

**ACTION:** Extension of time for filing public comments.

**SUMMARY:** The Federal Trade Commission (the "Commission"), as part of a systematic review of all of its current regulations and guides, requested public comments on April 3, 1997 about its Ophthalmic Practice Rules ("Prescription Release Rule"), 62 FR 15865. The Commission stated that it would accept comments until June 2, 1997. In response to a request from the National Association of Optometrists and Opticians, the Commission grants an extension of the time period to file written comments.

**DATES:** Written comments will be accepted until September 2, 1997.

**ADDRESSES:** Copies of this notice can be obtained through the Public Reference Branch, Room 130, Federal Trade Commission, Washington, DC 20580; (202) 326-2222; or through the Commission's homepage on the World Wide Web at <http://www.ftc.gov>.

**FOR FURTHER INFORMATION CONTACT:** Renee Kinscheck, Federal Trade Commission, Bureau of Consumer Protection, Division of Service Industry Practices, Rm 200, Washington, DC 20580, (202) 326-3283.

#### List of Subjects in 16 CFR Part 456

Advertising; Medical devices; Ophthalmic goods and services; Trade Practices.

**Authority:** 15 U.S.C. 41-58.

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc. 97-14087 Filed 5-28-97; 8:45 am]

BILLING CODE 6750-01-M

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

#### 29 CFR Part 1910

[Docket No. S-012-B]

#### Notice of Public Meeting on Review of the Control of Hazardous Energy Sources (Lockout/Tagout) Standard (29 CFR 1910.147)

**AGENCY:** Occupational Safety and Health Administration, U.S. Department of Labor.

**ACTION:** Notice of public meeting.

**SUMMARY:** The Occupational Safety and Health Administration (OSHA) is conducting a review of the Control of Hazardous Energy Sources (Lockout/Tagout) standard in order to determine,

consistent with Executive Order 12866 on Regulatory Planning and Review and section 610 of the Regulatory Flexibility Act, whether this standard should be maintained without change, rescinded, or modified in order to make it more effective or less burdensome, consistent with the objectives of the Occupational Safety and Health Act. The review will consider the application of Executive Order 12866 and the directive of the Regulatory Flexibility Act to achieve statutory goals with as little economic impact as possible on small employers.

Written public comments on all aspects of compliance with the Lockout/Tagout standard are welcomed. OSHA will also hold a stakeholder's meeting to provide an opportunity for interested parties to comment on whether the Lockout/Tagout standard should be eliminated, modified, or continued without change to obtain the objectives described above.

**DATES:** The public meeting will be held on Monday, June 30, 1997. The meeting will begin at 1 p.m. and is scheduled to end at 4 p.m. Written comments should be received by August 1, 1997 in the OSHA Docket Office at the address given below.

**ADDRESSES:** The public meeting will be held in Room N3437 of the Frances Perkins Building, 200 Constitution Avenue, NW., Washington, DC 20210.

**Requests to Appear and Written Comments:** OSHA requests that any person wishing to appear at the public meeting notify OSHA in writing. To assure that time is provided for oral comments, the request should be received by OSHA no later than Monday, June 23, 1997, and should identify the person and/or organization intending to appear, address and phone/fax number, the amount of time requested, and a brief summary of the comments to be presented. Please send written requests to appear to Nancy Dorris at the following address: Office of Regulatory Analysis, Directorate of Policy, Occupational Safety and Health Administration, Room N3627, 200 Constitution Avenue, NW., Washington, DC 20210, Telephone (202) 219-4690, extension 134, Fax (202) 219-4383. Written comments should be received by August 1, 1997 in the OSHA Docket Office, Room N2625, 200 Constitution Avenue, NW., Washington, DC 20210, Telephone (202) 219-7894. All comments received from interested parties will be included in Docket S-012-B, and will be available for public review in the OSHA Docket Office.

Persons with disabilities who need special accommodations should contact

Nancy Dorris, by Monday, June 23, 1997, at the address indicated below.

**FOR FURTHER INFORMATION CONTACT:** Nancy Dorris, Office of Regulatory Analysis, Directorate of Policy, Occupational Safety and Health Administration, Room N3627, 200 Constitution Avenue, NW., Washington, DC 20210, Telephone (202) 219-4690, extension 134, Fax (202) 219-4383.

**SUPPLEMENTARY INFORMATION:** In 1989, OSHA promulgated the Control of Hazardous Energy Sources (Lockout/Tagout) Standard (29 CFR 1910.147) (54 FR 36644, Sept. 1, 1989). The standard applies to general industry employment under 29 CFR part 1910, but does not cover maritime, agriculture, or construction employment. The standard addresses practices and procedures that are necessary to disable machinery or equipment and to prevent the release of potentially hazardous energy while maintenance and servicing activities are being performed.

