administrative purposes. Under the order, ''statistical agencies and units'' can decide to collect some types of information for *exclusively statistical* purposes and, to the extent authorized by statute, to collect other types of information (perhaps in conjunction with an administrative agency) for *other* purposes. However, to protect the confidentiality of information that is collected for exclusively statistical purposes and to ensure that confidentiality pledges are fully honored, the order imposes different sets of requirements, depending on whether the particular collection is for exclusively statistical purposes or for other purposes. Thus, for example, when a ''statistical agency or unit'' (perhaps in conjunction with an administrative agency) collects information that is for an administrative purpose, the order provides that respondents may not be given a confidentiality pledge that includes ''any language that might reasonably be confused with the language'' in the confidentiality pledge that is set forth in Appendix B (which is to be used with collections that are for exclusively statistical purposes).

In the situation raised by the commenters, the proposed (and final) order does not regulate the collection of information by a State agency for administrative purposes (except insofar as State employees collect or use information acting as ''agents'' of a ''statistical agency or unit'' as described in paragraph 6 above). In addition, the order does not regulate the State agency's *direct* use of the collected information for other administrative purposes. However, if the collected information is subsequently acquired by a ''statistical agency or unit'' for exclusively statistical purposes, then the order applies to the information that is in the possession of the ''statistical agency or unit.'' Once the data have been combined, classified, or otherwise processed by the ''statistical agency or unit,'' using confidential data from other sources, then Section 2 of the order would prohibit the ''statistical agency or unit'' from disclosing the enhanced information to the State agency, because such disclosure would entail an unacceptable risk of indirect disclosures of confidential information in identifiable form. This prohibition on the disclosure by the ''statistical agency or unit'' of the information in its enhanced form does not preclude a State agency from being able to continue to make administrative use of the original (non-enhanced) information that the State agency possesses.

(b) Three commenters endorsed the policy of (1) informing affected respondents of any disclosures in a form or manner that may permit uses other than statistical uses by other agencies or persons, and (2) soliciting the respondent's consent to publish or release information in a form that might entail such risks. This situation may arise, for example, when publications include tabular breakdowns by both industry and relatively small geographic areas. When there are few respondents represented by a particular geographic total, that total might reveal significant information about a dominant company known to operate in that area. In this case, disclosure avoidance policies usually require suppression of such totals to address the risk of indirect disclosures. The policy advocated by these comments would permit an agency to seek the consent of the affected respondents to deviate from this suppression rule. Since policies concerning this matter have varied from agency to agency, we are persuaded that this issue should be addressed in this order.

In response to these comments, a new subsection (c) has been added to Section 2. This new subsection permits agencies, within statutory constraints, to apply an informed consent policy to the relaxation of disclosure standards. It requires agencies to fully inform the affected respondents of the facts regarding such disclosure whenever there is the possibility that such disclosure may result in a respondent's information being discerned and used by others in identifiable form for purposes other than statistical purposes. The new subsection has been added to Section 2, as proposed by one commenter, since it is intended to apply only to information that a statistical agency or unit proposes to disclose as described above but which otherwise satisfies the conditions of Section 2. OMB will work with statistical agencies to ensure that such policies minimize the risks to respondents. These changes have no effect on statistical programs that are governed by a confidentiality statute that reflects the principle enunciated in subsection (a); instead, the changes clarify how the order applies to some statistical collections not covered by subsections (a) and (b).

8. Proposed Section 3 (''Prohibition on collecting information to be disclosed, or used, in identifiable form for non-statistical purposes.'')

(a) Three comments questioned whether the phrase ''specifically authorized by statute'' might be construed to prohibit multiple use data collections that are not explicitly authorized in statutes. OMB is aware that some organic statutes for statistical agencies are stated in broad general terms. Therefore the word ''specifically'' has been omitted. The prohibition in proposed Section 3 is intended to prevent a statistical agency or unit from abusing a broad statistical mandate to conduct non-statistical collections. OMB will review proposed collections of information under the Paperwork Reduction Act to identify any such abuses.

(b) Several commenters noted that the emphasis on ''non-statistical'' purposes in Section 3 did not deal adequately with information collected for *multiple* purposes. Two changes have been made to clarify the full scope of the order. First, the descriptive term ''non-statistical purposes'' has been stricken wherever it appears in the body of proposed Section 3, and replaced with the phrase ''purposes other than statistical purposes'' or references to

such purposes. Second, the titles of Sections 2 and 3 have been revised to clarify their relationship to each other. Conforming changes have also been made in Appendix B.

9. Proposed Appendix A (''Designated Statistical Agencies or Units''). Appendix A of the proposed order contained a list of the ''statistical agencies and units'' that are subject to this order. Comment was particularly solicited on the list of agencies proposed for inclusion or on other agencies or units that should be considered for inclusion.

Several comments mentioned other agencies that might be included in Appendix A, specifically the Environmental Protection Agency (EPA), the Social Security Administration (SSA), and the Health Care Financing Administration (HCFA). One general comment recommended that the order be extended in the future to as many agencies as possible in order to provide more protection for the rights and privileges of citizens. In addition, several informal inquiries and one written comment questioned whether all of the ''statistical agencies or units'' listed in Appendix A could meaningfully comply with the terms of the order under current law.

In the final order, we have not added any agencies or units to the list. The order permits further designations, and we will review the situation in other agencies to determine if additional designations are in the public interest. We originally proposed the Energy End Use and Integrated Statistics Division of the Energy Information Administration for inclusion in Appendix A. However, it is not clear that this is the only unit in EIA that might operate some exclusively statistical programs. Therefore, while retaining that Division in Appendix A (as proposed) in this final order, we are inviting further public comment on a proposal to amend Appendix A to include all of EIA (i.e., to determine, through the analyses prescribed in the order, which other EIA programs may conform to the confidentiality standards of this order). That proposal is in an accompanying notice in today's **Federal Register**.

10. Proposed Appendix B (''Confidentiality pledges''). One commenter inquired how, in the case of an agency not covered by a strong confidentiality statute, the proposed pledge could assert that ''by law'' certain disclosures may not be made by such agency. The order derives its binding effect from its structure and the authority under which it is issued. This order is issued under Section 103 of the Budget and Accounting Procedures Act of 1950 and the Paperwork Reduction Act. Section 103 in its original language directed the President, through his budget office, to ''issue regulations and orders for the improved gathering, compiling, analyzing, publishing, and disseminating of statistical information for any purpose by the various agencies in the executive branch of the Government'' and it further required that ''such regulations and orders shall be adhered to by such agencies.'' Subsequent codification of this provision (in current 31 U.S.C. 1104(d)) did not alter the original Congressional intent. Therefore agencies are required by law to comply with this statistical order. This order also implements the confidentiality provisions of the Paperwork Reduction Act. Finally, the order is structured to avoid any conflict with other law that might preclude its application. Under Section 5 of the order, statistical agencies and units are to review applicable statutes to identify any that would preclude full implementation of the order.

Accordingly, the Office of Management and Budget adopts and issues the Federal Statistical Confidentiality Order, which is set forth below.

Sally Katzen,

Administrator, Office of Information and Regulatory Affairs.

