

the Council's Atlantic Herring Fishery Management Plan. The advisors will discuss the impact of the total allowable catch on industry sectors and will determine what action, if any, should be recommended to insure the fixed gear sector has access to the fishery. The advisors will also discuss possible adjustments to the area specific total allowable catches, and may make recommendations for changes. The advisors will also elect a chair. The advisors may also discuss the annual specification process and may recommend how that process should proceed.

Thursday, April 27, 2000, 10 a.m.—
Joint Council Herring Oversight
Committee/ASMFC Atlantic Herring
Section

Location: Sheraton Ferncroft Hotel, 50
Ferncroft Road, Danvers, MA 01923;
telephone: (978) 777-2500.

The Committees will review the comments received from the public during the scoping process for a limited entry or controlled access system for the Atlantic Herring fishery. Based on this review, the Committees will decide how to proceed in the development of such a system, and will develop a schedule for a and provide initial direction to the Plan Development Team should they choose to continue development of a limited entry or controlled access system. The Committees will also discuss options for the protection of spawning herring and will decide whether to make any revisions to the spawning restrictions contained in the ASMFC management plan, and whether to recommend spawning restrictions for the Council's Atlantic Herring Fishery Management Plan. The Committees will discuss the impact of the total allowable catch on industry sectors and will determine what action, if any, should be taken to insure the fixed gear sector has access to the fishery. The Committees will also discuss possible adjustments to the area specific total allowable catches, and may make recommendations for changes. The Committee may also discuss the annual specification process and may provide direction to the Plan Development Team on how that process should proceed.

Although non-emergency issues not contained in this agenda may come before this Council for discussion, those issues may not be the subject of formal Council action during this meeting. Council action will be restricted to those issues specifically listed in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act,

provided the public has been notified of the Council's intent to take final action to address the emergency.

Special Accommodations

This meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Paul J. Howard (see **ADDRESSES**) at least 5 days prior to the meeting dates.

Dated: April 4, 2000.

Bruce C. Morehead,

*Acting Director, Office of Sustainable
Fisheries, National Marine Fisheries Service.*

[FR Doc. 00-8772 Filed 4-7-00; 8:45 am]

BILLING CODE 3510-22-F

COMMODITY FUTURES TRADING COMMISSION

Notice of the First Meeting of the Technology Advisory Committee

This is to give notice, pursuant to Section 10(a)(2) of the Federal Advisory Committee Act, 5 U.S.C. App. 2, 10(a)(2), and Section 101-6.1015(b) of the regulations promulgated thereunder, 41 CFR 101-6.1015(b), that the Commodity Futures Trading Commission's Technology Advisory Committee ("TAC") will conduct a public meeting to discuss current issues related to technology in the futures and option markets. The meeting will be held on April 25, 2000, from 1:00 p.m. to 4:00 p.m., in the first floor hearing room (Room 1000) of the Commission's Washington, D.C. headquarters, Three Lafayette Centre, 1155 21st Street, N.W., Washington, D.C. 20581. The agenda for the meeting will be posted on the Commission's website when finalized at <http://www.cftc.gov>.

The TAC was created by the Commodity Futures Trading Commission for the purpose of receiving advice and recommendations on issues arising out of technological innovation in the financial services marketplace. The purposes and objectives of the TAC are more fully set forth in its charter.

The meeting is open to the public. The Chairman of the TAC, Chairman William J. Rainer, is empowered to conduct the meeting in a fashion that will, in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the TAC should mail a copy of the statement prior to the meeting to the attention of: The Technology Advisory Committee, c/o Chairman William J. Rainer, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street, N.W., Washington,

D.C. 20581. Members of the public who wish to make oral statements should also inform Chairman Rainer in writing at the foregoing address at least three business days before the meeting. Reasonable provision will be made, if time permits, for an oral presentation of no more than five minutes each in duration.

For further information contact De'Ana Dow, Legal Counsel to Chairman Rainer, at (202) 418-5038, or Marcia K. Blase, Legal Counsel to Commissioner Newsome, at (202) 418-5138.

Issued by the Commission in Washington, D.C. on April 5, 2000.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 00-8913 Filed 4-7-00; 8:45 am]

BILLING CODE 6351-01-M

COMMODITY FUTURES TRADING COMMISSION

Sunshine Act Meeting

AGENCY HOLDING THE MEETING:

Commodity Futures Trading
Commission.

