

18 CFR Part 159

Fees and Annual Charges Under the Natural Gas Act.

18 CFR Part 284

Continental Shelf, Natural Gas, Reporting Requirements.

18 CFR Part 381**General Fees.**

In consideration of the foregoing, the Commission amends Chapter I, Title 18, Code of Federal Regulations, as set forth below.

By the Commission.

Kenneth F. Plumb,
Secretary.

1. The authority for Part 157 continues to read as follows:

Authority: Natural Gas Act, 15 U.S.C. 717-717w (1982), as amended; Natural Gas Policy Act of 1978, 15 U.S.C. 3301-3432 (1982); Department of Energy Organization Act, 42 U.S.C. 7101-7352 (1982); E.O. 12009, 3 CFR 142 (1978).

2. Section 157.102(a)(1) is revised to read as follows:

§ 157.102 Contents of application and other pleadings.

(a) *General contents.* (1) Any application under this subpart must contain all information necessary to advise the Commission fully concerning the transportation, sales and other services, and facilities, construction, extension, or acquisition and operation for which a certificate and conditional pre-granted abandonment authorization is requested. All applications pursuant to this subpart must be accompanied by the fee prescribed in Part 381 of this chapter or a petition for waiver pursuant to § 381.106 of this chapter.

§ 157.205 [Amended]

3. Section 157.205(b) is amended by removing the words "this chapter and an original" and adding, in lieu thereof, the words "this chapter, except that no fee shall be assessed for abandonment activities under § 157.216(b), and an original".

4. The authority for Part 159 continues to read as follows:

Authority: Department of Energy Organization Act, 42 U.S.C. 7102-7352 (1982); E.O. 12009, 3 CFR 142 (1978); Independent Offices Appropriations Act, 31 U.S.C. 9701 (1982); Natural Gas Act, 15 U.S.C. 717-717w (1982); 43 U.S.C. 1334(c) (1982); E.O. 10085, 3 CFR 970 (1949-1953), unless otherwise noted.

§§ 159.1, 159.2a, 159.3 and 159.4 [Removed]

5. Sections 159.1, 159.2a, 159.3, and 159.4 are removed in their entirety.

§ 159.2 [Amended]

6. Section 159.2 is amended by revising the title now reading "Applications involving construction or acquisition of facilities" to read as follows:

§ 159.2 Applications filed prior to November 4, 1985 involving the construction or acquisition of facilities pursuant to section 7 of the NGA, and projects completed prior to November 4, 1985 involving the construction or acquisition of facilities pursuant to a blanket certificate.

7. Section 159.2 is further amended by removing from the introductory text the words "In addition to the fees prescribed by § 159.1, and except" and adding, in lieu thereof, the word "Except".

8. The authority for Part 284 continues to read as follows:

Authority: Natural Gas Act, 15 U.S.C. 717-717w (1982), as amended; Natural Gas Policy Act of 1978, 15 U.S.C. 3301-3432 (1982); Department of Energy Organization Act, 42 U.S.C. 7101-7352 (1982) E.O. 12009, 3 CFR 142 (1978).

§ 284.221 [Amended]

9. Section 284.221(b)(1) is amended by removing the words "must include;" and adding, in lieu thereof, the words "must be accompanied by the fee prescribed in Part 381 of this chapter or a petition for waiver pursuant to § 381.106 of this chapter and must include:".

§ 284.244 [Amended]

10. Section 284.244 is amended by removing the words "include the following:" in the introductory text and adding, in lieu thereof, the words "be accompanied by the fee prescribed in Part 381 of this chapter or a petition for waiver pursuant to § 381.106 of this chapter and must include the following:".

11. The authority for Part 381 continues to read as follows:

Authority: Department of Energy Organization Act, 42 U.S.C. 7101-7352 (1982); E.O. 12009, 3 CFR (1978); Independent Offices Appropriations Act, 31 U.S.C. 9701 (1982); Federal Power Act, 16 U.S.C. 791a-825r (1982); Public Utility Regulatory Policies Act, 16 U.S.C. 2601-2645 (1982).

§ 381.109 [Amended]

12. Section 381.109 is amended by removing the words "Federal Register." and adding, in lieu thereof, the words "Federal Register or, if the fee is inappropriately paid for a filing for which no fee is established. Fees paid in excess of the fees established under this part may be refunded to the extent of the amount paid in excess. To obtain a refund, the applicant must file a motion

requesting refund with the Commission."

