

regulatory framework procedure for the annual specification of total allowable catch including changes in procedures, the definition of optimum yield, and the criteria for specifying the length of a stock recovery program for overfished reef fish species; permitting issues including dealer and vessel permit conditions, transferability provisions, implementation of a new vessel permit moratorium for the fishery, and permits for charter vessels and head boats; allowing hook-and-line harvest of reef fish by shrimp vessels; issues related to enforceability of reef fish regulations; changes to amberjack size and bag limits and a commercial seasonal closure; changes to gag/black grouper and red snapper size limits; and an aggregate bag limit for reef fish.

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Julie Krebs at the above address by April 18, 1995.

Dated: April 7, 1995.
Richard W. Surdi,
Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.
[FR Doc. 95-9080 Filed 4-12-95; 8:45 am]
BILLING CODE 3510-22-F

[I.D. 030995A]

North Pacific Fishery Management Council; Agenda Change

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of agenda change.

SUMMARY: An agenda for public meetings of the North Pacific Fishery Management Council (Council) and its advisory bodies, which are scheduled during the week of April 17, 1995, was published on March 17, 1995. Modifications to the agenda were published on March 31, 1995, and the following additional change is made to the meeting agenda. All other information previously published remains unchanged.

FOR FURTHER INFORMATION CONTACT: Dave Witherell, North Pacific Fishery Management Council, P.O. Box 103136, Anchorage, AK 99510; telephone: (907) 271-2809.

SUPPLEMENTARY INFORMATION: The initial agenda published on March 17, 1995 (60 FR 14425) was changed to remove two agenda items, add an additional item, and change the schedule on March 31 (60 FR 16621). This additional change adds another agenda item.

Discussion and final approval of a fishery management plan (FMP) for the scallop fisheries in the exclusive economic zone off Alaska has been added to the agenda. This FMP may go forward either as a Council FMP or Secretarial FMP, and may extend regulations implemented by emergency rule published on March 1, 1995, (60 FR 11054). The Council also will discuss how to proceed with further amendments to the plan. Discussion of these topics may occur as early as April 19 (rather than April 21 as shown in the current schedule).

Dated: April 7, 1995.
Richard W. Surdi,
Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.
[FR Doc. 95-9081 Filed 4-12-95; 8:45 am]

BILLING CODE 3510-22-F

CONSUMER PRODUCT SAFETY COMMISSION

[CPSC Docket No. 95-C0009]

Neptune Fireworks Company, Inc., a Corporation; Provisional Acceptance of a Settlement Agreement and Order

AGENCY: Consumer Product Safety Commission.

ACTION: Provisional acceptance of a settlement agreement under the Consumer Product Safety Act.

SUMMARY: It is the policy of the Commission of publish settlements which it provisionally accepts under the Consumer Product Safety Act in the Federal Register in accordance with the terms of 16 C.F.R. 1118.20(e)-(h). Published below is a provisionally-accepted Settlement Agreement with Neptune Fireworks Company, Inc., a corporation.

DATES: Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by April 28, 1995.

ADDRESSES: Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 95-C0009, Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207.

FOR FURTHER INFORMATION CONTACT: Dennis C. Kacoyanis, Trial Attorney, Office of Compliance and Enforcement, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0626.

SUPPLEMENTARY INFORMATION: The text of the Agreement and Order appears below.

Dated: April 7, 1995.
Sadye E. Dunn,
Secretary.

Settlement Agreement and Order

1. Neptune Fireworks Company, Inc. (hereinafter, "Neptune"), a corporation, enters into this Settlement Agreement and Order (hereinafter, "Settlement Agreement") with the staff of the Consumer Product Safety Commission, and agrees to the entry of the Order described herein. The purpose of the Settlement Agreement is to settle the staff's allegations that Neptune knowingly violated sections 4(a) and (c) of the Federal Hazardous Substances Act (FHSA), 15 U.S.C. 1263(a) and (c).

