

taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 94-25949 Filed 10-19-94; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. GT95-1-000]

**Mississippi River Transmission Corp.;
Flowthrough of Refunds Received**

October 14, 1994.

Take notice that on October 7, 1994, Mississippi River Transmission Corporation (MRT) submitted worksheets reflecting the flowthrough of take-or-pay refunds received by MRT from Koch Gateway Pipeline Company (KGPC) in accordance with the KGPC/MRT settlement in Docket Nos. RP85-209, *et al.*

MRT states that the purpose of this filing is to reflect the allocation of KGPC's take-or-pay refund amounts in Docket Nos. RP85-209-000, *et al.* among MRT's former Rate Schedule CD-1 and SGS-1 customers. MRT states that subject to receipt of Commission approval, it proposes to refund by check each customers respective portion of the refunds, including interest through November 7, 1994.

MRT states that a copy of this filing is being made to each of MRT's former jurisdictional sales customers and the state commissions of Arkansas, Illinois and Missouri.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, DC 20426, in accordance with §§ 385.211 and 385.214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such motions or protests should be filed on or before October 21, 1994. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 94-25951 Filed 10-19-94; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP95-7-000]

**Mississippi River Transmission Corp.;
Notice of Proposed Changes in FERC
Gas Tariff**

October 14, 1994.

Take notice that on October 7, 1994, Mississippi River Transmission Corporation (MRT) submitted for filing as part of its FERC Gas Tariff, Third Revised Volume No. 1, the tariff sheets listed on Appendix A, with a proposed effective date of November 1, 1994.

MRT states that the purpose of the revised tariff sheets is to correct typographical errors, to eliminate ambiguities, and to effect minor modifications to the tariff sheets approved in 1993 in connection with MRT's Order No. 636 restructuring. MRT states that the proposed tariff revisions have no impact on MRT's rates or revenues.

MRT states that copies of its tariff filing were mailed to MRT's customers and interested state commissions.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, DC 20426, in accordance with 18 CFR 385.214 and 385.211 of the Rules of Practice and Procedure. All such motions or protests should be filed on or before October 21, 1994. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the Public Reference Room.

Lois D. Cashell,
Secretary.

Appendix A

Third Revised Volume No. 1

Proposed Effective Date of November 1, 1994

First Revised Sheet No. 21
First Revised Sheet No. 26
First Revised Sheet No. 28
First Revised Sheet No. 33
First Revised Sheet No. 44
First Revised Sheet No. 65
First Revised Sheet No. 66
First Revised Sheet No. 73
First Revised Sheet No. 93
First Revised Sheet No. 94
First Revised Sheet No. 95
First Revised Sheet No. 100
First Revised Sheet No. 101
First Revised Sheet No. 103
First Revised Sheet No. 104
First Revised Sheet No. 109
First Revised Sheet No. 125

First Revised Sheet No. 127
First Revised Sheet No. 137
First Revised Sheet No. 138
Second Revised Sheet No. 146
Second Revised Sheet No. 147
First Revised Sheet No. 148
First Revised Sheet No. 149
First Revised Sheet No. 150
First Revised Sheet No. 151
Original Sheet No. 152
First Revised Sheet No. 183
First Revised Sheet No. 184
First Revised Sheet No. 185
First Revised Sheet No. 186
First Revised Sheet No. 215
First Revised Sheet No. 221
Original Sheet No. 222
First Revised Sheet No. 224
First Revised Sheet No. 250
First Revised Sheet No. 251
First Revised Sheet No. 267
First Revised Sheet No. 268
First Revised Sheet No. 293
First Revised Sheet No. 311
First Revised Sheet No. 323
First Revised Sheet No. 329

[FR Doc. 94-25955 Filed 10-19-94; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. MT95-1-000]

**Williston Basin Interstate Pipeline Co.;
Tariff Filing**

October 14, 1994.

Take notice that on October 11, 1994, Williston Basin Interstate Pipeline Company (Williston Basin), tendered for filing a revised staff sheet to Second Revised Volume No. 1 of its FERC Gas Tariff.

Williston Basin states that the revised tariff sheet reflects the addition of certain information in the area of possible shared personnel and has no rate impact.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before October 21, 1994. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to the proceeding must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,
Secretary.