Federal Statistical Confidentiality Order

Consistent government policy protecting the privacy and confidentiality interests of persons who provide information for Federal statistical programs serves both the interests of the public and the needs of the government and society. The integrity and credibility of confidentiality pledges provides assurance to the public that information about persons or provided by persons for exclusively statistical purposes will be held in confidence and will not be used against them in any government action. Public confidence and willingness to cooperate in statistical programs substantially affects both the accuracy and completeness of statistical information and the efficiency of statistical programs. Fair information practices and functional separation of purely statistical activities from other government activities are both essential to continued public cooperation in statistical programs.

Therefore, pursuant to 31 U.S.C. 1104(d), section 3(a) of the Paperwork Reduction Act of 1980 (94 Stat. 2825), the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), and Executive Order 10253 (as amended), and in order to improve the compilation, analysis, publication, dissemination, and confidentiality of statistical information, it is hereby ordered as follows:

Section 1. Definitions. For the purposes of this order:

(a) ''Disclose'' means, unless otherwise indicated, to release information to anyone outside of a statistical agency or unit other than the respondent who provided, or is the subject of, such information (or the agent of such respondent);

(b) ''Executive agency'' is defined as in 31 U.S.C. 102;

(c) ''Identifiable form'' means any representation of information that permits information concerning a specific respondent to be reasonably inferred by either direct or indirect means;

(d) ''Information'' means information of any kind that is not generally available to the public, and includes data;

(e) ''Person'' means individuals, organized groups of individuals, societies, associations, firms, partnerships, business trusts, legal representatives, companies, joint stock companies, and corporations, and refers to both the singular and the plural;

(f) ''Respondent'' means a person (other than a Federal employee responding to inquiries within the scope of his employment, see 5 CFR 1320.3(c)(4)) who is requested to provide information, or is the subject of that information, or who provides that information;

(g) ''Rule'' means the whole or part of a statement by an Executive agency of general or particular applicability and future effect, and includes regulations, directives, orders, guidance, and policy statements;

(h) ''Statistical agency or unit'' means an agency or organizational unit of the Executive Branch whose activities are predominantly the collection, compilation, processing, or analysis of information for statistical purposes (Appendix A contains a list of ''statistical agencies or units'' as defined herein, which have been determined by the Office of Management and Budget to be subject to this order);

(i) ''Statistical purpose'' means the description, estimation, or analysis by the Federal Government of information concerning persons, the economy, society, or the natural environment (or relevant groups or components thereof) without regard to the identities of specific persons, as well as the development, implementation, or maintenance of methods, procedures, or information resources that support such purposes; ''statistical purpose''

specifically includes records management and archival functions authorized in chapters 21, 29, and 33 of title 44 conducted under information security and confidentiality restrictions consistent with sections 2 and 3 of this order; ''statistical purpose'' specifically excludes many other activities or functions for which information is used in identifiable form, such as determining whether a person is eligible for a license, privilege, right, grant, or benefit (including whether such should be revoked) or whether a person's conduct was or is in accordance with law (including whether a fine, other punishment, monetary damages, or equitable relief should be imposed);

(j) ''Use'' of information means, unless otherwise indicated, use by a statistical agency or unit, by officers or employees of that agency or unit, or by its agents (''agents'' are persons designated by a statistical agency or unit to perform, either in the capacity of a Federal employee or otherwise, exclusively statistical activities authorized by law under the supervision or control of an officer or employee of that statistical agency or unit, and who have agreed in writing to comply with all provisions of law that affect information acquired by that statistical agency or unit).

Section 2. Standards regarding the disclosure and use of information acquired for exclusively statistical purposes.

(a) Information that a statistical agency or unit acquires for exclusively statistical purposes may be used only for statistical purposes, and shall not be disclosed, or used, in identifiable form for any other purpose unless otherwise compelled by law.

(b) When a statistical agency or unit is collecting information for exclusively statistical purposes, it shall, at the time of collection, inform the respondents from whom the information is collected that such information may be used only for statistical purposes and may not be disclosed, or used, in identifiable form for any other purpose, unless otherwise compelled by law. If the statistical agency or unit has determined that it is not otherwise compelled by law, the confidentiality pledge shall be in accordance with Appendix B.

(c) A statistical agency or unit that collects information to be used exclusively for statistical purposes and proposes to disclose such information in an aggregate form or another manner that may permit other agencies or persons to discern and use such information in identifiable form for purposes other than statistical purposes shall, prior to such disclosure, fully inform the affected respondents of the facts regarding such disclosure and the possibility that such disclosure may result in a respondent's information being discerned by others in identifiable form, and shall not make such disclosure without the prior written consent of all of the affected respondents. This informed consent procedure shall be acknowledged wherever feasible in any confidentiality pledge offered for information that may be disclosed under this procedure.

Section 3. Standards regarding information acquired for the purpose of being disclosed, or used, in identifiable form for purposes other than statistical purposes.

(a) Unless a statistical agency or unit is authorized by statute to acquire information to be disclosed, or used, in identifiable form for purposes other than statistical purposes, such agency or unit shall not collect information for any such purposes.

(b) If a statistical agency or unit is authorized by statute to acquire information to be disclosed, or used, in identifiable form for purposes other than statistical purposes, and is collecting information for such purposes, such agency or unit shall clearly identify such purposes in both the **Federal Register** notices and submissions to the Office of Management and Budget required by the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*). In such cases, a statistical agency or unit may not make a confidentiality pledge that includes any language that might reasonably be confused with the language contained in confidentiality pledges for information that is collected for exclusively statistical purposes (see Section 2(b) and Appendix B).

Section 4. The provisions of this order shall be applied to the maximum extent legally permissible. Accordingly, with respect to matters involving statistical information and activities of statistical agencies or units, Executive agencies shall, to the maximum extent legally permissible, construe and apply pertinent statutes (including, but not limited to, statutes regarding the collection, use, disclosure, and confidentiality of information) in a manner that enables full compliance with this order (or, where a statute precludes full compliance, in a manner that enables compliance with this order to the maximum extent not precluded by statute).

Section 5. Each statistical agency or unit subject to this order shall conduct a review of its activities to ensure that they are in full compliance with this order (or, if full compliance is precluded by statute, that they comply to the maximum extent not precluded by statute). The agency or unit shall complete the review no later than 60 days after this order takes effect for that agency or unit. The review shall include, among other things:

(a) an identification of any statutes that, the agency or unit believes, preclude full compliance with this order,

(b) an identification of any rules that, the agency or unit believes, are inconsistent with any provisions of this order (including an identification of which such rules are compelled by statute and, conversely, which ones may be revised without a statutory amendment), and

(c) the development of a plan for ensuring that the activities of the agency or unit fully comply with this order (or, if full compliance is precluded by statute, that such activities comply with this order to the maximum extent not precluded by statute).

The results of this review shall be submitted in a report to the Administrator of the Office of Information and Regulatory Affairs no later than 90 days after this order takes effect for that agency or unit. The Office of Management and Budget shall review such reports and, after consultation with the statistical agencies or units in question, may request that the Department of Justice review and provide its opinion regarding any statutes identified as precluding full compliance with this order, or any rules that have been identified as being inconsistent with any provisions of this order and as being compelled by statute.

Section 6. Statistical agencies or units shall implement this order through issuance of appropriate rules, in accordance with applicable procedures. To the extent that it is determined that there are any existing rules which are inconsistent with any provisions of this order and which an Executive agency may revise to be consistent (without statutory amendment), such Executive agency shall promptly undertake to revise such rules, in accordance with applicable procedures, so that they are consistent. OMB and affected statistical agencies or units shall consider, in accordance with the legislative clearance process under OMB Circular A–19, the appropriateness of any statutory amendments that would enable full compliance with this order.

