

VOR Federal airways are published in paragraph 6010(a) of FAA Order 7400.9B dated July 18, 1994, and effective September 16, 1994, which is incorporated by reference in 14 CFR 71.1. The airways listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore - (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a 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).

**The Proposed Amendment**

In consideration of the foregoing, the Federal Aviation Administration proposes to amend 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. app. 1348(a), 1354(a), 1510; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389; 49 U.S.C. 106(g); 14 CFR 11.69.

**§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9B, Airspace Designations and Reporting Points, dated July 18, 1994, and effective September 16, 1994, is amended as follows:

*Paragraph 6010(a)-Domestic VOR Federal Airways*

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**V-9 [Revised]**

From Leeville, LA; McComb, MS; Jackson, MS; Sidon, MS; Gilmore, AR; Malden, MO; Farmington, MO; St. Louis, MO; Capital, IL; Pontiac, IL; INT Pontiac 343° and Rockford, IL, 169° radials; Rockford; Janesville, WI; Madison, WI; Oshkosh, WI; Green Bay, WI; Iron Mountain, MI; to Houghton, MI.

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**V-20 [Revised]**

From McAllen, TX, via INT McAllen 038° and Corpus Christi, TX, 178° radials; 10 miles 8 miles wide, 37 miles 7 miles wide (3 miles E and 4 miles W of centerline), Corpus Christi; INT Corpus Christi 054° and Palacios, TX, 226° radials; Palacios; Hobby, TX; Beaumont, TX; Lake Charles, LA; Lafayette, LA; Reserve, LA; INT Reserve 083°T(081°M) and Gulfport, MS, 247° radials; Gulfport; Semmes, AL; INT Semmes 048° and Monroeville, AL, 231° radials; Monroeville; Montgomery, AL; Tuskegee, AL; Columbus, GA; INT Columbus 068° and Athens, GA, 195° radials; Athens; Electric City, SC; Sugarloaf Mountain, NC; Barretts Mountain, NC; South Boston, VA; Richmond, VA; INT Richmond 039° and Brooke, VA, 132° radials; INT Patuxent, MD, 228° and Nottingham, MD, 174° radials; to Nottingham. The airspace on the main airway above 14,000 feet MSL from McAllen to 49 miles northeast and the airspace within Mexico is excluded. The airspace within R-4007A and R-4007B is excluded.

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**V-114 [Revised]**

From Amarillo, TX, via Childress, TX; Wichita Falls, TX; INT Wichita Falls 117° and Blue Ridge, TX, 285° radials; Blue Ridge; Quitman, TX; Gregg County, TX; Alexandria, LA; INT Baton Rouge, LA, 307° and Lafayette, LA, 042° radials; 7 miles wide (3 miles north and 4 miles south of centerline); Baton Rouge; INT Baton Rouge 115°T(109°M) and Reserve, LA, 323°T(321°M) radials; Reserve; INT Reserve 083°T(081°M) and Gulfport, MS, 247° radials; Gulfport; INT Gulfport 344° and Eaton, MS, 171° radials; to Eaton, excluding the portion within R-3801B and R-3801C.

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**V-240 [Revised]**

From Harvey, LA, via Harvey 065°T(063°M) and Semmes, AL, 224° radials; to Semmes.

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**V-455 [Revised]**

From Reserve, LA, via Picayune, MS; Eaton, MS; to Meridian, MS.

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**V-543 [Revised]**

From Leeville, LA, via INT Leeville 356°T(354°M) and Eaton, MS, 221° radials; Eaton; INT Eaton 010° and Meridian, MS, 221° radials; Meridian.

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**V-552 [Revised]**

From Beaumont, TX, via INT Beaumont 056° and Lake Charles, LA, 272° radials; Lake Charles; INT Lake Charles 064° and Lafayette, LA, 281° radials; Lafayette; Tibby, LA; Harvey, LA; Picayune, MS; Semmes, AL; INT Semmes 063° and Monroeville, AL, 216° radials; to Monroeville.

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**V-555 [Revised]**

From Picayune, MS, via McComb, MS; INT McComb 019° and Jackson, MS, 169° radials; Jackson; INT Jackson 010° and Sidon, MS, 159° radials; to Sidon.

