

§ 40.3 Definitions.

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Substance abuse professional. A licensed physician (Medical Doctor or Doctor of Osteopathy); or a licensed or certified psychologist, social worker, or employee assistance professional; or an addiction counselor (certified by the National Association of Alcoholism and Drug Abuse Counselors Certification Commission or by the International Certification Reciprocity Consortium/Alcohol & Other Drug Abuse). All must have knowledge of and clinical experience in the diagnosis and treatment of alcohol and controlled substances-related disorders.

Issued this 9th day of July, 1996, at Washington, DC.

Federico Peña,
Secretary of Transportation.

Federal Aviation Administration

List of Subjects in 14 CFR Part 121

Air carriers, Aircraft, Aircraft pilots, Airmen, Airplanes, Air transportation, Aviation safety, Drug abuse, Drugs, Narcotics, Pilots, Safety, Transportation.

For the reasons set out in the preamble, the Federal Aviation Administration amends 14 CFR part 121, as follows:

PART 121—OPERATING REQUIREMENTS: DOMESTIC, FLAG, AND SUPPLEMENTAL OPERATIONS

1. The authority citation for part 121 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 40119, 44101, 44701–44702, 44705, 44709–44711, 44713, 44716–44717, 44722, 44901, 44903–44904, 44912, 46105.

Appendix I [Amended]

2. In Appendix I, Sec. II, the definition of “Substance abuse professional” is removed.

Appendix J [Amended]

3. In Appendix J, Sec. I, subsection C, the definition of “Substance abuse professional” is removed.

Issued in Washington, DC on May 13, 1996.

David R. Hinson,
Administrator, Federal Aviation Administration.

Research and Special Programs Administration

List of Subjects in 49 CFR Part 199

Alcohol testing, Drug testing, Pipeline safety, Recordkeeping and reporting.

For the reasons stated in the preamble, RSPA amends 49 CFR part 199 as follows:

PART 199—DRUG AND ALCOHOL TESTING

1. The authority for Part 199 continues to read as follows:

Authority: 49 U.S.C. 5103, 60102, 60103, 60104, and 60108; 49 CFR 1.53.

§ 199.205 [Amended]

2. In 49 CFR 199.205, the definition of “Substance abuse professional” is removed.

Issued in Washington, DC on June 11, 1996.

D.K. Sharma,
Administrator, Research and Special Programs Administration.

Federal Railroad Administration

List of Subjects in 49 CFR Part 219

Alcohol and drug abuse, Railroad safety, Reporting and recordkeeping requirements.

For the reasons stated in the preamble, FRA amends 49 CFR part 219, as follows:

PART 219—CONTROL OF ALCOHOL AND DRUG USE

1. The authority for part 219 continues to read as follows:

Authority: 49 U.S.C. 20103, 20107, 20111, 20112, 20113, 20140, 21301, 21304; Pub. L. 103–272 (July 5, 1994); and 49 CFR 1.49(m).

§ 219.5 [Amended]

2. In § 219.5, the definition of “Substance abuse professional” is removed.

Issued in Washington, DC on July 9, 1996.

Donald M. Itzkoff,
Deputy Administrator, Federal Railroad Administration.

Federal Highway Administration

List of Subjects in 49 CFR Part 382

Alcohol and drug abuse, Highway safety, Reporting and recordkeeping requirements.

For the reasons stated in the preamble, the FHWA amends 49 CFR part 382, as follows:

PART 382—CONTROLLED SUBSTANCES AND ALCOHOL USE AND TESTING

1. The authority for part 382 continues to read as follows:

Authority: 49 U.S.C. 31133, 31136, 31301 *et seq.*, 31502; and 49 CFR 1.48.

2. In § 382.107, the definition of “Substance abuse professional” is removed.

Issued in Washington, DC on July 9, 1996.

Rodney E. Slater,
Administrator, Federal Highway Administration.

Federal Transit Administration

List of Subjects

49 CFR Part 653

Drug testing, Grant programs—transportation, Mass transportation, Reporting and recordkeeping requirements, Safety, Transportation.

49 CFR Part 654

Alcohol testing, Grant programs—transportation, Mass transportation, Reporting and recordkeeping requirements, Safety, Transportation.

For the reasons set out in the preamble, the Federal Transit Administration amends 49 CFR parts 653 and 654, as follows:

PART 653—PREVENTION OF PROHIBITED DRUG USE IN TRANSIT OPERATIONS

1. The authority for part 653 continues to read as follows:

Authority: 49 U.S.C. 5331; 49 CFR 1.51.

§ 653.7 [Amended]

2. In § 653.7, the definition of “Substance abuse professional” is removed.

PART 654—PREVENTION OF ALCOHOL MISUSE IN TRANSIT OPERATIONS

1. The authority for part 654 continues to read as follows:

Authority: 49 U.S.C. 5331; 49 CFR 1.51.

§ 654.7 [Amended]

2. In § 654.7, the definition of “Substance abuse professional” is removed.

Issued in Washington, DC on July 9, 1996.

