

will not impose a significant economic impact. The minimum size requirement would be applied to both small and large handlers and importers in the same way. With an increase in the minimum size, the larger limes are more likely to meet the 42 percent minimum juice content requirement. This change is expected to reduce the incidence of repacking and may lower costs to handlers and importers. Increasing the minimum size would also ensure that such limes would be more mature and have a higher juice content, which would encourage repeat purchases by consumers. This increase in quality to the consumer is expected to increase returns to handlers, importers, and producers. Therefore, AMS has determined that this action would not have a significant economic impact on a substantial number of small entities.

Section 911.48 of the lime marketing order provides authority to issue regulations establishing specific pack, container, grade and size requirements. These requirements are specified under §§ 911.311, 911.329 and 911.344. Section 911.51 requires inspection and certification that these requirements are met. Currently, the minimum size requirement for Florida limes is that they measure at least 1 $\frac{7}{8}$  inches in diameter.

The destruction caused by Hurricane Andrew in 1992 has drastically reduced the lime acreage in Florida from 6,500 acres to approximately 1,500 acres. During the 1991–92 season, prior to Hurricane Andrew, 1,682,677 bushels of limes were assessed. For the 1993–94 season, assessments were collected on 228,455 bushels, and for the 1994–95 season, assessments were collected on 283,977 bushels of limes. These factors led the Committee to reconsider current marketing order requirements, including the 1 $\frac{7}{8}$  inches in diameter size requirement.

The Committee met on January 10, 1996, and recommended to increase the minimum size requirement for Florida limes from 1 $\frac{7}{8}$  inches to 2 inches in diameter during the period of January 1 through May 31. The recommendation passed by a vote of seven in favor to one opposed. The one dissenting voter did not comment on why he was opposed to the increase.

Florida lime production and the quantity of lime imports into the United States reach their lowest point from January through May. During the 1994–95 season, 32,035 bushels of Florida limes and 2,402,987 bushels of imported limes, were shipped to the fresh market during the January through May

production period. In comparison, 257,178 bushels of Florida limes and 5,980,669 bushels of imported limes, were shipped to the fresh market during the peak production period of June through December.

During the January through May period, prices are generally higher while lime quality is lower. Market demand however, remains the same as in the peak production period. These factors have resulted in an incentive to pack low quality fruit. Also, the juice content requirement for limes shipped to the fresh market is 42 percent. Handlers have had difficulty meeting the requirement during the low production period because limes are less mature and have thicker skins. The thicker-skinned limes tend to have lower juice content.

Limes that are 2 inches or larger in diameter have a higher juice content than smaller limes. The larger limes, therefore, have a greater chance of meeting the 42 percent juice content requirement. Increasing the minimum size to 2 inches in diameter would therefore result in more fresh limes meeting the 42 percent juice content requirement. These limes would pass inspection without the expense of repacking and regrading the fruit which would reduce handling costs.

The increase would have a positive cost effect on consumers because it would allow handlers of limes to provide the consumer with higher quality fruit at a reasonable cost. According to the Committee, the industry's past sales records indicate that consumers have a preference for the larger sized limes. Producers and importers of limes would also benefit by experiencing higher return rates.

Section 8e of the Act provides that when certain domestically produced commodities, including limes, are regulated under a Federal marketing order, imports of that commodity must meet the same or comparable grade, size, quality, and maturity requirements. Since this rule would increase the minimum size requirement for Florida limes, a corresponding change would also apply to imports.

In a separate rulemaking action, the Department is proposing to reduce the regulatory period for Florida limes and limes imported into the United States. The proposed action would modify language in both the domestic and import regulations to change the regulatory period to January 1 through May 31 from its current continuous, year round, implementation.

Minimum grade, size, quality, and maturity requirements for limes imported into the United States are currently in effect under § 944.209 (7 CFR 944.209). This proposal would increase the minimum size requirement for imported limes from 1 $\frac{7}{8}$  inches to 2 inches in diameter during the period of January 1 through May 31. This rule would result in more imported limes passing the 42 percent juice content requirement, providing higher quality fruit at a reasonable cost.

