

impact will be so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### PART 71—[AMENDED]

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854.

##### § 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

#### Subpart E—Class E Airspace

\* \* \* \* \*

*Paragraph 6005 Class E surface areas extending from 700 or more feet above the surface of the earth.*

\* \* \* \* \*

ANE MA E5 Fort Devens, MA [Removed]

\* \* \* \* \*

Issued in Burlington, MA, on February 8, 1996.

David J. Hurley,  
Manager, Air Traffic Division, New England Region.

[FR Doc. 96-3493 Filed 2-14-96; 8:45 am]

BILLING CODE 4910-13-M

#### 14 CFR Part 135

[Docket No. 26192; Amdt. No. 135-56]

RIN 2120-AD28

#### Improved Flammability Standards for Materials Used in the Interiors of Airplane Cabins

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of disposition of comments on final rule.

**SUMMARY:** On March 6, 1995, the Federal Aviation Administration (FAA) issued Amendment 135-56 which removed an unintended requirement in the

previously issued Amendment 135-55 of part 135 of the Federal Aviation Regulations (FAR) (60 FR 13010). Amendment 135-56 was effective on March 6, 1995, however, the FAA invited public comments on the subject until April 10, 1995. Although the FAA has determined that there is no need for any further amendment to part 135, this document responds to the comments submitted by the public.

**ADDRESSES:** The complete docket for the final rule on Improved Flammability Standards for Materials Used in the Interiors of Airplane Cabins may be examined at the Federal Aviation Administration, Office of the Chief Counsel (AGC-10), Rules Docket, Room 915G, 800 Independence Avenue SW., Washington, DC 20591, weekdays, except Federal holidays between 8:30 a.m. and 5:00 p.m. In addition, the FAA is maintaining an information docket of comments in the Transport Airplane Directorate (ANM-100), FAA, 1601 Lind Avenue SW., Renton, Washington 98055-4056. Comments in the information docket may be inspected weekdays, except Federal holidays, between 7:30 a.m., and 4:00 p.m.

**FOR FURTHER INFORMATION CONTACT:** Gary L. Killion, Regulations Branch, ANM-114, Transport Airplane Directorate, Aircraft Certification Service, FAA 1601 Lind Avenue SW., Renton, WA 98055-4956; telephone (206) 227-2194.

#### SUPPLEMENTARY INFORMATION:

##### Background

On March 6, 1995, the FAA issued Amendment 135-56 (60 FR 13010, March 9, 1995), which removed an unintended requirement in the previously-issued Amendment 135-55 (60 FR 6616, February 2, 1995) to part 135 of the FAR. This action ensued that commuter category airplanes operated under part 135 would not be grounded for failing to comply with the unintended requirement which became effective on March 6, 1995.

Specifically, § 135.170(b), as revised by Amendment 135-55, stated that no person may operate a "large" airplane unless it meets the flammability requirements contained in §§ 135.170(b)(1) and (2). Section 135.170(b)(2) states, in turn, that seat cushions, except for flight crewmember seat cushions, must comply with the fire blocking standards of § 25.853(c) that became effective on November 26, 1984. (Although these standards are commonly referred to as "fire blocking," § 25.853(c) actually provides the option of using a covering material, i.e., a "fire-blocking" layer, that isolates the cushion from a fire or

using a seat cushion that can be shown by itself to provide the necessary fire resistance). Large airplanes are identified in part 1 of the FAR as those with "more than 12,500 pounds maximum certificated takeoff weight." Commuter category airplanes type-certificated under part 23 of the FAR may have a maximum certificated takeoff weight as great as 19,000 pounds, and each of the commuter category airplanes currently in service does in fact have a maximum certificated takeoff weight greater than 12,500 pounds. They are, therefore, "large" airplanes as defined in part 1. Taking literally the wording of § 135.170(b), as revised by Amendment 135-55, operators of these airplanes would have had to comply with the seat cushion fire-blocking standards in addition to the applicable flammability standards of part 23.

Although including commuter category airplanes in the requirements of § 135.170(b) pertaining to seat cushion fire blocking standards was due to an editing error, the FAA has adopted separate rulemaking (Amendment 121-23, 60 FR 65832, December 20, 1995) which requires the seat cushions of those airplanes to comply with the seat cushion fire blocking standards by December 20, 2010. In the meantime, the operators of those airplanes must continue to have seat cushions that meet the applicable flammability standards of part 23.

#### Discussion of Comments

Two commenters responded to the request for comments on Amendment 135-56. One commenter, a pilots association, agrees the final rule (Amendment 135-55) was in error. However, the commenter feels that this is a safety issue for all aircraft passengers, regardless of the aircraft size. The FAA responded to the commenter noting that the comment more accurately applied to proposals contained in Notice 95-5, Docket No. 28154. The commenter was advised that his comments would be placed in Docket 28154 and considered along with any other comments received in response to Notice 95-5. The second commenter, a manufacturer, wrote only to indicate that the FAA's timely action in correcting this error was appreciated.

#### Conclusion

After carefully considering the comments submitted in response to Amendment 135-56, the FAA has determined that no further rulemaking action is necessary at this time. Accordingly, Amendment No. 135-56 remains in effect as prescribed by the

March 6, 1995, final rule. As noted above, the seat cushions in commuter category airplanes may, however, be required to meet the fire blocking standards at some future date as a result of separate rulemaking action.

Issued in Washington, DC, on February 8, 1996.

