

Inert ingredients	Limits	Uses
* * * 3,5-Bis(6-isocyanatohexyl)-2H-1,3,5-oxadiazine-2,4,6-(3H,5H)-trione, polymer with diethylenetriamine (CAS Reg. No. 87823-33-4); minimum number average molecular weight 1,000,000.	* .....	* * * Encapsulating agent.
* * *	* * *	* * *

\* \* \* \* \*  
 [FR Doc. 95-818 Filed 1-11-95; 8:45 am]  
 BILLING CODE 6560-50-F

**FEDERAL MARITIME COMMISSION**

**46 CFR Parts 515, 550, 580 and 581**

**[Docket No. 95-01]**

**Filing of Tariffs by Marine Terminal Operators; Publishing, Filing and Posting of Tariffs in Domestic Offshore Commerce; Publishing and Filing of Tariffs by Common Carriers in the Foreign Commerce of the United States; Service Contracts**

**AGENCY:** Federal Maritime Commission.  
**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Federal Maritime Commission proposes to remove 46 CFR Part 515, *Filing of Tariffs by Marine Terminal Operators*; 46 CFR Part 550, *Publishing, Filing and Posting of Tariffs in Domestic Offshore Commerce*; 46 CFR Part 580, *Publishing and Filing of Tariffs by Common Carriers in the Foreign Commerce of the United States*; and 46 CFR Part 581, *Service Contracts*. These regulations contain the guidelines, standards, and procedures for marine terminal operators ("MTO's") and common carriers by water to file and publish their tariffs and/or service contract essential terms with the Commission in paper format. The Commission believes that these regulations have become unnecessary because its rules now require electronic tariff filing in the Commission's Automated Tariff Filing and Information System ("ATFI").

**DATES:** Comments on or before February 13, 1995.

**ADDRESSES:** Comments (original and 15 copies) are to be submitted to: Joseph C. Polking, Secretary, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573, (202) 523-5725.

**FOR FURTHER INFORMATION CONTACT:** Bryant L. VanBrakle, Director, Bureau of Tariffs, Certification and Licensing, Federal Maritime Commission, 800

North Capitol Street, NW., Washington, DC 20573, (202) 523-5796.

**SUPPLEMENTARY INFORMATION:** The Commission administers, *inter alia*, the Shipping Act, 1916 ("1916 Act"), 46 U.S.C. app. 801, *et seq.*; the Intercoastal Shipping Act, 1933 ("1933 Act"), 46 U.S.C. app. 843, *et seq.*; and the Shipping Act of 1984 ("1984 Act"), 46 U.S.C. app. 1701, *et seq.* (collectively "Shipping Acts"), which require or authorize the Commission to require common carriers and MTO's to file with the Commission their tariffs and/or service contract essential terms. Presently, such tariffs and essential terms are required by regulation, in 46 CFR Parts 515, 580 and 581, to be filed in paper format. In February, 1993, the Commission implemented its ATFI system and directed common carriers and MTO's to file such tariffs and essential terms in electronic form into ATFI.<sup>1</sup> This requirement is consistent with Public Law 102-582, the *High Seas Driftnet Fisheries Enforcement Act*, section 502 which directed common carriers to "file electronically with the Commission all tariffs and all essential terms of service contracts required to be filed" by the 1916, 1933, or 1984 Acts.

The ATFI system is now fully operational and the Commission will no longer be accepting tariffs and/or service contract essential terms in paper form. Accordingly, the Commission proposes to remove Parts 515, 550, 580 and 581.

One matter, however, with respect to service contracts requires further discussion. When the Commission implemented its ATFI system, it directed common carriers and MTO's to file an electronic tariff and to cancel the corresponding paper instrument. However, with respect to service contract essential terms, the Commission took a different approach, recognizing that a service contract is a special arrangement between a shipper and a common carrier or a conference of carriers with a specified duration. At the time ATFI was implemented, the Commission had on file and in effect

several thousand service contracts as well as their corresponding essential terms.<sup>2</sup> The Commission did not require carriers to convert the paper version of a service contract into electronic form. Rather, the Commission directed carriers to file, on a prospective basis, the essential terms of all newly executed service contracts into the ATFI system.

Some of the essential terms which were filed in paper form prior to the conversion to ATFI are still in effect. The Commission continues to find it unnecessary to require the conversion of these originally-filed service contract essential terms into electronic format. However, with the proposed cancellation of Part 581 the Commission will no longer accept amendments, in paper form, to these essential terms. Should the parties amend the essential terms of service contracts now in paper form, the Commission will require, consistent with its electronic filing rules in Part 514, the electronic filing of the complete, restated statement of essential terms—as amended—into ATFI.

The Federal Maritime Commission certifies, pursuant to section 605(b) of the Regulatory Flexibility Act, 5 U.S.C. 605(b), that this Proposed Rule, if adopted, will not have a significant economic impact on a substantial number of small entities, including small businesses, small organizational units, and small governmental organizations. "The criteria contained in this section requires the agency head to examine both the degree of impact as well as the dispersion of that impact." S. Rep. No. 878, 96th Cong., 2d Sess. 14 (1980) reprinted at 1980 U.S. Code Cong. and Admin. News, p. 2788 at 2801. The Commission does not believe that the removal of Parts 515, 550, 580 and 581 under the circumstances described above will result in either significant impact or impact upon a substantial number of small entities.

This proposed rule does not contain any collection of information requirements as defined by the Paperwork Reduction Act of 1980, as

<sup>1</sup> On December 29, 1992, the Commission adopted regulations that govern the filing of tariffs and service contract essential terms in electronic format.

<sup>2</sup> The Commission is aware of several contracts in paper form whose terms are of several years duration. One of these contracts has a 10-year term.

amended. Therefore, OMB review is not required.

