

(2) [Reserved]

\* \* \* \* \*

(c) *Concentration determination.* The following procedures shall be used to determine the ethylene oxide concentration as the monitored parameter for aeration room vents as established in § 63.364(e)(1) and to monitor the ethylene oxide concentration before activation of the chamber exhaust vents as established in § 63.364(e)(2).

(1) *Parameter Monitoring.* For determining the ethylene oxide concentration established in § 63.363(b)(2)(i), (c)(2), and (d)(2), follow the procedures in PS 8 or PS 9 in 40 CFR part 60, appendix B. Sources complying with PS 8 are exempt from the relative accuracy procedures in sections 2.4 and 3 of PS 8.

(2) *Sterilization chamber prior to activation of the chamber exhaust.* For determining the ethylene oxide concentration established in § 63.363(d)(2) for the sterilization chamber before activation of the chamber exhaust, follow the procedures in PS 8 or PS 9 in 40 CFR part 60, appendix B. Sources complying with PS 8 are exempt from the relative accuracy procedures in sections 2.4 and 3 of PS 8.

(d) *Efficiency determination at the aeration room vent and at the chamber exhaust vent (not manifolded).* The following procedures shall be used to determine the efficiency of a control device used to comply with § 63.362(d) or (e), the aeration room vent standard or the chamber exhaust vent standards.

(1) Determine the concentration of ethylene oxide at the inlet and outlet of the control device using the procedures in Test Method 18 or 25A in 40 CFR part 60, appendix A. A test is comprised of three 1-hour runs.

(2) Determine control device efficiency (% Eff) using the following equation:

$$\% \text{ Eff} = \frac{W_i - W_o}{W_i} \times 100$$

Where:

% Eff = percent efficiency

$W_i$  = mass flow rate into the control device

$W_o$  = mass flow rate out of the control device

(3) Repeat the procedures in paragraphs (d)(1) and (2) of this section three times. The arithmetic average percent efficiency of the three runs shall determine the overall efficiency of the control device.

\* \* \* \* \*

(f) *Determination of baseline temperature for oxidation units.* The procedure in paragraph (f)(1) of this

section shall be used to establish the baseline temperature required in § 63.363(b), (c), or (d) for catalytic oxidation units or thermal oxidation units.

(1) The owner or operator shall maintain the recommended minimum oxidation temperature provided by the oxidation unit manufacturer.

(2)–(3) [Reserved]

\* \* \* \* \*

(h) An owner or operator of a sterilization facility seeking to demonstrate compliance with the standards found at § 63.362(d) or (e) with a monitoring device or procedure other than a gas chromatograph or a flame ionization analyzer shall provide to the Administrator information describing the operation of the monitoring device or procedure and the parameter(s) that would indicate proper operation and maintenance of the device or procedure. The Administrator may request further information and will specify appropriate test methods and procedures.

8. Section 63.366 is amended by revising paragraph (a)(3) as follows:

\* \* \* \* \*

**§ 63.366 Reporting requirements.**

(a) \* \* \*

(3) Content and submittal dates for excess emissions and monitoring system performance reports. All excess emissions and monitoring system performance reports and all summary reports, if required per § 63.10(e)(3)(vii) and (viii) of subpart A of this part, shall be delivered or postmarked or postmarked within 30 days following the end of each calendar half or quarter as appropriate (see § 63.10(e)(3)(i) through (iv) for applicability). Written reports of exceedances, excursions, or violations of process or control system parameters, or operating limits, shall include all information required in § 63.10(c)(5) through (13) of subpart A of this part, as applicable in Table 1 of § 63.360, and information from any calibration tests in which the monitoring equipment is not in compliance with PS 9 or the method used for temperature calibration. The written report shall also include the name, title, and signature of the responsible official who is certifying the accuracy of the report. When no exceedances, excursions, or violations have occurred or monitoring equipment has not been inoperative, repaired, or adjusted, such information shall be stated in the report.

\* \* \* \* \*

9. Section 63.367 is revised to read as follows:

**§ 63.367 Recordkeeping requirements.**

(a) The owner or operator of a source subject to the emissions standards in § 63.362 shall comply with the recordkeeping requirements in § 63.10(b) and (c) of subpart A of this part, according to the applicability in Table 1 of § 63.360, and in this section. All records required to be maintained by this subpart or a subpart referenced by this subpart shall be maintained in such a manner that they can be readily accessed and are suitable for inspection. The most recent 2 years of records shall be retained onsite or shall be accessible to an inspector while onsite. The records of the preceding 3 years, where required, may be retained offsite. Records may be maintained in hard copy or computer-readable form including, but not limited to, on paper, microfilm, computer, computer disk, magnetic tape, or microfiche.

(b) The owners or operators of a source using 1 to 10 tons not subject to an emissions standard in § 63.362 shall maintain records of ethylene oxide use on a 12-month rolling average basis (until the source changes its operations to become a source subject to an emissions standard in § 63.362).

(c) The owners or operators of a source using less than 1 ton shall maintain records of ethylene oxide use on a 12-month rolling average basis (until the source changes its operations to become a source subject to the emissions standard in § 63.362).

[FR Doc. 01–5414 Filed 3–5–01; 8:45 am]

BILLING CODE 6560–50–P

**DEPARTMENT OF ENERGY**

**48 CFR Parts 904, 952 and 970**

**RIN 1991–AB54**

**Acquisition Regulations; Conditional Payment of Fee, Profit, and Other Incentives**

**AGENCY:** Department of Energy.

**ACTION:** Proposed rule; extension of public comment period.

**SUMMARY:** On February 1, 2001, the Department of Energy (DOE) published a Notice of Proposed Rulemaking to consider amending its Acquisition Regulation to: implement, in part, the requirements of Section 3147 of the National Defense Authorization Act for Fiscal Year 2000 relating to the safeguarding of classified information; establish more objective standards and procedures for considering and applying reductions of fee or other amounts payable for contractor performance

failures relating to environment, safety, and health (ES&H); and make related technical and conforming amendments. The comment period was to end on March 5, 2001. In response to requests of several of DOE's major contractors, DOE is extending the comment period to on or before the close of business on April 5, 2001.

