

Immigration and Naturalization Service

[INS No. 1708-95]

RIN 1115-AE08

Notice of Policy Regarding Contracts Between the Immigration and Naturalization Service and Transportation Lines**AGENCY:** Immigration and Naturalization Service, Justice.**ACTION:** Notice.

SUMMARY: This notice announces a change in the policy involving contracts with transportation lines that are entered into with the Immigration and Naturalization Service ("the Service") under section 238 of the Immigration and Nationality Act ("the Act"). Beginning March 13, 1996, the Service intends to evaluate a transportation line's fines, liquidated damages, and user fee payment record before entering into any agreements with the transportation line. The Service will also evaluate existing transportation line agreements for possible cancellation, if it is determined that fines, liquidated damages, or user fees imposed against or owed by the transportation line are not paid to the Service in a timely manner. This action is necessary to ensure timely payment of a transportation line's fines, liquidated damages, and user fees.

EFFECTIVE DATE: March 13, 1996.

FOR FURTHER INFORMATION CONTACT: Robert F. Hutnick, Assistant Chief Inspector, Immigration and Naturalization Service, 425 I Street, NW., Room 7228, Washington, DC 20536, telephone number (202) 616-7499.

SUPPLEMENTARY INFORMATION: This notice announces to all interested parties that in order to encourage the timely payment of fines, liquidated damages, and user fees, the Service intends to condition future agreements with transportation lines upon payment of overdue fines, liquidated damages, and user fees. The Service will also terminate existing agreements with transportation lines whose payments are outstanding for more than 30 days. Section 238 of the Act provides for those actions.

Delinquent carrier fines, liquidated damages, and user fee payments have made this policy a necessity. Service records reflect that over five million dollars of carrier fines, liquidated damages, and user fees are outstanding for more than 30 days. Existing administrative means to enforce collection of these monies are insufficient and have led to litigation.

This policy will address the outstanding obligations of commercial transportation lines in a more timely and cost effective manner.

The Service intends to deny transportation line requests for the following contracts, based on an unacceptable fines, liquidated damages, or user fee payment record: (1) entry and inspection of aliens from foreign contiguous territory or adjacent islands agreements (Form I-420); (2) pre-clearance and pre-inspection agreements (Form I-425); (3) progressive clearance agreement requests; (4) Immediate and Continuous Transit agreements, also known as Transit Without Visa (TWOV) agreements (Form I-426); (5) In-Transit Lounge (ITL) agreements; and, (6) Visa Waiver Pilot Program (VWPP) agreements (Form I-775). An unacceptable fines payment record is one that includes fines or liquidated damages that are delinquent 30 days and have been affirmed by either a final decision or formal order. An unacceptable user fee payment record is one that includes user fees that are delinquent 30 days.

The Service also intends to evaluate existing carrier agreements for possible cancellation and will notify the affected carrier in writing of the proposed Service decision. The Service will allow the carrier 30 days to make full payment of the debt or to show cause why the debt is not valid. The Service will issue a final determination after the close of the 30 day period.

Dated: September 14, 1995.

Doris Meissner,
Commissioner, Immigration and Naturalization Service.

[FR Doc. 96-2926 Filed 2-9-96; 8:45 am]

BILLING CODE 4410-10-M

National Institute of Corrections**Advisory Board Meeting****TIME AND DATE:** 8:00 a.m., Tuesday, February 27, 1996.**PLACE:** Old Town Holiday Inn, 480 King Street, Alexandria, VA.**STATUS:** Open.

MATTERS TO BE CONSIDERED: Office of Justice Programs' update on the Violent Offender and Truth In Sentencing Grant Program, a Gains briefing, a plan for reimbursement for NIC services, matching NIC board expenses to reductions in the NIC budget, election of officers, report on the NIC FY 1996 appropriation and the expected future of NIC, and NIC's budget and funding.

CONTACT PERSON FOR MORE INFORMATION: Larry Solomon, Deputy Director, (202) 307-3106, ext. 155.

