

remediation of the site so that this information can be provided to the Planning Board.

EPA identifies sites which appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Sites on the NPL may be the subject of Fund-financed remedial actions. Any site deleted from the NPL remains eligible for Fund-financed remedial actions in the unlikely event that conditions at the site warrant such action. Section 300.66(c)(8) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL. Deletion of a site from the NPL does not affect responsible party liability or impede EPA efforts to recover costs associated with response efforts.

List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

Dated: September 20, 1996.
William J. Muszynski,
Acting Regional Administrator.

40 CFR part 300 is amended as follows:

PART 300—[AMENDED]

1. The authority citation for part 300 continues to read as follows:

Authority: 33 U.S.C. 1321 (c)(2); 42 U.S.C. 9601–9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp.: p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp.: p. 193.

Appendix B—[Amended]

2. Table 1 of Appendix B to Part 300 is amended by removing the Marathon Battery Corporation site, Cold Spring, New York.

[FR Doc. 96–26453 Filed 10–17–96; 8:45 am]
BILLING CODE: 6560–50–P

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 64 and 68

[CC Docket 96–128; DA 96–1666]

Pay Telephone Reclassification and Compensation Provisions of the Telecommunications Act of 1996

AGENCY: Federal Communications Commission.

ACTION: Final Rule: Correction.

SUMMARY: The Federal Communications Commission (“Commission”) adopted a

Report and Order implementing Section 276 of the Communications Act of 1934, as amended by the Telecommunications Act of 1996 (“1996 Act”). This correction makes certain technical and typographical corrections to the Report and Order. This correction is issued to accurately reflect the Commission’s intent in implementing Section 276 of the 1996 Act.

EFFECTIVE DATES: The amendments to the heading of subpart M of part 64 and § 64.1301 are effective November 6, 1996. The amendment to § 64.703 is effective December 16, 1996.

FOR FURTHER INFORMATION CONTACT: Michael Carowitz, 202–418–0960, Enforcement Division, Common Carrier Bureau.

SUPPLEMENTARY INFORMATION: On June 4, 1996, the Commission adopted a Notice of Proposed Rulemaking (“NPRM”) [61 FR 33074, June 4, 1996] to implement Section 276 of the Telecommunications Act of 1996. On September 20, 1996, the Commission adopted and released a Report and Order in CC Docket No. 96–128 [61 FR 52307, October 7, 1996]. The Errata makes certain technical and typographical corrections to the Report and Order. The full text of the Errata and Report and Order are available for inspection and copying during normal business hours in the FCC Reference Center, Room 239, 1919 M Street, N.W., Washington, D.C. The complete text of the Report and Order may also be purchased from the Commission’s duplicating contractor, international Transcription Services, 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857–3800. The Report and Order contains new or modified information collections subject to the Paperwork Reduction Act of 1995 (PRA). It has been submitted to the Office of Management and Budget (OMB) for review under the PRA. OMB, the general public, and other federal agencies are invited to comment on the new or modified information collections contained in this proceeding.

Parties must file any petitions for reconsideration of the Report and Order within 30 days from release of that document. The Commission waives the requirements of Section 1.4 of its rules to establish this new date of public notice in light of the deadline established in the 1996 Act to complete this proceeding. Parties may file oppositions to the petitions for reconsideration pursuant to Section 1.106(g) of the rules, except that oppositions to the petitions must be filed within seven (7) days after the date for filing the petitions for reconsideration. The Commission will

not issue a separate notice of any petitions for reconsideration; the Report and Order serves as notice to all interested parties of the due dates for petitions and oppositions. In addition, the Commission waives Section 1.106(h) of the rules and will not accept reply comments in response to oppositions. The Commission concludes that these actions are necessary to complete all Commission action in this proceeding, which involves issues concerning the expedited implementation of the 1996 Act, by the statutory deadline of November 8, 1996. The Commission will consider all relevant and timely petitions and oppositions before final action is taken in this proceeding.