The largest exporter of limes to the United States is Mexico, with the heaviest volumes of lime shipments occurring between June 1 and December 31. Mexico exported 6,075,685 bushels of fresh limes to the United States during the 1994–95 season, while other import sources shipped a total of 201,053 bushels, combined.

The 1 $\frac{7}{8}$  inches in diameter size requirement is not specifically stated in the lime import regulation. Therefore, no change is needed in the text of § 944.209.

In accordance with section 8e of the Act, the United States Trade Representative has concurred with the issuance of this proposed rule.

Interested persons are invited to submit comments on this proposal. A 60-day comment period is deemed appropriate because all parties need time to ensure all comments are received in order to be of maximum benefit to the lime industry during the January 1 through May 31 period.

#### List of Subjects in 7 CFR Part 911

Limes, Marketing agreements, Reporting and recordkeeping requirements.

For the reasons set forth above, 7 CFR part 911 is proposed to be amended as follows:

1. The authority citation for 7 CFR part 911 continues to read as follows:

Authority: 7 U.S.C. 601–674.

#### **PART 911—LIMES GROWN IN FLORIDA**

##### **§ 911.344 [Amended]**

2. In § 911.344, paragraph (a)(3) the words “at least 1  $\frac{7}{8}$  inches” are revised to read “at least 2 inches”.

Dated: July 31, 1996.

Robert C. Keeney,

*Director, Fruit and Vegetable Division.*

[FR Doc. 96–19854 Filed 8–2–96; 8:45 am]

BILLING CODE 3410–02–P

**DEPARTMENT OF JUSTICE****8 CFR Parts 3, 103, 212, 235, 236, 242, 287, 292, 292a****[EOIR No. 113P; A.G. Order No. 2046-96]****RIN 1125-AA14****Executive Office for Immigration Review; List of Free Legal Services****AGENCY:** Department of Justice.**ACTION:** Proposed rule.

**SUMMARY:** This proposed rule transfers the responsibility for maintaining the list of free legal services in deportation proceedings from the Immigration and Naturalization Service (INS) to the Executive Office for Immigration Review, Office of the Chief Immigration Judge. This rule also proposes to amend the regulations governing the list by permitting attorneys who provide free legal services to indigent aliens to apply to be included on the list of free legal services. The rule also amends 8 CFR Part 103 by transferring appellate jurisdiction to the Board of Immigration Appeals from the Associate Commissioner for Examinations, INS, for appeals from decisions on applications relative to the list of free legal services and from decisions on removals from such a list.

**DATES:** Written comments must be received on or before October 4, 1996.

**ADDRESSES:** All comments concerning these proposed regulations should be addressed to Margaret M. Philbin, General Counsel, Executive Office for Immigration Review, Suite 2400, 5107 Leesburg Pike, Falls Church, Virginia 22041.

**FOR FURTHER INFORMATION CONTACT:** Margaret M. Philbin, General Counsel, Executive Office for Immigration Review, Suite 2400, 5107 Leesburg Pike, Falls Church, Virginia 22041, telephone (703) 305-0470.

**SUPPLEMENTARY INFORMATION:** This proposed rule amends 8 CFR Parts 3 and 292a by transferring the responsibility for maintaining the list of free legal services in deportation proceedings from the Immigration and Naturalization Service (INS) to the Executive Office for Immigration Review (EOIR), Office of the Chief Immigration Judge. Because EOIR will be assuming this new responsibility, this regulatory provision will be moved from 8 CFR Part 292a to 8 CFR Part 3, which pertains specifically to EOIR. This list of free legal services is given to aliens who have been placed in deportation proceedings in Immigration Court. Accordingly, the list will only

include organizations and attorneys, qualified pursuant to this rule, who can represent aliens in such proceedings before the Board and the Immigration Courts.

