Proposed Rules

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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 Parts 1000, 1001, 1005, 1006, 1007, 1030, 1032, 1033, 1124, 1126, and 1131

[Docket No. AO–14–A74, et al.; DA–06–01]

Milk in the Northeast and Other Marketing Areas; Notice of Intent To Reconvene National Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

7 CFR part	Marketing area	AO Nos.
1001	Northeast	AO–14–A74
1005	Appalachian	AO–388–A18
1006	Florida	AO–356–A39
1007	Southeast	AO–366–A47
1030	Upper Midwest	AO–361–A40
1032	Central	AO–313–A49
1033	Mideast	AO–166–A73
1124	Pacific Northwest	AO–368–A35
1126	Southwest	AO–231–A68
1131	Arizona Las-Vegas.	AO–271–A40

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule; notice of intent to reconvene national hearing.

SUMMARY: To assure that any changes to manufacturing allowance factors used in Federal order Class III and Class IV product price formulas are appropriate and reflective of manufacturing costs, the Department of Agriculture (Department) will be reconvening the national hearing held January 24–27, 2006, in Alexandria, Virginia. Additional proposals addressing the Federal order Class III and Class IV price formulas are also requested for further consideration in the reconvened hearing.

DATES: Additional proposals are due on or before September 30, 2006.

ADDRESSES: Additional proposals should be sent to the following address: Attn: Gino Tosi, USDA/AMS/Dairy Programs, Order Formulation and Enforcement Branch, Stop 0231–Room 2971, 1400 Independence Avenue, SW., Washington, DC 20250–0231, (202) 720–7183.

FOR FURTHER INFORMATION CONTACT: Gino Tosi, Associate Deputy Administrator, USDA/AMS/Dairy Programs, Order Formulation and Enforcement Branch, Stop 0231–Room 2971, 1400 Independence Avenue, SW., Washington, DC 20250–0231, (202) 720–7183, e-mail address: *gino.tosi@usda.gov.*

SUPPLEMENTARY INFORMATION: On January 24–27, 2006, the Department conducted a public hearing to consider changes to the manufacturing (make) allowances used to establish Class III and Class IV prices in all Federal milk marketing orders. During that hearing, evidence was presented to update plant manufacturing costs using the 2005 California Department of Food and Agriculture (CDFA) and the Rural Business Cooperative Service (RBCS) manufacturing costs surveys. Before a decision on whether or not to change the make allowances used in establishing Class III and Class IV prices, the Department would like to include in the analysis data on plant manufacturing costs currently being compiled by Cornell University or any other pertinent data or information that would be publicly available. The data being collected by Cornell University represents a cross-section of the entire dairy industry—large, medium and small plants from various geographical regions. Because of the significance of make allowance factors in Class III and Class IV pricing formulas on the dairy industry, the Department wants to be certain that the best possible data is available in making a decision concerning any possible changes. Accordingly, the Department is reopening the hearing to take additional evidence.

The Department also is soliciting additional proposals that seek possible changes to other components of the Class III and Class IV price formulas. The Department recognizes the need to ensure that these pricing formulas are reflective of actual marketing conditions. Consequently, all interested parties are invited to submit proposals that address all components of Class III and IV pricing formulas. Proposals should be submitted by September 30, 2006.

The Department will issue a separate notice announcing the date, location and scope of the reconvened hearing.

Prior documents in this proceeding:

Notice of Hearing: Issued December 30, 2005; published January 5, 2006 (71 FR 545).

List of Subjects in 7 CFR Parts 1000, 1001, 1005, 1006, 1007, 1030, 1032, 1033, 1124, 1126, and 1131.

Milk marketing orders.

The authority citation for 7 CFR parts 1000, 1001, 1005, 1006, 1007, 1030, 1032, 1033, 1124, 1126, and 1131 continues to read as follows:

Authority: 7 U.S.C. 601–674.

Dated: June 23, 2006.

Lloyd C. Day,

Administrator, Agricultural Marketing Service.

