

Federal Communications Commission.
John A. Karousos,
*Chief, Allocations Branch, Policy and Rules
Division, Mass Media Bureau.*
[FR Doc. 96-14703 Filed 6-10-96; 8:45 am]
BILLING CODE 6712-01-F

ENVIRONMENTAL PROTECTION AGENCY

48 CFR Parts 1528 and 1552

[FRL-5517-4]

Acquisition Regulation; Bonds and Insurance

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is removing from the EPA Acquisition Regulation (EPAAR) (48 CFR Chapter 15) clauses for insurance for liability to third parties for Superfund response action contractors.

EFFECTIVE DATE: June 11, 1996.

FOR FURTHER INFORMATION CONTACT:

Linda Avellar, Environmental Protection Agency, Office of Acquisition Management (3802F), 410 M Street, SW., Washington, DC 20460. Telephone: (202) 260-6800.

SUPPLEMENTARY INFORMATION:

A. Background

The Agency is eliminating from its acquisition regulation outdated and unnecessary material, which will no longer be used. This final rule eliminates coverage and clauses on Insurance, Liability to Third Persons, for commercial organizations and state and local governments performing as response action contractors in Superfund. The Agency Final Guidelines for Superfund Response Action Contractor Indemnification, issued on January 25, 1993, rendered these clauses obsolete. As a result of the guidelines, the Agency may currently indemnify response action contractors only in limited circumstances, primarily where it can show a lack of competition in response to a solicitation directly attributable to the absence of any indemnification provisions.

B. Executive Order 12866

The final rule is not a significant regulatory action for the purposes of Executive Order 12866; therefore, no review is required by the Office of Information and Regulatory Affairs.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because this final rule does

not contain information collection requirements that require the approval of OMB under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*).

D. Regulatory Flexibility Act

The EPA certifies that this final rule does not exert a significant economic impact on a substantial number of small entities. The requirements to contractors under the final rule impose no reporting, recordkeeping, or any compliance costs.

E. Unfunded Mandates

This final rule will not impose unfunded mandates on state or local entities, or others.

The provisions of this regulation are issued under 5 U.S.C. 301; 40 U.S.C. 486(c).

List of Subjects in 48 CFR Parts 1528 and 1552

Government procurement.

Therefore, 48 CFR Chapter 15 is amended as set forth below:

PART 1528—[REMOVED]

1. Under the authority of 33 U.S.C. 1361(a), Part 1528 is removed.

PART 1552—[AMENDED]

2. The authority citation for 48 CFR Part 1552 continues to read as follows:

Authority: Sec. 205(c), 63 Stat. 390 as amended, 40 U.S.C. 486(c).

3. Part 1552 is amended to delete sections: 1552.228-70, 1552.228-71, 1552.228-72, & 1552.228-73.

Dated: May 13, 1996.

Betty L. Bailey,

Director, Office of Acquisition Management.

[FR Doc. 96-14610 Filed 6-10-96; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Parts 571 and 574

[Docket No. 96-57, Notice 01]

RIN 2127-AG26

Federal Motor Vehicle Safety Standards: New Pneumatic Tires; Retreaded Pneumatic Tires; New Pneumatic Tires for Vehicles Other Than Passenger Cars; Tire Selection and Rims for Motor Vehicles Other Than Passenger Cars; Tire Identification and Recordkeeping

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation (DOT).

ACTION: Technical amendment.

SUMMARY: The technical amendments herein amend four Federal motor vehicle safety standards and the regulation on tire identification and recordkeeping to delete obsolete dates, update statutory citations, correct typographical errors, and update the designations of the offices to which requests and reports are submitted.

The changes effected by these technical amendments are in accordance with the President's Regulatory Reinvention Initiative of March 4, 1994, which directed Federal departments and agencies to eliminate unneeded regulations or parts thereof and update those that are to remain in effect.

DATES: These amendments are effective July 11, 1996.