This list of free legal services is not to be confused with the Roster of Recognized Organizations and Accredited Representatives (Roster) maintained by the Board pursuant to § 292.2(e). The Roster includes the names of accredited representatives who are authorized to practice before the Service alone or the Service and the Board (including practice before the Immigration Court).

This proposed rule has been drafted in response to a May 1994 Inspector General's (IG) report on the Case Hearing Process before EOIR. The IG's report focused, *inter alia*, on regulatory and procedural changes which would improve the effectiveness and timeliness of immigration proceedings. One of the recommendations in the report suggested that the responsibility for maintaining the referral lists of pro bono legal services be transferred from INS to EOIR. The IG report noted that EOIR is responsible for the recognition of non-profit religious, charitable, and social organizations and the accreditation of its representatives who provide legal services to aliens for nominal fees. In light of these agency responsibilities and the frequent contact of immigration judges with the legal services community, the IG report concluded that EOIR is the appropriate entity to develop and maintain these referral lists of pro bono legal services.

This rule also proposes to amend the present regulation by permitting attorneys who provide free legal services to indigent aliens to apply to be included on the list of free legal services. Section 242B(b)(2) of the Immigration and Nationality Act, as amended, requires the Attorney General to provide for lists (updated not less often than quarterly) of persons who have indicated their availability to represent pro bono aliens in immigration proceedings. Enabling attorneys to apply to be included on the list of free legal services will enhance the opportunities for indigent aliens to find free legal counsel.

This proposed rule also amends 8 CFR Part 103 by transferring appellate jurisdiction to the Board of Immigration Appeals from the Associate Commissioner for Examinations, INS, for appeals from decisions on applications relative to the list of free legal services and from decisions on removals from such a list. In addition, the rule proposes to amend 8 CFR Parts 212, 235, 236, 242, and 287 by removing

all references to Part 292a and replacing them with references to Part 3. Finally, this proposed rule amends 8 CFR Part 292 by clarifying that representatives authorized to practice before the Board are also authorized to practice before the Immigration Court.

In accordance with 5 U.S.C. 605(b), the Attorney General certifies that this rule does not have a significant adverse economic impact on a substantial number of small entities. The Attorney General has determined that this rule is not a significant regulatory action under Executive Order 12866, and accordingly this rule has not been reviewed by the Office of Management and Budget. This rule has no Federalism implications warranting the preparation of a Federalism Assessment in accordance with Executive Order No. 12612. The rule merits the applicable standards provided in sections 3(a) and 3(b)(2) of Executive Order No. 12988.

**List of Subjects****8 CFR Part 3**

Administrative practice and procedure, Immigration, Lawyers, Organizations and functions (Government agencies), Reporting and recordkeeping requirements.

**8 CFR Part 103**

Administrative practice and procedure, Authority delegations (Government agencies), Freedom of Information, Privacy, Reporting and recordkeeping requirements, Surety bonds.

**8 CFR Part 212**

Administrative practice and procedure, Aliens, Immigration, Passports and visas, Reporting and recordkeeping requirements.

**8 CFR Part 235**

Administrative practice and procedure, Aliens, Immigration, Reporting and recordkeeping requirements.

**8 CFR Part 236**

Administrative practice and procedure, Aliens, Immigration.

**8 CFR Part 242**

Administrative practice and procedure, Aliens.

**8 CFR Part 287**

Immigration, Law enforcement officers.

**8 CFR Part 292**

Administrative practice and procedure, Immigration, Lawyers,

Reporting and recordkeeping requirements.

*8 CFR Part 292a*

Aliens, Legal services.

For the reasons set forth in the preamble, and under the authority of 8 U.S.C. 1103, 1252b, chapter I of Title 8 of the Code of Federal Regulations is proposed to be amended as follows:

**PART 3—EXECUTIVE OFFICE FOR IMMIGRATION REVIEW**

1. The authority citation for part 3 continues to read as follows:

Authority: 5 U.S.C. 301; 8 U.S.C. 1103, 1252 note, 1252b, 1362; 28 U.S.C. 509, 510, 1746; Sec. 2, Reorg. Plan No. 2 of 1950, 3 CFR, 1949–1953 Comp., p. 1002.