[FR Doc. 06–5763 Filed 6–27–06; 8:45 am]

BILLING CODE 3410–02–P

DEPARTMENT OF ENERGY

Office of Energy Efficiency and Renewable Energy

10 CFR Part 431

[Docket No. EERE–2006–STD–0125]

RIN 1904–AB58

Energy Conservation Standards for Refrigerated Bottled or Canned Beverage Vending Machines: Public Meeting and Availability of the Framework Document

AGENCY: Office of Energy Efficiency and Renewable Energy, U.S. Department of Energy.

ACTION: Notice of public meeting and availability of the Framework Document.

SUMMARY: The U.S. Department of Energy (DOE or Department) will hold an informal public meeting to present its proposed methodologies for conducting this rulemaking, discuss issues relevant to this rulemaking proceeding, and initiate stakeholder interaction in this rulemaking proceeding. The Department is also interested in information that will assist it in establishing energy conservation standards for refrigerated bottled or canned beverage vending machines. (These types of equipment are referred

to collectively hereafter as ''beverage vending machines.'') The Department encourages written comments on these subjects. This effort is the result of the directive in the Energy Policy Act of 2005 to DOE to establish energy conservation standards for such equipment by August 8, 2009. To inform stakeholders and facilitate this process, DOE has prepared a Framework Document, a draft of which is available at *http://www.eere.energy.gov/buildings/appliance_standards.*

DATES: The Department will hold a public meeting on July 11, 2006, from 9 a.m. to 5 p.m. EDT in Washington, DC. Any person who requesting to speak at the public meeting should submit a request to speak before 4 p.m., July 3, 2006. The Department must receive a signed original and an electronic copy of statement to be given at the public meeting before 4 p.m., July 3, 2006. Written comments on the Framework Document are welcome and encouraged following the public meeting and should be submitted by July 27, 2006.

ADDRESSES: The public meeting will be held at the U.S. Department of Energy, Forrestal Building, Room 1E–245, 1000 Independence Avenue, SW., Washington, DC 20585–0121. (Please note that foreign nationals participating in the public meeting are subject to advance security screening procedures. If a foreign national wishes to participate in the public meeting, please inform DOE of this fact as soon as possible by contacting Ms. Brenda Edwards-Jones at (202) 586–2945 so that the necessary procedures can be completed.)

Stakeholders may submit comments, identified by docket number EERE–2006–STD–0125 and/or RIN number 1904–AB58, by any of the following methods:

- Federal eRulemaking Portal: *http://www.regulations.gov*. Follow the instructions for submitting comments.
- E-mail: *beveragevending.rulemaking@ee.doe.gov*. Include EERE–2006–STD–0125 and/or RIN 1904–AB58 in the subject line of the message.
- Mail: Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, Mailstop EE–2J, Framework Document for Commercial Refrigeration Equipment, EERE–2006–STD–0125 and/or RIN 1904–AB58, 1000 Independence Avenue, SW., Washington, DC 20585–0121. Telephone: (202) 586–2945. Please submit one signed paper original.
- Hand Delivery/Courier: Ms. Brenda Edwards-Jones, U.S. Department of Energy, Building Technologies Program, Room 1J–018, 1000 Independence Avenue, SW, Washington, DC 20585–0121.

Instructions: All submissions received must include the agency name and docket number or Regulatory Information Number (RIN) for this rulemaking.

Docket: For access to the docket to read background documents or comments received, go to the U.S. Department of Energy, Forrestal Building, Room 1J–018 (Resource Room of the Building Technologies Program), 1000 Independence Avenue, SW., Washington, DC 20585–0121, Telephone Number (202) 586–9127, between 9 a.m. and 4 p.m., Monday through Friday, except Federal holidays. Please call Ms. Brenda Edwards-Jones at the above telephone number for additional information regarding visiting the Resource Room. Please note that the Department's Freedom of Information Reading Room (formerly Room 1E–190 at the Forrestal Building) is no longer housing rulemaking materials.