13. Section 381.110 is revised to read as follows:

§ 381.110 Fees for substantial amendments.

Fees established under this part for any filing will also be charged, as appropriate, for any substantial amendment to a pending filing. An amendment is considered substantial if it changes the character, nature, or the magnitude of the proposed activity or rate in the pending filing. For purposes of this section, an application for a temporary certificate is not considered to be an amendment to a pending certificate application.

§ 381.207 [Amended]

14. Section 381.207(a) introductory text is amended by removing the words "any application for authorization" and inserting, in lieu thereof, the words: "any application, other than an application for a temporary certificate, for authorization".

15. Section 381.207(a)(1) is amended by removing the words "157.103" and adding, in lieu thereof, the words "157.102", and by removing the words "284.222 and" and adding, in lieu thereof, the words "284.224 and".

§ 381.207 [Amended]

16. Section 381.207(a)(2) is amended by removing the words "§§ 284.107, 284.127, and 284.244" and adding, in lieu thereof, the words "§ 284.244".

17. Section 381.207(b) is amended by removing the words "157.103, 157.204, 284.107, 284.127, 284.221, 284.222" and adding, in lieu thereof, the words "157.102, 157.204, 284.221, 284.224".

[FR Doc. 86-27053 Filed 12-02-86; 8:45 am]

BILLING CODE 6717-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**Office of the Secretary****24 CFR Part 13**

[Docket No. R-86-1289; FR-2226]

Use of Penalty Mail in the Location and Recovery of Missing Children; Correction

AGENCY: Office of the Secretary, HUD.
ACTION: Final rule; correction.

SUMMARY: This document corrects the final rule on the use of penalty mail in the location and recovery of missing children, which was published on June 3, 1986 (51 FR 19829), by (1) correcting the

authority citation and (2) replacing the words "official mail" in § 13.1 with the words "penalty mail".

FOR FURTHER INFORMATION CONTACT: Sandra L. Timbrook, Chief, Mail and Transportation Branch, Office of Administrative and Management Services, Room 5176, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410. Telephone: (202) 755-5703. (This is not a toll-free number.)

Accordingly, 24 CFR Part 13 is corrected as follows:

1. The authority citation for Part 13 is corrected to read as follows:

Authority: 39 U.S.C. 3220(a)(2); 5 U.S.C. 301.

§ 13.1 [Amended]

2. Section 13.1 is corrected by replacing the words "official mail" with the words "penalty mail".

Dated: November 26, 1986.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 86-21799 Filed 12-2-86; 8:45 am]

BILLING CODE 4210-32-M

DEPARTMENT OF DEFENSE

Department of the Air Force

32 CFR Part 807

Procedures for Issuing Air Force Publications and Forms Outside the Air Force

AGENCY: Department of the Air Force, Department of Defense.

ACTION: Final rule.

SUMMARY: This regulation provides Air Force procedures for issuing publications and forms to private citizens, organizations and commercial activities. The regulation informs the public sector to obtain administrative publications and forms from the local Air Force installation, or where not available from the local installation, the requests are referred to the proper source.

EFFECTIVE DATE: January 2, 1987.

ADDRESS: HQ USAF/DAPD, Bolling AFB, DC 20332-6468.

FOR FURTHER INFORMATION CONTACT: Walter S. Frazer, HQ USAF/DAPD, Bolling AFB, DC 20332-6468, telephone (202) 767-6077.

SUPPLEMENTARY INFORMATION: On April 23, 1986, the Air Force published a proposed rule on issuing Air Force publications and forms outside the Air Force (51 FR 15352). No comments were received.

The Department of the Air Force has determined that this regulation is not a

major rule as defined by Executive Order 12291, is not subject to the relevant provisions of the Regulatory Flexibility Act of 1980 (Pub. L. 96-354), and does not contain reporting or recordkeeping requirements under the criteria of the Paperwork Reduction Act of 1980 (Pub. L. 96-511).

List of Subjects in 32 CFR Part 807

Government contracts, Government procurement.

Accordingly, 32 CFR, Chapter VII, is amended by adding Part 807 as set forth below:

PART 807—ISSUING AIR FORCE PUBLICATIONS AND FORMS OUTSIDE THE AIR FORCE

Sec.