2. Section 3.1 is amended by adding a new paragraph (b)(11) to read as follows:

**§ 3.1 General.**

\* \* \* \* \*

(b) \* \* \*

(11) Decisions on applications from organizations or attorneys requesting to be included on a list of free legal services and removal therefrom pursuant to this part 3.

\* \* \* \* \*

3. Subpart D is added and reserved and a new Subpart E is added to read as follows:

**Subpart D—[Reserved]**

**Subpart E—List of Free Legal Services**

Sec.

3.61 List.

3.62 Qualifications.

3.63 Applications.

3.64 Approval and denial of applications.

3.65 Removal of an organization or attorney from list.

**Subpart D—[Reserved]**

**Subpart E—List of Free Legal Services**

**§ 3.61 List.**

(a) The Chief Immigration Judge, or his or her designee, shall maintain a current list of free legal services, to be updated not less than quarterly, for the purpose of providing aliens in immigration proceedings with such a list. Organizations and attorneys may be included on the list of free legal services if they qualify under one of the following categories:

(1) Organizations recognized under § 292.2 of this chapter that meet the qualifications set forth in § 3.62(a) and whose representatives, if any, are authorized to practice before the Board (including practice before the Immigration Court);

(2) Organizations not recognized under § 292.2 of this chapter that meet the qualifications set forth in § 3.62(b);

(3) Bar associations that meet the qualifications set forth in § 3.62(c); and

(4) Attorneys, as defined in § 1.1(f) of this chapter, who meet the qualifications set forth in § 3.62(d).

(b) The listing of an organization qualified under this subpart is not equivalent to recognition under § 292.2 of this chapter.

**§ 3.62 Qualifications.**

(a) *Organizations recognized under § 292.2.* An organization that is recognized under § 292.2 of this chapter that seeks to have its name appear on the list maintained by the Chief Immigration Judge, or his or her designee, must have on its staff:

(1) An attorney, as defined in § 1.1(f) of this chapter, or

(2) At least one accredited representative as defined in § 292.1(a)(4) of this chapter who is authorized to practice before the Board (including practice before the Immigration Court).

(b) *Organizations not recognized under § 292.2.* An organization that is not recognized under § 292.2 of this chapter which seeks to have its name appear on the list maintained by the Chief Immigration Judge, or his or her designee, must declare that:

(1) It is established in the United States;

(2) It provides free legal services to indigent aliens; and

(3) It has on its staff, or retains at no expense to the alien, an attorney, as defined in § 1.1(f) of this chapter, who is available to render such free legal services by representation in immigration proceedings.

(c) *Bar associations.* A bar association that provide a referral service of attorneys who render pro bono assistance to aliens in immigration proceedings may apply to have its name appear on the list maintained by the Chief Immigration Judge, or his or her designee.

(d) *Attorneys.* An attorney, as defined in § 1.1(f) of this chapter, who seeks to have his or her name appear on the list maintained by the Chief Immigration Judge, or his or her designee, must declare that he or she provides free legal services to indigent aliens and that he or she is willing to represent indigent aliens in immigration proceedings. An attorney under this section may not receive any direct or indirect remuneration from indigent aliens, except that the attorney may be regularly compensated by the firm or organization with which he or she is associated.

**§ 3.63 Applications.**

(a) *Generally.* In order to qualify to appear on the list maintained by the Chief Immigration Judge, or his or her designee, under this subpart, an organization or attorney must file an application requesting to be placed on the list of free legal services. This application must be filed with the Office of the Chief Immigration Judge, along with proof of service on the Court Administrator of the Immigration Court having jurisdiction over each locality where the organization or attorney provides free legal services. Each submission shall be identified by the notation "Application for Free Legal Services List" on the envelope.

(b) *Organizations not recognized under § 292.2.* An organization which is not recognized under § 292.2 of this chapter must submit a declaration signed by an authorized officer of the organization which states that the organization complies with all of the qualifications set forth in § 3.62(b).