FOR FURTHER INFORMATION CONTACT: James Raba, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies, EE–2J, 1000 Independence Avenue, SW., Washington, DC 20585–0121, (202) 586–8654. E-mail: *Jim.Raba@ee.doe.gov*. Thomas DePriest, U.S. Department of Energy, Office of General Counsel, GC–72, 1000 Independence Avenue, SW., Washington, DC 20585–0121, (202) 586–9507. E-mail: *thomas.depriest@hq.doe.gov.*

SUPPLEMENTARY INFORMATION: Part B of Title III of the Energy Policy and Conservation Act of 1975 (EPCA), 42 U.S.C 6291 *et seq.,* established an energy conservation program for consumer products other than automobiles. The National Energy Conservation Policy Act of 1978 (NECPA), 42 U.S.C. 6311 *et seq.,* amended EPCA to add Part C of Title III, which established an energy conservation program for certain industrial equipment. The Energy Policy Act of 1992 (EPACT 1992), Public Law 102–486, included amendments to EPCA, that expanded Title III to include certain commercial equipment. The recent Energy Policy Act of 2005 (EPACT 2005), Public Law 109–58, updated several existing standards and test procedures, prescribed definitions, standards, and test procedures for certain new covered products and covered equipment, and mandated that the Secretary of Energy (the Secretary) commence rulemakings to develop test procedures and standards for certain other new covered products and covered equipment.

In particular, section 135(c)(4) of EPACT 2005 amends section 325 of EPCA by adding, in part, new subsection 325(v)(2), (3) and (4), 42 U.S.C. 6295(v)(2), (3) and (4), which direct the Secretary to issue by rule, no later than August 8, 2009, energy conservation standards for refrigerated bottled or canned beverage vending machines manufactured on or after August 8, 2012. In addition, section 135(b) of EPACT 2005 amends section 323 of EPCA by adding, in part, new subsections 323(b)(15) (42 U.S.C.6293(b)(15)) and 323(f) (6293(f)), which, respectively, state that the test procedure for refrigerated bottled or canned beverage vending machines shall be based on American National Standards Institute (ANSI)/American Society of Heating, Refrigerating and Air-Conditioning Engineers (ASHRAE) Standard 32.1–2004, ''Methods of Testing for Rating Vending Machines for Bottled, Canned or Other Sealed Beverages,'' and direct the Secretary to prescribe testing requirements for this equipment not later than August 8, 2007. The Department intends to address the test procedure and testing requirements for beverage vending machines under a separate rulemaking.

To begin this rulemaking, the Department prepared a Framework Document to explain the issues, analyses, and process it is considering for the development of energy conservation standards for beverage vending machines. The main focus of the public meeting will be to discuss the analyses and issues contained in various sections of the Framework Document. For each item listed, the Department will make a presentation with some discussion to follow. In addition, the Department will also make a brief presentation on the rulemaking process for beverage vending machines. The Department encourages those who wish to participate in the public meeting to obtain the Framework Document and be prepared to discuss its contents. A copy of the draft Framework Document is available at *http://www.eere.energy.gov/buildings/appliance_standards.* However, public meeting participants need not limit their comments to the topics in the Framework Document. The Department is also interested in receiving comments concerning other relevant issues that participants believe would affect energy conservation standards for beverage vending machines. The Department also welcomes all interested parties, whether or not they participate in the public meeting, to submit in writing by July 27,

2006, comments and information on the matters addressed in the Framework Document and on other matters relevant to consideration of standards for beverage vending machines.

The public meeting will be conducted in an informal conference-style. During the public meeting, there shall be no discussion of proprietary information, costs or prices, market shares, or other commercial matters regulated by the U.S. antitrust laws.

After the public meeting and the expiration of the period for submitting written statements, the Department will begin collecting data, conducting the analyses as discussed in the Framework Document and reviewing the comments received.

Anyone who would like to participate in the public meeting, receive meeting materials, or be added to the DOE mailing list to receive future notices and information regarding beverage vending machines, should contact Ms. Brenda Edwards-Jones at (202) 586–2945.

Issued in Washington, DC, on June 22, 2006.

Alexander A. Karsner,

Assistant Secretary, Energy Efficiency and Renewable Energy.

[FR Doc. 06–5838 Filed 6–27–06; 8:45 am]

BILLING CODE 6450–01–P

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 327

RIN 3064–AD07

Dividends

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Proposed rule; extension of comment period.

SUMMARY: On May 18, 2006, the Federal Deposit Insurance Corporation (FDIC) issued a notice of proposed rulemaking with request for comments on the implementation of dividends, as required by the Federal Deposit Insurance Act, as amended by the Federal Deposit Insurance Reform Act (''Reform Act'') (see 71 FR 28804). The FDIC is extending the comment period on that notice of proposed rulemaking to August 16, 2006. This action will allow interested persons additional time to analyze the issues and prepare their comments.