Section 7. The disclosure of information to a statistical agency or unit shall in no way alter obligations under statutes, including the Freedom of Information Act and the Privacy Act, for the same or similar information that was retained.

Section 8. This order is intended to supplement, and not to restrict or diminish, any confidentiality protections that otherwise apply to statistical information.

Section 9. The Office of Information and Regulatory Affairs of the Office of Management and Budget will provide appropriate guidance regarding this order.

Section 10. This order is effective 30 days after final publication in the **Federal Register**.

Appendix A—Designated Statistical Agencies or Units

The following agencies or units have been determined by the Office of Management and Budget to be ''statistical agencies or units'' for purposes of this order (this list may be revised from time to time):

Department of Agriculture
  Economic Research Service
  National Agricultural Statistics Service
Department of Commerce
  Bureau of the Census
  Bureau of Economic Analysis
Department of Education
  National Center for Education Statistics
Department of Energy
  Energy End Use and Integrated Statistics Division of the Energy Information Administration
Department of Health and Human Services
  National Center for Health Statistics
Department of Justice
  Bureau of Justice Statistics
Department of Labor
  Bureau of Labor Statistics
Department of Transportation
  Bureau of Transportation Statistics
Department of the Treasury
  Statistics of Income Division of the Internal Revenue Service
National Science Foundation
  Division of Science Resources Studies

Appendix B—Confidentiality Pledges

Statistical agencies or units subject to this order shall, whenever they collect information for exclusively statistical purposes and have determined that they may fully comply with the disclosure and use standards of subsections 2(a) and 2(b) of this order, incorporate the following or equivalent language into confidentiality pledges made to respondents:

''This information collection complies with the Federal Statistical Confidentiality Order. Therefore, by law, your responses may be used only for statistical purposes and may not be disclosed, or used, in identifiable form for any other purpose.''

When a confidentiality pledge is made by a statistical agency or unit for any information collection that does not satisfy the disclosure and use standards of subsections 2(a) and 2(b) of this order [e.g., when the purposes of the collection are not exclusively statistical (see Section 3) or when the data may be disclosed in a form or manner that may permit use of the data in identifiable form by other agencies or persons for purposes other than statistical purposes (see subsection 2(c))], such pledge may not include any language that might reasonably be confused with the language specified above.

[FR Doc. 97–16934 Filed 6–26–97; 8:45 am]

BILLING CODE 3110–01–P

OFFICE OF MANAGEMENT AND BUDGET

Extending the Coverage of Energy Statistical Programs under the Federal Statistical Confidentiality Order

AGENCY: Office of Information and Regulatory Affairs, Office of Management and Budget, Executive Office of the President.

ACTION: Notice of proposed amendment to appendix A of the Federal Statistical Confidentiality Order.

SUMMARY: The final Federal Statistical Confidentiality Order announced in this issue of the **Federal Register** lists the Energy End Use and Integrated Statistics Division of the Energy Information Administration (EIA) as a unit determined by the Office of Management and Budget to be subject to the coverage of the order. While retaining that Division in Appendix A (as proposed) in the final order, we are today inviting further public comment on a proposal to amend Appendix A to include all of EIA (i.e., to determine, through the analyses prescribed in the order, which other EIA programs may conform to the confidentiality standards of that order).

DATES: Comments must be received on or before August 26, 1997.

ADDRESSES: Please address all written comments to Katherine K. Wallman, Office of Information and Regulatory Affairs, OMB, Washington, D.C. 20503. Comments may be submitted via facsimile to 202/395–7245. Electronic mail comments may be submitted via SMTP to Wallman__K@a1.eop.gov or via X.400 to G=Katherine, S=Wallman, PRMD=gov+eop, ADMD+telemail, C=us. Comments submitted via electronic mail should include the commenter's name, affiliation, postal address, and email address in the text of the message.

FOR FURTHER INFORMATION CONTACT: Jerry L. Coffey, Office of Information and Regulatory Affairs, OMB, Washington, D.C. 20503. Inquiries may be submitted via facsimile to 202/395–7245. Electronic mail inquiries may be submitted via SMTP to Coffey__J@a1.eop.gov or via X.400 to G=Jerry, S=Coffey, PRMD=gov+eop, ADMD+telemail, C=us. Electronic mail inquiries should include the commenter's name, affiliation, postal address, and email address in the text of the message.

SUPPLEMENTARY INFORMATION:

A. Background

The Federal Statistical Confidentiality Order issued by the Office of Management and Budget (OMB) establishes policies to assure ''fair information practices'' (as advocated by the Privacy Protection Study Commission and the Commission on Federal Paperwork) for respondents and subjects of statistical inquiries, based on the concept of ''functional separation'' developed by the Privacy Protection Study Commission. The order permits functional separation to be achieved by two means—1) identifying an agency or unit that is purely statistical, or 2) distinguishing statistical from nonstatistical functions within a single agency or unit.

By establishing a uniform policy for the principal statistical agencies, this order will reduce public confusion, uncertainty, and concern about the treatment of confidential statistical information by different agencies. By establishing consistent rational principles and processes to buttress confidentiality pledges, the order will eliminate unsupportable confidentiality claims and ambiguous decision processes that have created uncertainties under FOIA. Such consistent protection of confidential statistical information will, in turn, reduce the perceived risks of more efficient working relationships among statistical agencies, relationships that can reduce both the cost and reporting burden imposed by statistical programs.

B. Proposed Amendment to Appendix A

Appendix A of the Federal Statistical Confidentiality Order contains a list of ''statistical agencies and units'' determined by OMB to be principally subject to that order and includes a unit of EIA whose functions are widely considered to be predominantly statistical, specifically, the Energy End Use and Integrated Statistics (EEUIS) Division. During review of comments on the proposed order, consideration was given to other agencies or units that should be included. In the case of EIA, other units within the agency collect statistics on petroleum supply and marketing, natural gas, reserves, coal, electric and renewable energy, and general information about energy markets. It is not clear that the EEUIS Division is the only unit in EIA that might operate some exclusively statistical programs.

Many data collection programs within EIA were originally authorized to support energy regulation as well as EIA's statistical mission. However as regulatory programs were terminated, these data collections were restructured to support statistical priorities alone. While many of the original statutes were crafted to authorize regulatory data collections, Congress has repeatedly reauthorized and funded the restructured (statistical) programs that describe segments of the energy economy that are no longer regulated.

Amending Appendix A of the Federal Statistical Confidentiality Order to include all of EIA will set in motion the analyses required by the order to determine which multiple uses of such programs still remain and conversely which programs are now justified by statistical priorities only.

These analyses under Sections 6 and 7 of the order may also identify statutory provisions that are no longer needed or appropriate, and clarify the standards of review (e.g., the administrative or statistical test of practical utility) that should be applied to these programs under the Paperwork Reduction Act (see, for example, 5 C.F.R. 1320.3(l)).

Accordingly, OMB proposes to amend Appendix A of the Federal Statistical Confidentiality Order by inserting ''Energy Information Administration'' in lieu of ''Energy End Use and Integrated Statistics Division of the Energy Information Administration'' under the heading ''Department of Energy''.