(c) *Attorneys.* An attorney must:

(1) Submit a declaration which states that:

(i) He or she provides free legal services to indigent aliens;

(ii) He or she is willing to represent indigent aliens in immigration proceedings; and

(iii) He or she is not under any order of any court suspending, enjoining, restraining, disbaring, or otherwise restricting him or her in the practice of law; and

(2) Which includes the attorney's bar number, if any, from each bar of the highest court of the state, possession, territory, or commonwealth in which he or she is admitted to practice law.

(d) *Changes in address or status.*

Organizations and attorneys referred to in this subpart are under a continuing obligation to notify the Chief Immigration Judge, or his or her designee, in writing within ten business days, of any change of address, telephone number, or status. Failure to notify the Chief Immigration Judge, or his or her designee of any such changes may result in the name of the organization or attorney being removed from the list.

**§ 3.64 Approval and denial of applications.**

The Court Administrator of the Immigration Court having jurisdiction over each locality where the organization or attorney provides free legal services shall forward a recommendation for approval or denial of each application submitted by an organization or attorney, and the reasons therefore, to the Chief Immigration Judge, or his or her

designee. The Chief Immigration Judge, or his or her designee, shall have the authority to approve or deny an application submitted by an organization or an attorney pursuant to § 3.63. If an application is denied, the organization or attorney shall be notified of the decision in writing, at the organization's or attorney's last known address, and shall be given a written explanation of the grounds for such denial. A denial must be based on the failure of the organization or attorney to meet the qualifications and/or comply with the procedures set forth in this subpart. The organization or attorney shall be advised of its right to appeal this decision to the Board of Immigration Appeals in accordance with § 3.1(b) and § 103.3(a)(1)(ii) of this chapter.

**§ 3.65 Removal of an organization or attorney from list.**

(a) *Involuntary removal.* If the Chief Immigration Judge, or his or her designee, believes that an organization or attorney qualified under this subpart no longer meets the qualifications set forth in this subpart, he or she shall promptly notify the organization or attorney in writing, at the organization's or attorney's last known address, of his or her intention to remove the name of the organization or attorney from the list of free legal services. The organization or attorney may submit within 30 days from the date the notice was served. The organization or attorney must establish by clear, unequivocal, and convincing evidence that its name should not be removed from the list. If, after consideration of any answers submitted by the organization or attorney, the Chief Immigration Judge, or his or her designee, determines that the organization or attorney no longer meets the qualifications set forth in this subpart, the Chief Immigration Judge, or his or her designee, shall promptly remove the name of the organization or attorney from the list of free legal services, the removal of which will be reflected in the next quarterly update, and shall notify the organization or attorney of such removal in writing, at the organization's attorney's last known address. The organization or attorney shall be advised of its right to appeal this decision to the Board of Immigration Appeals in accordance with § 3.1(b) and § 103.3(a)(1)(ii) of this chapter.

(b) *Voluntary removal.* Any organization or attorney qualified under this subpart may, at any time, submit a written request to have its name removed from the list of free legal services. Such a request shall be

honored and the name of the organization or attorney shall promptly be removed from the list of free legal services, the removal of which will be reflected in the next quarterly update.

**PART 103—POWERS AND DUTIES OF SERVICES OFFICERS; AVAILABILITY OF SERVICE RECORDS**

4. The authority citation for part 103 continues to read as follows:

Authority: 5 U.S.C. 552, 552(a); 8 U.S.C. 1101, 1103, 1201, 1252 note, 1252b, 1304, 1356; 31 U.S.C. 9701; E.O. 12356, 47 FR 14874, 15557, 3 CFR, 1982 Comp., p. 166; 8 CFR part 2.

**§ 103.1 [Amended]**

5. Section 103.1 is amended by removing and reserving paragraph (f)(3)(iii)(U).

**PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE**

6. The authority citation for part 212 continues to read as follows:

Authority: 8 U.S.C. 1101, 1102, 1103, 1182, 1184, 1187, 1225, 1226, 1227, 1228, 1252; and 8 CFR part 2.