[FR Doc. 94-25952 Filed 10-19-94; 8:45 am]

BILLING CODE 6717-01-M

FEDERAL MARITIME COMMISSION**Ocean Freight Forwarder License Revocations**

Notice is hereby given that the following ocean freight forwarder licenses have been revoked by the Federal Maritime Commission pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718) and the regulations of the Commission pertaining to the licensing of ocean freight forwarders, 46 CFR part 510.

License Number: 1968

Name: Atrahersa/Intertransit, Inc.

Address: 1900 N. Loop West, Ste. 450, Houston, Tx 77018

Date Revoked: September 4, 1994

Reason: Failed to maintain a valid surety bond.

License Number: 1261

Name: J.M. Pietri & Asso., Inc.

Address: P.O. Box 2928, San Juan, PR 00903

Date Revoked: September 23, 1994

Reason: Failed to maintain a valid surety bond.

License Number: 3358

Name: Peter Youngsuk Kim

Address: 711 West "B" Street, Wilmington, CA 90744

Date Revoked: September 27, 1994

Reason: Surrendered license voluntarily.

Bryant L. VanBrakle,

Director, Bureau of Tariffs, Certification and Licensing.

[FR Doc. 94-25989 Filed 10-19-94; 8:45 am]

BILLING CODE 6730-01-M

Ocean Freight Forwarder License Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as ocean freight forwarders pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718 and 46 CFR Part 510).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to contact the Office of Freight Forwarders, Federal Maritime Commission, Washington, D.C. 20573.

G & G International, Inc.

18424 Security Road
Houston, TX 77032

Officers:

Gary Giddens, President

Kurt Grabenstein, Vice President

G & G International, Inc.

22,157 68th Ave. South
Kent, WA 98032

Officers:

Glendy Chiu, President
Shu-Chin Wang, Vice President
Trans-Global Expeditors Forwarding, Inc.

6426 Ella Lee Lane, #2

Houston, TX 77057

Officers:

Brian Marr, President

Janice Quiroz, Vice President

Rosemary Marr, Secretary

Computer Logistics Services

31746 Enterprise Drive

Livonia, MI 48150

Officers:

Richard Hanschu, President

Kishore Kapadia

83 Fairview Avenue

Jersey City, NJ 07304

Sole Proprietor

Logistics Services Incorporated

1612 NW 84th Ave.

Miami, FL 33126

Officers:

Edwardo Santistevan, President

Arthur Elinson, Vice President

Brendan O'Grady, Treasurer

Profreight Brokers, Inc.

177-14 149th Road

Jamaica, NY 11434

Officers:

Monika Munro, President

Alastair Blair Munro, Secretary.

Dated: October 17, 1994.

By the Federal Maritime Commission.

Joseph C. Polking,

Secretary.

[FR Doc. 94-25990 Filed 10-19-94; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM**Clinton Bancorp, Inc., et al.; Formations of; Acquisitions by; and Mergers of Bank Holding Companies**

The companies listed in this notice have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) and § 225.14 of the Board's Regulation Y (12 CFR 225.14) to become a bank holding company or to acquire a bank or bank holding company. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank or to the offices of the Board of Governors. Any comment on

an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Unless otherwise noted, comments regarding each of these applications must be received not later than November 14, 1994.

A. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. **Clinton Bancorp, Inc.**, Clinton, Kentucky; to become a bank holding company by acquiring 100 percent of the voting shares of Clinton Bank, Clinton, Kentucky.

B. Federal Reserve Bank of Dallas (Genie D. Short, Vice President) 2200 North Pearl Street, Dallas, Texas 75201-2272:

1. **Flower Mound, L.C.**, Flower Mound, Texas; to become a bank holding company by acquiring 1 percent of the voting shares of Security Bank, Flower Mound, Texas.

Board of Governors of the Federal Reserve System, October 14, 1994.

Jennifer J. Johnson,

Deputy Secretary of the Board.

[FR Doc. 94-25992 Filed 10-19-94; 8:45 am]

BILLING CODE 6210-01-F

Emily Vernon, et al.; Change in Bank Control Notices; Acquisitions of Shares of Banks or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. Once the notices have been accepted for processing, they will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than November 9, 1994.