Sally Katzen,

Administrator, Office of Information and Regulatory Affairs.

[FR Doc. 97–16933 Filed 6–26–97; 8:45 am]

BILLING CODE 3110–01–P

federal register

Friday
June 27, 1997

Part IX

Department of Education

34 CFR Part 300

Office of Special Education and Rehabilitative Services; Individuals With Disabilities Education Act (IDEA) Amendments of 1997; Proposed Rule

DEPARTMENT OF EDUCATION

34 CFR Part 300

Office of Special Education and Rehabilitative Services; Individuals With Disabilities Education Act (IDEA) Amendments of 1997

AGENCY: Department of Education.

ACTION: Notice of request for advice and recommendations on regulatory issues under the IDEA Amendments of 1997.

SUMMARY: The Secretary of Education (Secretary) solicits advice and recommendations from the public—including persons with disabilities and their representatives; Federal, State, and local education administrators; parents; teachers; and members of local boards of education—prior to publishing proposed regulations to implement programs under the recently enacted IDEA Amendments of 1997.

DATES: In order to be assured of consideration in developing the proposed regulations, comments should be received on or before July 28, 1997.

ADDRESSES: Comments should be addressed to Thomas Irvin, Office of Special Education and Rehabilitative Services, U.S. Department of Education, Room 4607, Mary E. Switzer Building, 330 C St., SW., Washington, DC 20202.

FOR FURTHER INFORMATION CONTACT: Thomas Irvin—Telephone (202) 205–8825 or JoLeta Reynolds—Telephone: (202) 205–5507. Individuals who use a telecommunications device for the deaf (TDD) may call (202) 205–5465 or the Federal Information Relay Service (FIRS) at 1–800–877–8339 between 8:00 a.m. and 8:00 p.m., Eastern time, Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Background

On June 4, 1997, the President signed into law Pub. L. 105–17, the Individuals with Disabilities Education Act Amendments of 1997, amending the Individuals with Disabilities Education Act (IDEA). Enactment of these amendments provides an opportunity to consider improvements in all of the regulations implementing the IDEA, including both formula and discretionary grant programs, that would strengthen the Federal effort to give every child a world-class education based on high standards.

Invitation to Comment

This request for comments is designed to elicit the views of interested parties on IDEA regulatory issues, particularly persons with disabilities and their representatives; Federal, State, and local education administrators; parents; teachers; and members of local boards of education.

The Department will regulate consistent with its Principles for Regulating, under which the Department considers whether regulations are needed to promote quality and equality in educational opportunity, whether a demonstrated problem requires the issuance of regulations, whether regulations are needed to resolve ambiguity, and whether a uniform approach to a situation is appropriate. In developing regulations, the Department's policy will be to provide flexibility and minimize burden to the extent consistent with ensuring the implementation of the protections provided to children with disabilities and their parents by the IDEA. The Department is particularly interested in public input on areas in which regulations are needed to clarify provisions of the statute.

The Secretary requests that each commenter identify her or his role in special education, regular education, or early intervention, if any, and the perspective from which she or he views the educational system—either as a representative of persons with disabilities or of an association, agency, or school (public or private), or as an individual person with a disability, teacher, student, parent, or private citizen. The Secretary urges each commenter to be specific regarding her or his recommendations, including identifying the particular section of IDEA or of the current IDEA regulations pertinent to the comment.

All comments submitted in response to this notice will be available for public inspection during and after the comment period in Room 4607, Mary E. Switzer Building, 300 C St., SW., Washington, DC, between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday of each week except Federal holidays.

(Catalog of Federal Domestic Assistance Number 84.027, Assistance to States for Education of Children with Disabilities)

Dated: June 23, 1997.

Richard W. Riley,

Secretary of Education.

[FR Doc. 97–16796 Filed 6–26–97; 8:45 am]

BILLING CODE 4000–01–P

federal register

Friday
June 27, 1997

Part X

Environmental Protection Agency

Draft National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges From Construction Activities That Are Classified as Associated With Industrial Activity; Notice

ENVIRONMENTAL PROTECTION AGENCY

[FRL–5848–9]

Draft National Pollutant Discharge Elimination System (NPDES) General Permit for Storm Water Discharges From Construction Activities That Are Classified as Associated With Industrial Activity

AGENCY: Environmental Protection Agency (EPA).

ACTION: Amendment to the notice of draft NPDES general permit reissuance for storm water discharges from construction activities that are classified as associated with industrial activity.

SUMMARY: Today's notice is an amendment to the notice of draft NPDES general permit reissuance for storm water discharges from construction activities that are classified as associated with industrial activity, which was published on April 16, 1997 (62 FR 18605). The draft general permit reissuance is being amended to include Indian country lands in Part I.A. of the permit, to expand the eligibility in Part I.B., to change the requirements of the contents of the Notice of Intent in accordance with the national NOI (this will precipitate a change in Appendix C), to revise the renewal requirements in Part VII.B, to correct a typographical error in the fact sheet, to update the Region 4 mailing address and to extend the comment permit for the draft general permit reissuance.

DATES: Comments relative to the draft permit, or this amendment, are not required; however, if you wish to submit comments, the comments must be received by August 26, 1997.

ADDRESSES: Persons wishing to comment upon or object to any aspects of this permit reissuance, or this amendment, or wishing to request a public hearing, are invited to submit the same in writing within sixty (60) days of this notice to the Office of Environmental Assessment, United States Environmental Protection Agency, Region 4, Atlanta Federal Center, 61 Forsyth Street, SW., Atlanta, GA 30303–3104, Attention: Ms. Lena Scott.

FOR FURTHER INFORMATION CONTACT: Mr. Floyd Wellborn, telephone number (404) 562–9296, or Mr. Michael Mitchell, telephone number (404) 562–9303, or at the following address: United States Environmental Protection Agency, Region 4, Water Management Division, Surface Water Permits Section, Atlanta Federal Center, 61 Forsyth Street, S.W., Atlanta, GA 30303–3104.

SUPPLEMENTARY INFORMATION:

Procedures for Reaching a Final Permit Decision

Pursuant to 40 CFR 124.13, any person who believes any condition of the permit is inappropriate must raise all reasonably ascertainable issues and submit all reasonably available arguments in full, supporting their position, by the close of the comment period. All comments on the proposed NPDES general permit received within the 60-day period will be considered in the formulation of final determinations regarding the permit reissuance.

After consideration of all written comments and the requirements and policies in the Act and appropriate regulations, the EPA Regional administrator will make determinations regarding the general permit reissuance. If the determinations are substantially unchanged from those announced by this notice, the Administrator will so notify all persons submitting written comments. If the determinations are substantially changed, the Administrator will issue a public notice indicating the revised determinations.

A formal hearing is available to challenge any NPDES permit issued according to the regulations at 40 CFR 124.15 except for a general permit as cited by 40 CFR 124.71. Persons affected by a general permit may not challenge the conditions of a general permit as a right in further Agency proceedings. They may instead either challenge the general permit in court, or apply for an individual permit as specified at 40 CFR 122.21 as authorized at 40 CFR 122.28, and then request a formal hearing on the issuance or denial of an individual permit.