Petitions for reconsideration must comply with Sections 1.106 and 1.49 and all other applicable sections of the Commission’s rules. Petitions also must clearly identify the specific portion of the Report and Order for which relief is sought. If a portion of a party’s arguments does not fall under a particular topic listed in the outline of the Report and Order, such arguments should be included in a clearly labeled section at the beginning or end of the filing. Parties may not file more than a total of ten (10) pages of ex parte submissions, excluding cover letters. This 10 page limit does not include: (1) written ex parte filings made solely to disclose an oral ex parte contact; (2) written material submitted at the time of an oral presentation to Commission staff that provides a brief outline of the presentation; or (3) written material filed in response to direct requests from Commission staff. Ex parte filings in excess of this limit will not be considered as part of the record in this proceeding.

To file a petition for reconsideration in this proceeding parties must file an original and ten copies of all petitions and oppositions. Petitions and oppositions should be sent to the Office of the Secretary, Federal Communications Commission, Washington, DC 20554. If parties want each Commissioner to have a personal copy of their documents, an original plus fourteen copies must be filed. In addition, participants should submit two additional copies directly to the Common Carrier Bureau, Enforcement Division, Room 6008, 2025 M Street NW, Washington, D.C. 20554. The petitions and oppositions will be available for public inspection during regular business hours in the Dockets Reference Room (Room 230) of the Federal Communications Commission, 1919 M Street, NW, Washington, DC 20554. Copies of the petition and any subsequently filed documents in this

matter may be obtained from ITS, Inc., 2100 M Street, NW, Suite 140, Washington, DC 20037, (202) 857-3800.

Ordering Clauses

1. Section 64.703 is amended as set forth below effective December 16, 1996, and § 64.1301, the heading of Subpart M of Part 64, and the Attachment, are amended as set forth below effective November 6, 1996.

List of Subjects

47 CFR Part 64

Communications common carriers, Payphone compensation, Operator service access, Telephone.

Federal Communications Commission. Mary Beth Richards, Deputy Chief, Common Carrier Bureau.

Rule Changes

Part 64 of Title 47 of the Code of Federal Regulations is amended as follows:

PART 64—MISCELLANEOUS RULES RELATING TO COMMON CARRIERS

1. Effective December 16, 1996, Section 64.703 is amended by removing "67.703" in the section heading and adding in its place "64.703."

2. Effective November 6, 1996, the heading of Subpart M of Part 64 is revised to read as follows:

Subpart M—Provision of Payphone Service

3. Effective November 6, 1996, Section 64.1301 is amended by revising the section heading; and by revising paragraphs (a), (b) and (d) to read as follows:

§ 64.1301 Payphone compensation.

(a) Each payphone service provider eligible to receive compensation shall be paid \$45.85 per payphone per month for originating access code and toll-free calls.

(b) This compensation shall be paid by interexchange carriers (IXCs) that

earn annual toll revenues in excess of \$100 million, as reported in the FCC staff report entitled "Long Distance Market Shares." Each individual IXC's compensation obligation shall be set in accordance with its relative share of toll revenues among IXCs required to pay compensation. For example, if total toll revenues of IXCs required to pay compensation is \$50 billion, and one of these IXCs had \$5 billion of total toll revenues, the IXC must pay \$4.585 per payphone per month.

* * * * *

(d) IXCs obligated to pay compensation and payphone service providers are responsible for establishing their own billing or payment arrangements.

* * * * *

4. The Attachment—Interim Compensation Obligations—is revised to read as follows:

This Attachment will not be published in the Code of Federal Regulations.

