

(2) A pipeline right-of-way grant holder must identify in writing to the Regional Supervisor the operator of any pipeline located on its right-of-way if the operator is different from the right-of-way grant holder.

(3) A producing operator must identify on all existing pipelines located on its lease or right-of-way the specific points at which operating responsibility transfers to a transporting operator.

(i) If the transfer points are not identifiable by a durable marking, each producing operator must mark all above-water transfer points by (insert date 180 days after the final rule is published). The operators of new pipelines also must durably mark all above-water transfer points directly on each pipeline.

(ii) If it is not practical to durably mark a transfer point, and the transfer point is located above water, then the operator must depict the transfer point on a schematic located on the facility.

(iii) If a transfer point is located subsea, then the operator also must identify the transfer point on a schematic. The operator must provide the schematic to MMS upon request.

(iv) If a producing and an adjoining transporting operator cannot agree on a transfer point by the date specified in paragraph (c)(3)(i) of this section, the MMS Regional Supervisor and the Department of Transportation (DOT) Office of Pipeline Safety (OPS) Regional Director may jointly determine the transfer point.

(4) Operators may petition, by letter, the MMS Regional Supervisor for exceptions to the general operations transfer point description on a facility-by-facility or an area-by-area basis. The Regional Supervisor, in consultation with the OPS Regional Director and affected parties, may grant such exceptions.

(5) Pipeline segments designed and constructed under DOT regulations before (*INSERT THE EFFECTIVE DATE OF THE FINAL RULE*), may continue to operate under DOT design and construction requirements until significant modifications or repairs are made to those segments. After (*INSERT THE EFFECTIVE DATE OF THE FINAL RULE*), MMS operational and maintenance requirements will apply to those segments.

\* \* \* \* \*

3. In § 250.151, a definition for the term "DOI pipelines" is added in alphabetical order as follows:

#### § 250.151 Definitions.

\* \* \* \* \*

*DOI pipelines* are those pipelines extending upstream from each point on

the OCS at which operating responsibility transfers from a producing operator to a transporting operator.

\* \* \* \* \*

4. Section 250.157 is amended by revising the title, revising paragraph (a) introductory text, and adding a new sentence at the end of paragraph (a)(2) to read as follows:

#### § 250.157 What to include in applications.

(a) Applications to install a lease term pipeline or for a pipeline right-of-way grant must be submitted in quadruplicate to the Regional Supervisor. Right-of-way grant applications must include an identification of the operator of the pipeline. Each application must include the following:

\* \* \* \* \*

(2) \* \* \* The schematic must indicate the point on the OCS at which operating responsibility transfers from a producing operator to a transporting operator.

\* \* \* \* \*

[FR Doc. 97-26073 Filed 10-1-97; 8:45 am]

BILLING CODE 4310-MR-P

## DEPARTMENT OF THE TREASURY

### Fiscal Service

#### 31 CFR Part 208

RIN 1510-AA56

#### Management of Federal Agency Disbursements: Hearing

**AGENCY:** Financial Management Service, Fiscal Service, Treasury.

**ACTION:** Change of date of public hearing.

**SUMMARY:** This document changes the date of the New York City public hearing on proposed regulations relating to the government's use of electronic funds transfer to make all Federal payments, with the exception of tax refunds, after January 1, 1999.

**DATES:** The public hearing in New York City is being held on Monday, October 20, 1997 beginning at 10:00 a.m. Requests to testify at the hearing and outlines of testimony must be received by Friday, October 10, 1997.

**ADDRESSES:** The public hearing in New York City will be held at the U.S. Alexander Hamilton Customs House, 1 Bowling Green, New York, New York.

**FOR FURTHER INFORMATION CONTACT:** Regarding the hearing, contact Martha Thomas-Mitchell at (202) 874-6757 or at Internet address martha.thomas-

mittell@fms.sprint.com. For general information on the proposed regulation, contact Robyn Schulhof at (202) 874-6754 or Diana Shevlin at (202) 874-7032.

