

200), Petition Docket No. \_\_\_\_\_, 800 Independence Avenue, SW., Washington, D.C. 20591.

Comments may also be sent electronically to the following internet address: nprmcmts@mail.hq.faa.gov.

The petition, any comments received, and a copy of any final disposition are filed in the assigned regulatory docket and are available for examination in the Rules Docket (AGC-200), Room 915G, FAA Headquarters Building (FOB 10A), 800 Independence Avenue, SW., Washington, D.C. 20591; telephone (202) 267-3132.

**FOR FURTHER INFORMATION CONTACT:**

Mr. D. Michael Smith, Office of Rulemaking (ARM-1), Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 267-7470.

This notice is published pursuant to paragraphs (c), (e), and (g) of § 11.27 of Part 11 of the Federal Aviation Regulations (14 CFR Part 11).

Issued in Washington, D.C., on November 30, 1995.

Donald P. Byrne,

*Assistant Chief Counsel for Regulations.*

*Docket No.: 127CE.*

*Petitioner:* Beech Aircraft Corporation.

*Sections of the FAR Affected:* 14 CFR 23.807(d)(1)(l).

*Description of Relief Sought:* To allow a single emergency exit, in addition to the cabin door, for Models B300 and B300C aircraft having nine passenger seats or less.

*Docket No.: 28296.*

*Petitioner:* FlightSafety International.  
*Sections of the FAR Affected:* 14 CFR 61.57(c) and (d), 61.58(b), and 61.157(a) and (f)(1).

*Description of Relief Sought:* To permit FlightSafety International to establish a continuous qualification training program for pilots flying for operations conducted under part 91 that would allow the participants to (1) satisfy certain training and recent flight experience requirements in Level B, Level C, and Level D simulators; (2) act as pilot in command of aircraft type certificated for more than one required pilot by satisfactorily completing an approved aircraft-specific recurrent training program, with the previous 24 calendar months, in lieu of the pilot in command evaluation required in § 61.58(b); and (3) obtain an airline transport pilot certificate or an additional type rating without passing the practical test prescribed in § 61.157(a).

*Docket No.: 28355.*

*Petitioner:* National Transportation Safety Board.

*Sections of the FAR Affected:* 14 CFR 121.359(a).

*Description of Relief Sought:* To permit, as part of a 6-month NTSB investigation, USAir, Southwest Airlines, and Continental Airlines Boeing 737 flightcrews experiencing an uncommanded flight control input to deactivate the cockpit voice recorder upon clearing the active runway after landing.

*Docket No.: 28370.*

*Petitioner:* Cessna Aircraft Co.

*Sections of the FAR Affected:* 14 CFR 25.562.

*Description of Relief Sought:* To permit Cessna exemption from the emergency landing dynamic conditions of FAR for side-facing multiple seating as applied to their new Model 750 (Citation X) airplane.

[FR Doc. 95-29573 Filed 12-4-95; 8:45 am]

BILLING CODE 4910-13-M

**Research, Engineering and Development Advisory Committee; Challenge 2000 Subcommittee**

Pursuant to section 10(A)(2) of the Federal Advisory Committee Act (Public Law 92-463; 5 U.S.C. App. 2), notice is hereby given of a meeting of the Challenge 2000 Subcommittee of the Federal Aviation Administration (FAA) Research, Engineering and Development Advisory Committee to be held Monday, December 18, 1995, 1 p.m. to 3 p.m. The meeting will take place at the FAA, 800 Independence Avenue, SW., Rooms 8AB, Washington, DC.

This purpose of this meeting is to present preliminary findings of the Challenge 2000 subcommittee.

Attendance is open to the interest public but limited to the space available. With the approval of the subcommittee chairman, members of the public may present oral statements at the meeting. Persons wishing to present oral statements, obtain information, or attend the meeting should contact Ms. Nancy Lane, AIR-510, 800 Independence Ave., SW., Washington, DC at (202) 267-7061, the FAA Designated Federal Official to the Subcommittee.