Administrative Record

The proposed NPDES general permit, fact sheet and other relevant documents are on file and may be inspected any time between 9 a.m. and 4 p.m., Monday through Friday at the address shown below. Copies of the draft NPDES general permit, fact sheet or other relevant documents may be obtained by writing the United States Environmental Protection Agency, Region 4, Atlanta Federal Center, 61 Forsyth Street, S.W., Atlanta, GA 30303–3104, Attention: Ms. Lena Scott.

Revised Draft NPDES Permits for Storm Water Discharges From Construction Activities That are Classified as Associated With Industrial Activity

Part I. Coverage Under This Permit

A. Permit Area

The permit, except the parts listed below, covers all areas administered by Region 4:

All Indian Country Lands within the State of Alabama, except Part IV and Part V.D.2.a.(1), NPDES Permit No. ALR10 *##I

State of Florida, excluding Indian lands, NPDES Permit No. FLR10 *###

All Indian Country Lands within the State of Florida, except Part IV and Part V.D.2.a.(1), NPDES Permit No. FLR10 *##I

All Indian Country Lands within the State of Mississippi, except Part IV and Part V.D.2.a.(1), NPDES Permit No. MSR10 *##I

All Indian Country Lands within the State of North Carolina, except Part IV and Part V.D.2.a.(1), NPDES Permit No. NCR10 *##I

All Indian Country Lands within the State of South Carolina, except Part IV and Part V.D.2.a.(1), NPDES Permit No. SCR10 *##I

B. Eligibility

* * * * *

1. This permit may authorize all discharges identified in the pollution prevention plan of storm water associated with industrial activity from construction sites, (those sites or common plans of development or sale, including unpaved roads, that will result in the disturbance of five or more acres total land area or less than five acres if the Director designates the site),[1] (henceforth referred to as storm water discharges from construction activities) occurring after the effective date of this permit (including discharges occurring after the effective date of this permit where the construction activity was initiated before the effective date of this permit), except for discharges identified under paragraph I.B.3.

* * * * *

3.e. Storm water discharges from construction sites if the discharges may adversely affect a listed or proposed to be listed endangered or threatened species or its critical habitat;

(1) A discharge of storm water associated with construction activity

[1] On June 4, 1992, the United States Court of Appeals for the Ninth Circuit remanded the exemption for construction sites of less than five acres to the EPA for further rulemaking. (Nos. 90–70671 and 91–70200). Section 402(p)(2)(E) of the Clean Water Act shall be used as a basis for any designations.

may be covered under this permit only if the applicant certifies that they meet at least one of the following criteria. Failure to continue to meet one of these criteria during the term of the permit will result in the storm water discharges associated with construction ineligible for coverage under this permit.

(a) The storm water discharge(s), and the construction and implementation of Best Management Practices (BMPs) to control storm water runoff, are not likely to adversely affect species identified in Addendum A of this permit or critical habitat for a listed species; or

(b) The applicant's activity has received previous authorization under Section 7 or section 10 of the Endangered Species Act and that authorization addressed storm water discharges and/or BMPS to control storm water runoff (e.g., developer included impact of entire project in consultation over a wetlands dredge and fill permit under Section 7 of the Endangered Species Act); or

(c) The applicant's activity was considered as part of a larger, more comprehensive assessment of impacts on endangered species under section 7 or section 10 of the Endangered Species Act that which accounts for storm water discharges and BMPs to control storm water runoff (e.g., where an area-wide habitat conservation plan and Section 10 permit is issued which addresses impacts from construction activities including those from storm water, or a National Environmental Policy Act (NEPA) review is conducted which incorporates ESA section 7 procedures); or

(d) Consultation under section 7 of the Endangered Species Act is conducted for the applicant's activity which results in either a no jeopardy opinion or a written concurrence on a finding of no likelihood of adverse effects; or

(e) The applicant's activity was considered as part of a larger, more comprehensive site-specific assessment of impacts on endangered species by the owner or other operator of the site and that permittee certified eligibility under item (a), (b), (c), or (d) above (e.g. owner was able to certify no adverse impacts for the project as a whole under item (a), so the contractor can then certify under item (e)). Utility companies applying for permit coverage for the entire permit area of coverage as defined under Part I.A. may certify under item (e) since authorization to discharge is contingent on a principal operator of a construction project having been granted coverage under this, or an alternative NPDES permit for the areas of the site where utilities installation activities will occur.

(2) All applicants must follow the procedures provided at Addendum A of this permit when applying for permit coverage.

(3) The applicant must comply with any terms and conditions imposed under the eligibility requirements of paragraphs (1) (a), (b), (c), (d), or (e) above to ensure that storm water discharges or BMPs to control storm water runoff are protective of listed endangered and threatened species and/or critical habitat. Such terms and conditions must be incorporated in the applicant's storm water pollution prevention plan.

(4) For the purposes of conducting consultation to meet the eligibility requirements of paragraph (1)(d) above, applicants are designated as non-Federal representatives. *See* 50 CFR 402.08. However, applicants who choose to conduct consultation as a non-Federal representative must notify EPA and the appropriate Service office in writing of that decision.

(5) This permit does not authorize any ''taking'' (as defined under Section 9 of the Endangered Species Act) of endangered or threatened species unless such takes are authorized under sections 7 or 10 of the Endangered Species Act.

(6) This permit does not authorize any storm water discharges nor require any BMPs to control storm water runoff that are likely to jeopardize the continued existence of any species that are listed as endangered or threatened under the Endangered Species Act or result in the adverse modification or destruction of habitat that is designated as critical under the Endangered Species Act.

* * * * *

g. Storm water discharges that would affect a property that is listed or is eligible for listing in the National Historic Register maintained by the Secretary of Interior may be in violation of the National Historic Preservation Act. A discharge of storm water associated with construction activity may be covered under this permit only if the applicant certifies that either:

(1) The storm water discharge(s), and the construction and implementation of BMPs to control storm water runoff, do not affect a property that is listed or is eligible for listing in the National Historic Register maintained by the Secretary of Interior; or,

(2) The applicant consults with the State Historic Preservation Officer (SHPO) or the Tribal Historic Preservation Officer (THPO) on the potential for adverse effects which results in a no effect finding; or

(3) The applicant has obtained and is in compliance with a written agreement between the applicant and the SHPO or THPO that outlines all measures to be undertaken by the applicant to mitigate or prevent adverse effects to the historic property; or

(4) The applicant agrees to implement and comply with the terms of a written agreement between another owner/operator (e.g., subdivision developer, property owner, etc.) and the SHPO or THPO that outlines all measures to be undertaken by operators on the site to mitigate or prevent adverse effects to the historic property; or

(5) The applicant's activity was considered as part of a larger, more comprehensive site-specific assessment of effects on historic properties by the owner or other operator of the site and that permittee certified eligibility under item (1), (2), (3), or (4) above. Utility companies applying for permit coverage for the entire construction site may certify under item (4) since authorization to discharge is contingent on a principal operator of a construction project having been granted coverage under this, or an alternative NPDES permit for the areas of the site where utilities installation activities will occur.

* * * * *

Part II.B. Contents of Notice of Intent

* * * * *

The contents of the notice of intent are published in the June 2, 1997 **Federal Register** (62 FR 29785).