DATES: Comments must be received on or before August 16, 2006.

ADDRESSES: You may submit comments, identified by RIN number 3064–AD07 by any of the following methods:

- *Agency Web site: http://www.FDIC.gov/regulations/laws/federal/propose.html.*
- *Mail:* Robert E. Feldman, Executive Secretary, Attention: Comments/Legal ESS, Federal Deposit Insurance Corporation, 550 17th Street, NW., Washington, DC 20429.
- *Hand Delivered/Courier:* The guard station at the rear of the 550 17th Street, N.W. Building (located on F Street), on business days between 7 a.m. and 5 p.m.
- *E-mail: comments@FDIC.gov.* Include RIN number 3064–AD07 in the subject line of the message.

Instructions: Submissions received must include the agency name and RIN for this rulemaking. Comments received will be posted without change to *http://www.FDIC.gov/regulations/laws/federal/propose.html,* including any personal information provided.

FOR FURTHER INFORMATION CONTACT: Munsell W. St. Clair, Senior Policy Analyst, Division of Insurance and Research, (202) 898–8967; Donna M. Saulnier, Senior Assessment Policy Specialist, Division of Finance, (703) 562–6167; and Kymberly K. Copa, Counsel, Legal Division, (202) 898–8832.

SUPPLEMENTARY INFORMATION: On May 18, 2006, the FDIC requested comment on its proposal to implement the dividend requirements for an initial two-hear period. The proposed rule would sunset on December 31, 2008, and addresses the method for the calculation, declaration, and payment of dividends, and administrative appeals of individual dividend amounts.

The proposed rule on dividends is just one of three notices of proposed rulemaking to implement certain aspects of the Reform Act published by the FDIC on the same date. At that time, the FDIC also published proposed rules on the one-time assessment credit (see 71 FR 28809) and certain procedural and operational changes to its risk-based assessments regulations in part 327 (see 71 FR 28790). In addition, the Reform Act requires the FDIC to prescribe rules on the designated reserve ratio and risk-based assessments. Those proposed rules are expected to be published in the coming weeks.

The FDIC has determined that it would be most effective for comment purposes to have a longer period of overlap between the pending proposed rules on credits, dividends, and operational changes to the risk-based assessments regulations, and the upcoming proposed rules on the designated reserve ratio and risk-based assessments. All of these proposals relate in one way or another to risk-based assessments, and commenters should have a period of time during which they could, if they so choose, review all of the proposals together.

Recently, ING Bank, fsb and Nationwide Bank requested that the FDIC extend the closing date for comments on the pending proposed rules to coincide with the closing date for comments on the upcoming proposed rules. While the FDIC understands the concerns expressed, a 30-day extension should provide sufficient comment period overlap to permit all of the proposals to be reviewed together, giving interested parties 90 days to comment on the three pending proposals and allowing FDIC staff to consider all comments in a timely manner.

Dated at Washington, DC this 20th day of June, 2006.

By order of the Board of Directors.

Federal Deposit Insurance Corporation.

Robert E. Feldman,

Executive Secretary.

[FR Doc. 06–5834 Filed 6–27–06; 8:45 am]

BILLING CODE 6714–01–P

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 327

RIN 3064–AD08

One-Time Assessment Credit

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Proposed rule; extension of comment period.

SUMMARY: On May 18, 2006, the Federal Deposit Insurance Corporation (FDIC) issued a notice of proposed rulemaking with request for comments on the implementation of the one-time assessment credit for certain eligible insured depository institutions, as required by the Federal Deposit Insurance Act, as amended by the Federal Deposit Insurance Reform Act (''Reform Act'') (see 71 FR 28809). The FDIC is extending the comment period on that notice of proposed rulemaking to August 16, 2006. This action will allow interested persons additional time to analyze the issues and prepare their comments.

DATES: Comments must be received on or before August 16, 2006.

ADDRESSES: You may submit comments, identified by RIN number 3064–AD08 by any of the following methods:

- *Agency Web site: http://www.FDIC.gov/regulations/laws/federal/propose.html.*