I. The Parties

2. The "staff" is the staff of the Consumer Product Safety Commission, an independent regulatory Commission of the United States established pursuant to section 4 of the Consumer Product Safety Act (CPSA), 15 U.S.C. 2053.

3. Neptune is a corporation organized and existing under the laws of the State of Florida, since 1984. The firm's principal place of business is located at 768 East Dania Beach Boulevard, Dania, FL 3304. Neptune is an importer and distributor of fireworks.

II. Allegations of the Staff

4. On ten occasions between April 14, 1991, and May 12, 1994, Neptune introduced or caused to be introduced into interstate commerce; or received into interstate commerce and delivered or proffered delivery thereof for pay or otherwise, 23 different kinds of non-complying fireworks (8,116,614 retail units) which are identified and described below:

Sample No.	Product	Collect. date* entry date	Expt/mfg
M-807-1367	Festival Balls	04/14/91	Kwongyen Hangkee.
M-807-1370	News Transmitter	04/14/91	Kwongyen Hangkee.

Sample No.	Product	Collect. date* entry date	Expt/mfg
M-807-3107	Small Festival Balls	04/14/91	Kwongyen Hangkee.
M-807-3109	Blue Palm	04/14/91	Kwongyen Hangkee.
M-807-3110	Killer Bees	04/14/91	Kwongyen Hangkee.
M-807-1374	Air Travel With Report	04/14/91	Kwongyen Hangkee.
M-807-1691	Twitter Glitter	04/27/91	Kwongyen Hangkee.
P-807-2093	Tiger Cluster Cicada	12/28/91	Hop Kee.
P-807-2095	Red Lantern Festival Balls	12/28/91	Hop Kee.
P-807-2533	Moon Traveler	03/25/92	Hop Kee.
P-807-2536	Blue Palm	03/25/92	Hop Kee.
P-807-2545	Artillery Shells	04/22/92	Hop Kee.
P-807-2547	Twitter Glitter	04/22/92	Hop Kee.
P-807-2549	Jumping Jack	04/25/92	Hop Kee.
P-807-2555	Small Festival Balls	05/16/92	Glorious Company.
S-800-2094	Moon Travel	01/17/94	Glorious Company.
S-800-2095	Jumping Jacks	01/17/94	Glorious Company.
S-800-2096	Artillery Shell	01/17/94	Glorious Company.
S-800-2097	Artillery Shell	01/17/94	Glorious Company.
S-800-2616	Jumping Jack	04/18/94	Glorious Company.
S-800-2617	Artillery Shells	04/18/94	Glorious Company.
S-800-2618	Festival Balls	04/18/94	Glorious Company.
S-800-2625	Kaleidoscope	05/12/94	United Fireworks.

5. The firework device identified as Small Festival Balls, No. 0008, Sample No. M-807-1367 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

6. The firework device identified as News Transmitter, No. T2508, Sample No. M-807-1370 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507 and 16 C.F.R. 1500.14, in that when tested, it failed to comply with the side ignition and labeling requirements in 16 C.F.R. 1507.3(a)(1), and 16 C.F.R. 1500.14(a)(7)(ix).

7. The firework device identified as Small Festival Balls, No. 0008, Sample No. M-807-3107 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the side ignition and fuse burn time requirements in 16 C.F.R. 1507.3(a)(1) and (a)(2).

8. The firework device identified as Blue Palm, No. W442, Sample No. M-807-3109 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. Part 1507, in that when tested, it failed to comply with the fuse burn time and pyrotechnic leakage requirements in 16 C.F.R. 1507.3(a)(2) and 1507.5.

9. The firework device identified as Killer Bees, No. W499A, Sample No. M-807-3110 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16

C.F.R. part 1507, in that when tested, it failed to comply with the fuse attachment and pyrotechnic leakage requirements in 16 C.F.R. 1507.3(b) and 1507.5.

10. The firework device identified as Air Travel With Report, No. T0001, Sample No. M-807-1374 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

11. The firework device identified as Twitter Glitter, No. 0530, Sample No. M-807-1691 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the pyrotechnic leakage requirement in 16 C.F.R. 1507.5.

