

amount that the test could detect. Consequently, the respondent did not demonstrate that the drug test was invalid. As the respondent offered no evidence in mitigation of his drug use, the Hearing Officer found that his access authorization should not be restored.

Interlocutory Order

EG&G Rocky Flats, Inc., 7/11/97, VWZ-0008

An OHA hearing officer issued a Decision and Order regarding a Motion for Partial Dismissal and Limitation on

Scope of Complainant's Claims filed in a whistleblower proceeding under the provisions of 10 C.F.R. part 708. The hearing officer determined that DOE's whistleblower regulations do not apply to reprisals that occurred before April 2, 1992, the effective date of those regulations, and consequently dismissed those portions of the complaint that concerned those reprisals. The hearing officer specified, however, that protected disclosures made before April 2, 1992, may have led to reprisals that occurred after that date, and for that

reason those disclosures are relevant to the proceeding and evidence concerning them will be received. The Motion to Dismiss was, therefore, granted in part.

Refund Applications

The Office of Hearings and Appeals issued the following Decisions and Orders concerning refund applications, which are not summarized. Copies of the full texts of the Decisions and Orders are available in the Public Reference Room of the Office of Hearings and Appeals.

| | | |
|---|-------------|---------|
| ARCH MINERAL CORP. ET AL | RG272-00503 | 7/8/97 |
| CHICAGO MILWAUKEE CORPORATION | RF272-69326 | 7/8/97 |
| CHICAGO MILWAUKEE CORPORATION | RD272-69326 | |
| GULF OIL CORPORATION/ASSOCIATED TRANSPORT | RF300-13114 | 7/11/97 |
| LYLE BREDENKAMP | RF272-15943 | 7/11/97 |
| STAR MANUFACTURING CO. | RF272-57065 | |
| ST. JOSEPH CARE CENTER | RF272-98794 | |

Dismissals

The following submissions were dismissed.

| Name | Case No. |
|--|------------|
| A.W. STADLER, INC./DARLING INTRNTL | RK272-4489 |
| ANDERSON CLAYTON FOODS/AC HUMKO | RK272-4401 |
| ASHY-HUTCHISON ENT., INC. | RK272-4472 |

[FR Doc. 97-21541 Filed 8-13-97; 8:45 am]

BILLING CODE 6450-01-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5874-6]

Proposed Settlement; Industrial Process Cooling Towers Emission Standard Litigation

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of Proposed Settlement; Request for Public Comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act ("Act"), notice is hereby given of a proposed settlement of *Libbey-Owens-Ford Company v. United States Environmental Protection Agency*, No. 95-1141 (D.C. Cir.).

The case involves a challenge to the rule entitled "National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers," published in the **Federal Register** at 59 FR 46,339 on September 8, 1994. The proposed settlement provides for EPA to issue a revision to the rule allowing sources to demonstrate compliance through recordkeeping in lieu of water sample analysis.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments to the settlement from persons who were not named as parties to the litigation in question. EPA or the Department of Justice may withhold or withdraw consent to the proposed settlement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Copies of the settlement are available from Gwendolyn Jones, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (202) 260-7620. Written comments should be sent to Patricia A. Embrey at the above address and must be submitted on or before [insert date 30 days after publication].

Dated: August 4, 1997.

Scott C. Fulton,

Acting General Counsel.

[FR Doc. 97-21536 Filed 8-13-97; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL ELECTION COMMISSION

Sunshine Act Meeting

AGENCY: Federal Election Commission.

DATE & TIME: Tuesday, August 19, 1997 at 10:00 a.m.

PLACE: 999 E Street, N.W., Washington, D.C.

STATUS: This meeting will be closed to the public.

ITEMS TO BE DISCUSSED:

Compliance matters pursuant to 2 U.S.C. § 437g.

Audits conducted pursuant to 2 U.S.C. § 437g, § 438(b), and Title 26, U.S.C.

Matters concerning participation in civil actions or proceedings or arbitration.

Internal personnel rules and procedures or matters affecting a particular employee.

DATE & TIME: Thursday, August 21, 1997 at 10:00 a.m.

PLACE: 999 E Street, N.W. Washington, D.C. (Ninth Floor).

STATUS: This meeting will be open to the public.

ITEMS TO BE DISCUSSED:

Correction and Approval of Minutes.