8. A certification that a storm water pollution prevention plan, including both construction and post-construction controls, has been prepared for the site in accordance with Part IV of this permit, and such plan provides compliance with approved State/Tribal and/or local sediment and erosion plans or permits and/or storm water management plans or permits in accordance with Part IV.D.2.d of this permit. (A copy of the plans or permits should not be included with the NOI submission). The applicant shall also submit a copy of the cover page of the State permit issued by FDEP or a FWMD to the facility for the storm water associated with construction activity.

9. Whether, based on the instruction in Addendum A, any species identified in Addendum A are in proximity to the storm water discharges covered by this permit or the BMPs to be used to comply with permit conditions.

10. Under which section(s) of Part I.B.3.e.(1)(Endangered Species) and Part I.B.3.f. (Historical Preservation) the applicant is certifying eligibility.

11. The following certifications shall be signed in accordance with Part VI.G.

''I certify under penalty of law that I have read and understand the Part I.B. eligibility requirements for coverage under the general permit for storm water discharges from construction activities, including those requirements relating to the protection of endangered species identified in Appendix C.''

''To the best of my knowledge the discharges covered under this permit, and the construction and operation of BMPs to control storm water runoff, are not likely to adversely affect any species identified in Addendum A of this permit, or are otherwise eligible for coverage under this permit, in accordance with Part I.B.3.e of the permit, due to previous authorization under the Endangered Species Act, or agreement to implement protective measures required by the Director as a condition of eligibility.''

''I further certify, to the best of my knowledge, that such discharges, and construction of BMPs to control storm water runoff, do not have an effect on properties listed or eligible for listing on the National Register of Historic Places under the National Historic Preservation Act, or are otherwise eligible for coverage, in accordance with Part I.B.3.f. of the permit, due to a previous agreement under the National Historic Preservation Act.''

''I understand that continued coverage under this storm water general permit is contingent upon maintaining eligibility as provided for in Part I.B.''

* * * * *

Part VII. Standard Permit Conditions

B. Continuation of the Expired General Permit

This permit expires at midnight 5 years from the effective date of the permit. However, an expired general permit continues in force and effect until a new general permit is issued. Only those facilities authorized to discharge under the expiring general permit are covered by the continued permit. Upon reissuance of a new general permit, the permittee is required to notify the permit issuing authority of the intent to be covered by the new general permit by use of the NOI requirements of the reissued permit, unless otherwise noted in the reissued permit. These requirements are discussed in Part II of this general permit.

Facilities that have not obtained coverage under this permit by the expiration date of this permit cannot become authorized to discharge under the continued permit. The authorization to discharge under the continued permit expires 90 days from the effective date of this permit.

* * * * *

Part X. Definitions

Operator means any party associated with the construction project that meets either of the following 2 criteria: (1) The party has operational control over project specifications (including the ability to make modifications in specifications), or (2) the party has day-to-day operational control of those activities at a project site which are necessary to ensure compliance with the storm water pollution prevention plan or other permit conditions (e.g., they are authorized to direct workers at the site to carry out activities identified in the storm water pollution prevention plan or comply with other permit conditions).

Beverly H. Banister,

Acting Director, Water Management Division.

Draft NPDES Permits for Storm Water Discharges From Construction Activities That Are Classified as ''Associated With Industrial Activity''; Fact Sheet

Today's notice is an amendment to the notice of draft NPDES general permit reissuance for storm water discharges from construction activities that are classified as associated with industrial activity (62 FR 18605). The draft general permit reissuance is being amended to include Indian country lands in Part I.A. of the permit. This includes the Catawba Indian Nation in South Carolina, Eastern Band of Cherokee Indians in North Carolina, the Miccosukee Tribe of Indians of Florida, the Mississippi Band of Choctaw Indians, the Poarch Band of Creek Indians in Alabama, and the Seminole Tribe of Florida. The amendment expands the eligibility in Part I.B. to include discharges of storm water from construction sites less than five acres in accordance with 40 CFR 122.26(a)(v). The determination of inclusion for construction sites less than five acres will be on a case by case basis. Part I.B.e. and the NOI contents requirements in Part II.B. are also being changed in accordance with the provisions of the National General Permit for the Discharge of Storm Water from Construction Activities published in the June 2, 1997 **Federal Register** (62 FR 29785). Part I.B.g. has been included in the permit to exclude facilities that would affect a property that is listed or is eligible for listing in the National Historic Register maintained by the Secretary of Interior may be in violation of the National Historic Preservation Act. This provision was inadvertently omitted from the original draft published in the April 16, 1997 **Federal Register** (62 FR 18605). Part VII.B. is being amended to allow coverage under a continued permit for facilities that are covered under the permit upon its expiration without having to submit an NOI until the reissued general permit is finalized. This change is to reduce administrative burden on the permittees by not requiring an NOI to be submitted for continued coverage and then another NOI for coverage under the reissued permit.

The April 16, 1997 notice of the proposed general permit is being amended to extend the comment permit for the draft general permit reissuance. Persons wishing to comment upon or object to any aspects of this permit reissuance or wishing to request a public hearing, are invited to submit the same in writing within sixty (60) days of this notice to the Office of Environmental Assessment, United States Environmental Protection Agency, Region 4, Atlanta Federal Center, 61 Forsyth Street, S.W., Atlanta, GA 30303–3104, Attention: Ms. Lena Scott. The fact sheet published in the April 16, 1997 **Federal Register** is being changed, as follows, to correct a typographical error regarding the effective date of the permit and the deadlines for submission of the NOI:

Dates: These general permits are proposed to become effective on the first day of the month following the publication of the final issued permit in the **Federal Register**. Deadlines for submittal of Notices of Intent to be authorized to discharge under these permits are as follows:

(1) On or before September 25, 1997, for storm water discharges associated with industrial activity from construction sites where disturbances associated with a construction project occur on or before September 25, 1997, and final stabilization is completed after September 25, 1997;

(2) For storm water discharges associated with industrial activity from construction sites where disturbances associated with a construction project do not occur until after September 25, 1997, at least 2 days prior to the commencement of construction; and

(3) For storm water discharges associated with industrial activity from construction sites where the original permittee at the site changes or an additional operator submits an NOI for coverage as a copermittee, a new NOI shall be submitted at least 2 days prior to when the new operator commences work at the site. The final general permits provide additional dates for compliance with the terms of the permit.

Appendix C—Endangered Species Guidance

I. Instructions

A list of species that EPA has determined may be affected by the activities covered by the construction general permit will be included in the final issued permit. These species will be listed by county. In order to get construction general permit coverage, applicants must:

- Certify by signing the NOI whether any species listed in this Addendum are in proximity to the facility, and
- Certify pursuant to Section I.B.3.e. of the construction general permit that their storm water discharges, and BMPs constructed to control storm water runoff, are not likely, and will not be likely to adversely affect species identified in Addendum H of this permit.

To do this, please follow steps 1 through 4 below.

Step 1: Review the County Species List To Determine if any Species Are Located in the Discharging Facility County

If no species are listed in a facility's county or if a facility's county is not found on the list, an applicant is eligible for construction general permit coverage and may indicate by signing the NOI that no species are found in proximity which provides the necessary certification. If species are located in the county, follow step 2 below. Where a facility is located in more than one county, the lists for all counties should be reviewed.

Step 2: Determine if any Species May Be Found "In Proximity" To the Facility

A species is in proximity to a facility's storm water discharge when the species is:

- Located in the path or immediate area through which or over which contaminated point source storm water flows from industrial activities to the point of discharge into the receiving water.
- Located in the immediate vicinity of, or nearby, the point of discharge into receiving waters.
- Located in the area of a site where storm water BMPs are planned or are to be constructed.