TIME AND DATE: 10:30 a.m., Wednesday,
April 26, 2000.

PLACE: 1155 21st St., NW., Washington,
DC, 9th Floor Conference Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

Enforcement Matters.

CONTACT PERSON FOR MORE INFORMATION:

Jean A. Webb, 202-418-5100.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 00-8845 Filed 4-5-00; 4:17 pm]

BILLING CODE 6351-01-M

CONSUMER PRODUCT SAFETY COMMISSION

[CPSC Docket No. 00-C0009]

**B & B Amusements, Inc., a
Corporation, and B & B Spectaculars,
L.L.C., a Limited Liability Corporation;
Provisional Acceptance of a
Settlement Agreement and Order**

AGENCY: Consumer Product Safety
Commission.

ACTION: Notice.

SUMMARY: It is the policy of the Commission to publish settlements which it provisionally accepts under the Consumer Product Safety Act in the Federal Register in accordance with the terms of 16 C.F.R. 1115.20(b). Published below is a provisionally-accepted

Settlement Agreement with B & B Amusements, Inc., a corporation, and B & B Spectaculars, L.L.C., a limited liability corporation.

DATES: Any interested person may ask the Commission not to accept this agreement or otherwise comment on its contents by filing a written request with the Office of the Secretary by April 25, 2000.

ADDRESSES: Persons wishing to comment on this Settlement Agreement should send written comments to the Comment 00-C0009, Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207.

FOR FURTHER INFORMATION CONTACT: Dennis C. Kacoyanis, Trial Attorney, Office of Compliance and Enforcement, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0626, 1346.

SUPPLEMENTARY INFORMATION: The text of the Agreement and Order appears below.

Dated: April 2, 2000.

Sadye E. Dunn,
Secretary.

Consent Order Agreement

1. This Consent Order Agreement (hereinafter, "Agreement"), entered between B&B Amusements, Inc. (hereinafter, "Respondent B & B Amusements"), a corporation, B&B Spectaculars, L.L.C., a limited liability corporation (hereinafter, "B&B Spectaculars") and the staff of the Consumer Product Safety Commission (hereinafter, "Commission") pursuant to the procedures set forth in section 1115.20(b) of the Commission's Procedures for Consent Order Agreements, 16 C.F.R. 1115.20(b), is a compromise resolution of the matter described herein, without a hearing or a determination of issues of law and fact.

I. The Parties

2. The "staff" is the staff on the Consumer Product Safety Commission, an independent regulatory commission of the United States established pursuant to section 4 of the CPSA, 15 U.S.C. 2053.

3. Respondent B&B Amusements, Inc. is a corporate organized and existing under the laws of the State of Arizona with its principal corporate offices located at 4491 South 4th Avenue, Yuma, AZ 85365. Respondent is the operator of the Himalaya amusement ride.

4. Respondent B&B Spectaculars, L.L.C. is a limited liability corporation organized and existing under the laws of the State of Oregon with its principal corporate offices located at 4491 South

4th Avenue, Yuma, AZ 85365. Respondent is the owner of the Himalaya amusement ride.

II. Staff's Allegations

5. The staff conducted an investigation of an incident that occurred on or about March 19, 1998 at the Travis County Livestock and Rodeo Show in Austin, TX involving the Himalaya amusement ride owned by Respondent B&B Spectaculars and operated by Respondent B&B Amusements. The incident resulted in the death of a female passenger and in injuries to two other passengers.

6. The staff alleges that the Himalaya amusement ride owned by Respondent B&B Spectaculars and operated by Respondent B&B Amusements contains a defect that creates a substantial risk of injury to the public because Respondents failed to properly maintain, inspect, and operate the ride at the time of the incident involving two injuries and one death.

III. Response of Respondents

7. Respondents deny the allegations set forth by the staff in paragraphs 5 and 6 above.

8. Respondents specifically deny that the Himalaya amusement ride owned by Respondent B&B Spectaculars and operated by Respondent B&B Amusements contains a defect that creates a substantial risk of injury to the public because Respondents failed to properly maintain, inspect, and operate the ride at the time of the incident involving two injuries and one death.