12. The firework device identified as Tiger Cluster Cicada, No. 2011, Sample No. P-807-2093 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the burnout/blowout requirement in 16 C.F.R. 1507.6.

13. The firework device identified as Red Lantern Festival Balls, No. 0008, Sample No. P-807-2095 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

14. The firework device identified as Moon Traveler, No. 0495, Sample No. P-807-2533 in paragraph 4 above is subject to, but failed to comply with, the

Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

15. The firework device identified as Blue Palm, No. W441, Sample No. P-807-2536 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the pyrotechnic leakage requirement in 16 C.F.R. 1507.5.

16. The firework device identified as Artillery Shells, No. N515, Sample No. P-807-2545 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the pyrotechnic leakage requirement in 16 C.F.R. part 1507.5.

17. The firework device identified as Twitter Glitter, No. 0530L, Sample No. P-807-2547 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the pyrotechnic leakage requirement in 16 C.F.R. 1507.5.

18. The firework device identified as Jumping Jack, No. T3500, Sample No. P-807-2459 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. part 1507.3(a)(2).

19. The firework device identified as Small Festival Balls, No. 0008, Sample No. P-807-2555 in paragraph 4 above is subject to, but failed to comply with, the

Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

20. The firework device identified as Moon Travel, No. 0445, Sample No. S-800-2094 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time, fuse attachment, and stick rigidity requirements in 16 C.F.R. 1507.3(a)(2), 1507.3(b) and 1507.10.

21. The firework device identified as Jumping Jacks, No. T3500, Sample No. S-800-2095 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time and burnout/blowout requirements in 16 C.F.R. 1507.3(a)(2) and 1507.6.

22. The firework device identified as Artillery Shell, No. W515B, Sample No. S-800-2096 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

23. The firework device identified as Artillery Shell, No. 515A, Sample No. S-800-2097 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

24. The firework device identified as Jumping Jack, No. T3500, Sample No. S-800-2616 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507 in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

25. The firework device identified as Artillery Shells, No. W515A, Sample No. S-800-2617 in paragraph 4 above is subject to, but failed to comply with, the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

26. The firework device identified as Festival Balls, No. 0008, Sample No. S-800-2618 identified in paragraph 4 above is subject to, but failed to comply with the Commission's Fireworks Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time requirement in 16 C.F.R. 1507.3(a)(2).

27. The firework device identified as Kaleidoscope, No. 2512, Sample No. S-800-2625 identified in paragraph 4 above is subject to, but failed to comply with the Commission's Fireworks

Regulations, 16 C.F.R. part 1507, in that when tested, it failed to comply with the fuse burn time and burnout/blowout requirements in 16 C.F.R. 1507.3(a)(2) and 1507.6.

28. Each of the fireworks identified in paragraph 4 above is a "banned hazardous substance" pursuant to section 2(q)(1)(B) of the FHSA, 15 U.S.C. 1261(q)(1)(B); and 16 C.F.R. part 1507 *et seq.*

29. The fireworks device identified as News Transmitter, No. T2508, Sample No. M-807-1370 in paragraph 4 above is a "misbranded hazardous substance" pursuant to section 3(b) of the FHSA, 15 U.S.C. 1262(b) and 16 CFR 1500.14 *et seq.*

30. Neptune knowingly introduced or caused to be introduced into interstate commerce; or received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, the banned hazardous fireworks and misbranded hazardous fireworks identified in paragraph 4 above, in violation of sections 4(a) and (c) of the FHSA, 15 U.S.C. 1263(a) and (c).

