

are sold in the sales transactions listed below in those States, these State authorized inspectors are authorized to, and shall, except as provided for in paragraph (f) of this section, collect

assessments due as a result of the sale of cattle. In those transactions in which inspectors are responsible for collecting assessments, the person paying the producer shall not be responsible for the

collection and remittance of such assessments. The following chart identifies the party responsible for collecting and remitting assessments in these States:

| States | Sales through auction market | Sales to a slaughter/packer | Sales to a feedlot | Sales to an order buyer/dealer | Country sales ¹ |
|------------------|------------------------------|-----------------------------|--------------------|--------------------------------|----------------------------|
| Arizona | CP | CP | CP | B | B |
| California | CP | CP | B | B-CP | B |
| Colorado | CP | B | B | B | B |
| Idaho | CP | CP | B | B | B |
| Montana | CP | B | B | B | B |
| Nebraska | CP | CP | B-CP | B-CP | B-CP |
| Oregon | CP | B-CP | B | B | B |
| New Mexico | CP | B-CP | B-CP | B-CP | B-CP |
| Utah | CP | B-CP | B | B | B |
| Washington | CP | CP | B | B-CP | B |
| Wyoming | CP | B | B | B | B |

Key:

B—Brand inspector has responsibility to collect and remit assessments due.

CP—The person paying the producer shall be the collecting person and has responsibility to collect and remit the assessments due.

B-CP—Brand inspector has responsibility to collect; however, when there has not been a physical brand inspection the person paying the producer shall be the collecting person and has the responsibility to collect and remit assessments due.

¹ For the purpose of this subpart, the term "country sales" shall include any sales not conducted at an auction or livestock market and which is not a sale to a slaughter/packer, feedlot, or order buyer or dealer.

* * * * *

4. A new paragraph (f) of § 1260.311 is added to read as follows:

(f)(1) A producer who transports, prior to sale, cattle of that producer's own production to another State, may elect to make a directed payment of the \$1-per-head assessment in advance to the QSBC in the State in which the producer resides, or to the Board if there is no QSBC in such State, provided that the producer fulfills the requirements set forth below:

(i) transports the cattle under retained ownership to a feedlot or similar location, and the cattle remain at such location, prior to sale, for a period not less than 30 days; and

(ii) the producer, at the time of transport, signs a Certification of Producer Directed Payment of Cattle Assessments form indicating that the assessment has been paid in advance. A copy of the certification form establishing the payment of the assessment shall be sent by the producer with the assessment when remitted to the QSBC or the Board. The producer also shall send a copy of the certification form to the feedlot operator at the time the cattle are delivered. A copy of the certification form also shall be given to the purchaser of the cattle by the feedlot operator at the time of sale.

(2) The certification form will include the following information:

1. Producer's Name.
2. Producer's social security number or Tax I.D. number.

3. Producer's address (street address or P.O. Box, city, State, and zip code).

4. Signature of Producer.

5. Producer's State of residence.

6. Number of cattle shipped to out of State feedyard under retained ownership.

7. Date cattle shipped.

8. State where cattle will be on feed.

9. Name of feedyard.

10. Address of feedyard.

(3) For those cattle for which the assessment has been producer directed and paid in advance pursuant to paragraph (f)(1) of this section, the purchaser of the cattle shall not be required to collect and remit the assessment, but shall maintain on file a copy of the Certification of Producer Directed Payment of Cattle Assessments form completed and signed by the producer who originally transported the cattle under retained ownership.

(4) For those cattle for which the assessment has been producer directed and paid in advance pursuant to paragraph (f)(1) of this section, copies of the completed Certification of Producer Directed Payment of Cattle Assessments form shall be maintained on file by the producer, the QSBC or the Board, the feedlot operator, and the purchaser of the cattle for 2 years.

Dated: October 12, 2001.

Kenneth C. Clayton,
Associate Administrator, Agricultural Marketing Service.

[FR Doc. 01-26394 Filed 10-18-01; 8:45 am]

BILLING CODE 3410-02-P

DEPARTMENT OF ENERGY

10 CFR Part 852

RIN 1901-AA90

Guidelines for Physicians Panel Determinations on Worker Requests for Assistance in Filing for State Workers' Compensation Benefits

AGENCY: Department of Energy.

ACTION: Notice of proposed rulemaking; announcement of public hearing.

SUMMARY: This document announces a public hearing to be held on October 25, 2001, in order to obtain comments regarding a notice of proposed rulemaking published in the **Federal Register** on September 7, 2001. This is the second public hearing held on this proposed rulemaking. The first hearing was held on October 10, 2001, at the Forrestal Building in Washington, D.C. Testimony submitted at that hearing can be found at the Office of Advocacy website: www.eh.doe.gov/advocacy. Testimony submitted at the October 25 hearing will also be made available at this website.

DATES: Oral views, data, and arguments may be presented at the public hearing, beginning at 4 p.m. on October 25, 2001. DOE must receive requests to speak at the public hearing and a fax of your statements no later than 4 p.m., October 24, 2001. DOE is requesting that speakers bring four (4) copies of their written comments and prepared statements for the public hearing.

