

kind of glass contained in any mirror or the type of backing affixed thereto.

The Commission has determined, as part of its oversight responsibilities, to review rules and guides periodically. These reviews seek information about the costs and benefits of the Commission's rules and guides and their regulatory and economic impact. The information obtained assists the Commission in identifying rules and guides that warrant modification or rescission. On January 22, 1996, the Notice of the Commission's intent to request public comment on the rules and guides selected for regulatory review during 1996 appeared in the Federal Register. 61 FR 1538-44. A notice inviting comments on the Mirror Guides was published on March 15, 1996. 61 FR 10708-10. The comment period ended on April 15, 1996. One comment, from the North American Association of Mirror Manufacturers (NAAMM), was received after the comment period closed. This comment characterized the Mirror Guides as obsolete and recommended that the Guides be amended or rescinded. Specifically, NAAMM stated that there is consensus within the industry that the Guides are "almost totally inaccurate" and that the process for manufacturing glass for mirrors is no longer an issue.

At the time the Mirror Guides were promulgated, mirrors were made from "plate glass," which was made by grinding and polishing a ribbon of glass between two rolls. The glass produced by this process contained a high occurrence of distortions and other imperfections. The quality problems that resulted from the manufacturing process gave rise to pervasive misrepresentations or deceptive acts or practices by some manufacturers, distributors, and resellers of mirrors. Today, the grinding and polishing process has been displaced by the "float" technology, which produces glass with greater clarity and almost no distortions. Consequently, misrepresentations that mirrors contain "crystal" or "crystale," "window," or "plate" glass are no longer a concern.

In the 1960s, some industry members engaged in the practice of deceptively marketing mirrors as being "copper backed" when the copper had simply been painted on and had not been applied by an electroplating process. Mirrors that had copper backing painted on them did not have the same quality and durability as mirrors to which the copper backing had been applied by electroplating. The Mirror Guides were promulgated in part to prevent this deceptive practice. Today, a different

process for applying copper backing to mirrors called "electro-chemical reaction" is used and appears to have displaced both "electroplating" and the painting on of copper backing. Therefore the quality and durability concerns that prompted the adoption of the Mirror Guides no longer exist.

The glass and mirror industries have also made significant progress toward standardization. The American Society for Testing and Materials has promulgated standards that set parameters for quality, levels of defects and durability of glass. In addition, the American National Standards Institute has promulgated several standards that govern the reflectivity of mirrors used in automobiles.

These recent changes in the glass and mirror industries have rendered the Mirror Guides obsolete and ineffectual. Accordingly, the Commission has determined that it is in the public interest to eliminate the Mirror Guides.

List of Subjects in 16 CFR Part 21

Advertising, Glass and glass products, Trade practices.

#### **PART 21—[REMOVED]**

The Commission, under authority of sections 5(a)(1) and 6(g) of the Federal Trade Commission Act, 15 U.S.C. 45(a)(1) and 46(g), amends Chapter I of Title 16 of the Code of Federal Regulations by removing Part 21.

By direction of the Commission.  
Benjamin I. Berman,  
*Acting Secretary.*  
[FR Doc. 96-29798 Filed 11-20-96; 8:45 am]  
BILLING CODE 6750-01-M

## **DEPARTMENT OF STATE**

### **Bureau of Consular Affairs**

#### **22 CFR Part 40**

[Public Notice 2463]

#### **Visas: Regulations Pertaining to Both Nonimmigrants and Immigrants Under the Immigration and Nationality Act, as Amended**

**AGENCY:** Bureau of Consular Affairs, DOS.

**ACTION:** Final rule.

**SUMMARY:** This final rule amends the numbering system for the Department's visa regulations in order to facilitate implementation of the "Illegal Immigration Reform and Immigrant Responsibility Act of 1996", hereinafter referred to as "the Act." Among other things, the Act revises a number of the

current grounds of visa ineligibility under the Immigration and Nationality Act (INA) and adds new grounds of visa ineligibility. The Act also modifies certain definitions and waiver provisions set forth in the INA. As a consequence of these additions and revisions, it is necessary for the Department to amend the numbering of 22 CFR Part 40.

