

convicted of, or are presently facing criminal charges such as fraud, theft, perjury, or other matters which significantly reflect on the applicant's management, honesty, or financial integrity.

(F) A false statement on an application is grounds for denial or termination of funds and grounds for possible punishment by a fine or imprisonment as provided in 18 U.S.C. 1001.

(G) No award of Federal funds shall be made to an applicant who has an outstanding delinquent Federal debt until either: (i) The delinquent account is paid in full, (ii) A negotiated repayment schedule is established and at least one payment is received, or (iii) Other arrangements satisfactory to the Department of Commerce are made.

(H) Buy American-Made Equipment or Products—Applicants are encouraged that any equipment or products authorized to be purchased with funding provided under this program be American-made to the maximum extent feasible.

(I) The total dollar amount of the indirect costs proposed in an application under this program must not exceed the indirect cost rate negotiated and approved by a cognizant Federal agency prior to the proposed effective date of the award or 100 percent of the total proposed direct cost dollar amount in the application, whichever is less.

(J) If an application is selected for funding, the Department of Commerce has no obligation to provide any additional future funding in connection with the award. Renewal of an award to increase funding or extend the period of performance is at the total discretion of the Department of Commerce.

(K) In accordance with Federal statutes and regulations, no person on grounds of race, color, age, sex, national origin or disability shall be excluded from participation in, denial benefits of, or be subjected to discrimination under any program or activity receiving financial assistance from the NOAA Climate and Global Change Program. The NOAA Climate and Global Change Program does not have direct TDD (Telephonic Device for the Deaf) capabilities, but can be reached through the State of Maryland supplied TDD contact number, 800-735-2258, between the hours of 8:00 a.m.-4:30 p.m.

(L) Notwithstanding any other provisions of law, no person is required to respond to nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of

information displays a current valid OMB control number.

12. Classification

The standard forms have been approved by the Office of Management and Budget pursuant to the Paperwork Reduction Act under OMB approval number 0348-0043, 0348-0044, and 0348-0046. This notice has been determined to be not significant for purposes of Executive Order 12866.

Dated: July 2, 1999.

Louisa Koch,

Deputy Assistant Administrator.

[FR Doc. 99-17490 Filed 7-8-99; 8:45 am]

BILLING CODE 3510-KB-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[Docket No. 990624172-9172-01]

National Weather Service Modernization and Associated Restructuring

AGENCY: National Weather Service (NWS), NOAA, Commerce.

ACTION: Notice and opportunity for public comment.

SUMMARY: The NWS publishes notice of proposed certifications for the consolidation, automation, and closure of several Weather Service Offices (WSO) and Fire Weather Offices (FWO). Notice is given of a proposed certification for the automation and closure of the Los Angeles, Aviation WSO which will be automated at Federal Aviation Administration (FAA) Weather Observation Service Level A and have its services consolidated into the Los Angeles Forecast Office. Notice is also given of proposed certifications for the consolidation, automation, and closure of the Redding WSO and FWO which will be automated at FAA Weather Observation Service Level C and have its services consolidated into the Sacramento and Eureka, California; Reno, Nevada; and Medford, Oregon Forecast Offices. Finally, notice is given of a proposed certification for the closure of the Riverside, California FWO with services being provided by the San Diego and Los Angeles, California; Las Vegas, Nevada; and Phoenix, Arizona Forecast Offices.

DATES: Comments are requested to be mailed by September 7, 1999.

ADDRESSES: Requests for copies of proposed certification packages should be sent to Tom Beaver, Room 11426, 1325 East-West Highway, Silver Spring,

Maryland 20910-3283, telephone 301-713-0300. All comments should be sent to Tom Beaver at the above address.

FOR FURTHER INFORMATION CONTACT: Tom Beaver at 301-713-0300 extension 141.

SUPPLEMENTARY INFORMATION: Pursuant to section 706 of Pub. L. 102-567, the Secretary of Commerce must certify that consolidation, automation, and/or closure of a NWS field office will not result in a degradation of service to the affected area of responsibility and must propose such certifications in the FR for 60-days public comment. Notice is given of a proposed certification for the automation and closure of the Los Angeles, Aviation WSO which will be automated at Federal Aviation Administration (FAA) Weather Observation Service Level A and have its services consolidated into the Los Angeles Forecast Office. Notice is also given of proposed certifications for the consolidation, automation, and closure of the Redding WSO and FWO which will be automated at FAA Weather Observation Service Level C and have its services consolidated into the Sacramento and Eureka, California; Reno, Nevada; and Medford, Oregon Forecast Offices. Finally, notice is given of a proposed certification for the closure of the Riverside, California FWO with services being provided by the San Diego and Los Angeles, California; Las Vegas, Nevada; and Phoenix, Arizona Forecast Offices. Documentation supporting these proposed certifications includes the following:

For all certifications:

(1) A draft memorandum by the meteorologist in charge recommending the certification, the final of which will be concurred with by the Regional Director and the Assistant Administrator of the NWS if appropriate, after consideration of public comments and completion of consultation with the Modernization Transition Committee (the Committee);

(2) A description of local weather characteristics and weather-related concerns which affect the weather services provided within the service area;

(3) A comparison of services provided within the service area to services to be provided after such action;

(4) A description of any recent or expected modernization of NWS operations which will enhance services in the service area;

(5) An identification of any area within the affected service area which would not receive coverage (at an elevation of 10,000 feet) by the Doppler weather surveillance radar network (WSR-88D); and

(6) A letter appointing a liaison officer for the action.

