

(iii) *"Imbalance" penalties.* Includes penalties the lessee incurs (generally on a monthly basis) for differences between volumes delivered into the pipeline and volumes scheduled or nominated at a receipt or delivery point; and

(iv) *"Operational" penalties.* Includes fees the lessee incurs for violation of the pipeline's curtailment or operational orders issued to protect the operational integrity of the pipeline;

(4) *Costs for intra-hub transfer fees paid to hub operators for administrative services (e.g., title transfer tracking) necessary to account for the sale of gas within a hub;* and

(5) *Any cost the lessee incurs for services it is required to provide at no cost to the lessor.*

(h) *Other transportation cost determinations.*

This section applies when calculating transportation costs to establish value using a netback procedure or any other procedure that requires deduction of transportation costs.

[FR Doc. 96-19310 Filed 7-30-96; 8:45 am]

BILLING CODE 4310-MR-P

FEDERAL MARITIME COMMISSION

46 CFR Part 540

[Docket 94-21]

Inquiry Into Alternative Forms of Financial Responsibility for Nonperformance of Transportation

AGENCY: Federal Maritime Commission.

ACTION: Discontinuance of proceeding.

SUMMARY: The Federal Maritime Commission had solicited public comment on certain passenger vessel operator financial responsibility issues under section 3 of Public Law 89-777. On the basis of the comments received, the Commission has determined to proceed with a further notice of proposed rulemaking in a separate docketed proceeding and is discontinuing this proceeding.

FOR FURTHER INFORMATION CONTACT: Joseph C. Polking, Secretary, Federal Maritime Commission, 800 North Capitol Street, N.W., Washington, D.C. 20573, (202) 523-5725.

SUPPLEMENTARY INFORMATION:

Background

In Docket No. 94-06, *Financial Responsibility Requirements for Nonperformance of Transportation* ("NPR"),¹ the Commission proposed to increase its section 3, Pub. L. 89-777

coverage requirements. Given the industry's concerns about the NPR, the Commission determined to hold it in abeyance pending this Inquiry.² This Inquiry's purpose was to determine whether an acceptable alternative could be fashioned both to address the industry's concerns with the NPR and to ensure appropriate protection for passengers.

The comments filed on this Inquiry prompted the Commission to publish a Further Notice of Proposed Rulemaking in Docket No. 94-06 proposing revisions to the coverage requirements.³ Thus, Docket 94-21 has served its purpose and is discontinued.

By the Commission.
Joseph C. Polking,
Secretary.
[FR Doc. 96-19439 Filed 7-30-96; 8:45 am]
BILLING CODE 6730-01-M

DEPARTMENT OF ENERGY

48 CFR Parts 917, 950, 952, and 970

[1991-AB-28]

Acquisition Regulation; Department of Energy Management and Operating Contracts; Hearing Cancellation

AGENCY: Department of Energy.
ACTION: Cancellation of notice of public hearing on proposed regulations.

SUMMARY: This document provides notice of cancellation of a public hearing on the Department of Energy's proposal to amend its acquisition regulations to implement certain key recommendations of the Department's contract reform initiative.

DATES: The public hearing originally scheduled for Thursday, August 1, 1996, beginning at 9:30 a.m. is cancelled.

FOR FURTHER INFORMATION CONTACT: Connie P. Fournier, Office of Policy (HR-51), Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585, (202) 586-8245.

SUPPLEMENTARY INFORMATION: The subject of the public hearing is changes proposed to amend the Department of Energy Acquisition Regulation Parts 917, 950, 953, and 970 to improve the Department's acquisition system, principally in areas affecting management and operating contracts. A notice of proposed rulemaking and notice of public hearing appearing in the Federal Register on Monday, June 24, 1996 (61 FR 32588) announced that the public hearing would be held on

² 59 FR 52133 (October 26, 1994).

³ 61 FR 33059 (June 26, 1996).

Thursday, August 1, 1996, beginning at 9:30 a.m., in the Main Auditorium, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585.

The public hearing scheduled for Thursday, August 1, 1996, is cancelled. Richard H. Hopf,

Deputy Assistant Secretary for Procurement and Assistance Management.

[FR Doc. 96-19480 Filed 7-30-96; 8:45 am]

BILLING CODE 6450-01-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 622

[Docket No. 960123012-6196-02; I.D. 011995A]

RIN 0648-AF78

Reef Fish Fishery of the Gulf of Mexico; Red Grouper Size Limit

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

ACTION: Proposed rule; withdrawal.

SUMMARY: NMFS announces that it is withdrawing the proposed rule to change the minimum allowable size of red grouper, currently 20 inches (50.8 cm), to 18 inches (45.7 cm) for persons not subject to the bag limit.

DATES: This proposed rule is withdrawn on July 31, 1996.

FOR FURTHER INFORMATION CONTACT: Michael E. Justen, 813-570-5305.

SUPPLEMENTARY INFORMATION: The reef fish fishery of the Gulf of Mexico is managed under the Fishery Management Plan for Reef Fish Resources of the Gulf of Mexico (FMP). The FMP was prepared by the Gulf of Mexico Fishery Management Council (Council) and is implemented by regulations at 50 CFR part 622 (formerly at 50 CFR part 641).

Under the framework procedure for adjusting FMP management measures, the Council proposed a regulatory amendment (RA) (50 CFR part 641) to change the minimum allowable size for red grouper from 20 inches (50.8 cm) to 18 inches (45.7 cm) for persons not subject to the bag limit. The proposed rule to implement the RA was published in the Federal Register on January 31, 1996 (61 FR 3369); comments were requested on or before March 1, 1996. Five members of the Council submitted a minority report opposing the RA. NMFS specifically requested comments on the following concerns: (1) Long- and

¹ 59 FR 15149 (March 31, 1994).