III. Response of Neptune

31. Neptune denies the allegations of the staff set forth in paragraphs 4 through 30 above. Neptune denies it knowingly, or otherwise, introduced or caused to be introduced into interstate commerce; or received in interstate commerce and delivered or proffered delivery thereof for pay or otherwise, the banned hazardous fireworks and misbranded hazardous fireworks identified in paragraph 4 above, in violation of sections 4(a) and (c) of the FHSA, 15 U.S.C. 1263(a) and (c) and/or 16 CFR part 1507 *et seq.* and 15 CFR 1500.14 *et seq.*

32. Neptune enters into this Settlement Agreement with the sole purpose of avoiding the costs of litigation.

IV. Agreement of the Parties

33. The Consumer Product Safety Commission has jurisdiction over Neptune and the subject matter of this Settlement Agreement under the following acts: Consumer Product Safety Act, 15 U.S.C. 2051 *et seq.*, and the Federal Hazardous Substances Act, 15 U.S.C. 1261 *et seq.*

34. The Commission and Neptune agree, notwithstanding any other statements to the contrary in this Settlement Agreement and Order, that this Settlement Agreement and Order is entered into for the purposes of settlement only and does not constitute a determination by the Commission or an admission by Neptune that Neptune

violated the CPSA, FHSA and/or the Commission's regulations.

35. Upon final acceptance of this Settlement Agreement by the Commission and issuance of the Final order, Neptune knowingly, voluntarily, and completely waives any rights it may have in this matter (1) to an administrative or judicial hearing, (2) to judicial review or other challenge or contest of the validity of the Commission's actions, (3) to a determination by the Commission as to whether Neptune failed to comply with the FHSA as foresaid, (4) to a statement of findings of fact and conclusions of law, and (5) to any claims under the Equal Access to Justice Act.

36. For purposes of section 6(b) of the CPSA, 15 U.S.C. 2055(b), this matter shall be treated as if a complaint had issued, and the Commission may publicize the terms of the Settlement Agreement and Order.

37. Upon provisional acceptance of this Settlement Agreement by the Commission, the Commission will place the Settlement Agreement and the Provisional Order on the public record, and publish it in the Federal Register in accordance with the procedures set forth in 16 CFR 1118.20(e)-(h). If the Commission does not receive any written requests not to accept the Settlement Agreement within 15 days, the Settlement Agreement shall be deemed finally accepted and the Final Order shall be deemed issued on the 16th day.

38. This Settlement Agreement may be used in interpreting the Provisional and Final Orders. Agreements, understandings, representations, or interpretations apart from those contained in this Settlement Agreement may not be used to vary or to contradict its terms.

39. The provisions of the Settlement Agreement and Final order shall apply to Neptune and each of its successors and assigns.

40. Upon final acceptance of this Agreement, the Commission shall issue the Final Order.

Dated: March 20, 1995.

Respondent Neptune Fireworks Co., Inc.
Itzhak Dickstein,
President, Neptune Fireworks Company, Inc.
Commission Staff.
David Schmeltzer,
*Assistant Executive Director, Office of
Compliance and Enforcement.*
Eric L. Stone,
*Acting Director, Division of Administrative
Litigation, Office of Compliance and
Enforcement.*

Dated: March 24, 1995.

Dennis C. Kacoyanis,
*Trial Attorney, Division of Administrative
Litigation, Office of Compliance and
Enforcement.*

Order

Upon consideration of the Settlement Agreement entered into between respondent Neptune Fireworks Company, Inc., a corporation, and the staff of the Consumer Product Safety Commission; and the Commission having jurisdiction over the subject matter and Neptune Fireworks Company Inc.; and it appearing that the Settlement Agreement and Order is in the public interest, it is