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**V-566 [Revised]**

From Gregg County, TX, via Shreveport, LA; INT Shreveport 176° and Alexandria, LA, 302° radials; Alexandria; INT Alexandria

109° and Reserve, LA, 323°T(321°M) radials; to Reserve; excluding the portion within R-3801B and R-3801C.

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Issued in Washington, DC, on January 26, 1995

**Nancy B. Kalinowski,**

*Acting Manager, Airspace-Rules and Aeronautical Information Division.*

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**FEDERAL TRADE COMMISSION**

**16 CFR Chapter I**

**Notice of Intent to Request Public Comments on Rules and Guides**

**AGENCY:** Federal Trade Commission.

**ACTION:** Notice of intent to request public comments.

**SUMMARY:** As part of its systematic review of all current Commission regulations and guides, the Federal Trade Commission ("Commission") gives notice that it intends to request public comments on the rules and guides listed below during 1995. The Commission will request comments on, among other things, the economic impact of, and the continuing need for, the rules or guides, possible conflict between the rules or guides and state, local or other federal laws, and the effect on the rules or guides of any technological, economic, or other industry changes. No Commission determination on the need for or the substance of a rule, regulation, guide or interpretation or any other procedural option should be inferred from the intent to publish requests for comments. In certain instances the reviews also will address other specific matters or issues, such as reviews mandated by the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, and issues concerning disclosures of measurements in metric terms. Omnibus Trade and Competitiveness Act, 15 U.S.C. 205, Executive Order 12770 ("Metric Usage in Federal Government Program"), 56 FR 35801 (July 25, 1991).

**FOR FURTHER INFORMATION CONTACT:** Further details may be obtained from the Commission's contact person listed for each particular regulation.

**SUPPLEMENTARY INFORMATION:** The Commission is publishing a list of rules and guides that it intends to initiate reviews of and solicit public comments on during 1995. The Commission intends to publish notices requesting comments about the following items in 1995:

Agency Contact for the following items: Susan Arthur, Federal Trade Commission, Dallas Regional Office, 100 N. Central Expressway, Suite 500, Dallas, TX 75201, 214/767-5517.

(1) Guides for the Luggage and Related Products Industry (16 CFR Part 24).

(2) Guides for Shoe Content Labeling and Advertising (16 CFR Part 231).

(3) Guides for the Ladies' Handbag Industry (16 CFR Part 247).

Agency Contacts for the following item: Douglas Goglia, Donald G. D'Amato, and Eugene Lipkowitz, New York Regional Office, Federal Trade Commission, 150 William Street, Suite 1300, New York, New York 10038, 212/264-1229, 212/264-1223, and 212/264-1230, respectively.

(4) Guides for the Beauty and Barber Equipment and Supplies Industry (16 CFR Part 248).

Agency Contact for the following item: Michelle Rusk, Federal Trade Commission, Bureau of Consumer Protection, Division of Advertising Practices, Room S4002, Sixth and Pennsylvania Ave., NW, Washington, DC 20580, 202/326-3148.

(5) Guides for the Use of Environmental Marketing Claims (16 CFR Part 260) (Green Guides).

Agency Contact for the following item: Russell Deitch, Federal Trade Commission; Los Angeles Regional Office, Suite 13209, 11000 Wilshire Blvd., Los Angeles, CA 90024, 310/235-7890.

(6) Trade Regulation Rule Concerning Misbranding and Deception as to Leather Content of Waist Belts (16 CFR Part 405) (Leather Belt Rule).

Agency Contact for the following items: Kent C. Howerton, Federal Trade Commission, Bureau of Consumer Protection, Division of Enforcement, Room S4631, Sixth and Pennsylvania Ave., NW, Washington, DC 20580, 202/326-3013.

(7) Trade Regulation Rule Concerning the Incandescent Lamp Industry (Light Bulb Rule) (16 CFR Part 409).

(8) Trade Regulation Rule Concerning the Labeling and Advertising of Home Insulation ("R-value Rule") (16 CFR Part 460).