**DATES:** Written comments must be received on or before the close of business April 5, 2001.

**ADDRESSES:** Comments (3 copies) should be addressed to: Michael L. Righi, Department of Energy, Office of Procurement and Assistance Management, MA-51, 1000 Independence Avenue, SW., Washington, DC 20585.

**FOR FURTHER INFORMATION CONTACT:** Michael L. Righi at michael.l.righi@hq.doe.gov or (202) 586-8175.

Issued in Washington, D.C. on February 28, 2001.

**Gwendolyn S. Cowan,**

*Acting Director, Office of Procurement and Assistance Management, Department of Energy.*

[FR Doc. 01-5431 Filed 3-5-01; 8:45 am]

**BILLING CODE 6450-01-P**

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

#### 49 CFR Part 229

[FRA Docket No. FRA 2000-8545; Notice No. 2]

RIN 2130-AB89

#### Locomotive Cab Sanitation Standards

**AGENCY:** Federal Railroad Administration (FRA), DOT.

**ACTION:** Notice of public hearing.

**SUMMARY:** By notice of proposed rulemaking (NPRM) published on January 2, 2001 (66 FR 136), FRA proposed safety standards for sanitation facilities for locomotive cab employees. This document announces a public hearing to give interested parties an opportunity to make comments on the record concerning the NPRM.

**DATES:** FRA will host a public hearing on April 2, 2001 at 2:00 p.m. Any interested party who desires to participate in the hearing must notify the Department of Transportation Central Docket Management Facility in writing on or before March 27, 2001. Written notification to the Docket Clerk must identify the docket number, and the participant's name, affiliation, and phone number.

**ADDRESSES:** *Public Hearing:* The public hearing will take place at the Omni Ambassador East, 1301 North State Parkway, Chicago, Illinois 60610 (312-787-7200).

*Docket Clerk:* Each notification must be submitted to the Department's Central Docket located in Room PL-401 at the Plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC 20590. Docket hours at the Nassif Building are Monday-Friday, 10:00 a.m. to 5:00 p.m., excluding Federal holidays. Submissions may also be made via the Internet at <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Christine Beyer, Office of the Chief Counsel, 1120 Vermont Avenue, NW., Mail Stop 10, Washington, DC 20950 (telephone 202-493-6027); or Brenda Hattery, Office of Safety Assurance and Compliance, 1120 Vermont Avenue, NW., Mail Stop 25, Washington, DC 20590 (telephone: 202-493-6326).

**SUPPLEMENTARY INFORMATION:** FRA published its NPRM on locomotive cab sanitation standards on January 2, 2001 (66 FR 136). In the NPRM, FRA provided all interested parties the opportunity to request a public hearing, and the Brotherhood of Maintenance-of-Way Employes has requested a hearing. FRA prepared the NPRM through consultations with the Railroad Safety Advisory Committee (RSAC). FRA established RSAC in 1996 to provide a forum for collaborative rulemaking and program development. RSAC includes representation from all of the agency's major customer groups, including railroad carriers, labor organizations, suppliers, manufacturers and other interested parties.

FRA presented the issue of locomotive cab working conditions to RSAC in June 1997, and RSAC agreed to take on the task of preparing recommendations for any rulemaking FRA promulgated on the subject of cab sanitation facilities. RSAC formed the Locomotive Cab Working Conditions Working Group (Working Group) to meet and discuss the nature and extent of the problem, and to recommend a course of action for the agency. The Working Group included representatives of the rail carriers, affected labor organizations, and manufacturers. FRA and the Working Group met extensively over a period of 3 years, and discussed the area of cab sanitation thoroughly. FRA's NPRM is based largely on the recommendations that the Working Group prepared, and FRA believes the input the Working Group provided greatly enhanced the quality of the product. FRA invited

written comments on the NPRM from all interested parties, and looks forward to additional oral comments at the public hearing.

#### Public Hearing Procedures

The public hearing will be conducted on the record, with a stenographer present. Any interested party may make a statement for the record and offer suggestions for improving the proposed standards. Any person wishing to participate in the public hearing should notify the Docket Clerk by mail or via the Internet at the address provided in the **ADDRESSES** section above, on or before March 27, 2001. The notification should identify the participant's name, affiliation and phone number.

Issued in Washington, D.C., on February 28, 2001.

**S. Mark Lindsey,**

*Acting Deputy Administrator.*

[FR Doc. 01-5307 Filed 3-5-01; 8:45 am]

**BILLING CODE 4910-06-P**

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

RIN 1018-AG41

#### Endangered and Threatened Wildlife and Plants; Proposal To Delist *Eriastrum hooveri* (Hoover's Woolly-Star)

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), propose to remove *Eriastrum hooveri* (Hoover's woolly-star) from the List of Endangered and Threatened Plants. This action is based on a review of all available data, which indicate that *E. hooveri* is more widespread and abundant than was documented at the time of listing, is more resilient and less vulnerable to certain activities than previously thought, and is protected on Federal, State, and private lands. The management practices of the Bureau of Land Management (BLM), on whose land a significant number of new populations have been found, afford adequate protection to the species. Occidental of Elk Hills, Inc. will manage and monitor a 2,863 hectare (7,075 acre) conservation area that contains *E. hooveri* occurrences. Occurrences of *E. hooveri* are also found on six other preserves and natural areas managed variously by the BLM, California