807.1 Issuing publications and forms to private citizens, private organizations, and commercial activities.

807.2 Issuing publications and forms free outside the Air Force.

807.3 Shipments made by contractors.

Authority: Sec. 8012, 70A Stat. 488, 10 U.S.C. 8012.

§ 807.1 Issuing publications and forms to private citizens, private organizations, and commercial activities.

(a) Classified publications, accountable forms, or forms requiring storage safeguards will not be released to private citizens, private organizations or commercial activities except as stated in § 807.2 and Part 806 of this chapter.

(b) Publications marked For Official Use Only (FOUO) and Limited (L) distribution will be processed as follows:

(1) FOUO publications will be processed in accordance with Part 806 of this chapter.

(2) Requests for limited (L) distribution will be referred to the Automatic Data Processing System (ADPS) manager.

(c) Except as stated in paragraphs (a) and (b) of this section, requests from private citizens and organizations will be processed as follows. The fee schedule and charges outlined in Part 813 of this chapter will be used. Non-user charge transactions, waiver or reduced charges, other special charges and exclusions will be processed in accordance with Part 812 of this chapter. Requests will be processed according to locally established procedures.

(1) If requested items are not immediately available from local stocks, the Publishing Distribution Office will obtain them from the Air Force Publishing Distribution Center for release to the requester. Where special release prohibitions are indicated on the

cover or title page, the publication will be processed according to the instructions shown.

(2) If an item is not stocked by the Air Force Publishing Distribution Center, and the index indicates availability from another source, the request will be referred to that source and the requester advised of the referral.

(3) If the request is submitted under the Freedom of Information Act as defined in Part 806 of this chapter, it will be referred to the local Freedom of Information Act Office.

(4) If a request is received by HQ USAF or the Air Force Publishing Distribution Center, it will be referred to the Air Force installation nearest to the requester for processing.

(d) Publications and forms will be issued free to commercial activities only under the conditions set forth in § 807.2; otherwise, Parts 806, 812 and 813 of this chapter apply.

§ 807.2 Issuing publications and forms free outside the Air Force.

(a) If an Air Force publication or form requested concerns invitation for bid, then it is available for review by prospective bidders and may be obtained free from the Air Force procurement authority concerned.

(b) If an Air Force publication or form is needed in connection with contract performance, then it may be obtained free from the Air Force or Defense Logistics Agency (DLA) official responsible for administering the contract, as follows:

(1) One-time issue to contractor.

(2) Followup or recurring issue to contractors of Federal Supply Catalog handbooks and manual chapters when guaranteed by contract (otherwise contractor must purchase from Superintendent of Documents, GPO).

(3) Followup or recurring issue to contractor of Air Force publication or form when the Air Force contract administering official determines issue to be necessary to contract performance.

(c) If an Air Force publication or form is desired in small quantities, and is one-time issue to another federal, state, or local government agency, then it is available free subject to security regulations on classified material; Part 806 of this chapter for FOUO publications; release requirements on L distribution items; and special release statements on individual items. The publications may be obtained from the Publishing Distribution Office or other issuing activity. Recurring requests and requests for large quantities will be referred to the procuring headquarters

for determination of whether reimbursement is required.

§ 807.3 Shipments made by contractors.

(a) Air Force activities responsible for printing and distribution contracts will ensure that contractors comply with this part to the extent it is incorporated into the contract. Appropriate shipping instructions must be included in printing contracts that require initial distribution of the publications being printed.

(b) Backup stock is generally shipped to storage points by freight. However, if the contract requires the contractor to make distribution by mail, the contracting activity is authorized to furnish the contractor with Air Force official mailing labels which carry the return address of the Air Force sponsor. Patsy J. Conner,

Air Force Federal Register Liaison Officer.

[FR Doc. 86-27166 Filed 12-2-86; 8:45 am]

BILLING CODE 3910-01-M

COPYRIGHT ROYALTY TRIBUNAL

37 CFR Part 304

Cost of Living Adjustment for Performance of Musical Compositions by Public Broadcasting Entities Licensed to Colleges and Universities

AGENCY: Copyright Royalty Tribunal.

ACTION: Final rule.