A. Federal Reserve Bank of Atlanta (Zane R. Kelley, Vice President) 104 Marietta Street, N.W., Atlanta, Georgia 30303:

1. **Emily Vernon**, Delray Beach, Florida; to acquire an addition 15.46

percent, for a total of 24.99 percent, of the voting shares of Jefferson Bancorp, Inc., Miami Beach, Florida, and thereby indirectly acquire Jefferson Bank of Florida, Miami Beach, Florida.

B. Federal Reserve Bank of Atlanta (Zane R. Kelley, Vice President) 104 Marietta Street, N.W., Atlanta, Georgia 30303:

1. *Mary Satter*, Dwight, Illinois; to acquire an additional 44 percent for a proforma total of 46 percent, of the voting shares of Citizens Central Bancorp, Inc., Macomb, Illinois, and thereby indirectly acquire Citizens National Bank of Macomb, Macomb, Illinois.

Board of Governors of the Federal Reserve System, October 14, 1994.

Jennifer J. Johnson,

Deputy Secretary of the Board.

[FR Doc. 94-25993 Filed 10-19-94; 8:45 am]

BILLING CODE 6210-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Assistant Secretary for Personnel Administration; Statement of Organization, Functions and Delegations of Authority

Notice is hereby given that under the authority vested in me by section 6 of Reorganization Plan No. 1 of 1953 and 5 U.S.C. 301, I have delegated to the Administrative Law Judges (ALJs) in, assigned to, or detailed to, the Departmental Appeals Board the authority to conduct hearings and to render decisions with respect to the imposition of civil remedies, including civil monetary penalties, assessments, and exclusions from program participation. This delegation includes, but is not limited to, the authority to administer oaths and affirmations, to subpoena witnesses and documents, to examine witnesses, to exclude or receive and give appropriate weight to materials and testimony offered as evidence, to make findings of fact and conclusions of law, and to determine the civil remedies to be imposed, which determinations will be final unless reviewed by a member or members of the Departmental Appeals Board. This delegation covers all civil monetary penalties, assessments, and exclusions from program participation delegated to the Inspector General or the Administrator, Health Care Financing Administration.

Further, I have delegated to the Chair and Members of the Departmental Appeals Board the authority to make

final determinations with respect to the imposition of civil remedies, including civil monetary penalties, assessments, and exclusions from program participation, on review of, or by declining to review, decisions of the Administrative Law Judges relating to these sections. This delegation covers all civil monetary penalties, assessments, and exclusions from program participation delegated to the Inspector General or the Administrator, Health Care Financing Administration.

This delegation supersedes the previous delegations of June 16, 1988, September 30, 1988, July 26, 1990, and July 24, 1992, and with respect to civil monetary penalties under sections 1819(h), 1846, 1891 (e) and (f), and 1919(h) of the Social Security Act, and 353(h) of the Public Health Service Act, the delegation of October 13, 1993.

This delegation is effective immediately.

Dated: October 13, 1994.

Donna E. Shalala,

Secretary.

[FR Doc. 94-25943 Filed 10-19-94; 8:45 am]

BILLING CODE 4150-04-M

Office of Inspector General; Health Care Financing Administration; Statement of Organization, Functions, and Delegations of Authority

Notice is hereby given that under the authority vested in me by section 6 of Reorganization Plan No. 1 of 1953 and 5 U.S.C. 301, I have delegated to the Inspector General, with the authority to redelegate and to authorize further redelegate, my authority under sections 1862(b)(3)(C) (financial incentives not to enroll in a group health plan), 1877(g)(3) (ownership restrictions for billing clinical lab services), 1877(g)(4) (circumventing ownership restriction governing clinical labs and referring physicians), 1882(d)(3)(B) (selling or issuing Medicare supplemental policy to beneficiary without obtaining a written statement from beneficiary with regard to Medicaid status), 1927(b)(3)(B) (false information on drug manufacturer survey from manufacturer/wholesaler/seller), 1927(b)(3)(C) (provision of untimely or false information by drug manufacturer with rebate agreement), 1929(i)(3) (notifying home and community-based care provider/settings of survey), and 1867(d)(1) (dumping by hospital/responsible physician of patients needing emergency medical care) of the Social Security Act, as amended (42 U.S.C. 1395y(b)(3)(C), 1395nn(g)(3), 1395nn(g)(4), 1395ss(d)(3)(B), 1396r-7(b)(3)(B),

1396r-7(b)(3)(C)), 1396t(i)(3), and 1395dd(d)(1)), relating to the imposition of administrative sanctions, including civil monetary penalties, assessments, and exclusions from program participation.