Members of the public may present a written statement to the Subcommittee at any time.

Issued in Washington, DC, on November 28, 1995.

Clyde A. Miller,

*Manager, Research Division.*

[FR Doc. 95-29568 Filed 12-4-95; 8:45 am]

BILLING CODE 4910-13-M

**Notice of Intent to Rule on Application To Impose and Use the Revenue From a Passenger Facility Charge (PFC) at Ogdensburg International Airport, Ogdensburg, NY**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of intent to rule on application.

**SUMMARY:** The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Ogdensburg International Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

**DATES:** Comments must be received on or before January 4, 1996.

**ADDRESSES:** Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: Mr. Philip Brito, Manager; New York Airports District Office; 600 Old Country Road, Suite 446; Garden City, New York 11530.

In addition, one copy of any comments submitted to the FAA must be mailed or delivered to Danny L. Duprey, Executive Director of the Ogdensburg Bridge and Port Authority at the following address: Bridge Plaza; Ogdensburg, New York 13669.

Air carriers and foreign air carriers may submit copies of written comments previously provided to the Ogdensburg Bridge and Port Authority under section 158.23 of Part 158.

**FOR FURTHER INFORMATION CONTACT:** Mr. Philip Brito, Manager, New York Airports District Office; 600 Old Country Road, Suite 446; Garden City, New York 11530; telephone number (516) 227-3803. The application may be reviewed in person at this same location.

**SUPPLEMENTARY INFORMATION:** The FAA proposes to rule and invites public comment on the application to impose and use the revenue from a PFC at Ogdensburg International Airport under the provisions of the Aviation Safety and Capacity Expansion Act of 1990 (Title IX of the Omnibus Budget Reconciliation Act of 1990) (Pub. L. 101-508) and Part 158 of the Federal Aviation Regulations (14 CFR Part 158).

On October 20, 1995, the FAA determined that the application to impose and use the revenue from a PFC submitted by Ogdensburg Bridge and Port Authority was substantially complete within the requirements of

section 158.25 of Part 158. The FAA will approve or disapprove the application, in whole or in part, no later than January 27, 1996.

The following is a brief overview of the application.

*Level of the proposed PFC:* \$3.00

*Proposed charge effective date:* April 1, 1996

*Proposed charge expiration date:* February 28, 2006

*Total estimated PFC revenue:* \$125,050

*Brief description of proposed project(s):*

—Passenger Facility Charge Application  
—Runway 9–27 Rehabilitation (Design)  
—Runway 9–27 Rehabilitation (Construction)

Class or classes of air carriers which the public agency has requested not be required to collect PFCs: Not Applicable, all requested to collect PFCs.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT** and at the FAA Regional Airports Office located at Fitzgerald Federal Building #111; John F. Kennedy International Airport; Jamaica, New York 11430.

In addition, any person may, upon request, inspect the application, notice and other documents germane to the application in person at the Ogdensburg Bridge and Port Authority.

Issued in Jamaica, New York on November 24, 1995.

Anthony P. Spera,

*Manager, Airports Division, Eastern Region.*  
[FR Doc. 95–29567 Filed 12–4–95; 8:45 am]

**BILLING CODE 4910–13–M**

## **UNITED STATES SENTENCING COMMISSION**

### **Revisions to the Sentencing Guidelines for the United States Courts**

**AGENCY:** United States Sentencing Commission.

**ACTION:** Notice of final action regarding amendments to sentencing guidelines and policy statements effective November 1, 1995.

**SUMMARY:** The Sentencing Commission hereby gives notice of several amendments to policy statements and commentary made pursuant to its authority under section 217(a) of the Comprehensive Crime Control Act of 1984 (28 U.S.C. 994(a) and (u)). The Commission has reviewed amendments submitted to Congress on May 1, 1995, that may result in a lower guideline

range and has designated one such amendment for inclusion in policy statement § 1B1.10 (Retroactivity of Amended Guideline Range). An earlier amendment (effective November 1, 1994) was also designated for inclusion in policy statement § 1B1.10. Two amendments, previously passed by the Commission, concerning crack cocaine and money laundering were disapproved by Congress (Pub. L. 104–38, 109 Stat. 34 (Oct. 30, 1995)).