**EFFECTIVE DATE:** This rule takes effect November 21, 1996.

**FOR FURTHER INFORMATION CONTACT:** Stephen K. Fischel, Chief, Legislation and Regulations Division, 202-663-1203.

#### **SUPPLEMENTARY INFORMATION:**

##### **Public Law 104-208 Background**

The President signed Pub. L. 104-208, the Department of Defense Appropriations Act, 1997, on September 30, 1996. Division C of Pub. L. 104-208 is the Illegal Immigration Reform and Immigration Responsibility Act of 1996 ("the Act"). The Act revises several grounds of visa ineligibility, certain definitions and makes other significant changes to the Immigration and Nationality Act (INA).

##### **Changes**

As most of the Act's amendments to the INA merely revise the current text, much of the early numbering of the CFR remains the same. However, the insertion by the Act of a new INA 212(a)(9), the Act's renumbering of INA 212(a)(9) as 212(a)(10), and the Act's addition of several new grounds of ineligibility make it necessary for the Department to revise the current numbering of the visa regulations, which are designed to correlate to the INA's numbering. As a result of other INA amendments, which required the restructuring of part 40, and in the expectation that additional changes in the regulations will be required, the Department is also taking this opportunity to reserve additional sections for future use. The following derivation table for 22 CFR part 40 is provided as a guide to users of this part. The new numbering system is indicated in the table as "NEW." The "RELATIONSHIP TO OLD" column indicates whether the new section corresponds to a prior section, will be reserved for future use, or will be a new section added because of recent changes in the law. Regulations on new or amended sections will be promulgated as necessary.

DERIVATION TABLE: 22 CFR PART 40

New	Relationship to old	INA section
40.1 .....	40.1 .....	101(a)
40.2 .....	40.2 .....	101(a) (21) & (22)
40.3 .....	40.3 .....	101(a)(38)
40.4 .....	40.4 .....	222(f)
40.5 .....	Reserved .....	
40.6 .....	40.6 .....	221(g)
40.7 & 40.8 .....	Reserved .....	
40.9 .....	40.9 .....	212(a)
40.11 .....	40.11 .....	212(a)(1)
40.12–40.19 .....	Reserved .....	
40.21(a) .....	40.21(a) .....	212(a)(2)(A)(i)(I)
40.21(b) .....	40.21(b) .....	212(a)(2)(A)(i)(II)
40.22 .....	40.22 .....	212(a)(2)(B)
40.23 .....	40.23 .....	212(a)(2)(C)
40.24 .....	40.24 .....	212(a)(2)(D)
40.25 .....	40.25 .....	212(a)(2)(E)
40.26–40.29 .....	Reserved .....	
40.31 .....	40.31 .....	212(a)(3)(A)
40.32 .....	40.32 .....	212(a)(3)(B)
40.33 .....	40.33 .....	212(a)(3)(C)
40.34 .....	40.34 .....	212(a)(3)(D)
40.35(a) .....	40.35(a) .....	212(a)(3)(E)(i)
40.35(b) .....	40.35(b) .....	212(a)(3)(E)(ii)
40.36–40.39 .....	Reserved .....	
40.41 .....	40.41 .....	212(a)(4)
40.42–40.49 .....	Reserved .....	
40.51 .....	40.51 .....	212(a)(5)(A)
40.52 .....	40.52 .....	212(a)(5)(B)
40.53 .....	New .....	212(a)(5)(C)
40.54–40.59 .....	Reserved .....	
40.61 .....	40.61 .....	212(a)(6)(A) Amended
40.62 .....	40.62 .....	212(a)(6)(B) Amended
40.63 .....	40.63 .....	212(a)(6)(C)
40.64 .....	40.64 .....	212(a)(6)(D)
40.65 .....	40.65 .....	212(a)(6)(E)
40.66 .....	40.66 .....	212(a)(6)(F)
40.67 .....	New .....	212(a)(6)(G)
40.68 & 40.69 .....	Reserved .....	
40.71 .....	40.71 .....	212(a)(7)(A)
40.72 .....	40.72 .....	212(a)(7)(B)
40.73–40.79 .....	Reserved .....	
40.81 .....	40.81 .....	212(a)(8)(A)
40.82 .....	40.82 .....	212(a)(8)(B)
40.83–40.89 .....	Reserved .....	
40.91 .....	New .....	212(a)(9)(A)
40.92 .....	New .....	212(a)(9)(B)
40.93 .....	New .....	212(a)(9)(C)
40.94–40.99 .....	Reserved .....	
40.101 .....	40.91 .....	212(a)(10)(A)
40.102 .....	40.92 .....	212(a)(10)(B)
40.103 .....	New .....	212(a)(10)(C)
40.104 .....	New .....	212(a)(10)(D)
40.105 .....	New .....	212(a)(10)(E)
40.106–40.110 .....	Reserved .....	
40.201 .....	40.101 .....	221(g)
40.202 .....	40.102 .....	212(e)
40.203 .....	40.103 .....	214(b)
40.204 .....	40.104 .....	212(o)
40.205 .....	40.105 .....	203(c)(2)
40.206 .....	New .....	208
40.207–40.210 .....	Reserved .....	
40.301 .....	40.111 .....	212(d)(3)(A)