FOR FURTHER INFORMATION CONTACT: For technical issues: Robert M. Clarke, Chief, Vehicle Dynamics Division, Office of Crash Avoidance Standards, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590; telephone (202) 366-5281; FAX (202) 366-4329.

For legal issues: Walter Myers, Office of the Chief Counsel, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590; telephone (202) 366-2992; FAX (202) 366-3820.

SUPPLEMENTARY INFORMATION:

Background

On March 4, 1994 the President issued a directive entitled "Regulatory Reinvention Initiative" to the heads of all Federal departments and agencies directing them to review all regulations for which they are responsible in the Code of Federal Regulations (CFR). The review was intended to delete

unnecessary or obsolete rules, update rules in light of current technology and industry conditions, and improve and streamline rules in order better to serve our customers. As a result of NHTSA's review of its existing safety standards and related regulations, the agency identified a number of errors and outdated information in the tire standards. Specifically, in addition to obsolete dates, such errors as misspelled words, obsolete statutory and regulatory citations, and outdated office designations for the receipt of requests and reports were noted in Federal motor vehicle safety standard (Standard) Nos. 109, *New pneumatic tires* (49 CFR 571.109); 117, *Retreaded pneumatic tires* (49 CFR 571.117); 119, *New pneumatic tires for vehicles other than passenger cars* (49 CFR 571.119); 120, *Tire selection and rims for motor vehicles other than passenger cars* (49 CFR 571.120); and 49 CFR part 574, *Tire Identification and Recordkeeping*.

NHTSA has decided to make the necessary changes without affording an opportunity for public comment because these changes represent only technical corrections to regulations that otherwise remain current, viable, and useful. The changes promulgated herein impose no obligations on any party. Rather, they delete or correct provisions that otherwise could create confusion or potentially cause misunderstandings in the agency, the public, and the tire industry. Accordingly, the agency finds for good cause that notice and opportunity for comment are unnecessary. Therefore, these changes are effective upon publication of this notice.

List of Subjects

49 CFR Part 571

Imports, Motor vehicle safety, Motor vehicles, Rubber and rubber products, Tires.

49 CFR 574

Labeling, Motor vehicle safety, Reporting and requirements, Tires.

In consideration of the foregoing, 49 CFR part 571 is amended to read as follows:

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

1. The authority citation for part 571 continues to read as follows:

Authority: 49 U.S.C. 322, 30111, 30115, 30117, and 30166; delegation of authority at 49 CFR 1.50.

2. Section 571.109 is amended by revising paragraph S4.2.1(d), by removing and reserving paragraph

S4.3.3, and by revising paragraph S4.4.1(a) to read as follows:

§ 571.109 Standard No. 109, New pneumatic tires.

* * * * *

S4.2.1 * * *

(d) It shall incorporate a tread wear indicator that will provide a visual indication that the tire has worn to a tread depth of $\frac{1}{16}$ inch.

* * * * *

S4.3.3 [Removed and reserved]

* * * * *

S4.4.1 * * *

(a) Listed by manufacturer name or brand name in a document furnished to dealers of the manufacturer's tires, to any person upon request, and in duplicate to the Docket Section, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590; or

* * * * *

3. Appendix A to 571.109 is amended by revising the first paragraph of the introductory text to read as follows:

Appendix A—Federal Motor Vehicle Safety Standard No. 109

The following tables list tire sizes and tire constructions with proper load and inflation values. The tables group tires of related constructions and load/inflation values. Persons requesting the addition of new tire sizes to the tables or the addition of tables for new tire constructions may, when the additions requested are compatible with existent groupings, or when adequate justification for new tables exists, submit five (5) copies of information and data supporting the request to the Vehicle Dynamics Division, Office of Crash Avoidance Standards, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590.

* * * * *

4. Section 571.117 is amended by revising paragraph S6.1, by removing and reserving paragraph S6.2 in its entirety, by revising paragraph S6.3, and by removing paragraphs S6.3.1 and S6.3.2 entirely.