The Lockout/Tagout standard requires that lockout be utilized for equipment which is designed with a lockout capability except when the employer can demonstrate that utilization of tagout provides full employee protection. For equipment which was not designed to be locked out, the employer may use tagout. In addition, the standard also supplements and supports other lockout related provisions contained elsewhere in OSHA's general industry standards by requiring that comprehensive and uniform procedures be used to comply with those provisions. The standard contains definitive criteria for establishing an effective program for locking out or tagging out energy isolating devices and requires training for authorized and affected employees. The standard also requires the employer to implement the specified procedures and to utilize effective control measures based on the workplace hazards that are encountered.

OSHA estimated in the Final Regulatory Impact Analysis for the Lockout/Tagout standard that the rule would prevent 122 fatalities, 28,416 lost-workday injuries, and 31,926 non-lost-workday injuries annually. OSHA also estimated that the standard would have first-year costs of \$214.3 million and annual costs of \$135.4 million in successive years (54 FR 36644, Sept. 1, 1989).

In its supplemental statement of reasons for the standard (58 FR 16612, March 30, 1993), OSHA explained the statutory criteria that apply to safety standards rulemakings. The Agency must find, *inter alia*, that the standard

eliminates or substantially reduces a significant risk of material harm, that compliance is economically and technologically feasible, that the standard employs the most cost-effective measures that will achieve its regulatory goals, and that the standard is supported by substantial evidence in the record. See *International Union, UAW v. OSHA*, 37 F.3d 664 (1994) (upholding criteria).

The purpose of the review is to determine whether the standard should be continued without change, rescinded, or amended to make it more effective or less burdensome, consistent with the objectives of the Occupational Safety and Health Act. The review will consider the application of Executive Order 12866 on Regulatory Planning and Review (58 FR 51735, 51739, Oct. 4, 1993) and the directive of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) to achieve statutory goals while imposing as little economic impact as possible on small employers. In the event the Agency determines, based on the results of this review, that the rule should be rescinded or modified, appropriate rulemaking will be initiated.

An important step in the review process involves the gathering and analysis of information from affected persons about their experience with the rule and any material changes in circumstances since issuance of the rule. This notice requests written comments and announces a public meeting to provide an opportunity for interested parties to comment on the continuing need for, adequacy or inadequacy, and potential improvement of this rule, consistent with statutory objectives. Comment concerning the following subjects would assist the Agency in determining whether to retain the standard unchanged or to initiate rulemaking for purposes of revision or rescission:

1. The benefits and utility of the rule in its current form and, if amended, in its amended form;

2. Whether potentially effective and reasonably feasible alternatives to the standard exist;

3. The continued need for the rule;

4. The complexity of the rule;

5. Whether and to what extent the rule overlaps, duplicates, or conflicts with other Federal, State, and local governmental rules;

6. Information on any new developments in technology, economic conditions, or other factors affecting the ability of affected firms to comply with the Lockout/Tagout rule;

7. Alternatives to the rule or portions of the rule that would minimize

significant impacts on small businesses while achieving the objectives of the Occupational Safety and Health Act; and

8. The effectiveness of the standard as implemented by small entities.

Persons making timely written requests to speak at the public meeting will be given priority for oral comments, as time permits. Other persons wishing to speak should register at the meeting from 12:30 to 1:00. OSHA will make every effort to accommodate individuals wishing to speak at the public meeting.

**Authority:** This document was prepared under the direction of Gregory R. Watchman, Acting Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 23rd day of May, 1997.

**Gregory R. Watchman,**

*Acting Assistant Secretary.*

[FR Doc. 97-14057 Filed 5-28-97; 8:45 am]

BILLING CODE 4510-26-P

## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 97-135, RM-9087]

### Radio Broadcasting Services; Spring Valley, MN, and Osage, IA

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by KVGGO, Inc., proposing the substitution of Channel 282C3 for Channel 282A at Spring Valley, Minnesota, and modification of the license for Station KVGGO(FM) to specify operation on Channel 282C3. The coordinates for Channel 282C3 are 43-38-23 and 92-38-30. To accommodate the substitution at Spring Valley we shall also propose the substitution of Channel 254A for Channel 279A at Osage, Iowa, and modification of the license for Station KCZY accordingly. The coordinates for Channel 254A at Osage are 43-19-20 and 92-51-22. We shall propose to modify the license for Station KVGGO(FM) in accordance with Section 1.420(g) of the Commission's Rules and will not accept competing expressions of interest for the use of the channel or require petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties.

**DATES:** Comments must be filed on or before July 14, 1997, and reply comments on or before July 29, 1997.

**ADDRESSES:** Federal Communications Commission, Washington, DC. 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: James A. Koerner, Baraff, Koerner & Olender, P.C., Three Bethesda Metro Center, Suite 640, Bethesda, Maryland 20814-5392.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's Notice of Proposed Rule Making, MM Docket No. 97-135, adopted May 14, 1997, and released May 23, 1997. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC. 20037, (202) 857-3800.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

**John A. Karousos,**

*Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.*

[FR Doc. 97-14021 Filed 5-28-97; 8:45 am]

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 97-136, RM-9083]

### Radio Broadcasting Services; Ironton and Malden, MO

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.