**Final Rule**

Because these amendments to the regulations are merely non-substantive organizational changes, and do not affect the visa application process, the Department has determined that it is

unnecessary to publish a proposed rule or to solicit comments from the public. See. 5 U.S.C. 553(b)(B).

This rule is not subject to the Regulatory Flexibility Act. This rule imposes no reporting or recordkeeping

action on the public requiring the approval of the Office of Management and Budget under the Paperwork Reduction Act. This rule has been reviewed as required by E.O. 12988. This rule is exempted from the

requirements of E.O. 12866 but has been reviewed to ensure consistency therewith.

#### List of Subjects in 22 CFR Part 40

Aliens, Definitions, Ineligibilities.

In view of the foregoing, title 22 of the Code of Federal Regulations part 40 is amended as follows:

### **PART 40—REGULATIONS PERTAINING TO BOTH NONIMMIGRANTS AND IMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED**

1. The authority citation for Part 40 is revised to read as follows:

Authority: 8 U.S.C. 1104.

2. Section 40.9 of subpart A is added to read as follows:

#### **§ 40.9 Classes of inadmissible aliens.**

Subparts B through L describe classes of inadmissible aliens who are ineligible to receive visas and who shall be ineligible for admission into the United States, except as otherwise provided in the Immigration and Nationality Act, as amended.