ATTACHMENT—INTERIM COMPENSATION OBLIGATIONS

Company	1995 total toll services revenues (in millions)	Percent of total toll revenues	Amount per phone per month
AT&T COMPANIES:			
AT&T COMMUNICATIONS, INC	\$38,069	56.69	\$25.9923406
ALASCOM, INC	325	0.48	0.2219000
MCI TELECOMMUNICATIONS CORP	12,924	19.25	8.8241091
SPRINT COMMUNICATIONS CO.	7,277	10.84	4.9685115
LDDS WORLDCOM	3,640	5.42	2.4852799
FRONTIER COMPANIES:			
ALLNET COMM. SVCS. dba FRONTIER COMM. SVCS	827	1.23	0.5646501
FRONTIER COMMUNICATIONS INT'L, INC	309	0.46	0.2109757
FRONTIER COMM. OF THE NORTH CENTRAL REGION	133	0.20	0.0908083
FRONTIER COMMUNICATIONS OF THE WEST, INC	127	0.19	0.0867117
CABLE & WIRELESS COMMUNICATIONS, INC	700	1.04	0.4779384
LCI INTERNATIONAL TELECOM CORP	671	1.00	0.4581381
EXCEL TELECOMMUNICATIONS, INC	363	0.54	0.2478452
TELCO COMMUNICATIONS GROUP, INC	215	0.32	0.1467954
MIDCOM COMMUNICATIONS, INC	204	0.30	0.1392849
TEL-SAVE, INC	180	0.27	0.1228985
U.S. LONG DISTANCE, INC	155	0.23	0.1058292
VARTEC TELECOM, INC	125	0.19	0.0853461
GE CAPITAL COMMUNICATIONS SERVICES CORP	120	0.18	0.0819323
GENERAL COMMUNICATION, INC	120	0.18	0.0819323
MFS INTELENET, INC	118	0.18	0.0805668
BUSINESS TELECOM, INC	115	0.17	0.0785185
COMMUNICATION TELESYSTEM INT'L	115	0.17	0.0785185
ONCOR COMMUNICATIONS, INC	111	0.17	0.0757874
THE FURST GROUP, INC	109	0.16	0.0744218
AMERICAN NETWORK EXCHANGE, INC	101	0.15	0.0689597
TOTAL	67,153	100.00	45.85

[FR Doc. 96-26901 Filed 10-17-96; 8:45 am]
BILLING CODE 6712-01-P

DEPARTMENT OF DEFENSE

48 CFR Part 219 and Appendix I to Chapter 2

[DFARS Case 96-D317]

Defense Federal Acquisition Regulation Supplement; Pilot Mentor-Protégé Program

AGENCY: Department of Defense (DoD).
ACTION: Final rule.

SUMMARY: The Director of Defense Procurement is amending the Defense Federal Acquisition Regulation Supplement (DFARS) to extend the dates for application into, and reimbursement of costs under, the DoD Pilot Mentor-Protégé Program.

EFFECTIVE DATE: October 18, 1996.

FOR FURTHER INFORMATION CONTACT: Defense Acquisition Regulations Council, Attn: Ms. Susan Schneider, PDUSD (A&T) DP (DAR), 3062 Defense Pentagon, Washington, DC 20301-3062. Telephone (703) 602-0131; telefax (703) 602-0350. Please cite DFARS Case 96-D317 in all correspondence related to this issue.

SUPPLEMENTARY INFORMATION:

A. Background

This final rule implements Section 802 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201). Section 802: (1) extends, to September 30, 1998, the date by which an interested company must apply for participation as a mentor firm under the DoD Pilot Mentor-Protégé Program; and (2) extends to September 30, 1999, the date by which mentor firms must incur costs in order to be eligible for reimbursement under the Program.

B. Regulatory Flexibility Act

This final rule does not constitute a significant revision within the meaning of FAR 1.501 and Public Law 98-577, and publication for public comment is not required. However, comments from small entities concerning the affected DFARS subparts will be considered in accordance with 5 U.S.C. 610.

C. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the final rule does not contain any information collection requirements that require Office of Management and Budget approval under 44 U.S.C. 3501 *et seq.*

List of Subjects in 48 CFR Part 219

Government procurement.

Michele P. Peterson,

Executive Editor, Defense Acquisition Regulations Council.