### List of Subjects

#### 46 CFR Part 515

Freight, Harbors, Reporting and recordkeeping requirements; Warehouses.

#### 46 CFR Part 550

Maritime carriers, Reporting and recordkeeping requirements.

#### 46 CFR Part 580

Freight, Maritime carriers, Reporting and recordkeeping requirements.

#### 46 CFR Part 581

Freight, Maritime carriers, Reporting and recordkeeping requirements.

Therefore, pursuant to 5 U.S.C. 553; sections 17 and 43 of the Shipping Act, 1916 (46 U.S.C. app. 816, 841(a)); sections 2, 3, 4 and 5 of the Intercoastal Shipping Act, 1933 (46 U.S.C. app. 843, 844, 845, 845(a), 845(b), 847); sections 8, 10 and 17 of the Shipping Act of 1984 (46 U.S.C. app. 1707, 1709, 1716); Parts 515, 550, 580 and 581 of Title 46 of the Code of Federal Regulations are proposed to be amended as follows:

#### Part 515—[Removed]

Part 515 is removed.

#### Part 550—[Removed]

Part 550 is removed.

#### Part 580—[Removed]

Part 580 is removed.

#### Part 581—[Removed]

Part 581 is removed.

By the Commission.

**Joseph C. Polking**

Secretary.

[FR Doc. 95-707 Filed 1-11-95; 8:45 am]

BILLING CODE 6730-01-W

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Parts 21 and 74

[MM Docket No. 94-131 and PP Docket No. 93-253, DA 95-18]

### Filing Procedures in the Multipoint Distribution Service and in the Instructional Television Fixed Service, Including Electronic Filing and Competitive Bidding

AGENCY: Federal Communications Commission.

**ACTION:** Proposed rule; extension of time.

**SUMMARY:** This Order grants a request, filed by the Wireless Cable Association International, Inc., for an extension of time to submit comments in the above proceeding. The filing date for comments is currently January 9, 1995, and the date for filing reply comments is currently January 24, 1995. Because of the complex technical issues raised in this proceeding, the Order extends the time afforded for filing comments to January 23, 1995, and the time afforded for filing reply comments to February 7, 1995.

**DATES:** Comments must be received on or before January 23, 1995, and reply comments must be received on or before February 7, 1995.

**ADDRESSES:** Comments and reply comments may be mailed to Office of the Secretary, Federal Communications Commission, Washington, D.C. 20554.

**FOR FURTHER INFORMATION CONTACT:** Sharon Bertelsen at (202) 416-0892 or Jerianne Timmerman at (202) 416-0881, Video Services Division, Mass Media Bureau.

**SUPPLEMENTARY INFORMATION:** The complete text of the Order Granting Extension of Time for Filing Comments and Reply Comments follows. It is also available for inspection and copying during normal business hours in the FCC Reference Center, Room 239, at the Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554, and it may be purchased from the Commission's copy contractor, International Transcription Service, Inc., 2100 M Street, N.W., Suite 140, Washington, D.C. 20037, (202) 857-3800. This Order was adopted January 4, and released January 6, 1995.

By the Chief, Mass Media Bureau:  
1. On December 1, 1994, the Commission released a Notice of Proposed Rulemaking (Notice), FCC 94-293, 9 FCC Rcd 7665 (1994), 59 FR 63743 (Dec. 9, 1994), in this proceeding, soliciting comment on revisions to our rules and procedures that will improve the Multipoint Distribution Service (MDS) application processes. The filing date for comments is currently January 9, 1995, and the date for filing reply comments is currently January 24, 1995.

2. On January 3, 1995, the Wireless Cable Association International, Inc. (WCAI) filed a request for an extension of time to submit comments in this proceeding. WCAI requests that the time afforded interested parties to submit comments be extended by two weeks, to January 23, 1995, and the time afforded for filing reply comments be extended to

February 7, 1995. WCAI states that the Commission, in this Notice, proposes a wide variety of rule changes to govern the auctioning of MDS licenses and to regulate the provision of MDS services in the future. Of particular concern to WCAI is a possible change in the definition of protected service area for MDS stations. WCAI asserts that it has been working diligently to develop a proposal that will accommodate the Commission's goals without unduly restricting the wireless cable industry, and believes that it will be able to achieve a consensus at a quarterly meeting of the WCAI Board of Directors scheduled for January 10, 1995.

3. Pursuant to Section 1.46 of the Commission's rules, 47 CFR Section 1.46, it is our policy that extensions of time for filing comments in rulemaking proceedings shall not be routinely granted. However, under the circumstances described above, we believe that this brief extension of time to file comments and reply comments is warranted in light of the complexity of technical issues raised in this proceeding. Accordingly, it is ordered, that the request for extension of time filed by the Wireless Cable Association International, Inc. is granted, the time for filing comments in this proceeding is extended to January 23, 1995, and the time for filing reply comments in this proceeding is extended to February 7, 1995.

4. This action is taken pursuant to Sections 4(i) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. Sections 4(i) and 303(r), and Sections 0.204(b), 0.283 and 1.415 of the Commission's rules, 47 CFR Sections 0.204(b), 0.283 and 1.415.

Federal Communications Commission.

**Roy J. Stewart,**

Chief, Mass Media Bureau.

[FR Doc. 95-847 Filed 1-11-95; 8:45 am]

BILLING CODE 6712-01-M

## DEPARTMENT OF DEFENSE

### 48 CFR Part 231

### Defense Federal Acquisition Regulation Supplement; Internal Restructuring Costs

AGENCY: Department of Defense (DoD).

ACTION: Proposed rule with request for comments.

**SUMMARY:** The Department of Defense is proposing to amend the Defense Federal Acquisition Regulation Supplement to address the allowability of costs associated with internal restructuring activities.