**§ 212.6 [Amended]**

7. In § 212.6, paragraph (d)(1) is amended in the third sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**PART 235—INSPECTION OF PERSONS APPLYING FOR ADMISSION**

8. The authority citation for part 235 continues to read as follows:

Authority: 8 U.S.C. 1101, 1103, 1182, 1183, 1201, 1224, 1225, 1226, 1227, 1228, 1252.

**§ 235.6 [Amended]**

9. In § 235.6, paragraph (a) is amended in the fourth sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**PART 236—EXCLUSION OF ALIENS**

10. The authority citation for part 236 continues to read as follows:

Authority: 8 U.S.C. 1103, 1182, 1224, 1225, 1226, 1362.

**§ 236.2 [Amended]**

11. § 236.2, paragraph (a) is amended in the third sentence by removing the word "programs" and adding "provided

by organizations and attorneys" in its place and be revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**PART 242—PROCEEDINGS TO DETERMINE DEPORTABILITY OF ALIENS IN THE UNITED STATES: APPREHENSION, CUSTODY, HEARING, AND APPEAL**

12. The authority citation for part 242 continues to read as follows:

Authority: 8 U.S.C. 1103, 1182, 1186a, 1251, 1252, 1252 note, 1252b, 1254, 1362; 8 CFR part 2.

**§ 242.1 [Amended]**

13. In § 242.1, paragraph (c) is amended in the fourth sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**§ 242.2 [Amended]**

14. § 242.2, paragraph (c)(2) is amended in the third sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

15. In § 242.2, paragraph (d) is amended in the fourth sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**§ 242.16 [Amended]**

16. In § 242.16, paragraph (a) is amended in the first sentence by removing the word "programs" and adding "provided by organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

**§ 242.24 [Amended]**

17. In § 242.24, paragraph (g) is amended in the first and second sentences by revising the phrase "found on the free legal services list" to read "or attorney found on the list of free legal services maintained in accordance with part 3 of this chapter".

**PART 287—FIELD OFFICERS; POWERS AND DUTIES**

18. The authority citation for part 287 continues to read as follows:

Authority: 8 U.S.C. 1103, 1182, 1225, 1226, 1251, 1252, 1357; 8 CFR part 2.

**§ 287.3 [Amended]**

19. In § 287.3, the sixth sentence is amended by removing the word "programs" and adding "provided by

organizations and attorneys" in its place and by revising the reference to "part 292a of this chapter" to read "part 3 of this chapter".

#### **PART 292—REPRESENTATION AND APPEARANCES**

20. The authority citation for part 292 continues to read as follows:

Authority: 8 U.S.C. 1103, 1252b, 1362.

21. Section 292.2 is amended by revising the first sentence in paragraph (a) introductory text to read as follows:

**§ 292.2 Organizations qualified for recognition; requests for recognition; withdrawal of recognition; accreditation of representatives; roster.**

(a) *Qualifications of organizations.* A non-profit religious, charitable, social service, or similar organization established in the United States and recognized as such by the Board may designate a representative or representatives to practice before the Service alone or the Service and the Board (including practice before the Immigration Court). \* \* \*

\* \* \* \* \*

#### **PART 292A—[REMOVED]**

22. Part 292a is removed.

Dated: July 27, 1996.

Janet Reno,

Attorney General.

[FR Doc. 96-19732 Filed 8-2-96; 8:45 am]

BILLING CODE 4410-01-M

## **NUCLEAR REGULATORY COMMISSION**

### **10 CFR Parts 25 and 95**

RIN 3150-AF37

#### **Access to and Protection of Classified Information**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Proposed rule.

**SUMMARY:** The Nuclear Regulatory Commission is amending its regulations to conform the requirements for the protection of and access to classified information to new national security policy documents. This proposed rule is necessary to ensure that classified information in the possession of NRC licensees and others under the NRC's regulatory requirements is protected in accordance with current national policies.