ADDRESSES: Those wishing to speak should contact Judy Keating at 202-586-7551, and fax a copy of their statements to Ms. Keating at 202-586-6010 in advance of the meeting (no later than 4 p.m. October 24, 2001). DOE requests that speakers bring four (4) copies of their statements to distribute to the media and the public. Speakers who have not preregistered will be allowed to speak once all registered speakers are heard. The meeting will not conclude until all those wishing to speak are heard.

The hearing will begin at 4 p.m. at the Radisson Hotel Cincinnati Airport (adjacent to the Cincinnati-Northern Kentucky International Airport in Hebron, Kentucky). You can find more information concerning public participation in this rulemaking proceeding in Section IV, "Opportunity for Public Comment," of the previously published notice of proposed rulemaking (66 FR 46742).

Written comments can continue to be addressed to Ms. Loretta Young, Office of Advocacy, EH-8, U.S. Department of Energy, 1000 Independence Avenue, SW, Washington, DC 20585, "PHYSICIAN PANEL RULE COMMENTS." The deadline for receiving written comments is November 8, 2001.

FOR FURTHER INFORMATION CONTACT: Judy Keating, Office of Advocacy, EH-8, U.S. Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585; (202) 586-7551; fax: 202-586-6010; e-mail: judy.keating@eh.doe.gov.

Issued in Washington, DC, on October 17, 2001.

Steven Cary,

Acting Assistant Secretary, Environment, Safety and Health.

[FR Doc. 01-26510 Filed 10-17-01; 12:29 pm]

BILLING CODE 6450-01-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 2001-NE-20-AD]

RIN 2120-AA64

Airworthiness Directives; CFM International, S.A. CFM56-5 Series Turbofan Engines

AGENCY: Federal Aviation Administration, DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: The Federal Aviation Administration (FAA) proposes to adopt a new airworthiness directive (AD) that is applicable to CFM International, S.A. (CMFI) CFM56-5 series turbofan engines. This proposal would require replacement of the magnetic drain plug on certain part number (P/N) air turbine engine starters manufactured by Honeywell Engines & Systems. This proposal is prompted by three instances of uncontained air turbine engine starter failures, resulting in cowl damage. The actions specified by the proposed AD are intended to prevent uncontained failure of the starter and possible damage to the airplane.

DATES: Comments must be received by December 18, 2001.

ADDRESSES: Submit comments in triplicate to the Federal Aviation Administration (FAA), New England Region, Office of the Regional Counsel, Attention: Rules Docket No. 2001-NE-20-AD, 12 New England Executive Park, Burlington, MA 01803-5299. Comments may also be sent via the Internet using the following address: 9-ane-adcomment@faa.gov. Comments sent via the Internet must contain the docket number in the subject line. Comments may be inspected at this location, by appointment, between 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays. The service information referenced in the proposed rule may be obtained from Honeywell Engines & Systems, Technical Publications Department, 111 South 34th Street, Phoenix, Arizona 85034; telephone (602) 365-5535, fax (602) 365-5577. This information may be examined, by appointment, at the FAA, New England Region, Office of the Regional Counsel, 12 New England Executive Park, Burlington, MA.

FOR FURTHER INFORMATION CONTACT: James Rosa, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803-5299; telephone (781) 238-7152, fax (781) 238-7199.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the Rules Docket number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments, specified above, will be considered before taking action on the proposed rule. The

proposals contained in this action may be changed in light of the comments received.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposed rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report summarizing each FAA-public contact concerned with the substance of this proposal will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this action must submit a self-addressed, stamped postcard on which the following statement is made: "Comments to Docket Number 2001-NE-20-AD." The postcard will be date stamped and returned to the commenter.

Availability of NPRM's

Any person may obtain a copy of this NPRM by submitting a request to the FAA, New England Region, Office of the Regional Counsel, Attention: Rules Docket No. 2001-NE-20-AD, 12 New England Executive Park, Burlington, MA 01803-5299.

Discussion

The FAA has received three reports of uncontained failures of air turbine starters that resulted in cowl damage. A number of air turbine starters have been damaged by running without oil. Investigations of the incidents have shown that over torque of the magnetic drain plug, P/N 572-510-9004, can result in the failure of the plug, which can allow oil to drain from the starter housing. Failure of the plug may not be immediately evident when it is over torqued. Replacement of the existing magnetic drain plug, P/N 572-510-9004, with a new redesigned magnetic drain plug, P/N 572-8510-9152, would reduce the potential for oil loss from the turbine starter if the plug is inadvertently over torqued, and would prevent uncontained failure of the starter due to loss of oil and possible damage to the airplane.

Manufacturer's Service Information

The FAA has reviewed and approved the technical contents of Honeywell Service Bulletin 3505582-80-1706, dated March 8, 2000, that describes procedures for replacing magnetic drain plugs, P/N 572-510-9004 and packings, P/N S9413-555, with new redesigned drain plugs P/N 572-8510-9152, and packings, P/N S3225-905; and re-