

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## OFFICE OF PERSONNEL MANAGEMENT

### 5 CFR Parts 213 and 338

RIN 3206-AG21

#### Summer Employment

**AGENCY:** Office of Personnel Management.

**ACTION:** Proposed rule with request for comments.

**SUMMARY:** The Office of Personnel Management (OPM) is proposing to eliminate regulations that refer to "summer employment" as a separate program. The proposed change is part of OPM efforts to eliminate unnecessary appointing authorities. Agencies would use temporary limited appointments or student temporary appointments, as appropriate, to appoint individuals during the "summer months."

**DATES:** Comments must be received on or before February 12, 1997.

**ADDRESSES:** Send or deliver written comments to Mary Lou Lindholm, Associate Director for Employment, Office of Personnel Management, Room 6F08, 1900 E Street NW., Washington, DC 20415.

**FOR FURTHER INFORMATION CONTACT:** Karen Jacobs on (202) 606-0830, TDD (202) 606-0023, or FAX (202) 606-2329.

**SUPPLEMENTARY INFORMATION:** As recommended by the National Performance Review (NPR), OPM abolished the Federal Personnel Manual which contained detailed hiring guidance for the summer employment program. The NPR also recommended OPM reduce the number of Federal hiring authorities and decentralize many personnel decisions. As a result, OPM revised the regulations on temporary employment and streamlined the student employment programs to give more flexibility in the hiring process. Under the proposed elimination of the summer employment program, agencies would fill time-limited appointments that occur during the summer months by using either the

temporary appointing authority in parts 316 and 333 or the student temporary appointment in parts 213 and 302, as appropriate. The proposal would remove the restrictions on the time period during which "summer" appointments can be made.

Individuals appointed, including those appointed during the summer months, under § 316.402 of this chapter may be reappointed under the conditions set forth in § 316.402(b)(3)—noncompetitive temporary limited appointments and § 316.401(d)—exceptions to the general time limits on making temporary appointments. However, students appointed under the student temporary employment program (5 CFR 213.3202) are not subject to the time limits in parts 316 or 213, or the reappointment procedures in part 316. Agencies may reappoint these students at any time, as appropriate.

Eliminating the separate summer program would remove the specific restrictions on the employment of sons and daughters. However, rules prohibiting nepotism in part 310 continue in full force.

Also, the proposal would require applicants to pass any written test required by the competitive service qualification standards. However, students hired under excepted appointments would not be required to pass a written examination.

#### Regulatory Flexibility Act

I certify that these regulations will not have a significant economic impact on a substantial number of small entities (including small businesses, small organizational units, and small governmental jurisdictions) because the regulations apply only to appointment procedures for certain employees in Federal agencies.

List of Subjects in 5 CFR Parts 213 and 338

Government employees, Reporting and recordkeeping requirements.

U.S. Office of Personnel Management.

James B. King,

Director.

Accordingly, OPM proposes to amend 5 CFR parts 213 and 338 as follows:

#### PART 213—EXCEPTED SERVICE

1. The authority citation for part 213 is revised to read as follows:

Authority: 5 U.S.C. 3301 and 3302, E.O. 10577, 3 CFR 1954-1958 Comp., p. 218; § 213.101 also issued under 5 U.S.C. 2103; § 213.3102 also issued under 5 U.S.C. 3301, 3302, 3307, 8337(h), 8456; E.O. 12364, 47 FR 22931, 3 CFR 1982 Comp., p. 185; and 38 U.S.C. 4301 *et seq.*

#### § 213.3101 [Amended]

2. In § 213.3101, paragraphs (b) [Reserved] through (f) are removed and the paragraph designation in paragraph (a) is removed.

#### PART 338—QUALIFICATION REQUIREMENTS (GENERAL)

3. The authority citation for part 338 continues to read as follows:

Authority: 5 U.S.C. 3301, 3302; E.O. 10577, 3 CFR 1954-58 Comp., p. 218.

#### Subpart B—[Reserved]

4. In part 338, subpart B consisting of § 338.202, is removed and reserved.

[FR Doc. 97-699 Filed 1-10-97; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 39

[Docket No. 96-NM-101-AD]

RIN 2120-AA64

#### Airworthiness Directives; Airbus Model A300 Series Airplanes

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of proposed rulemaking (NPRM).

**SUMMARY:** This document proposes the adoption of a new airworthiness directive (AD) that is applicable to certain Airbus Model A300 series airplanes. This proposal would require repetitive checks and testing of certain equipment that regulates the flow of fuel from wing tank 2A to the number 2 engine. This proposal also would require replacement of this equipment with equipment that has been designed to prevent incorrect installation; this replacement would be terminating action for the repetitive equipment checks and tests. This proposal is prompted by reports indicating that the incorrect installation of this equipment has caused the flight crew to shut off,