571.117 Standard No. 117, Retreaded pneumatic tires.

* * * * *

S6.1 Each manufacturer of a retreaded tire shall certify that its product complies with this standard pursuant to Section 30115 of Title 49, United States Code, by labeling the tire with the symbol DOT in the location specified in section 574.5 of this chapter.

S6.2 Removed and reserved.

S6.3 Labeling. Each retreaded tire shall bear permanent labeling through molding, branding, or other method that will produce a permanent label, or

through the retention of the original casing labeling, in at least one location on the tire sidewall, in letters and numbers not less than 0.078 inch high, consisting of the following information:

(a) The tire's size designation;

(b) The tire's maximum permissible inflation pressure, either as it appears on the casing or as set forth in Table 1;

(c) The tire's maximum load, either as it appears on the casing or as set forth in Table 1;

(d) The actual number of plies in or the ply rating of the tire sidewall and, if different, the actual number of plies in or the ply rating of the tread area;

(e) The generic name of each cord material used in the plies of both sidewall and the tread area of the tire;

(f) The word "tubeless" if the tire is a tubeless tire, or the words "tube-type" if the tire is a tube-type tire;

(g) If the tire is of bias/belted construction, the words "bias/belted;"

(h) If the tire is of radial construction, the word "radial."

The information shall either be retained from the casing used in the manufacture of the tire, or may be labeled onto the tire during the retreading process.

S6.3.1 [Removed]

S6.3.2 [Removed]

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5. Section 571.119 is amended by revising paragraphs S5.1(a), S6.5(f), and S7.2(a) to read as follows:

§ 571.119 Standard No. 119, New pneumatic tires for vehicles other than passenger cars.

* * * * *

S5.1 * * *

(a) Listed by manufacturer name or brand name in a document furnished to dealers of the manufacturer's tires, to any person upon request, and in duplicate to: Docket Section, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590; or

* * * * *

S6.5 Tire markings. * * *

(f) The actual number of plies and the composition of the ply cord material in the sidewall and, if different, in the tread area;

* * * * *

S7.2 Endurance. (a) Mount the tire on a model rim assembly and inflate it to the inflation pressure corresponding to the maximum load rating marked on the tire. Use a single maximum load value when the tire is marked with both single and dual maximum load.

* * * * *

6. Section 571.120 is amended by revising paragraphs S5.1.1, S5.2

introductory text, S5.2(e)(1), and the introductory paragraph of S5.3 to read as follows:

§ 571.120 Standard No. 120, Tire selection and rims for motor vehicles other than passenger cars.

* * * * *

S5.1.1 Except as specified in S5.1.3, each vehicle equipped with pneumatic tires for highway service shall be equipped with tires that meet the requirements of § 571.109, New pneumatic tires, or § 571.119, New pneumatic tires for vehicles other than passenger cars, and rims that are listed by the manufacturer of the tires as suitable for use with those tires, in accordance with S4.4 of § 571.109 or S5.1 of § 571.119, as applicable, except that vehicles may be equipped with a non-pneumatic spare tire assembly that meets the requirements of § 571.129, New non-pneumatic tires for passenger cars, and S8 of this standard. Vehicles equipped with such an assembly shall meet the requirements of S5.3.3, S7, and S9 of this standard.

* * * * *

S5.2 Rim marking. Each rim or, at the option of the manufacturer in the case of a single-piece wheel, wheel disc shall be marked with the information listed in paragraphs (a) through (e) of this paragraph, in lettering not less than 3 millimeters high, impressed to a depth or, at the option of the manufacturer, embossed to a height of not less than 0.125 millimeters. The information listed in paragraphs (a) through (c) of this paragraph shall appear on the weather side. In the case of rims of multi piece construction, the information listed in paragraphs (a) through (e) of this paragraph shall appear on the rim base and the information listed in paragraphs (b) and (d) of this paragraph shall also appear on each other part of the rim.