Morris L. Thigpen,

Director.

[FR Doc. 96-3062 Filed 2-9-96; 8:45 am]

BILLING CODE 4410-36-M

LIBRARY OF CONGRESS**Copyright Office**

[Docket No. 96-1 CARP]

Copyright Arbitration Royalty Panels; List of Arbitrators**AGENCY:** Copyright Office, Library of Congress.**ACTION:** Publication of the 1996 CARP arbitrator list.

SUMMARY: The Copyright Office is publishing the list of arbitrators eligible for selection to a Copyright Arbitration Royalty Panel (CARP) during 1996. This CARP arbitrator list will be used to select the arbitrators who will serve on panels initiated in 1996 for determining the distribution of royalty fees or the adjustment of royalty rates.

EFFECTIVE DATE: February 12, 1996.

FOR FURTHER INFORMATION CONTACT: Marilyn J. Kretsinger, Acting General Counsel, or Tanya M. Sandros, Copyright Arbitration Royalty Panel Specialist, at Copyright Arbitration Royalty Panel, P.O. Box 70977, Southwest Station, Washington, DC 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

SUPPLEMENTARY INFORMATION:**Background**

For royalty rate adjustments and distributions that are in controversy, the Copyright Act requires the selection of a Copyright Arbitration Royalty Panel (CARP) consisting of three arbitrators from "lists provided by professional arbitration associations." See 17 U.S.C. 802(b). The Librarian of Congress selects two of the arbitrators for a CARP from a list of nominated arbitrators; those selected then choose a third arbitrator to serve as chairperson of the panel. If the two arbitrators cannot agree, the Librarian is instructed to select the third arbitrator.

On December 7, 1994, the Copyright Office issued final regulations implementing the CARP selection process. 59 FR 63025 (December 7, 1994). Section 251.3(a) of the regulations allows any professional arbitration association or organization to nominate qualified individuals, as described in § 251.5, to serve as

arbitrators on a CARP. The regulations require that the submitting arbitration association supply the following information for each person:

- (1) The full name, address, and telephone number of the person.
- (2) The current position and name of the person's employer, if any, along with a brief summary of the person's employment history, including areas of expertise, and, if available, a description of the general nature of clients represented and the types of proceedings in which the person represented clients.
- (3) A brief description of the educational background of the person, including teaching positions and membership in professional associations, if any.
- (4) A statement of facts and information which qualify the person to serve as an arbitrator under § 251.5.
- (5) A description or schedule detailing fees proposed to be charged by the person for service on a CARP.
- (6) Any other information which the professional arbitration association or organization may consider relevant. 37 CFR 251.3(a).

Section 251.3(b) of the regulations requires the Copyright Office to publish a list of qualified persons and mandates that this list must include between 30 and 75 names of persons who were nominated from at least three arbitration associations. The newly comprised list of arbitrators is in effect until the end of the calendar year and any and all arbitrators selected for a CARP during the year would come from this list. The list includes the name of the nominee and the nominating association.

The publication of today's list satisfies the requirement of 37 CFR 251.3. The information submitted by the arbitration association with respect to each person listed is available for copying and inspection at the Licensing Division of the Copyright Office. Thus, for example, if the Librarian is required to convene a CARP in 1996 for a royalty fee distribution, parties to that proceeding may review that information as a means of formulating objections to listed arbitrators under § 251.4. The Licensing Division of the Copyright Office is located in the Library of Congress, James Madison Building, Room 458, 101 Independence Avenue, SE., Washington, DC 20540.