Gordon J. Linton,
Administrator, Federal Transit Administration.

[FR Doc. 96–18064 Filed 7–16–96; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 600

[Docket No. 960315081-6160-02; I.D. 030596B]

RIN 0648-A117

Magnuson Act Provisions; Consolidation and Update of Regulations

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Correction to final regulations.

SUMMARY: This document contains a correction to the final regulations (I.D. 030596B), which were published Monday, June 24, 1996, (61 FR 32538). The regulations contain general provisions under the Magnuson Fishery Conservation and Management Act (Magnuson Act).

EFFECTIVE DATE: July 1, 1996.

FOR FURTHER INFORMATION CONTACT: Tom Meyer, 301-713-2339.

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of this correction, consolidate nine CFR parts into one part that contains general provisions under the Magnuson Act.

Need for Correction

As published, the final regulations contain a typographical error in a reference, which prevents the enforcement of regulations by authorized officers in the southeast region.

Correction of Publication

Accordingly, the publication on June 24, 1996, of the final regulation (I.D. 030596B), which were the subject of FR Doc. 96-15767, is corrected as follows:

§ 600.730 [Corrected]

On page 32574, in the first column, in § 600.730, paragraph (a), on line three the number "625" is corrected to read "622".

Dated: July 12, 1996.

Gary Matlock,

Program Management Officer, National Marine Fisheries Service.

[FR Doc. 96-18123 Filed 7-16-96; 8:45 am]

BILLING CODE 3510-22-F

50 CFR Part 679

[Docket No. 960129018-6018-01; I.D. 071096G]

Groundfish of the Gulf of Alaska; Pacific Ocean Perch in the Eastern Regulatory Area

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure.

SUMMARY: NMFS is closing the directed fishery for Pacific ocean perch in the Eastern Regulatory Area of the Gulf of Alaska management area (GOA). This action is necessary to prevent exceeding the Pacific ocean perch total allowable catch (TAC) in the Eastern Regulatory Area.

EFFECTIVE DATE: Effective 1200 hrs, Alaska local time (A.l.t.), July 11, 1996, until 2400 hrs, A.l.t., December 31, 1996.

FOR FURTHER INFORMATION CONTACT: Andrew Smoker, 907-586-7228.

SUPPLEMENTARY INFORMATION: The groundfish fishery in the GOA exclusive economic zone is managed by NMFS according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at subpart H of 50 CFR part 600 and 50 CFR part 679.

The Pacific ocean perch TAC for the Eastern Regulatory Area was established by the Final 1996 Harvest Specifications of Groundfish (61 FR 4304, February 5, 1996) as 2,366 metric tons (mt). (See § 679.20(c)(3)(ii).)

The Director, Alaska Region, NMFS (Regional Director), has determined, in accordance with § 679.20(d)(1), that the Pacific ocean perch TAC in the Eastern Regulatory Area soon will be reached. Therefore, the Regional Director has established a directed fishing allowance of 2,066 mt, with consideration that 300 mt will be taken as incidental catch in directed fishing for other species in the Eastern Regulatory Area. The Regional Director has determined that the directed fishing allowance has been reached. Consequently, NMFS is prohibiting directed fishing for Pacific ocean perch in the Eastern Regulatory Area.

Maximum retainable bycatch amounts for applicable gear types may be found in the regulations at § 679.20(e).

Classification

This action is taken under § 679.20 and is exempt from OMB review under E.O. 12866.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: July 11, 1996.

Richard W. Surdi,

Acting Director, Office of Fisheries Conservation and Development, National Marine Fisheries Service.

[FR Doc. 96-18074 Filed 7-11-96; 4:51 pm]

BILLING CODE 3510-22-F

50 CFR Part 679

[Docket No. 960129018-6018-01; I.D. 071096H]

Groundfish of the Gulf of Alaska; Pacific Ocean Perch in the Central Regulatory Area

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure.

SUMMARY: NMFS is closing the directed fishery for Pacific ocean perch in the Central Regulatory Area of the Gulf of Alaska management area (GOA). This action is necessary to prevent exceeding the Pacific ocean perch total allowable catch (TAC) in the Central Regulatory Area.

EFFECTIVE DATE: Effective 1200 hrs, Alaska local time (A.l.t.), July 11, 1996, until 2400 hrs, A.l.t., December 31, 1996.

FOR FURTHER INFORMATION CONTACT: Andrew Smoker, 907-586-7228.

SUPPLEMENTARY INFORMATION: The groundfish fishery in the GOA exclusive economic zone is managed by NMFS according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at subpart H of 50 CFR part 600 and 50 CFR part 679.

The Pacific ocean perch TAC for the Central Regulatory Area was established by the Final 1996 Harvest Specifications of Groundfish (61 FR 4304, February 5, 1996) as 3,333 metric tons (mt). (See § 679.20(c)(3)(ii).)

The Director, Alaska Region, NMFS (Regional Director), has determined that the Pacific ocean perch TAC in the Central Regulatory Area soon will be reached. (See § 679.20(d)(1).) Therefore, the Regional Director has established a