**DATES:** The comment period expires October 4, 1996. Comments received after this date will be considered if it is

practical to do so, but the Commission is able to assure consideration only for comments received on or before this date.

**ADDRESSEES:** Comments may be submitted either electronically or in written form. For written comments submit to: The Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001, Attention: Docketing and Service Branch. Copies of comments received may be examined at the NRC Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC.

Electronic comments may be submitted, in either ASCII text or WordPerfect format (version 5.1 or later), by calling the NRC Electronic Bulletin Board (BBS) on FedWorld. The bulletin board may be accessed using a personal computer, a modem, and one of the commonly available communications software packages, or directly via Internet. Background documents on the rulemaking are also available, as practical, for downloading and viewing on the bulletin board.

If using a personal computer and modem, the NRC rulemaking subsystem on FedWorld can be accessed directly by dialing the toll free number (800) 303-9672. Communication software parameters should be set as follows: parity to none, data bits to 8, and stop bits to 1 (N,8,1). Using ANSI or VT-100 terminal emulation, the NRC rulemaking subsystem can then be accessed by selecting the "Rules Menu" option from the "NRC Main Menu." Users will find the "FedWorld Online User's Guides" particularly helpful. Many NRC subsystems and data bases also have a "Help/Information Center" option that is tailored to the particular subsystem.

The NRC subsystem on FedWorld can also be accessed by a direct dial phone number for the main FedWorld BBS, (703) 321-3339, or by using Telnet via Internet: fedworld.gov. If using (703) 321-3339 to contact FedWorld, the NRC subsystem will be accessed from the main FedWorld menu by selecting the "Regulatory, Government Administration and State Systems," then selecting "Regulatory Information Mall." At that point, a menu will be displayed that has an option "U.S. Nuclear Regulatory Commission" that will take you to the NRC Online main menu. The NRC Online area also can be accessed directly by typing "/go nrc" at a FedWorld command line. If you access NRC from FedWorld's main menu, you may return to FedWorld by selecting the "Return to FedWorld" option from the NRC Online Main Menu. However, if

you access NRC at FedWorld by using NRC's toll-free number, you will have full access to all NRC systems, but you will not have access to the main FedWorld system.

If you contact FedWorld using Telnet, you will see the NRC area and menus, including the Rules Menu. Although you will be able to download documents and leave messages, you will not be able to write comments or upload files (comments). If you contact FedWorld using FTP, all files can be accessed and downloaded but uploads are not allowed; all you will see is a list of files without descriptions (normal Gopher look). An index file listing all files within a subdirectory, with descriptions, is available. There is a 15-minute time limit for FTP access.

Although FedWorld also can be accessed through the World Wide Web, like FTP that mode only provides access for downloading files and does not display the NRC Rules Menu.

For more information on NRC bulletin boards call Mr. Arthur Davis, Systems Integration and Development Branch, NRC, Washington, DC 20555, telephone (301) 415-5780; e-mail AXD3@nrc.gov.

Single copies of this proposed rulemaking may be obtained by written request or telefax ((301) 415-2260) from: Distribution Services, Printing and Mail Services Branch, Office of Administration, U.S. Nuclear Regulatory Commission, Washington DC 20555. Certain documents related to this rulemaking, including comments received, may be examined at the NRC Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC. These same documents may also be viewed and downloaded electronically via the Electronic Bulletin Board established by NRC for this rulemaking as indicated above.

**FOR FURTHER INFORMATION CONTACT:** Duane G. Kidd, Division of Security, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555-0001 telephone (301) 415-7403, Email DGK@NRC.GOV.

#### **SUPPLEMENTARY INFORMATION:**

##### **Background**

The national requirements for the protection of and access to Classified National Security Information have been revised by the issuance of the National Industrial Security Program Operating Manual (NISPOM), Executive Order 12958, "Classified National Security Information," dated April 17, 1995, and Executive Order 12968, "Access to Classified Information," dated August 4, 1995. In order to conform to these new national security policy documents, the