

therefore, (1) is not a "significant regulatory action" and 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 14 CFR part 71 continues to read as follows:

Authority: (49 U.S.C. 106(g) 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389; 14 CFR 11.69.

§ 71.1 [Amended]

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

ANM CO E5 Wray, CO

Wray Municipal Airport, CO
(Lat. 40°06'00" N; long. 102°14'27" W)

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Wray Municipal Airport; that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at lat. 40°12'00" N, long. 102°30'00" W; to lat. 40°16'00" N, long. 102°03'00" W; to lat. 39°45'00" N, long. 102°03'00" W; to lat. 39°45'00" N, long. 102°14'00" W; to lat. 40°00'00" N, long. 102°30'00" W; thence to point of beginning.

* * * * *

Issued in Seattle, Washington, on October 4, 1995.

Richard E. Prang,

Acting Assistant Manager, Air Traffic Division, Northwest Mountain Region.

[FR Doc. 95–26049 Filed 10–19–95; 8:45 am]

BILLING CODE 4910–13–M

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

29 CFR Ch. XIV

Older Workers Benefit Protection Act of 1990 (OWBPA)

AGENCY: Equal Employment Opportunity Commission (EEOC).

ACTION: Notice of establishment of Negotiated Rulemaking Advisory Committee.

SUMMARY: EEOC announces the establishment of a Federal Advisory Committee for Negotiated Rulemaking under Title II of the Older Workers Benefits Protection Act of 1990 (the Committee). A Notice of Intent to form the Committee was published in the Federal Register on August 31, 1995, 60 FR 45388.

DATES: On or about November 6, 1995, EEOC will file the Committee's Charter with the General Services Administration, the Library of Congress, and all Congressional committees with jurisdiction over EEOC.

FOR FURTHER INFORMATION CONTACT: Joseph N. Cleary, Paul E. Boymel, or John K. Light, ADEA Division, Office of Legal Counsel, EEOC, 1801 L Street, NW., Washington, DC 20507, (202) 663–4692.

SUPPLEMENTARY INFORMATION:

I. Nature and Purpose of Committee

As explained in the August 31, 1995 Federal Register Notice, the Committee is to have a balanced membership reflecting various affected interests. The Committee will be an advisory committee whose objective is to assist EEOC in developing a Notice of Proposed Rulemaking (NPRM) under Title II of OWBPA, relating to the enforceability of unsupervised waivers of rights under the Age Discrimination in Employment Act of 1967.

II. Need for Committee

For the reasons set forth in the August 31, 1995 Federal Register notice, the Chairman, EEOC, certifies that the Committee is necessary and in the public interest.

Gilbert F. Casellas,
Chairman.

[FR Doc. 95–25985 Filed 10–19–95; 8:45 am]

BILLING CODE 6570–07–M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 261, 271, and 302

[SWH–FRL–5316–4]

Extension of Comment Period for the Proposed Identification and Listing of Hazardous Waste/Dye and Pigment Industries

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule; reopening of comment period.

SUMMARY: The Environmental Protection Agency (EPA or Agency) is reopening the comment period for the proposed listing determination for the dyes and pigments industry, which appeared in the Federal Register on December 22, 1994 (see 59 FR 66072–114). The public comment period for this proposed rule was to end on October 17, 1995. The purpose of this notice is to reopen the comment period to end on November 30, 1995. This reopening of the comment period is provided due to unresolved confidential business information (CBI) issues.

DATES: EPA will accept public comments on this proposed listing determination until November 30, 1995. Comments postmarked after the close of the comment period will be stamped "late."

ADDRESSES: The public must send an original and two copies of their comments to EPA RCRA Docket Number F–94–DPLP–FFFFF, Room 2616, U.S. EPA, 401 M Street, SW, Washington, DC. The docket is open from 9 a.m. to 4 p.m., Monday through Friday, excluding Federal holidays. The public must make an appointment to review docket materials by calling (202) 260–9327. The public may copy material from any regulatory docket at no cost for the first 100 pages, and at \$0.15 per page for additional copies.

FOR FURTHER INFORMATION CONTACT: For technical information concerning this notice, please contact Wanda Levine, Office of Solid Waste (5304), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, (202) 260–7458.

SUPPLEMENTARY INFORMATION: This proposed rule was issued under Section 3001(b) of RCRA. EPA proposed to list certain wastes generated during the production of dyes and pigments because these wastes may pose a substantial present or potential risk to human health or the environment when improperly managed. See 59 FR 66072–114 (December 22, 1994) for a more

detailed explanation of the proposed rule.