**SUPPLEMENTARY INFORMATION:** A notice of proposed rulemaking appearing in the **Federal Register** on September 16, 1997 (62 FR 48714) announced that a public hearing would be held in New York City on October 27, 1997 at the U.S. Alexander Hamilton Customs House, 1 Bowling Green, New York, New York, and that requests to speak at the hearing were to be received 14 days prior. The date of the hearing has changed as well as the due date for requests to testify at the hearing. The location of the hearing remains the same as originally published.

Dated: September 29, 1997.

**Michael T. Smokovich,**

*Deputy Commissioner.*

[FR Doc. 97-26197 Filed 9-30-97; 8:45 am]

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## DEPARTMENT OF DEFENSE

### Corps of Engineers, Department of the Army

#### 33 CFR Part 334

#### Danger Zones, Chesapeake Bay, Point Lookout to Cedar Point, Maryland; Correction

**AGENCY:** U.S. Army Corps of Engineers, DOD.

**ACTION:** Proposed rule; correction and extension of comment period.

**SUMMARY:** This document corrects the preamble to a proposed rule published in the **Federal Register** on September 8, 1997, which concerns the Navy's request to amend the danger zone regulations. In the preamble the size of a restricted area is incorrectly expressed in feet. It should be expressed in yards. In addition, the comment period for this proposed rule which is scheduled to end on October 8, 1997, is extended until 31, 1997, to coincide with the comment period of a similar public notice issued by the Army Corps of Engineers Baltimore District.

**DATES:** Comments should be submitted by October 31, 1997.

**ADDRESSES:** HQUSACE, CECW-OR, Washington, D.C. 20314-1000.

**FOR FURTHER INFORMATION CONTACT:** Mr. Steve Elinsky at (410) 962-4503 or Mr. Ralph Eppard at (202) 761-1783.

#### Correction

In the proposed rule published in the **Federal Register** on September 8, 1997

(62 FR 47166–47167, make the following corrections in the Summary section. On page 47166, in the center column, in the third sentence correct “600 feet” to read “600 yards”, and in the following sentence correct “1,000 feet” to read “1,000 yards”.

In the **SUPPLEMENTARY INFORMATION** section, correct the third sentence to read “The Navy also proposed to enlarge the existing restricting area at the Hannibal Target from a water area with a radius of 600 yards to a radius of 1,000 yards, and entry into the area is prohibited at all times.”

Dated: September 25, 1997.

**Ralph T. Eppard,**

*Liaison Officer to the Federal Register, U.S. Army Corps of Engineers.*

[FR Doc. 97–26154 Filed 10–1–97; 8:45 am]

BILLING CODE 3710–92–M

## LIBRARY OF CONGRESS

### Copyright Office

#### 37 CFR Part 253

[Docket No. 96–6 CARP NCBRA]

#### Noncommercial Educational Broadcasting Compulsory License

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Request for comments.

**SUMMARY:** The Copyright Office of the Library of Congress is submitting for public comment certain settlement proposals for the adjustment of the royalty rates for the noncommercial educational broadcasting compulsory license.

**DATES:** Comments and notices of intent to participate are due by November 3, 1997.

**ADDRESSES:** If sent by mail, an original and five copies of comments, and Notices of Intent to Participate, should be addressed to: Copyright Arbitration Royalty Panel (CARP), P.O. Box 70977, Southwest Station, Washington, D.C. 20024. If hand delivered, an original and five copies of comments, and Notices of Intent to Participate, should be brought to: Office of the Copyright General Counsel, James Madison Memorial Building, Room LM–403, First and Independence Avenue, S.E., Washington, D.C. 20559–6000.

**FOR FURTHER INFORMATION CONTACT:** William J. Roberts, Senior Attorney, or Tanya Sandros, Attorney Advisor, Copyright Arbitration Royalty Panel (CARP), P.O. Box 70977, Southwest Station, Washington, D.C. 20024.