IV. Agreement of the Parties

9. The Commission has jurisdiction over this matter under the Consumer Product Safety Act (CPSA), 15 U.S.C. 2051 *et seq.*

10. Upon final acceptance by the Commission of this Consent Order Agreement, the Commission shall issue the attached Order incorporated herein by reference.

11. This Agreement is entered into for the purposes of settlement only and does not constitute an admission by Respondents or a determination by the Commission that the Himalaya amusement ride owned by Respondent B&B Spectaculars and operated by Respondent B&B Amusements contains a defect that creates a substantial risk of injury to the public because Respondents failed to properly maintain, inspect, and operate the ride at the time of the incident involving two injuries and one death.

12. Upon final acceptance of this Consent Order Agreement by the Commission, Respondents knowingly,

voluntarily, and completely waive any rights they may have in this matter (a) to the issuance of a complaint; (b) to an administrative or judicial hearing; (c) to judicial review or other challenge or contest of the validity of the Commission's actions; (d) to a determination by the Commission as to whether Respondents failed to comply with the CPSA as aforesaid, (e) to a statement of findings of facts and conclusions of law; and (f) to any claims under the Equal Access to Justice Act.

13. For purposes of section 6(b) of the CPSA, 15 U.S.C. 2055(b), this matter shall be treated as if a complaint had issued, and the Commission may publicize the terms and conditions of this Consent Order Agreement.

14. Upon provisional acceptance of this Consent Order Agreement by the Commission, this Consent Order Agreement shall be placed on the public record and shall be published in the **Federal Register** in accordance with the procedures set forth in 16 CFR 1115.20(b)(4) and (b)(5). If the Commission does not receive any written request not to accept the Consent Order Agreement within 15 days, the Consent Order Agreement will be deemed finally accepted on the 20th day after the date it is published in the **Federal Register**.

15. This Consent Order Agreement is a Commission order issued under section 15 of the CPSA, 15 U.S.C. 2064.

16. A violation of the incorporated Consent Order Agreement is a prohibited act under section 19(a)(5) of the CPSA, 15 U.S.C. 2068(a)(5) and may subject Respondents to civil and/or criminal penalties pursuant to sections 20 and 21 of the CPSA, 15 U.S.C. 2069 and 2070.

17. Any interested person may bring an action pursuant to section 24 of the CPSA, 15 U.S.C. 2073 in any U.S. District Court for the district where the Respondents are found or are transacting business for the purpose of enforcing the Consent Order Agreement and/or obtaining appropriate injunctive relief.

18. The provisions of the Consent Order Agreement shall apply to Respondents and each of their successors and assigns.

19. Agreements, understandings, representations, or interpretations made outside of this Consent Order Agreement may not be used to vary or to contradict its terms.

Respondent B&B Amusements, Inc.

Dated: February 18, 2000.

Steven J. Merten III,

President, B&B Amusements, Inc., 4491 S. 4th Avenue, Yuma, AZ 85365.

Respondent B&B Spectaculars, L.L.C.

Dated: February 18, 2000.

Steven J. Merten III,

Partner, B&B Spectaculars, L.L.C., 4491 S. 4th Avenue, Yuma, AZ 85365.

Commission Staff

Alan H. Schoem,

Assistant Executive Director, Office of Compliance, Consumer Safety Commission, Washington, DC 20207-0001.

Eric L. Stone,

Director, Legal Division, Office of Compliance.

Dated: March 1, 2000.

Dennis C. Kacoyanis,

Trial Attorney, Legal Division, Office of Compliance.

Order

Upon consideration of the foregoing Consent Agreement entered into between Respondent B&B Amusements, Inc., a corporation, B&B Spectaculars, L.L.C., a limited liability corporation, and the staff of the Consumer Product Safety Commission; and the Commission having jurisdiction over the subject matter and the Respondents; and it appearing that the Consent Order Agreement is in the public interest,

I. *It Is Ordered that* the Consent Agreement be, and hereby is, accepted.

II. *It Is Further Ordered That* Respondents will not operate the Himalaya amusement ride unless they take the actions set forth in sections III, IV, and V of this Order.

III. *It Is Further Ordered That* Respondents and each of their successors and assigns notify the Commission in writing at least 60 days prior to placing the Himalaya in service at each location in which Respondents intend to operate the Himalaya.