#### **§§ 40.12 through 40.19 [Added and reserved]**

3. Sections 40.12 through 40.19 are added to subpart B and reserved.

#### **§§ 40.26 through 40.29 [Added and Reserved]**

4. Sections 40.26 through 40.29 are added to subpart C and reserved.

#### **§§ 40.36–40.39 [Added and Reserved]**

5. Sections 40.36 through 40.39 are added to subpart D and reserved.

#### **§§ 40.42 through 40.49 [Added and Reserved]**

6. Sections 40.42 through 40.49 are added to subpart E and reserved.

#### **§ 40.53 Uncertified foreign health-care workers. [Reserved]**

7. The heading of § 40.53 is added to subpart F to read as follows and the section is reserved:

#### **§§ 40.54–40.59 [Added and Reserved]**

8. Sections 40.54 through 40.59 are added to subpart F and reserved.

9. The heading of § 40.63 of subpart G is revised to read as follows:

#### **§ 40.63 Misrepresentation; Falsely claiming citizenship**

10. The heading of § 40.67 is added to subpart G to read as follows and the section is reserved:

#### **§ 40.67 Student visa abusers. [Reserved]**

#### **§§ 40.68–40.69 [Added and Reserved]**

11. Sections 40.68 through 40.69 are added to subpart G and reserved.

#### **§§ 40.73 through 40.79 [Added and Reserved]**

12. Sections 40.73 through 40.79 are added to subpart H and reserved.

#### **§§ 40.83–40.89 [Added and Reserved]**

13. Sections 40.83 through 40.89 are added to subpart I and reserved.

#### **Subpart J—Aliens Previously Removed**

14. Subparts J, K, and L are redesignated as subparts K, L, and M, and the sections in those subparts are redesignated as set forth below.

Old CFR unit	New CFR unit
Subpart J	Subpart K
§ 40.91	§ 40.101
§ 40.92	§ 40.102
§ 40.93	§ 40.103
Subpart K	Subpart L
§ 40.101	§ 40.201
§ 40.102	§ 40.202
§ 40.103	§ 40.203
§ 40.104	§ 40.204
§ 40.105	§ 40.205
Subpart L	Subpart M
§ 40.111	§ 40.301

15. A new subpart J is added to read as follows:

#### **Subpart J—Aliens Previously Removed**

Sec.

40.91 Certain aliens previously removed.

[Reserved]

40.92 Aliens unlawfully present. [Reserved]

40.93 Aliens unlawfully present after previous immigration violations. [Reserved]

40.94–40.99 [Reserved]

16. The headings of §§ 40.91 through 40.99 are added to subpart J to read as set forth above and the sections are reserved.

17. The headings of §§ 40.104 through 40.106 are added to redesignated subpart K to read as follows and the sections are reserved.

#### **§ 40.104 Unlawful voters. [Reserved]**

#### **§ 40.105 Former citizens who renounced citizenship to avoid taxation. [Reserved]**

#### **§ 40.106–40.110 [Reserved]**

18. Sections 40.106 through 40.110 are added to redesignated Subpart K and reserved.

19. The heading of § 40.206 is added to redesignated subpart L to read as follows and the section is reserved.

#### **§ 40.206 Frivolous applications [Reserved]**

#### **§ 40.207–40.210 [Added and Reserved]**

20. Sections 40.207 through 40.210 are added to redesignated Subpart L and reserved.

Dated: October 30, 1996.

Donna J. Hamilton,

*Acting Assistant Secretary for Consular Affairs.*

[FR Doc. 96–29564 Filed 11–20–96; 8:45 am]

BILLING CODE 4710–06–M

### **ENVIRONMENTAL PROTECTION AGENCY**

#### **40 CFR Part 300**

[FRL–5653–3]

#### **National Oil and Hazardous Substances; Pollution Contingency Plan; National Priorities List Update**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of deletion of the Louisiana-Pacific Superfund Site (EPA ID # CAD065021594) from the National Priorities List.

**SUMMARY:** The Environmental Protection Agency (EPA) announces the deletion of the Louisiana-Pacific Superfund Site located in Oroville, California, from the National Priorities List (NPL). The NPL is Appendix B of 40 CFR Part 300 which is the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the State of California Department of Toxic Substances Control have determined the Site poses no significant threat to public health or the environment and, therefore, no further remedial measures pursuant to CERCLA are appropriate.

**EFFECTIVE DATE:** November 21, 1996.

**FOR FURTHER INFORMATION CONTACT:** Fred Schauffler, Remedial Project Manager, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, Mail Code H–7–2, San Francisco, California 94105, (415) 744–2359.

**SUPPLEMENTARY INFORMATION:** The site to be deleted from the NPL is: Louisiana-Pacific Corporation site, Oroville, California.

A Notice of Intent to Delete for this site was published August 27, 1996 (61 FR 44025). The closing date for comments on the Notice of Intent to Delete was September 26, 1996. EPA received no comments.