Telephone (202) 707–8380. Telfax: (202) 707–8366.

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 118 of the Copyright Act, 17 U.S.C., creates a compulsory license for the use of certain copyrighted works in connection with noncommercial broadcasting. Terms and rates for this compulsory license, applicable to parties who are not subject to privately negotiated licenses, are published in 37 CFR part 253 and are subject to adjustment at five year intervals. The last adjustment of the terms and rates for the section 118 license occurred in 1992, making 1997 a window year for the adjustment of these terms and rates.

On October 18, 1996, the Library published a notice in the **Federal Register** requesting comments from interested parties as to the need for a CARP proceeding to adjust the section 118 terms and rates. 61 FR 54459 (Oct. 18, 1996). After a protracted negotiation period, certain parties identified the need for a CARP proceeding, and the Library has announced the precontroversy discovery period and the initiation of the CARP. Order in Docket No. 96–6 CARP NCBRA (July 30, 1997).

Most of the rates and terms adopted for the section 118 license are for the use of works of copyright owners represented by one or more of the performing rights societies or organizations. Although not all copyright owners belong to such organizations, their works are nonetheless subject to usage under the section 118 license. It is, therefore, necessary to adopt royalty terms and rates for those “unaffiliated” copyright owners whose identity is not known, and whose interests are not currently represented in this proceeding.

##### Adjusting the Terms and Rates for Unaffiliated Copyright Owners

Section 251.63 of 37 CFR prescribes the procedure for adopting terms and rates for unaffiliated copyright owners under section 118. Because the identity of such copyright owners is not known, copyright users are unable to negotiate with them to reach private agreements; and their interests would not be represented if the matter were submitted to a CARP. Section 251.63 of the rules, therefore, allows copyright users to submit their proposals for adjustment of the terms and rates for the section 118 license to the Librarian of Congress. The Librarian then submits the proposals to a public notice and comment proceeding, whereby unaffiliated copyright owners who would be

affected by the proposals are given the opportunity to challenge them. The unaffiliated copyright owners must submit their challenges by a date certain and must be willing to participate in the CARP proceeding adjusting the section 118 terms and rates. If no challenges are received, or if challenges are received by unaffiliated copyright owners who will not participate in a CARP proceeding, then the Librarian will adopt the proposals of the copyright users.

Accordingly, unaffiliated copyright owners must submit their written challenges to the Librarian of Congress no later than close of business on November 3, 1997. The content of the written challenge should describe the unaffiliated copyright owner's interest in this proceeding, which proposal described below that the owner finds objectionable, and the reasons for the challenge.

In addition, unaffiliated copyright owners submitting written challenges must also submit accompanying notices of intent to participate. Failure to submit a notice of intent to participate will preclude an unaffiliated copyright owner from participating in this proceeding and consideration of his or her written challenge. Those unaffiliated copyright owners who do submit notices of intent to participate will be contacted by the Librarian as to when their written direct cases are due. It is the intention of the Librarian to include such owners in the CARP proceeding that shall commence on December 31, 1997.

##### Proposals for Adjustment of Terms and Rates

Three parties, representing certain copyright users of works in connection with noncommercial broadcasting, filed proposals for adjustment of terms and rates.

##### 1. National Religious Broadcasters Music Licensing Committee

The National Religious Broadcasters Music Licensing Committee (“NRBMLC”) proposes a rate for the public performance of copyrighted published nondramatic musical compositions not in the repertory of the American Society of Composers, Authors and Publishers (ASCAP), Broadcast Music, Inc. (BMI), or SESAC by radio stations not licensed to colleges, universities, or other nonprofit educational institutions and not affiliated with National Public Radio. The royalty rate for such performances from 1993–1997 is \$1 per performance, and is established in 37 CFR 253.6(c)(4). NRBMLC proposes that the rate remain the same for the period 1998–2002.