The area in proximity to be searched/surveyed for listed species will vary with the size of the facility, the nature and quantity of the storm water discharges, and the type of receiving waters. Given the number of facilities potentially covered by the construction general permit, no specific method to determine whether species are in proximity is required for permit coverage under the construction general permit. Instead, applicants should use the method or methods which best allow them to determine to the best of their knowledge whether species are in proximity to their particular facility. These methods may include:

- *Conducting visual inspections:* This method may be particularly suitable for facilities that are smaller in size, facilities located in non-natural settings such as highly urbanized areas or industrial parks where there is little or no nature habitat; and facilities that discharge directly into municipal storm water collection systems. For other facilities, a visual survey of the facility site and storm water drainage areas may be insufficient to determine whether species are likely to be located in proximity to the discharge.
- *Contacting the nearest State Wildlife Agency or U.S. Fish and Wildlife Service (FWS) or National Marine Fisheries Service (NMFS) offices.* Many endangered and threatened species are found in well-defined areas or habitats. That information is frequently known to state or federal wildlife agencies. FWS has offices in every state. For Florida, the offices are located in Panama City, Jacksonville, and Vero Beach. NMFS has a regional offices in St. Petersburg, Florida.
- *Contacting local/regional conservation groups.* These groups inventory species and their locations and maintain lists of sightings and habitats.
- *Conducting a formal biological survey.* Larger facilities with extensive storm water discharges may choose to conduct biological surveys as the most effective way to assess whether species are located in proximity and whether there are likely adverse effects.

If no species are in proximity, an applicant is eligible for construction general permit coverage and may indicate that in the NOI and provide the necessary certification. If listed species are found in proximity to a facility, applicants must follow step 3 below.

Step 3: Determine if Species Could Be Adversely Affected by the Facility's Storm Water Discharges or by BMPS To Control Those Discharges

Scope of Adverse Effects

Potential adverse effects from storm water include:

- *Hydrological.* Storm water may cause siltation, sedimentation or induce other changes in the receiving waters such as temperature, salinity or pH. These effects will vary with the amount of storm water discharged and the volume and condition of the receiving water. Where a storm water discharge constitutes a minute portion of the total volume of the receiving water, adverse hydrological effects are less likely.
- *Habitat.* Storm water may drain or inundate listed species habitat.
- *Toxicity.* In some cases, pollutants in storm water may have toxic effects on listed species.

The scope of effects to consider will vary with each site. Applicants must also consider the likelihood of adverse effects on species from any BMPs to control storm water. Most adverse impacts from BMPs are likely to occur from the construction activities.

Using earlier ESA authorizations for construction general permit eligibility: In some cases, a facility may be eligible for construction general permit coverage because actual or potential adverse affects were addressed or discounted through an earlier ESA authorization. Examples of such authorization include:

- An earlier ESA Section 7 consultation for that facility.
- A Section 10(a) permit issued for the facility.
- An area-wide Habitat Conservation Plan applicable to that facility.
- A clearance letter from the Services (which discounts the possibility of an adverse impacts from the facility).

In order for applicants to use an earlier ESA authorization to meet eligibility requirements: (1) The authorization must adequately address impacts for storm water discharges and BMPs from the facility on endangered and threatened species, (2) it must be current because there have been no subsequent changes in facility operations or circumstances which might impact species in ways not considered in the earlier authorization, and (3) the applicant must comply with any requirements from those authorizations to avoid or mitigate adverse effects to species. Applicants who wish to pursue this approach should carefully review documentation for those authorizations ensure that the above conditions are met.

If adverse effects are not likely, an applicant is eligible for construction general permit coverage and may indicate in the NOI that species are found in proximity and provide the necessary certification. If adverse effects are likely, follow step 4 below.

Step 4: Determine if Measures Can Be Implemented To Avoid any Adverse Effects

If an applicant determines that adverse effects are likely, it can receive coverage if appropriate measures are undertaken to avoid or eliminate any actual or potential adverse affects prior to applying for permit coverage. These measures may involve relatively simple changes to facility operations such as re-routing a storm water discharge to bypass an area where species are located.

At this stage, applicants may wish to contact the FWS and/or NMFS to see what appropriate measures might be suitable to avoid or eliminate adverse impacts to species.

If applicants adopt these measures, they must continue to abide by them during the course of permit coverage.

If appropriate measures are not available, the applicant is not eligible at that time for coverage under the construction general permit. Applicants should contact the appropriate EPA regional office about either:

- Entering into Section 7 consultation in order to obtain construction general permit coverage, or
- Obtaining an individual NPDES storm water permit.

[FR Doc. 97–16897 Filed 6–26–97; 8:45 am]

BILLING CODE 6560–50–P

federal register

Friday
June 27, 1997

Part XI

Department of Housing and Urban Development

NOFA for Service Coordinator Funds for Fiscal Year 1997; Notice

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–4229-N–01]

NOFA for Service Coordinator Funds for Fiscal Year 1997

AGENCY: Office of the Assistant Secretary for Housing-Federal Housing Commissioner, HUD.

ACTION: Notice of funding availability (NOFA) for FY 1997.

SUMMARY: This notice announces the continued use of Housing Notice H–94–99 (extended by H–96–35), captioned ''Processing of Requests for Section 8 Funds for Service Coordinators in Section 8 (including Section 515/8 under the Rural Housing Services (RHS) [1]), and Sections 202, 202/8, 221(d)(3) and 236 Projects and Monitoring of Approved Requests-FY 1995.'' Housing Notice H–96–35 describes the procedures for applying for service coordinator funds in FY 1997 and the State or area office's processing of applications and awards for those funds.

This notice provides FY 1997 funding to provide service coordinators for Section 8 projects (including RHS Section 515/8 projects), and 221(d)(3) and 236 projects. All eligible applications will be approved as they are submitted. The awarding of funds is subject to availability.

(Carryover funding for pre-1974 Section 202 and Section 202/8 projects is currently available under the above-referenced program Notice and is not subject to this NOFA.)

DATES: Effective Date: June 27, 1997.

Requests for service coordinators may be submitted to the HUD State or area office in whose jurisdiction the project lies at any time, beginning July 14, 1997.

FOR FURTHER INFORMATION CONTACT: The local HUD State or area office which services the project (see Table A). RHS projects must also contact the HUD State or area office which normally handles the location in which the project is located. A copy of the program Notice will be available to all requestors from the HUD State and area offices or RHS State offices. All program notices referred to in this NOFA are accessible through HUDCLIPS on HUD's web site. The URL for the HUDCLIPS Database Selection Screen is http://www.hudclips.org/subscriber/cgi/legis.cgi. These notices are in the Handbooks and Notices—Housing Notices database. Enter only the number without the letter prefix (e.g. 94–99) in the ''Document Number'' to retrieve the program notice.

SUPPLEMENTARY INFORMATION:

Paperwork Reduction Act Statement

The information collection requirements contained in this notice were submitted to the Office of Management and Budget for review under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501–3520) and have been assigned OMB control number 2577–0198. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number.