Agency Contact for the following item: Steven Toporoff, Federal Trade Commission, Bureau of Consumer Protection, Division of Marketing Practices, Room H238, Sixth and Pennsylvania Ave., NW, Washington, DC 20580, 202/326-3135.

(9) Trade Regulation Rule Regarding Disclosure Requirements and Prohibitions Concerning Franchising and Business Opportunity Ventures ("Franchise Rule") (16 CFR Part 436).

**Authority:** 15 U.S.C. 41-58.

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 95-2620 Filed 2-1-95; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Customs Service

#### 19 CFR Part 134

RIN 1515-AB61

#### Advance Notice of Proposed Customs Regulations Amendments Concerning the Country of Origin Marking Requirements for Frozen Produce Packages

**AGENCY:** Customs Service, Department of Treasury.

**ACTION:** Advance notice of proposed rulemaking; solicitation of comments.

**SUMMARY:** This document provides advance notice of a proposal to amend the Customs Regulations to: Prescribe rules regarding a conspicuous place for the marking of country of origin on packages of frozen produce; and establish rules concerning the appropriate type size and style to be employed in marking frozen produce packages. The purpose of this document is to help determine whether a rulemaking is needed to ensure a uniform standard for conspicuous and legible country of origin marking for packages of frozen produce, and, if needed, the contents of that rulemaking.

**DATES:** Comments must be received on or before March 20, 1995.

**ADDRESSES:** Written comments (preferably in triplicate) may be addressed to the Regulations Branch, Office of Regulations and Rulings, U.S. Customs Service, Franklin Court, 1301 Constitution Ave., N.W., Washington, D.C. 20229. Comments submitted may be inspected at the Regulations Branch, Office of Regulations and Rulings, U.S. Customs Service, Franklin Court, 1099 14th Street, N.W., Suite 4000, Washington, D.C.

**FOR FURTHER INFORMATION CONTACT:** Wende Schuster, Special Classification and Marking Branch, Office of Regulations and Rulings (202-482-6980).

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 304 of the Tariff Act of 1930, as amended (19 U.S.C. 1304), provides that, unless excepted, every article of foreign origin (or its container) imported

into the U.S. shall be marked in a conspicuous place as legibly, indelibly, and permanently as the nature of the article (or its container) will permit, in such a manner as to indicate to the ultimate purchaser in the U.S. the English name of the country of origin of the article. Failure to mark an article in accordance with the requirements of 19 U.S.C. 1304 shall result in the levy of a duty of ten percent *ad valorem*. Part 134, Customs Regulations (19 CFR Part 134), implements the country of origin marking requirements and exceptions of 19 U.S.C. 1304.

##### Customs Ruling and Court Action

On May 9, 1988, Norcal Crosetti Foods, Inc. and other California packers of domestically-grown produce requested a ruling from Customs concerning what constituted conspicuous country of origin marking for packages of frozen produce, *i.e.*, whether the marking should be located on the front or some other panel of the package and in what type size and style it should appear. Specifically, Customs was asked to determine whether packaged frozen produce was considered conspicuously marked if the marking did not appear on the front panel of the package in prominent lettering. Sample packages which were not marked on their front panels were submitted with the ruling request. On November 21, 1988, Customs issued a ruling (Headquarters Ruling Letter (HRL) 731830), stating that the country of origin markings on all of the samples submitted were in compliance with the country of origin marking requirements, as the packages were marked by names and words which appeared on the back panel of the packaging in close proximity to nutritional and other information.

The packers appealed Customs determination in HRL 731830 to the Court of International Trade (CIT). *Norcal/Crosetti Foods, Inc. v. U.S. Customs Service*, 15 CIT 60, 758 F.Supp. 729 (1991) (*Norcal I*). In *Norcal I*, the court ruled that frozen produce is not marked in a conspicuous place unless it is marked on the front panel of the package. The court remanded the matter to Customs with directions to issue a new ruling. Pursuant to the court's order in *Norcal I*, Customs issued Treasury Decision (T.D.) 91-48 (56 FR 24115, May 28, 1991), which required the country of origin marking for frozen produce to be placed on the front panel of the package.

Arguing that the CIT did not have jurisdiction to decide the case, the government appealed the CIT's decision to the Court of Appeals for the Federal