IV. *It Is Further Ordered That* Respondents and each of their successors and assigns allow the Commission or an entity acting on behalf of the Commission including, but not limited to state amusement ride safety inspectors and private amusement ride safety inspectors, to inspect the Himalaya prior to the ride being placed in service at each location in which Respondents intend to operate it.

V. *It Is Further Ordered That* Respondents and each of their successors and assigns comply with all manufacturer's recommendations and

specifications including, but not limited to, parts, operation, inspection, secondary restraints, and maintenance of the Himalaya.

VI. *It Is Further Ordered That* Respondent B & B Spectaculars and each of its successors and assigns notify the Commission in writing at least 60 days prior to sale of all parts of the Himalaya. Such notice shall include the name(s), address(es), and telephone number(s) of the purchaser(s).

VII. *It Is Further Ordered That* Respondent B&B Spectaculars and each of its successors and assigns notify the Commission in writing at least 60 days prior to destroying and/or disposing of the Himalaya. Such notice shall include the name, address, and telephone number of the entity charged with destroying and/or disposing of the Himalaya and the location of the destruction and/or disposal.

VIII. *It Is Further Ordered That* Respondents and each of their successors and assigns direct all required notices under the Consent Order Agreement to Alan Alan H. Schoem, Assistant Executive Director, Office of Compliance, U.S. Consumer Product Safety Commission, Washington, D.C. 20207-0001.

Provisionally accepted and Provisional Order issued on the 3rd day of April, 2000.

By Order of the Commission.

Sadye E. Dunn,

Secretary, Consumer Product Safety Commission.

[FR Doc. 00-8714 Filed 4-7-00; 8:45 am]

BILLING CODE 6355-01-M

DEPARTMENT OF DEFENSE**Office of the Secretary****TRICARE/The Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); Pharmacy Redesign Pilot Program**

AGENCY: Office of the Secretary, DoD.

ACTION: Notice of two-site implementation of the Pharmacy Redesign Pilot Program.

SUMMARY: This notice is to advise interested parties of a two-site implementation of the Pharmacy Redesign Pilot Program for certain military health system (MHS) beneficiaries who are 65 years of age or older, pursuant to the requirements in the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999. Specifically, Section 723 of this act mandates the pharmacy redesign to incorporate private sector "best business

practices" in providing pharmacy services in the MHS, including both military medical treatment facilities (MTFs) and the mail-order and retail pharmacy benefit under TRICARE. It is projected that participation in this pilot program will extend access to a system-wide drug benefit for approximately 6,000 over-age 65 DoD eligible beneficiaries that has not been available until now. In the past, Medicare-eligible MHS beneficiaries' access to pharmacy benefits has generally been limited to the MTFs; therefore, the purpose of this pharmacy redesign pilot program is to assess the feasibility and cost of a system-side pharmacy benefit for Medicare eligible MHS beneficiaries. The pilot program is limited to two sites where up to three thousand eligible beneficiaries will be enrolled at each site. A random selection process resulted in Fleming, Kentucky and Okeechobee, Florida as the pilot sites.

The pharmacy benefit under this demonstration will require an annual \$200 enrollment fee. The TRICARE retail network pharmacies will provide up to a 30-day supply of medications for a 20% co-payment with each prescription. The beneficiaries will also have access to the National Mail-Order Pharmacy Program (NMOP) where quantities up to a 90-day supply will be dispensed for a flat fee of \$8 for each prescription.

The pharmacy redesign pilot program is projected to last for three (3) years and will be evaluated by an independent entity outside the Department of Defense.

EFFECTIVE DATE: Enrollment in the demonstration is projected to begin by June 1, 2000 with Delivery of services by July 1, 2000.

FOR FURTHER INFORMATION CONTACT: CAPT Charles Hostettler, Office of the Assistant Secretary of Defense (Health Affairs), TRICARE Management Activity, (703) 681-1740.

SUPPLEMENTARY INFORMATION:**A. Background**

In June 1998, the General Accounting Office (GAO) testified before the Subcommittee on Military Personnel, Committee on Armed Services, House of Representatives, that over the past several years, concern about the costs and quality of DoD's pharmacy benefit has surfaced. GAO recommended that DoD establish a more system-wide approach to managing its pharmacy benefit by establishing a uniform, incentive-based formula across its pharmacy programs. Furthermore, GAO recommended that a system-wide pharmacy benefit be granted to