* * * * *

S5.2(e)(1) Any manufacturer that elects to express the date of manufacture by means of a symbol shall notify NHTSA in writing of the full names and addresses of all manufacturers and brand name owners utilizing that symbol and the name and address of the trademark owner of that symbol, if any. The notification shall describe in narrative form and in detail how the month, day, and year or the month and year are depicted by the symbol. Such description shall include an actual size graphic depiction of the symbol, showing and/or explaining the interrelationship of the component parts of the symbol as they will appear on the rim or single piece wheel disc, including dimensional specifications,

and where the symbol will be located on the rim or single piece wheel disc. The notification shall be received by NHTSA at least 60 calendar days prior to first use of the symbol. The notification shall be mailed to the Office of Vehicle Safety Compliance, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590. All information provided to NHTSA under this paragraph will be placed in the public docket. * * *

S5.3 Label information. Each vehicle shall show the information specified in S5.3.1 and S5.3.2 and, in the case of a vehicle equipped with a non-pneumatic spare tire, the information specified in S5.3.3, in the English language, lettered in block capitals and numerals not less than 2.4 millimeters high and in the format set forth following this section. This information shall appear either—

* * * * *

In consideration of the foregoing, 49 CFR Part 574 is amended to read as follows:

PART 574—TIRE IDENTIFICATION AND RECORDKEEPING

7. The authority citation for Part 574 continues to read as follows:

Authority: 49 U.S.C. 322, 30111, 30115, 30117, and 30166; delegation of authority at 49 CFR 1.50.

8. Sections 574.2, 574.3(a), and 574.6 introductory text, are revised to read as follows:

§ 574.2 Purpose.

The purpose of this part is to facilitate notification to purchasers of defective or nonconforming tires, pursuant to Sections 30118 and 30119 of Title 49, United States Code, so that they may take appropriate action in the interest of motor vehicle safety.

§ 574.3 Definitions.

(a) Statutory definitions. All terms in this part that are defined in Section 30102 of Title 49, United States Code, are used as defined therein.

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§ 574.6 Identification mark.

To obtain the identification mark required by 574.5(a), each manufacturer of new or retreaded pneumatic tires, non-pneumatic tires or non-pneumatic tire assemblies shall apply in writing to the Office of Vehicle Safety Compliance, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, DC 20590, identify itself as a tire manufacturer or retreader and furnish the following information:

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Issued on June 4, 1996.

Barry Felrice,

Associate Administrator for Safety Performance Standards.

[FR Doc. 96-14491 Filed 6-10-96; 8:45 am]

BILLING CODE 4910-59-P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR PART 36

RIN 1018-AD-30

Public Use Regulations for the Alaska Peninsula/Becharof National Wildlife Refuge Complex

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: The U.S. Fish and Wildlife Service adopts regulations to implement portions of the Alaska Peninsula/Becharof National Wildlife Refuge Complex Public Use Management Plan. The rule will allow the Fish and Wildlife Service to manage public uses by adopting regulations addressing off-road vehicles, camping, and temporary facilities. The regulations will provide for continued public use of the refuge complex while protecting refuge resources and resolving conflicts between refuge users.

EFFECTIVE DATE: This rule is effective July 11, 1996.

ADDRESSES: U.S. Fish and Wildlife Service, Alaska Peninsula/Becharof National Wildlife Refuge Complex, P.O. Box 277, King Salmon, AK 99613.

FOR FURTHER INFORMATION CONTACT: Ronald E. Hood, Refuge Manager, Alaska Peninsula/Becharof National Wildlife Refuge Complex, P.O. Box 277, King Salmon, AK 99613, telephone: (907) 246-3339.

SUPPLEMENTARY INFORMATION: The Alaska National Interest Lands Conservation Act (ANILCA) (16 U.S.C. 3101 et seq.) was signed into law on December 2, 1980. The broad purpose of this law is to provide for the disposition and use of a variety of federally owned lands in Alaska. Section 303 of ANILCA established Alaska Peninsula and Becharof National Wildlife Refuges and Section 304 of ANILCA expanded Alaska Maritime National Wildlife Refuge. The Alaska National Interest Lands Conservation Act states that purposes for which Alaska Maritime, Alaska Peninsula and Becharof Refuges were established and shall be managed include: