

National Marine Fisheries Service, 7600 Sand Point Way NE, BIN C15700, Seattle, Washington 98115.

FOR FURTHER INFORMATION CONTACT:
H. A. Larkin, 206-527-6150.

SUPPLEMENTARY INFORMATION: The Pacific Coast Groundfish Fishery Management Plan (FMP) was approved by the Assistant Administrator for Fisheries, NOAA, on January 4, 1982, and its final implementing regulations at 50 CFR Parts 611 and 663 (47 FR 43964) were published on October 5, 1982. Several provisions in the FMP were new or more restrictive than previous requirements and were thought to impose an economic burden on domestic fishermen if imposed immediately. Consequently, these provisions were deferred for three months to allow a grace period for compliance by fishermen.

The Pacific Fishery Management Council (Council) recommended at its November 17-18, 1982 meeting, and the Assistant Administrator concurs, that the previously deferred provisions should become effective at 0001 PST, January 1, 1983, except for the one-mile marking of longline and trap groundlines, which should be deferred

indefinitely. The primary reason for delaying the effectiveness of this groundline regulation is to give the Council and the Secretary time to determine whether the groundline marking of each mile of trap and longline gear is unsafe, ineffective, impractical, and unenforceable, as public testimony has indicated. The exact wording of this deferred provision is—

Section 663.26(d)(4) for traps—"Traps laid on a groundline must also be marked at the surface every one mile of groundline with a pole and flag, and either a light or a radar reflector."; and

Section 663.26(f)(2) for longline gear—"Every one mile of groundline must also be marked at the surface with a pole and flag, and either a light or a radar reflector."

Comments on the need for this provision may be sent to the Regional Director at the above address.

(16 U.S.C. 1801 *et seq.*)

Dated: December 28, 1982.

Carmen J. Blondin,

Deputy Assistant Administrator for Fisheries Resource Management, National Marine Fisheries Service.

[FR Doc. 82-35530 Filed 12-28-82; 1:47 pm]

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Proposed Rules

Federal Register

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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.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 959

Onions Grown in South Texas; Proposed Amendment to Handling Regulation

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule.

SUMMARY: This proposed rule would amend the continuing regulation § 959.322 to extend from May 10 to June 1 each year the ending date for grade and size requirements and the Sunday shipping prohibition. The regulation requires shipments of onions to fresh market to be inspected and meet minimum grade, size, pack and container requirements. The regulation promotes orderly marketing of such onions and keeps the less desirable quality and sizes from being shipped to consumers.

DATE: Comments due February 2, 1983.

ADDRESSES: Comments should be sent to: Hearing Clerk, Room 1077-S, U.S. Department of Agriculture, Washington, D.C. 20250. Two copies of all written comments shall be submitted, and they will be made available for public inspection at the office of the Hearing Clerk during regular business hours.

FOR FURTHER INFORMATION CONTACT: Charles W. Porter, Chief, Vegetable Branch, F&V, AMS, USDA, Washington, D.C. 20250 (202) 447-2615. Copies of the marketing policy are available from him.

SUPPLEMENTARY INFORMATION:

Paperwork Reduction Act

Information collection requirements contained in this regulation (7 CFR Part 959) have been approved by the Office of Management and Budget under the provisions of 44 U.S.C. Chapter 35 and have been assigned OMB #0581-0074.

The proposed rule has been reviewed under Secretary's Memorandum 1512-1 and Executive Order 12291 and has been

designated a "nonmajor" rule. William T. Manley, Deputy Administrator, Agricultural Marketing Service, has determined that this action will not have a significant economic impact on a substantial number of small entities because it would not significantly affect costs for the directly regulated handlers.

Marketing Agreement No. 143 and Order No. 959, both as amended, regulate the handling of onions grown in designated counties in South Texas. It is effective under the agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The South Texas Onion Committee, established under the order, is responsible for its local administration.

Because requirements under this program have changed infrequently, in October 1981 the committee recommended, and the Secretary approved, a regulation which would continue in effect from marketing season to marketing season indefinitely unless modified, suspended or terminated by the Secretary upon recommendation submitted by the committee or other information available to the Secretary.

At its public organizational meeting in McAllen, Texas, on October 28, 1982, the committee recommended that the regulation continue in effect again this season with one change.

The committee recommended that the grade and size requirements and the Sunday shipping prohibitions be extended through June 1 of each year. These requirements currently are in effect March 1 through May 10 of each year. However, committee members representing the Laredo and the Winter Garden districts, the two districts most directly affected by the proposed change, believe it would improve the overall quality of onions marketed during this period. This should contribute to more orderly marketing of the South Texas onion crop.

Although the regulation proposed to be amended is effective for an indefinite period, the committee will continue to meet prior to or during each season to consider recommendations for modification, suspension, or termination of the regulation. Prior to making any such recommendations, the committee will submit to the Secretary a marketing policy for the season including an analysis of supply and demand factors having a bearing on the marketing of the crop. Committee meetings are open to

the public and interested persons may express their views at these meetings or may file comments with the Fruit and Vegetable Division before December 1 each year. The Department will evaluate committee recommendations and information submitted by the committee, and other available information, and determine whether modification, suspension or termination of the regulations on shipments of South Texas onions would tend to effectuate the declared policy of the act.

List of Subjects in 7 CFR Part 959

Marketing agreements and orders, Onions, Texas.

PART 959—ONIONS GROWN IN SOUTH TEXAS

It is proposed that the introductory text of § 959.322 *Handling regulations* (47 FR 8551, March 1, 1982) be revised as follows:

§ 959.322 Handling regulation.

During the period beginning March 10 and ending on June 15 each season no handler may package or load onions on Sunday or handle any onions except red varieties, unless they comply with paragraphs (a) through (d) or (e) or (f) of this section. However, the requirements of paragraphs (a) and (b) and the Sunday prohibition shall terminate at 11:59 p.m. on June 1 of each season.

[Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674].

Dated: December 27, 1982.

D. S. Kuryloski,
Deputy Director, Fruit and Vegetable
Division, Agricultural Marketing Service.

[FR Doc. 82-35990 Filed 12-30-82; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 1126

[Docket No. AO-231-A49]

Milk in Texas Marketing Area; Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Public hearing on proposed rulemaking.

SUMMARY: This hearing is being held to consider proposals by Associated Milk

Producers, Inc., to amend the Texas milk order. The proposed amendments would reduce the current price for producer milk used to produce butter, nonfat dry milk and cheddar cheese by 40 cents per hundredweight during the months of March-June and December of each year. AMPI has requested that the proposals be adopted on an expedited basis so that amendments can be made effective for the spring months of 1983. The cooperative claims that the proposed action is needed to reflect the cost of maintaining and operating manufacturing facilities that serve a marketwide balancing function.

DATE: The hearing will convene January 18, 1983.

ADDRESS: The hearing will be held at the Sheraton Grand Hotel, Dallas-Ft. Worth Airport, Highway 114 and Esters Boulevard, Dallas, Texas 75261, beginning at 9:30 a.m., local time.

FOR FURTHER INFORMATION CONTACT: Robert F. Groene, Marketing Specialist, Dairy Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250, 202-447-4824.

SUPPLEMENTARY INFORMATION: This administrative action is governed by the provisions of sections 556 and 557 of Title 5 of the United States Code and, therefore, is excluded from the requirements of Executive Order 12291.

Notice is hereby given of a public hearing to be held at the Sheraton Grand Hotel, Dallas-Ft. Worth Airport, Highway 114 and Esters Boulevard, Dallas, Texas 75261, beginning at 9:30 a.m., local time, on January 18, 1983, with respect to proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Texas marketing area.

The hearing is called pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900).

The purpose of the hearing is to receive evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreement and to the order.

Evidence also will be taken to determine whether emergency marketing conditions exist that would warrant omission of a recommended decision under the rules of practice and procedure (7 CFR Part 900.12(d)) with respect to Proposals 1 through 3.

Actions under the Federal milk order program are subject to the "Regulatory Flexibility Act" (Pub. L. 96-354). This act seeks to ensure that, within the statutory authority of a program, the regulatory and informational requirements are tailored to the size and nature of small businesses. For the purpose of the Federal order program, a small business will be considered as one which is independently owned and operated and which is not dominant in its field of operation. Most parties subject to a milk order are considered as a small business. Accordingly, interested parties are invited to present evidence on the probable regulatory and informational impact of the hearing proposals on small businesses. Also, parties may suggest modifications of the proposals for the purpose of tailoring their applicability to small businesses.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

PART 1126—[AMENDED]

Proposed by Associated Milk Producers, Inc.

Proposal No. 1

Amend § 1126.40 by adding a new paragraph (d) as follows:

§ 1126.40 Classes of utilization.

(d) Class III(A) milk shall be all producer milk used to produce nonfat dry milk powder, cheddar cheese and butter during the months of March, April, May, June and December.

Proposal No. 2

Amend § 1126.50 by adding a new paragraph (d) as follows:

§ 1126.50 Class prices.

(d) The Class III(A) price for the months of March, April, May, June and December shall be the basic formula price less 40 cents per hundredweight.

Proposal No. 3

Make conforming changes in the allocation, the classification of transfers and diversions, and computation of a handler's pool obligation sections of the order and other such necessary conforming changes to accommodate the Class III(A) classification and pricing provisions specified in proposals 1 and 2.

Proposed by the Dairy Division, Agricultural Marketing Service

Proposal No. 4

Make such changes as may be necessary to make the entire marketing

agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the market administrator, 11117 Shady Trail, P.O. Box 29529, Dallas, Texas 75229, or from the Hearing Clerk, Room 1077, South Building, United States Department of Agriculture, Washington, D.C. 20250 or may be there inspected.

From the time a hearing notice is issued and until the issuance of a final decision in a proceeding, Department employees involved in the decisional process are prohibited from discussing the merits of the hearing issues on an ex parte basis with any person having an interest in the proceeding. For this particular proceeding the prohibition applies to employees in the following organizational units:

Office of the Secretary of Agriculture
Office of the Administrator, Agricultural Marketing Service
Office of the General Counsel
Dairy Division, Agricultural Marketing Service (Washington Office only)
Office of the Market Administrator, Texas Marketing Area

Procedural matters are not subject to the above prohibition and may be discussed at any time.