These proposed hazardous waste listings were based in part upon data claimed as confidential by certain dye and pigment manufacturers. Although EPA hopes to publish these data or information derived from these data to the extent relevant to the proposed listing, the Agency is unable to do so at the present time due in large part to the issuance of a preliminary injunction against EPA in *Magruder Color Co. v. EPA*, Civ. No. 94-5768 (D.N.J.). EPA is pursuing avenues to allow publication of the information and hopes to supplement the public record with and allow public comment on such information prior to issuance of a final listing. However, because EPA currently is obligated to publish a final rule by November 30, 1995 pursuant to a consent decree entered in *EDF v. Browner*, Civ. No. 89-0598 (D.D.C.), at this time EPA is only reopening the comment period until November 30, 1995. EPA will attempt to seek an extension of that deadline, and if successful, will further extend the comment period. If EPA is unsuccessful in obtaining an extension, the comment period will close on November 30, 1995.

Dated: October 10, 1995.

Elizabeth A. Cotsworth,

Acting Director, Office of Solid Waste.

[FR Doc. 95-25918 Filed 10-19-95; 8:45 am]

BILLING CODE 6560-50-P

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 1816 and 1852

Addition of Coverage to NASA FAR Supplement on NASA Shared Savings Clause

AGENCY: Office of Procurement, National Aeronautics and Space Administration (NASA).

ACTION: Notice of proposed rulemaking.

SUMMARY: This rule proposes to amend the NASA Federal Acquisition Regulation Supplement in order to establish the procedures for a "Shared Savings Clause" to be used in solicitations and contracts. The intent of the clause is to provide an incentive for contractors to identify and implement significant cost reduction programs. In return they would be eligible for a share of realized savings which result from those cost-cutting projects once the projects are approved by the contracting officer.

DATES: Comments must be received on or before December 19, 1995.

ADDRESSES: Submit comments to Mr. James A. Balinskas, Analysis Division (Code HC), Office of Procurement, NASA Headquarters, Washington, DC 20546. Comments on the paperwork burden should also be addressed to the Office of Information and Regulatory Affairs of OMB, Attention: Desk Officer for NASA, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Mr. James A. Balinskas, (202) 385-0445.

SUPPLEMENTARY INFORMATION:

Background

This action revises the NASA FAR Supplement to add a "Share Savings Clause" which was developed as an element of the Agency's Cost Control Initiative. We expect this process will help identify and eliminate counterproductive, outdated or redundant activities whether they are mandated by the contract or created as a result of the manner in which the government is managing the contract.

Regulatory Flexibility Act

NASA certifies that this regulation will not have a significant economic impact on a substantial number of small entities under Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*).

Paperwork Reduction Act

A copy of the proposed rule has been submitted to OMB for review under section 3507(d) of the Paperwork Reduction Act.

Title: Cost Reduction Proposal (CRP).

Summary: The CRP is used by the contractor to propose cost reduction projects to NASA.

Description of the need for the information and proposed use of the information: The Shared Savings Clause was developed as an element of the Agency's Cost Control Initiative. The CRP is a means by which a contractor may suggest savings to NASA. The contracting officer evaluates the CRP in order to determine whether or not to accept the contractor's suggestions. If the CRP is accepted, the contractor becomes eligible for a share of the savings.

Description of the likely respondents, including the estimated number of likely respondents, and proposed frequency of response to the collection of information: NASA contractors whose contracts contain the clause entitled "Shared Savings" may submit a CRP on their own initiative. The number of respondents is estimated to be 10.

Estimate of the total annual reporting and recordkeeping burden that will result from the collection of information: The annual recordkeeping

and reporting burden related to preparation and submission of CRP's is estimated to be 600 hours.

Notice: Comments may be submitted to the OMB address shown under **ADDRESSES**.

Time period within which the agency is requesting OMB to approve or disapprove the collection of information: NASA is requesting that OMB approve the proposed revisions to the collection of information within the next 60 days.

In addition, comments may be submitted to NASA and OMB in order to help NASA—

(a) evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(ii) evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information including the validity of the methodology and assumptions used;

(iii) enhance the quality, utility, and clarity of the information to be collected; and

(iv) minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

List of Subjects in 48 CFR Parts 1816 and 1852

Government procurement.

Tom Luedtke,

Deputy Associate Administrator for Procurement.

Accordingly, 48 CFR Parts 1816 and 1852 are proposed to be amended as follows:

PART 1816—TYPES OF CONTRACTS

1. The authority citation for 48 CFR Parts 1816 and 1852 continue to read as follows:

Authority: 42 U.S.C. 2473(c)(1).

2. Paragraph 1816.7001 is added to read as follows:

1816.7001 Shared Savings Clause.

The contracting officer shall insert the clause at 1852.216-90, Shared Savings Clause, in all solicitations and contracts above the simplified acquisition threshold.