Deadline for Filing Financial Disclosure Statement

Publication of today's list also triggers a requirement imposed by the regulations on the individuals named in the list. Section 251.32(a) of the CARP rules provides that, within one month of

date of publication of this list in the Federal Register, each listed person must "file with the Librarian of Congress a confidential financial disclosure statement as provided by the Library of Congress." The Copyright Office sent financial disclosure statements to the nominating associations, with specific instructions for completing and filing the statement, and asked each organization to distribute the forms to its nominees for the CARP arbitrator list. The Librarian of Congress will use the financial disclosure form to determine what conflicts of interest, if any, may preclude the nominee from serving as an arbitrator in a CARP proceeding. Unlike information submitted by the arbitration associations under § 251.3(a), the information contained in the financial disclosure statements is confidential and is not available to the public or to the parties to the proceeding. Failure to file the statement in a timely manner may preclude consideration of the person for service on an arbitration panel.

The 1996 CARP Arbitration List

Howard B. Abrams, Esq.—American Arbitration Association
 Miles J. Alexander, Esq.—Center for Public Resources Inc.
 Richard Bennett, Esq.—American Arbitration Association
 The Honorable John W. Cooley—JAMS/Endispute
 Robert A. Creo, Esq.—JAMS/Endispute
 Joel Davidow, Esq.—American Arbitration Association
 Edward Dreyfus, Esq.—American Arbitration Association
 Corydon B. Dunham, Esq.—American Arbitration Association
 The Honorable Lenore G. Ehrig—American Arbitration Association & Judicate, Inc.
 The Honorable Jesse Etelson—Judicate, Inc.
 John B. Farmakides, Esq.—American Arbitration Association
 The Honorable Thomas A. Fortkort—Center for Litigation Alternatives
 Richard G. Green, Esq.—American Arbitration Association
 Joseph A. Greenwald, Esq.—American Arbitration Association
 The Honorable Lewis Hall Griffith—Center for Litigation Alternatives
 The Honorable Jeffrey S. Gulin, Esq.—Judicate, Inc.
 Professor Hugh C. Hansen—Center for Litigation Alternatives
 David C. Hilliard, Esq.—Center for Public Resources, Inc.
 The Honorable Mel R. Jiganti—JAMS/Endispute
 The Honorable William B. Lawless—"Judge-Net"

Michael K. Lewis, Esq.—Center for Public Resources, Inc.
 The Honorable Reuben Lozner—Judicate
 Steve A. Mains, Esq.—JAMS/Endispute
 The Honorable H. Curtis Meanor—Center for Public Resources, Inc.
 The Honorable James R. Miller—JAMS/Endispute
 Charles B. Molineaux, Esq.—American Arbitration Association
 The Honorable Timothy Murphy—Center for Litigation Alternatives
 The Honorable Sharon T. Nelson—American Arbitration Association & Judicate
 David W. Plant, Esq.—American Arbitration Association
 The Honorable Kathleen A. Roberts—JAMS/Endispute
 Peter Carey Schaumber, Esq.—American Arbitration Association
 The Honorable Herbert Silberman—Judicate
 Linda R. Singer, Esq.—Center for Public Resources, Inc.
 John M. Townsend, Esq.—American Arbitration Association
 The Honorable Ronald P. Wertheim—JAMS/Endispute & Judicate, Inc.
 Bruce Zagaris, Esq.—American Arbitration Association

Dated: February 7, 1996.

Marilyn J. Kretsinger,

Acting General Counsel.

[FR Doc. 96-2993 Filed 2-9-96; 8:45 am]

BILLING CODE 1410-33-P

NATIONAL SCIENCE FOUNDATION

Special Emphasis Panel in Civil and Mechanical Systems; 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 in Civil and Mechanical Systems (#1205).

Date and Time: February 28, 1996, 8:00 a.m. to 5:00 p.m.

Place: Room 580, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230.

Type of Meeting: Closed.

Contact Person: Shi-Chi Liu, Program Director in the Division of Civil and Mechanical Systems, Rm 545, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230. Telephone: (703) 306-1362.

Purpose of Meeting: To provide advice and recommendations concerning proposals submitted to NSF for financial support.

Agenda: To review and evaluate Structural Control Initiative proposals as part of the selection process for awards.