List of Subjects in 7 CFR Part 1126

Milk marketing orders, Milk, Dairy products.

Signed at Washington, D.C., on December 27, 1982.

Vern F. Highley,
Administrator, Agricultural Marketing Service.

[FR Doc. 82-35524 Filed 12-30-82; 8:45 am]

BILLING CODE 3410-02-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 82-ASW-84]

Proposed Alteration of Transition Area; De Ridder, LA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Federal Aviation Administration proposes to alter the transition area at De Ridder, LA. The intended effect of the proposed action is to provide adequate controlled airspace for aircraft executing a new instrument approach procedure to the Beauregard Parish Airport. This action is necessary

since the relocation of the nondirectional radio beacon (NDB) and the installation of an instrument landing system (ILS).

DATE: Comments must be received on or before February 3, 1983.

ADDRESSES: Send comments on the proposal in triplicate to: Manager, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101.

The official docket may be examined in the Rules Docket, weekdays, except Federal holidays, between 8 a.m. and 4:30 p.m. The FAA Rules Docket is located in the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, 4400 Blue Mound Road, Fort Worth, TX.

FOR FURTHER INFORMATION CONTACT: Kenneth L. Stephenson, Airspace and Procedures Branch, ASW-535, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101; telephone: (817) 624-4911, extension 302.

SUPPLEMENTARY INFORMATION:

History

Federal Aviation Regulation Part 71, Subpart G 71.181 as republished in Advisory Circular AC 70-3 dated January 29, 1982, contains the description of transition areas designated to provide controlled airspace for the benefit of aircraft conducting instrument flight rules (IFR) activity. Alteration of the transition area at De Ridder, LA, will necessitate an amendment to this subpart. This amendment will be required at De Ridder, LA, since there is a proposed change in IFR procedures to the Beauregard Parish Airport.

Comments Invited

Interested persons are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposals. (Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the proposals.) Communications should identify the airspace docket and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to

Airspace Docket No. 82-ASW-84." The postcard will be date/time stamped and returned to the commenter. All communications received before the specified closing date for comments will be considered before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available for examination in the Rules Docket both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM

Any person may obtain a copy of this notice of proposed rulemaking (NPRM) by submitting a request to the Manager, Airspace and Procedures Branch, Air Traffic Division, Southwest Region, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101, or by calling (817) 624-4911, extension 302. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should contact the office listed above.

List of Subjects in 14 CFR Part 71

Control zones, Transition areas, Aviation safety.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, the FAA proposes to amend § 71.181 of Part 71 of the Federal Aviation Regulations (14 CFR Part 71) as follows:

De Ridder, LA, Revised

That airspace extending upward from 700 feet above the surface within a 6.5-mile radius of the Beauregard Parish Airport (latitude 30°50'00"N., longitude 93°20'30"W.) (Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)); and 14 CFR 11.61(c))

Note.—The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities

under the criteria of the Regulatory Flexibility Act.

Issued in Fort Worth, TX, on December 21, 1982.

F. E. Whitfield,

Acting Director, Southwest Region.

[FR Doc. 82-35495 Filed 12-30-82; 8:45 am]

BILLING CODE 4910-13-M

CIVIL AERONAUTICS BOARD

14 CFR Part 291

[Economic Reg. Docket 41148; EDR-451]

Domestic Cargo Transportation

Dated: December 16, 1982.

AGENCY: Civil Aeronautics Board.

ACTION: Notice of proposed rulemaking.

SUMMARY: The CAB proposes to exempt all-cargo air carriers and the Department of Defense from provisions of the Airline Deregulation Act so that they can enter into long-term contracts for domestic cargo transportation. This rulemaking is at the CAB's initiative.

The Board's decision is based on the fact that since the fitness criteria for awarding cargo rights under sections 401 and 418 are identical, requiring section 418 carriers to obtain section 401 certificates to compete for DOD domestic cargo is unjustified and unnecessary. The Board tentatively finds that it is in the public interest to permit all certified carriers to compete for DOD contracts.

DATES: Comments by February 28, 1983; reply comments by March 15, 1983. Comments and other relevant information received after this date will be considered by the Board only to the extent practicable. Requests to be put on the Service List by January 12, 1983. The Docket Section prepares the Service List and sends it to each person listed, who then serves comments to others on the list.

ADDRESS: Twenty copies of comments should be sent to Docket 41148, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428.

FOR FURTHER INFORMATION CONTACT: Joanne Yancey Hitchcock, Office of the General Counsel, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428; 202-673-5442.

SUPPLEMENTARY INFORMATION: Air carriers engaged in domestic cargo transportation may be certificated under section 401 or 418 of the Act, and are subject to the regulations in 14 CFR Part 291. Section 401(o) of the Act provides that only carriers certificated under section 401 can enter into contracts of