Promoting Comprehensive Approaches to Housing and Community Development

HUD is interested in promoting comprehensive, coordinated approaches to housing and community development. Economic development, community development, public housing revitalization, homeownership, assisted housing for special needs populations, supportive services, and welfare-to-work initiatives can work better if linked at the local level. Toward this end, the Department in recent years has developed the Consolidated Planning process designed to help communities undertake such approaches.

In this spirit, it may be helpful for applicants under this NOFA to be aware of other related HUD NOFAs that have recently been published or are expected to be published in this fiscal year. By reviewing these NOFAs with respect to their program purposes and the eligibility of applicants and activities, applicants may be able to relate the activities proposed for funding under this NOFA to the recent and upcoming NOFAs and to the community's Consolidated Plan.

The related NOFAs that the Department has published are as follows: The NOFA for the Continuum of Care Assistance, published on April 8, 1997 (62 FR 17024); the NOFA for the Section 8 Mainstream Housing Opportunities for Persons with Disabilities, published on April 10, 1997 (62 FR 17666); the NOFA for the Rental Assistance for Persons with Disabilities in Support of Designated Housing Allocation Plans, published on April 10, 1997 (62 FR 17672); Family Unification NOFA, published on April 18, 1997 (62 FR 19208); the NOFA for Housing Opportunities for Persons with Aids, published on May 7, 1997 (62 FR 25082); the NOFA for the Supportive Housing for the Elderly published on May 27, 1997 (62 FR 28762); and the NOFA for Supportive Housing for Persons with Disabilities published on May 27, 1997 (62 FR 28776).

To foster comprehensive, coordinated approaches by communities, the Department intends for the remainder of FY 1997 to continue to alert applicants of HUD's NOFA activity. In addition, a complete schedule of NOFAs to be published during the fiscal year and those already published appears under the HUD Homepage on the Internet, which can be accessed at http://www.hud.gov.nofas.html. Additional steps to better coordinate HUD's NOFAs are being considered for FY 1998.

For help in obtaining a copy of your community's Consolidated Plan, please contact the community development office of your municipal government.

Service Coordinator Funding

Service Coordinators are authorized by sections 671, 674, 676 and 677 of the Housing and Community Development Act of 1992 (the Act) (42 U.S.C. 13632). A service coordinator is a social service staff person hired by the project owner/management company. The coordinator is responsible for assuring that elderly residents of the project, especially those who are frail or disabled, and those residents who are persons with disabilities are linked to the supportive services they need to continue living independently in that project. The service coordinator, however, may not require any elderly or disabled family to accept the supportive services.

This **Federal Register** Notice makes available a total of $5,000,000 in FY 1997 funding from the $60,000,000 earmark in the Community Development Block Grants Fund account, 110 Stat. 2887, September 26, 1997. This $5,000,000 is being made available to provide service coordinators for Section 8, 221(d)(3) and 236 projects. All requests must be for eligible projects which are housing for the elderly and persons with disabilities. Eligible projects include any building within a mixed-use project that was designated for occupancy by elderly persons or persons with disabilities at its inception, or although not so designated, for which the eligible owner gives preferences in tenant selection (with HUD approval) for all units in the eligible project to eligible elderly persons or persons with disabilities. Additionally, projects must:

—Have at least 40 rental units (Two or more projects having at least 40 rental units in combination thereof may also apply.);

[1] Previously the Rural Housing and Community Development Service (RHCDS).

—Have frail, disabled or ''at risk'' residents which total at least 25 percent of the tenants;
—Be finally closed;
—Be current in mortgage payments or have a current workout agreement;
—For Section 8 projects, meet housing quality standards and for Section 221(d)(3) and Section 236 projects, be in good repair; and
—Have no outstanding findings of civil rights violations.

There is no deadline for submission of requests. State and area offices must process and approve or reject requests within 45 days of receipt. Requests will be submitted by the State and area offices to HUD Headquarters for funding. All projects will be funded as they are submitted and approved, subject to the availability of funds.

When dollars designated in each Section 8 service coordinator category of grant funds are exhausted, owners may request processing under Housing Notice H–94–98, extended by H–96–34, ''Funding a Service Coordinator in Eligible Housing Projects for Elderly, Disabled, or Families by Using Residual Receipts, Budget-Based Rent Increases or Special Adjustments'', which allows approval of a coordinator using residual receipts, the budget-based rent increase process, or contract rents adjusted by the AAF. Notice H–94–98 will be extended for continued use.

Other Matters

(a) *Environmental Impact.* This NOFA does not direct, provide for assistance or loan and mortgage insurance for, or otherwise govern or regulate real property acquisition, disposition, leasing, rehabilitation, alteration, demolition, or new construction, or establish, revise or provide for standards for construction or construction materials, manufactured housing, or occupancy. Accordingly, under 24 CFR 50.19(c)(1), this NOFA is categorically excluded from environmental review under the National Environmental Policy Act of 1969 (42 U.S.C. 4321).

(b) *Executive Order 12612, Federalism.* The General Counsel, as the Designated Official under section 6(a) of Executive Order 12612, Federalism, has determined that the provisions of this NOFA do not have ''federalism implications'' within the meaning of the Order. The NOFA makes funds available for project owners to employ or otherwise retain the services of up to one FSS program coordinator for one year. As such, there are no direct implications on the relationship between the national government and the states or on the distribution of power and responsibilities among various levels of government.

(c) *Prohibition Against Lobbying Activities.* Applicants for funding under this NOFA are subject to the provisions of Section 319 of the Department of Interior and Related Agencies Appropriation Act for Fiscal Year 1991, 31 U.S.C. Section 1352 (the Byrd Amendment) and to the provisions of the Lobbying Disclosure Act of 1995, Pub. L. 104–65 (December 19, 1995).

The Byrd Amendment, which is implemented in regulations at 24 CFR Part 87, prohibits applicants for Federal contracts and grants from using appropriated funds to attempt to influence Federal Executive or legislative officers or employees in connection with obtaining such assistance, or with its extension, continuation, renewal, amendment or modification. The Byrd Amendment applies to the funds that are the subject of this NOFA. Therefore, applicants must file a certification stating that they have not made and will not make any prohibited payments and, if any payments or agreement to make payments of nonappropriated funds for these purposes have been made, a form SF–LLL disclosing such payments must be submitted.

The Lobbying Disclosure Act of 1995, Pub. L. 104–65 (December 19, 1995), which repealed Section 112 of the HUD Reform Act and resulted in the elimination of the regulations at 24 CFR part 86, requires all persons and entities who lobby covered Executive or Legislative Branch officials to register with the Secretary of the Senate and the Clerk of the House of Representatives and file reports concerning their lobbying activities.

The Catalog of Federal Domestic Assistance number and title are 14.191, Multifamily Service Coordinator Program.

Dated: June 16, 1997.

Nicolas P. Retsinas,

Assistant Secretary for Housing-Federal Housing Commissioner.

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The items in this list were editorially compiled as an aid to Federal Register users. Inclusion or exclusion from this list has no legal significance.

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AGRICULTURE DEPARTMENT

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AGRICULTURE DEPARTMENT

Commodity Credit Corporation

Loan and purchase programs:

Sugar crop year definition and loan availability period extension; published 6-27-97

ENERGY DEPARTMENT

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Animal and Plant Health Inspection Service

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AGRICULTURE DEPARTMENT

Food and Consumer Service

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National Oceanic and Atmospheric Administration

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