Further, under the authority vested in me by section 6 of Reorganization Plan No. 1 of 1953 and 5 U.S.C. 301, I have delegated to the Administrator, Health Care Financing Administration with the authority to redelegate and to authorize further redelegate, my authority under sections 1833(h)(5)(D) (diagnostic clinical lab test assignment violations), 1833(i)(6) (charge limit bills for intraocular lenses with cataract surgery), 1833(1)(5)(B)(ii) (nurse anesthetist assignment violations), 1833(p) (nurse-midwife services assignment violations), 1834(a)(11)(A) (failure to supply rented DME without charge after payment limit), 1834(b)(5)(C) (nonparticipating physician radiology services limits), 1842(b)(12)(C) (physician assistant assignment violations), 1842(j)(1)(B) (nonparticipating physician charge limit violations—MAAC), 1842(j)(1)(D)(iv) (nonparticipating physician charge limit violations—overpriced procedures), 1842(k) (billing for assistants at cataract surgery), 1842(1)(3) (nonparticipating physician refund requirement for medically unnecessary services), 1842(m)(3) (nonparticipating physician violation of refund provision for elective surgery and non-disclosure of estimated charges), 1842(n)(3) (physician charge limit mark-up violation for certain purchased diagnostic procedures), 1842(p)(3)(A) (failing to provide diagnostic codes where billing on non-assigned basis), and 1842(p)(3)(B) (failing to provide diagnostic codes after notice by Secretary of obligations) of the Social Security Act, as amended, (42 U.S.C. 1395l(h)(5)(D), 1395l(i)(6), 1395l(1)(5)(B)(ii), 1395l(p), 1395m(a)(11)(A), 1395m(b)(5)(C), 1395u(b)(12)(C), 1395u(j)(1)(B), 1395u(j)(1)(D)(iv), 1395u(k), 1395u(1)(3), 1395u(m)(3), 1395u(n)(3), 1395u(p)(3)(A), and 1395u(p)(3)(B)), relating to the imposition of civil monetary penalties, assessments, and exclusions from program participation.

In addition, the Administrator of the Health Care Financing Administration and the Inspector General (or their delegates) may determine that it would be in the interest of economy, efficiency, or effective coordination of activities to have the prosecutorial function for any civil monetary penalty, assessment, or exclusion authority delegated to the Administrator exercised by the Inspector General. In such case, the Inspector General and not the Administrator, shall have the delegated

authority to exercise the prosecutorial function with respect to those civil monetary penalty authorities. Such determination may be made on a case by case basis or with respect to all cases brought under a particular listed authority.

Excluded from this delegation is the authority to conduct hearings, to review initial hearing decisions, and to issue regulations.

The prior delegation of sections 1862(b)(3)(C), 1877(g)(3), 1877(g)(4), 1882(d)(3)(B), 1927(b)(3)(B), 1927(b)(3)(C), 1929(i)(3) to the Administrator, Health Care Financing Administration (See *Federal Register* Notice of Secretary's Statement of Organization, Functions and Delegations of Authority, 49 FR 35247, September 6, 1984) is revoked.

The previous delegation to the Inspector General of October 16, 1987, covering sections 1842(k) and 1867 is revoked. With respect to sections 1833(l)(5)(B)(ii), 1842(b)(12)(C), 1842(j)(1)(B), 1842(l)(3), and 1842(m)(3), the previous delegation to the Inspector General of November 5, 1987, is revoked. With respect to sections 1833(h)(5)(D), 1833(i)(6), 1833(p), 1834(a)(11)(A), 1834(b)(5)(C), 1842(j)(1)(D)(iv), 1842(n)(3), 1842(p)(3)(A), and 1842(p)(3)(B), the previous delegation to the Inspector General of September 14, 1988, is revoked.

This delegation is effective immediately.

Dated: October 13, 1994.

Donna E. Shalala,

Secretary.