**DATES:** The effective date of these policy statement and commentary amendments is November 1, 1995.

**FOR FURTHER INFORMATION CONTACT:** Michael Courlander, Public Information Specialist, Telephone: (202) 273–4590.

**SUPPLEMENTARY INFORMATION:** The United States Sentencing Commission is an independent agency in the judicial branch of the U.S. Government. The Commission is empowered by 28 U.S.C. 994(a) to promulgate sentencing guidelines and policy statements for federal sentencing courts. Sections 994(o) and (p) of title 28, United States Code, further direct the Commission to periodically review and revise guidelines and policy statements previously promulgated, and require that guideline amendments be submitted to Congress for review. Absent action of the Congress to the contrary, guideline amendments become effective following 180 days of Congressional review on the date specified by the Commission (i.e., November 1, 1995). Unlike new guidelines and amendments to existing guidelines issued pursuant to 28 U.S.C. 994(a) and (p), sentencing policy statements, commentary, and amendments thereto promulgated by the Commission are not required to be submitted to Congress for 180 days' review prior to their taking effect.

In connection with its ongoing review of the Guidelines Manual, the Commission continues to welcome comment on any aspect of the sentencing guidelines, policy statements, and official commentary. Comments should be sent to: United States Sentencing Commission, One Columbus Circle, N.E., Suite 2–500, Washington, DC 20002–8002, Attn: Office of Communications.

Authority: Section 217(a) of the Comprehensive Crime Control Act of 1984 (28 U.S.C. 994(a)).

Richard P. Conaboy,  
*Chairman.*

Additional Revisions to the Guidelines Manual

1. The replacement guideline for § 2H1.1 (see 60 FR 25082 (1995)) is

amended by deleting Application Note 1 of the Commentary as follows:

“1. ‘Offense guideline applicable to any underlying offense’ means the offense guideline applicable to any conduct established by the offense of conviction that constitutes an offense under federal, state, or local law (other than an offense that is itself covered under Chapter Two, Part H, Subpart 1).

In certain cases, conduct set forth in the count of conviction may constitute more than one underlying offense (e.g., two instances of assault, or one instance of assault and one instance of arson). In such cases, determine the number and nature of underlying offenses by applying the procedure set forth in Application Note 5 of § 1B1.2 (Applicable Guidelines). If the Chapter Two offense level for any of the underlying offenses under subsection (a)(1) is the same as, or greater than, the alternative base offense level under subsection (a)(2), (3), or (4), as applicable, use subsection (a)(1) and treat each underlying offense as if contained in a separate count of conviction. Otherwise, use subsection (a)(2), (3), or (4), as applicable, to determine the base offense level.”, and inserting in lieu thereof:

“1. ‘Offense guideline applicable to any underlying offense’ means the offense guideline applicable to any conduct established by the offense of conviction that constitutes an offense under federal, state, or local law (other than an offense that is itself covered under Chapter Two, Part H, Subpart 1).

In certain cases, conduct set forth in the count of conviction may constitute more than one underlying offense (e.g., two instances of assault, or one instance of assault and one instance of arson). In such cases, use the following comparative procedure to determine the applicable base offense level: (i) determine the underlying offenses encompassed within the count of conviction as if the defendant had been charged with a conspiracy to commit multiple offenses. See Application Note 5 of § 1B1.2 (Applicable Guidelines); (ii) determine the Chapter Two offense level (i.e., the base offense level, specific offense characteristics, cross references, and special instructions) for each such underlying offense; and (iii) compare each of the Chapter Two offense levels determined above with the alternative base offense level under subsection (a)(2), (3), or (4). The determination of the applicable alternative base offense level is to be based on the entire conduct underlying the count of conviction (i.e., the conduct taken as a whole). Use the alternative base offense