Ordered, That the Settlement Agreement be and hereby is accepted; and it is

Further ordered, That upon final acceptance of the Settlement Agreement and Order, Neptune Fireworks Company, Inc. shall pay to the Commission a civil penalty in the amount of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) in three (3) payments each. The first payment of Fifteen Thousand and 00/100 dollars (\$15,000.00) shall be paid by August 15, 1995 or within twenty (20) days after service of the Final Order of the Commission accepting the Settlement Agreement (hereinafter, the "anniversary date"), whichever is later. The second payment of fifteen thousand and 00/100 dollars (\$15,000.00) shall be paid on August 15, 1996 or within one (1) year of the anniversary date. The third payment of fifteen thousand and 00/100 dollars (\$15,000.00) shall be paid on August 15, 1997 or within (2) years of the anniversary date. Upon the failure by Neptune Fireworks Company, Inc. to make a payment or upon the making of a late payment by Neptune Fireworks Company, Inc. (a) the entire amount of the civil penalty shall be due and payable, and (b) interest on the outstanding balance shall accrue and be paid at the federal legal rate of interest under the provision of 28 U.S.C. 1961 (a) and (b).

Provisionally accepted and Provisional Order issued on the 75 day of April, 1995.

By order of the Commission.
Sadye E. Dunn,
*Secretary, Consumer Product Safety
Commission.*
[FR Doc. 95-9047 Filed 4-12-95; 8:45 am]
BILLING CODE 6335-01-M

DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[OMB Control No. 9000-0077]

Clearance Request for Quality Assurance Requirements

AGENCIES: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for an extension to an existing OMB clearance (9000-0077).

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501), the Federal Acquisition Regulation (FAR) Secretariat has submitted to the Office of Management and Budget (OMB) a request to review and approve an extension of a currently approved information collection requirement concerning Quality Assurance Requirements.

FOR FURTHER INFORMATION CONTACT: Beverly Fayson, Office of Federal Acquisition Policy, GSA (202) 501-4755.

SUPPLEMENTARY INFORMATION:

A. Purpose

Supplies and services acquired under Government contracts must conform to the contract's quality and quantity requirements. FAR Part 46 prescribes inspection, acceptance, warranty, and other measures associated with quality requirements. Standard clauses related to inspection (a) require the contractor to provide and maintain an inspection system that is acceptable to the Government; (b) give the Government the right to make inspections and test while work is in process; and (c) require the contractor to keep complete, and make available to the Government, records of its inspection work.

B. Annual Reporting Burden

Public reporting burden for this collection of information is estimated to average .25 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the

data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to General Services Administration, FAR Secretariat, 18th & F Streets, NW, Room 4037, Washington, DC 20405, and to the FAR Desk Officer, Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

The annual reporting burden is estimated as follows: Respondents, 960; responses per respondent, 1; total annual responses, 950; preparation hours per response, .25; and total response burden hours, 237.5 (238).

C. Annual Recordkeeping Burden

The annual recordkeeping burden is estimated as follows: Recordkeepers, 58,060; hours per recordkeeper, .68; and total recordkeeping burden hours, 39,481. The total annual burden is 238+39,481=39,719.

OBTAINING COPIES OF PROPOSALS:

Requester may obtain copies of OMB applications or justifications from the General Services Administration, FAR Secretariat (VRS), Room 4037, Washington, DC 20405, telephone (202) 501-4755. Please cite OMB Control No. 9000-0077, Quality Assurance Requirements, in all correspondence.

Dated: April 6, 1995.
Beverly Fayson,
FAR Secretariat.
[FR Doc. 95-9084 Filed 4-12-95; 8:45 am]
BILLING CODE 6820-EP-M

DEPARTMENT OF DEFENSE

Department of the Army

Army Science Board; Closed Meeting

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following Committee Meeting:

Name of committee: Army Science Board (ASB).

Date of meeting: 2 & 3 May 1995.

Time of meeting: 0930-1700, 2 May 1995; 0800-1700, 3 May 1995.

Place: 2 May 1995—Norfolk, VA—Atlantic Command (ACOM); Ft. Monroe, VA—TRADOC. 3 May 1995—Ft. Lee, VA—Combined Arms Support Command (CASCOM)

Agenda: The Army Science Board's Logistics and Sustainability Subgroup will meet on current doctrine, missions, functions, force structures and modules, and technologies reference "Army Logistical Support to Military Operations Other Than War." Discussions will cover the ACOM, TRADOC and CASCOM logistics