Report of the Audit Division on Pete Wilson for President Committee (continued from meeting of July 31, 1997).

Administrative Matters.

PERSON TO CONTACT FOR INFORMATION:

Mr. Ron Harris, Press Officer,
Telephone: (202) 219-4155.

Marjorie W. Emmons,

Secretary of the Commission.

[FR Doc. 97-21733 Filed 8-12-97; 3:11 pm]

BILLING CODE 6715-01-M

**FEDERAL EMERGENCY
MANAGEMENT AGENCY**

[FEMA-1185-DR]

**Alabama; Major Disaster and Related
Determinations**

AGENCY: Federal Emergency
Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Alabama (FEMA-1185-DR), dated July 25, 1997, and related determinations.

EFFECTIVE DATE: July 25, 1997.

FOR FURTHER INFORMATION CONTACT: Magda Ruiz, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

SUPPLEMENTARY INFORMATION: Notice is hereby given that, in a letter dated July 25, 1997, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*), as follows:

I have determined that the damage in certain areas of the State of Alabama, resulting from severe storms, flooding, and high winds associated with Hurricane Danny on July 17-22, 1997, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the State of Alabama.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance, Public Assistance, and Hazard Mitigation in the designated areas. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs.

The time period prescribed for the implementation of section 310(a), Priority to Certain Applications for Public Facility and Public Housing Assistance, 42 U.S.C. 5153, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint Paul W. Fay, Jr. of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the State of Alabama to have been affected adversely by this declared major disaster:

Baldwin, Choctaw, and Mobile Counties for Individual Assistance and Public Assistance.

All counties within the State of Alabama are eligible to apply for assistance under the Hazard Mitigation Grant Program.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

James L. Witt,

Director.

[FR Doc. 97-21558 Filed 8-13-97; 8:45 am]

BILLING CODE 6718-02-P

**FEDERAL EMERGENCY
MANAGEMENT AGENCY**

[FEMA-1186-DR]

**Colorado; Major Disaster and Related
Determinations**

AGENCY: Federal Emergency
Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This is a notice of the Presidential declaration of a major disaster for the State of Colorado (FEMA-1186-DR), dated August 1, 1997, and related determinations.

EFFECTIVE DATE: August 1, 1997.

FOR FURTHER INFORMATION CONTACT: Madge Dale, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

SUPPLEMENTARY INFORMATION: Notice is hereby given that, in a letter dated August 1, 1997, the President declared a major disaster under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 *et seq.*), as follows:

I have determined that the damage in certain areas of the State of Colorado, resulting from severe storms, heavy rain, flash floods, other flooding, mudslides, landslides, and severe ground saturation on July 28, 1997, and continuing is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act ("the Stafford Act"). I, therefore, declare that such a major disaster exists in the State of Colorado.

In order to provide Federal assistance, you are hereby authorized to allocate from funds

available for these purposes, such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Individual Assistance, Public Assistance, and Hazard Mitigation in the designated areas. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Public Assistance or Hazard Mitigation will be limited to 75 percent of the total eligible costs.

The time period prescribed for the implementation of section 310(a), Priority to Certain Applications for Public Facility and Public Housing Assistance, 42 U.S.C. 5153, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint David P. Grier of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared disaster.

I do hereby determine the following areas of the State of Colorado to have been affected adversely by this declared major disaster:

Larimer, Logan, and Morgan Counties for Individual Assistance.

Larimer County for Public Assistance.

All counties within the State of Colorado are eligible to apply for assistance under the Hazard Mitigation Grant Program.

(Catalog of Federal Domestic Assistance No. 83.516, Disaster Assistance)

James L. Witt,

Director.

[FR Doc. 97-21559 Filed 8-13-97; 8:45 am]

BILLING CODE 6718-02-P

**FEDERAL EMERGENCY
MANAGEMENT AGENCY**

[FEMA-1186-DR]

**Colorado; Amendment to Notice of a
Major Disaster Declaration**

AGENCY: Federal Emergency
Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Colorado, (FEMA-1186-DR), dated August 1, 1997, and related determinations.

EFFECTIVE DATE: August 6, 1997.

FOR FURTHER INFORMATION CONTACT: Magda Ruiz, Response and Recovery Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-3260.

SUPPLEMENTARY INFORMATION: The notice of a major disaster for the State of