For consolidation certifications: evidence, based upon operational demonstration of modernized NWS operations, which was considered in reaching the conclusion that no degradation in service would result from such action, including the WSR-88D Radar Commissioning Report, User Confirmation of Services Report, and the Decommissioning Readiness Report.

For automation certification:

(1) Evidence, based upon operational demonstration of modernized NWS operations, which was considered in reaching the conclusion that no degradation in service will result from such action, including the Automated Surface Observing System (ASOS) commissioning report;

(2) A series of three letters between NWS and FAA confirming weather services will continue in full compliance with applicable flight aviation rules after ASOS commissioning;

(3) Surface Aviation Observation Transition Checklist documenting transfer of augmentation and back-up responsibility from NWS to FAA;

(4) Successful resolution of ASOS user confirmation of services complaints; and

(5) An in-place supplementary data program at the responsible forecast office.

For closure certifications:

(1) Where appropriate, warning and forecast verification statistics for pre-modernized and modernized services utilized in determining services have not been degraded; and

(2) An Air Safety Appraisal for offices which are located on an airport.

For the proposed certifications covered by this notice, there is no report of the Committee. The Committee has the option to submit a report in accordance with sections 706(b)(6) and 707(c) of Pub. L. 102-567. In December 1995, the Committee decided to forego the optional consultation on proposed certifications. Instead, the Committee decided to review certifications only after the public comment period closes so that its consultation includes the benefit of all public comments received. This notice does not publish the complete certification packages because they are too voluminous. Copies of the complete certification packages and supporting documentation can be obtained from the contact listed above.

Once all public comments have been received and considered, the NWS will complete consultation with the Committee and determine whether to proceed with the final certification. If a

decision to certify is made, the Secretary of Commerce must publish final certifications in the FR and transmit the certifications to the appropriate congressional committees prior to consolidating, automating, and closing the office.

John J. Kelly, Jr.,

Assistant Administrator for Weather Services.

[FR Doc. 99-17408 Filed 7-8-99; 8:45 am]

BILLING CODE 3510-KE-M

DEPARTMENT OF COMMERCE

International Trade Administration

North American Free-Trade Agreement (NAFTA), Article 1904

Binational Panel Reviews; Decision of Binational Panel

AGENCY: NAFTA Secretariat, United States Section, International Trade Administration, Department of Commerce.

ACTION: Notice of decision of Binational Panel.

SUMMARY: On June 18, 1999 the Binational Panel issued its decision in the matter of Gray Portland Cement and Clinker from Mexico, Secretariat File No. USA-97-1904-01.

FOR FURTHER INFORMATION CONTACT:

Caratina L. Alston, United States Secretary, NAFTA Secretariat, Suite 2061, 14th and Constitution Avenue, Washington, DC 20230, (202) 482-5438.

SUPPLEMENTARY INFORMATION: Chapter 19 of the North American Free-Trade Agreement ("Agreement") establishes a mechanism to replace domestic judicial review of final determinations in antidumping and countervailing duty cases involving imports from a NAFTA country with review by independent binational panels. When a Request for Panel Review is filed, a panel is established to act in place of national courts to review expeditiously the final determination to determine whether it conforms with the antidumping or countervailing duty law of the country that made the determination.

Under Article 1904 of the Agreement, which came into force on January 1, 1994, the Government of the United States, the Government of Canada and the Government of Mexico established *Rules of Procedure for Article 1904 Binational Panel Reviews* ("Rules"). These Rules were published in the **Federal Register** on February 23, 1994 (59 FR 8686). The panel review in this matter was conducted in accordance with these Rules.

Background Information:

On May 6, 1997, Cemex, S.A. de C.V. ("CEMEX") and Cementos de Chihuahua, S.A. de C.V. ("CDC") filed a First Request for Panel Review with the U.S. Section of the NAFTA Secretariat pursuant to Article 1904 of the North American Free Trade Agreement. Panel review was requested of the Final Results of Antidumping Duty Administrative Review made by the International Trade Administration respecting Gray Portland Cement and Clinker from Mexico. This determination was published in the **Federal Register** on April 9, 1997 (62 FR 27238-39). The request was assigned File No. USA-97-1904-01.

Panel Decision

The Panel affirmed in part and remanded in part with one dissenting opinion. The Panel determined that by stipulation between CEMEX and the Department announced at the hearing on December 15, 1998, the Panel remanded the final results of the Fifth Review to the Department for the purpose of correcting the ministerial errors identified by CEMEX in its May 9, 1997 letter to the Department. On remand, the Department shall correct the errors identified by CEMEX in its May 9, 1997 letter to the Department identified as Number 1, A and B, and Number 2. CEMEX has agreed to abandon its claim for ministerial error identified in its May 9, 1997 letter to the Department as Number 3. Pursuant to the stipulation, once the ministerial errors are corrected, the Department shall publish in the **Federal Register** notice of the corrections and then instruct the U.S. Customs Service to give effect to the ???

The Panel ordered the Department to issue a determination on remand consistent with the instructions and findings set forth in the Panel's decision. The determination on remand shall be issued within ninety (90) days of the date of the Order (not later than September 16, 1999).

Dated: June 25, 1999.

Caratina L. Alston,

U.S. Secretary, NAFTA Secretariat.

[FR Doc. 99-17474 Filed 7-8-99; 8:45 am]

BILLING CODE 3510-GT-P

DEPARTMENT OF DEFENSE

Office of the Secretary

Special Panel on Military Operations on Vieques

AGENCY: Department of Defense.