[FR Doc. 94-25942 Filed 10-19-94; 8:45 am]

BILLING CODE 4150-04-M

Health Care Financing Administration [HSQ-220-N]

CLIA Program; Approval of the American Society for Histocompatibility and Immunogenetics for the Specialty of Histocompatibility

AGENCY: Health Care Financing
Administration (HCFA), HHS.

ACTION: Notice.

SUMMARY: This notice announces the approval of the American Society for Histocompatibility and Immunogenetics (ASHI) as an accrediting organization for clinical laboratories under the CLIA program. We have found that the accreditation process of this organization provides reasonable assurance that the laboratories

accredited by it meet the conditions required by Federal law and regulations for the specialty of histocompatibility. Consequently, laboratories that voluntarily become accredited by ASHI in lieu of receiving direct Federal oversight and continue to meet ASHI requirements would meet the CLIA condition level requirements for the specialty of histocompatibility and therefore are not subject to routine inspection by State survey agencies to determine their compliance with Federal requirements for the specialty of histocompatibility. They are, however, subject to validation and complaint investigation surveys.

EFFECTIVE DATE: This notice is effective for the period October 20, 1994; through October 20, 2000.

FOR FURTHER INFORMATION CONTACT:
Cecelia Hinkel, (410) 597-5906.

SUPPLEMENTARY INFORMATION:

I. Background and Legislative Authority

On October 31, 1988, the Congress enacted the Clinical Laboratory Improvement Amendments of 1988 (CLIA), Public Law 100-578. CLIA replaced in its entirety section 353 of the Public Health Service Act (PHSA), as enacted by the Clinical Laboratories Improvement Act of 1967, Public Law 90-174, and made every laboratory in the United States and its territories that tests human specimens for health reasons subject to the requirements established by HHS and Federal regulation whether or not it participates in the Medicare or Medicaid program and whether or not it tests specimens in interstate commerce. New section 353 requires HHS to establish certification requirements for any laboratory that performs tests on human specimens and to certify through issuance of a certificate that those laboratories meet the certificate requirements established by HHS.

Section 6141 of the Omnibus Budget Reconciliation Act of 1989, Public Law 101-239, amended the Social Security Act (the Act) to require that laboratories participating in the Medicare program meet the certificate requirements of section 353 of the PHSA. Subject to specified exceptions, laboratories must have a current unrevoked and unsuspended certificate to be eligible for payment under the Medicare or Medicaid programs, or both. Laboratories that are accredited by an accreditation organization approved under section 353 of the PHSA automatically are eligible for Medicare and Medicaid participation as long as

they meet applicable State requirements.

On February 28, 1992, we published several final rules in the *Federal Register* (57 FR 7002-7243) that implemented the amendments to section 353 of the PHSA. The technical and scientific portions of these rules were drafted with input from The Centers for Disease Control and Prevention (CDC) of the Public Health Service (PHS). Specifically, we established regulations at 42 CFR part 493 that:

- Require laboratories to pay fees for issuance of applicable certificates and to fund activities that we undertake to determine compliance with our performance requirements;
- Specify the performance requirements that apply to laboratories subject to CLIA (some of which were amended by a subsequent January 19, 1993 rule, 58 FR 5215) and list requirements for laboratories performing certain limited testing to be eligible for a certificate of waiver; and
- Set forth the rules for the enforcement of CLIA requirements on laboratories that are found not to meet Federal requirements.

On July 31, 1992, we issued additional final rules (57 FR 33992), under authority found in section 353(e)(2) of the PHSA, that establish that we may approve a private, nonprofit organization as an accreditation organization for laboratories under the CLIA program if that organization's requirements for its accredited laboratories are equal to or more stringent than the applicable CLIA program requirements of part 493 of our regulations. Therefore, a laboratory accredited by an approved organization that meets and continues to meet all of the accreditation organization's requirements would meet CLIA condition level requirements if it were inspected against CLIA regulations. The regulations listed in subpart E of part 493 specify the requirements an accreditation organization must meet in order to be approved. We may approve an accreditation organization under § 493.501(d) of our regulations for a period not to exceed six years.

In general, the accreditation organization must:

- Use inspectors qualified to evaluate laboratory performance and agree to inspect laboratories with the frequency determined by HHS;
- Apply standards and criteria that are equal to or more stringent than those condition level requirements established by HHS when taken as a whole;