Therefore, 48 CFR Part 219 and Appendix I to Chapter 2 are amended as follows:

PART 219—[AMENDED]

1. The authority citation for 48 CFR Part 219 continues to read as follows:

Authority: 41 U.S.C. 421 and 48 CFR Chapter 1.

219.7104 [Amended]

2. Section 219.7104 is amended in the last sentence of paragraph (b) by revising the date "October 1, 1996" to read "October 1, 1999".

Appendix I to Chapter 2 [Amended]

3. Appendix I to Chapter 2 is amended in section I-102, paragraphs (a) and (b), and in section I-103, paragraph (a), by revising the date "September 30, 1996" to read "September 30, 1998".

4. Appendix I to Chapter 2 is amended in section I-103, paragraph (b) introductory text, by revising the date "September 30, 1996" to read "September 30, 1999".

[FR Doc. 96-26533 Filed 10-17-96; 8:45 am]

BILLING CODE 5000-04-M

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

RIN 1018-AC47

Endangered and Threatened Wildlife and Plants; Determination of Endangered Status for Four Plants and Threatened Status for One Plant from the Central Sierran Foothills of California

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final rule.

SUMMARY: The U.S. Fish and Wildlife Service (Service) determines endangered status pursuant to the Endangered Species Act of 1973, as amended (Act) for four plants—*Calystegia stebbinsii* (Stebbins' morning-glory), *Ceanothus roderickii* (Pine Hill ceanothus), *Fremontodendron californicum* ssp. *decumbens* (Pine Hill flannelbush), and *Galium californicum* ssp. *sierrae* (El Dorado bedstraw). The Service also determines threatened

status for *Senecio layneae* (Layne's butterweed). These species all occur on gabbroic or serpentine-derived soils in the central Sierran foothills of California within chaparral or oak woodland communities. Urbanization and the ensuing habitat fragmentation, road construction and maintenance, herbicide spraying, change in fire frequency, off-road vehicle use, unauthorized dumping, horse overgrazing, competition from invasive alien vegetation, and mining imperil these five species. This rule implements Federal protection and recovery provisions afforded by the Act for these five plants.

EFFECTIVE DATE: November 18, 1996.

ADDRESSES: The complete file for this rule is available for public inspection, by appointment, during normal business hours at the Sacramento Field Office, U.S. Fish and Wildlife Service, 3310 El Camino Avenue, Sacramento, California 95825.

FOR FURTHER INFORMATION CONTACT: Kirsten Tarp, Sacramento Field Office (see ADDRESSES section) (telephone 916/979-2122; facsimile 916/979-2128).

SUPPLEMENTARY INFORMATION:

Background

Calystegia stebbinsii (Stebbins' morning-glory), *Ceanothus roderickii* (Pine Hill ceanothus), *Fremontodendron californicum* ssp. *decumbens* (Pine Hill flannelbush), *Galium californicum* ssp. *sierrae* (El Dorado bedstraw), and *Senecio layneae* (Layne's butterweed) occur primarily on the Pine Hill intrusion, an area of approximately 10,400 hectares (ha) (25,700 acres (ac)), in western El Dorado County, California, ranging in elevation from 138 to 628 meters (m) (453 to 2,060 feet (ft)). In addition, *C. stebbinsii* and *S. layneae* have a few known isolated occurrences in El Dorado, Nevada, and/or Tuolumne counties, California. All of the species included in this final rule exhibit substrate preferences. *Ceanothus roderickii*, *F. californicum* ssp. *decumbens*, and *G. californicum* ssp. *sierrae* are endemic to gabbro-derived soils on the Pine Hill intrusion, and *C. stebbinsii* and *S. layneae* occur on gabbro and serpentine-derived soils. One known occurrence of *S. layneae* was found on metamorphic-derived soils.

Gabbro-derived soils originate from mafic rocks (gabbrodiorite) that are mildly acidic, are rich in iron and magnesium, and often contain other heavy metals such as chromium (Wilson 1986). Gabbro, a dark large-crystalled rock, is formed when liquid magma cools slowly underground. A red soil is