Thomas E. McSweeney,  
Director, Aircraft Certification Service.  
[FR Doc. 96-3490 Filed 2-14-96; 8:45 am]  
BILLING CODE 4910-13-M

## SECURITIES AND EXCHANGE COMMISSION

### 17 CFR Part 200

[Release No. 34-36824]

### Delegation of Authority to the Secretary of the Commission

**AGENCY:** Securities and Exchange Commission.

**ACTION:** Final rule.

**SUMMARY:** The Commission is amending its rules to delegate authority to the Secretary of the Commission to publish notice of proposed plans for distribution of funds ordered to be disgorged pursuant to an Order of the Commission. The delegation also provides authority to waive any of the requirements for a plan contained in Rule 611 of the Commission's Rules of Practice, and to issue an order approving the plan, if no negative comments or objections are submitted during the notice period. This delegation of authority will conserve the resources of the Commission as well as expedite the distribution of moneys paid in satisfaction of judgements.

**EFFECTIVE DATE:** February 15, 1996.

**FOR FURTHER INFORMATION CONTACT:** Jonathan G. Katz, Secretary, Office of the Secretary, Securities and Exchange Commission, 450 Fifth Street NW., Washington, D.C. 20549, telephone (202) 942-7070.

**SUPPLEMENTARY INFORMATION:** The Securities and Exchange Commission ("Commission") today announced amendments to its rules governing delegation of authority to the Office of the Secretary.

On June 9, 1995, the Commission adopted comprehensive revisions to its Rules of Practice for administrative proceedings. These rules, published in the Federal Register on June 23, 1995 (60 FR 32738), established procedures for the payment and distribution of penalties and disgorgements ordered in a Commission administrative proceeding.

The Commission is delegating to its Secretary the authority to publish the notice of proposed plans of disgorgement pursuant to Rule 612 of the Rules of Practice, and, if no comments opposing the proposed plan are received, to issue an order approving the proposed plan of distribution pursuant to Rule 613. The delegation also authorizes the Secretary to permit the staff to omit from the proposed plan of disgorgement any of the plan elements required by Rule 611, upon motion by the staff for good cause.

The Commission finds, in accordance with Section 553(b)(A) of the Administrative Procedure Act, 5 U.S.C. 553(b)(A), that this amendment relates solely to agency organization, procedure, or practice. Accordingly, notice and opportunity for public comment, as well as publication 30 days before its effective date, are unnecessary.

#### List of Subjects in 17 CFR Part 200

Administrative practice and procedure, Authority delegations (Government agencies).

#### Text of Amendment

For the reasons set out in the preamble, Title 17, Chapter II of the Code of Federal Regulations is amended as follows:

### PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

1. The authority citation for Part 200, Subpart A, continues to read in part as follows:

Authority: 15 U.S.C. 77s, 78d-1, 78d-2, 78w, 78ll(d), 79t, 77sss, 80a-7, 80b-11, unless otherwise noted.

\* \* \* \* \*

2. Section 200.30-7 is amended by removing the period at the end of paragraphs (a)(9) and (a)(10) and adding a semicolon in its place and by adding paragraph (a)(11) to read as follows:

#### § 200.30-7 Delegation of authority to Secretary of the Commission.

\* \* \* \* \*

(a) \* \* \*

(11) To publish pursuant to Rule 612 of the Commission's Rules of Practice, § 201.612 of this chapter, notices of plans of disgorgement and, if no negative comments are received, to issue orders approving proposed plans of disgorgement pursuant to Rule 613 of the Commission's Rules of Practice, § 201.613 of this chapter. Upon the motion of the staff for good cause shown, to approve the publication of proposed plans of disgorgement that

omit plan elements required by Rule 611 of the Commission's Rules of Practice, § 201.611 of this chapter.

\* \* \* \* \*

By the Commission.

Dated: February 9, 1996.

Jonathan G. Katz,

Secretary.

[FR Doc. 96-3359 Filed 2-14-96; 8:45 am]

BILLING CODE 8010-01-P

## SOCIAL SECURITY ADMINISTRATION

### 20 CFR Parts 401, 404, 416, 422, and 423

[Regulation Nos. 1, 4, 16, 22, and 23]

RIN 0960-AE32

### Revision of Authority Citations

**AGENCY:** Social Security Administration.

**ACTION:** Final rule with request for comments.

**SUMMARY:** The authority citations for the Social Security Administration (SSA) regulations are being revised. As of March 31, 1995, new regulatory authority was given to the Commissioner of Social Security by the Social Security Independence and Program Improvements Act of 1994 (the Independence Act). The authority citations are being revised where appropriate to reflect this change in authority and other changes in the law to provide updated citations for the public.

**DATES:** This rule is effective February 15, 1996. We will consider any comments received no later than April 15, 1996.

**ADDRESSES:** Comments should be submitted in writing to the Commissioner of Social Security, P.O. Box 1585, Baltimore, MD 21235, sent by telefax to (410) 966-2830, sent by E-mail to "regulations@ssa.gov", or delivered to the Division of Regulations and Rulings, Social Security Administration, 3-B-1 Operations Building, 6401 Security Boulevard, Baltimore, MD 21235, between 8:00 a.m. and 4:30 p.m. on regular business days. Comments may be inspected during these same hours by making arrangements with the contact person shown below.

**FOR FURTHER INFORMATION CONTACT:** Daniel T. Bridgewater, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235, (410) 965-3298 for information about this rule. For information on eligibility or claiming benefits, call our national toll-free number, 1-800-772-1213.