SUMMARY: In accordance with 37 CFR 304.10(a) the Copyright Royalty Tribunal announces a cost of living adjustment of 1.2%. This adjustment is to be applied to the compulsory royalty rates paid by public broadcasting entities which are licensed to colleges, universities or other nonprofit educational institutions and which are not affiliated with National Public Radio, for their use of copyrighted published nondramatic musical compositions. In accordance with 37 CFR 304.10(b) the Copyright Royalty Tribunal publishes a revised schedule of rates as adjusted by the above change in the cost of living index.

EFFECTIVE DATE: January 2, 1987.

FOR FURTHER INFORMATION CONTACT: Edward W. Ray, Chairman, Copyright Royalty Tribunal, 1111 20th Street, NW., Washington, DC 20036.

SUPPLEMENTARY INFORMATION: In the Federal Register of December 29, 1982 (47 FR 57923) codified at 37 CFR 304.10, the Copyright Royalty Tribunal published a final rule announcing the adjustment of the royalty schedule for the use of certain copyrighted works in connection with noncommercial broadcasting.

Section 304.10 Cost of living adjustment.

(a) On December 1, 1983 the CRT shall publish in the Federal Register a notice of the change in the cost of living as determined by the Consumer Price Index (all urban consumers, all items) from the May 1982 to the last index published prior to December 1, 1983. On each December 1 thereafter the CRT shall publish a notice of the change in the cost of living during the period from the first index published subsequent to the previous notice, to the last index published prior to December 1 of that year.

(b) On the same date of the notices published pursuant to paragraph (a), the CRT shall publish in the Federal Register a revised schedule of rates for § 304.5 alone, which shall adjust those royalty amounts established in dollar amounts according to the change in the cost of living determined as provided in paragraph (a) of this section. Such royalty rates shall be fixed at the nearest dollar.

(c) The adjusted schedule of rates for § 304.5 alone, shall become effective thirty dates after publication in the Federal Register.

Accordingly, it is announced that the change in the cost of living as determined by the Consumer Price Index, is revised as shown below:

List of Subjects in 37 CFR Part 304

Copyrights, Radio, Television.

PART 304—[AMENDED]

§ 304.5 [Amended]

1. The authority citation for Part 304 continues to read as follows:

Authority: 17 U.S.C. 118 and 801 (1976).

2. 37 CFR 304.5(c) is amended by removing the entries containing dollar amounts and inserting the following:

(c) . . .	
For all such compositions in the repertoire of ASCAP annually	\$152
For all such compositions in the repertoire of BMI annually	152
For all such compositions in the repertoire of SESAC annually	35
For the performances of any other such composition	1

Dated: November 26, 1986.

Edward W. Ray,
Chairman.

[FR Doc. 86-27048 Filed 12-2-86; 8:45 am]

BILLING CODE 1410-09-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[A-8-FRL-3115-1]

Approval and Promulgation of State Implementation Plans, Colorado; Minor Revisions to Regulation No. 1

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: This notice approves revisions to the Colorado Air Quality Control Commission Regulation No. 1 (Emission Control Regulations for Particulates, Smokes and Sulfur Oxides) of the Colorado SIP which were proposed to be approved on November 26, 1985 (40 FR 48613). The revisions were submitted by the Governor on June 22, 1982; on December 6, 1982 and on March 23, 1983. A supplemental submittal dated August 5, 1982 withdrew certain portions of the June 22, 1982 submittal, since said portions were not required by the Clean Air Act. There are also a number of minor revisions, additions and deletions to definitions in the "Common Provisions" for the Colorado Air Quality Regulations. The principal reason for this revision was to require Reasonably Available Control Technology (RACT) for casthouse operations and quenching towers at an existing iron and steel plant. However, subsequent to the State's submittal of this revision, these facilities were permanently closed. Under the circumstances, EPA considers the casthouse and quenching tower submission as surplus and we are not including that submission as part of the SIP. This action also addresses changes in the limitations for wigwam waste-wood burners, which changes maintain the opacity limit and improves the operation and maintenance (O&M) requirements for these burners. Changes were also made to the fugitive dust regulation so that it conforms to a State judicial decision.

EFFECTIVE DATE: January 2, 1987.

ADDRESSES: Copies of the revision are available for public inspection during normal business hours at the following offices:

Environmental Protection Agency,
Region VIII, Air Programs Branch, 999
18th Street, Denver, Colorado 80202-2413

Environmental Protection Agency,
Public Information Reference Unit,
Waterside Mall, 401 M Street, SW.,
Washington, DC 20460