

4. Section 571.213 would be amended by adding S5.5.2(k)(4) to read as follows:

§ 571.213 Standard No. 213, Child restraint systems.

* * * * *

S5.5.2 * * *

(k) * * *

(4) In the case of each child restraint system that can be used in a rear-facing position and is manufactured on or after (the date 180 days after publication of the final rule would be inserted), instead of the warning specified in S5.5.2(k)(1)(ii) or S5.5.2(k)(2)(ii) of this standard, a label that conforms in size, content, color, and format to Figure 10

of this standard shall be permanently affixed to the outer surface of the cushion or padding in the area where a child's head would rest, so that the label is plainly visible and easily readable.

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5. Section 571.213 would be amended by adding new figure 10 at the end of the section as follows:

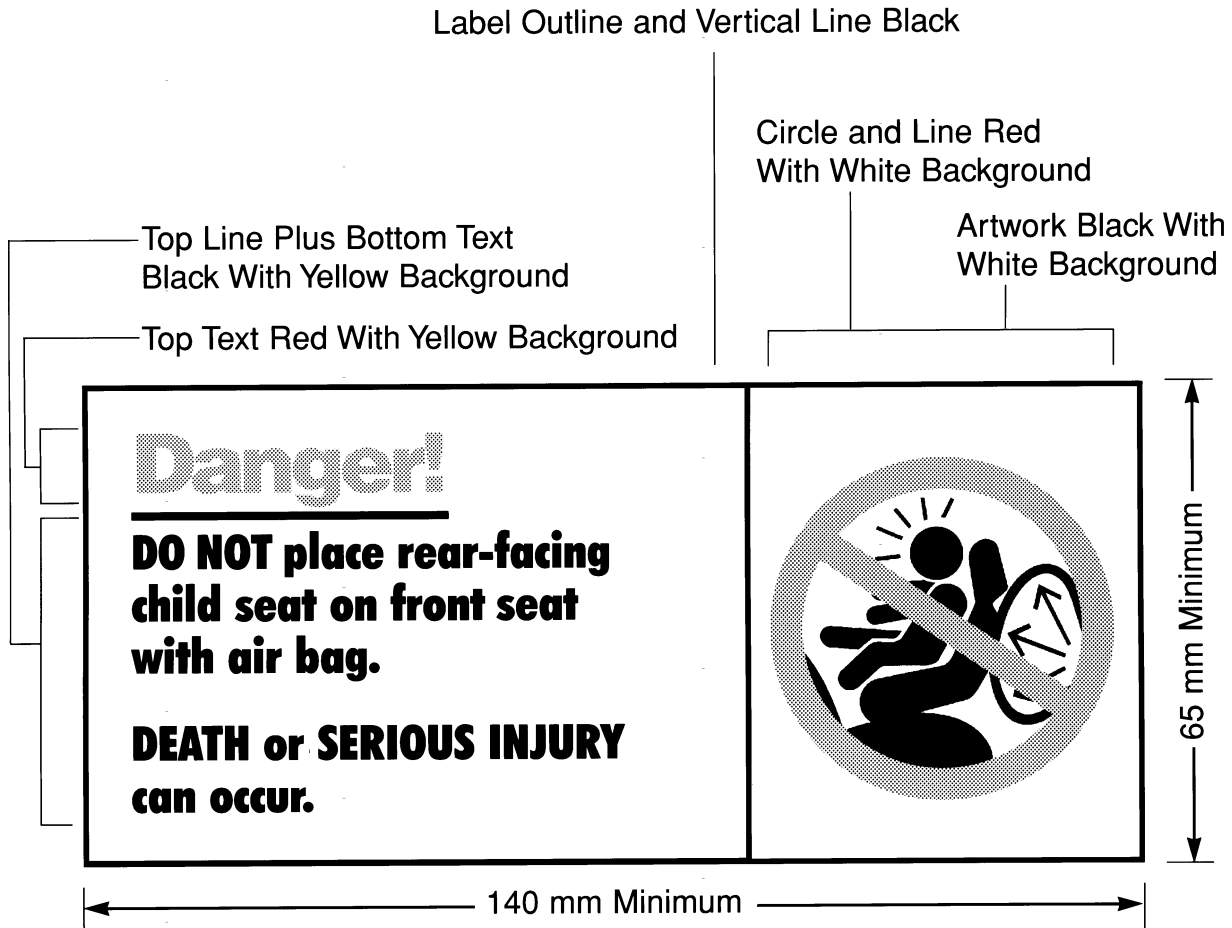


Figure 10. Label on Rear Facing Child Seat.

Issued on July 31, 1996.

Barry Felrice,

*Associate Administrator for Safety
Performance Standards.*

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DEPARTMENT OF COMMERCE**National Oceanic and Atmospheric Administration****50 CFR Part 648**

[I.D. 042696A]

RIN: 0648-AH05

Fisheries of the Northeastern United States; Amendment 8 to the Summer Flounder and Scup Fishery Management Plan; Resubmission of Disapproved Measures

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

ACTION: Notice of availability; request for comments.

SUMMARY: NMFS issues this document to advise that the Mid-Atlantic Fishery Management Council (Council) has resubmitted modifications of three previously disapproved measures contained in Amendment 8 to the Fishery Management Plan for the Summer Flounder and Scup Fisheries for Secretarial approval and is requesting comments from the public.

DATES: Comments must be received on or before September 3, 1996.

ADDRESSES: All comments should be sent to Dr. Andrew Rosenberg, Regional Director, National Marine Fisheries Service, Northeast Regional Office, 1 Blackburn Drive, Gloucester, MA 01930-3799. Mark the outside of the envelope "Comments on Summer Flounder and Scup Plan".

Comments regarding burden-hour estimates for collection-of-information requirements contained in this proposed

rule should be sent to the Northeast Regional Director at the above address, and to the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Washington, D.C. 20502 (Attention: NOAA Desk Officer).

Copies of the resubmission portion of Amendment 8 and other supporting documents are available from David R. Keifer, Executive Director, Council, Room 2115 Federal Building, 300 S. New Street, Dover, DE 19904-6790.

FOR FURTHER INFORMATION CONTACT: Regina L. Spallone, Fishery Policy Analyst, 508-281-9221.

SUPPLEMENTARY INFORMATION: The Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) (Magnuson Act) requires each regional fishery management council to submit any fishery management plan or plan amendment it prepares to the Secretary of Commerce (Secretary) for review and approval or disapproval. The Magnuson Act also requires the Secretary, upon receiving the plan or amendment, to publish immediately notification that the plan or amendment is available for public review and comment. The Secretary will consider the public comments in determining whether to approve the plan or amendment.

The Regional Director of NMFS disapproved six measures proposed in Amendment 8 upon preliminary evaluation of the amendment as authorized in section 304(a)(1)(A)(ii) of the Magnuson Act. These provisions would have: Conferred moratorium permit eligibility upon vessels that were re-rigging on January 26, 1993, and landed scup prior to the implementation of Amendment 8; required vessels to keep scup catches of less than 4,000 lb

(1,814 kg) (the level at which the minimum codend mesh requirement is triggered) in 100-lb (45.4-kg) containers to enhance enforcement; required NMFS to accept state dealer permits in lieu of the required Federal permit; denied access to the exclusive economic zone to vessels from states that do not implement recreational measures equivalent to those specified in Amendment 8; deferred to state regulations to define scup pot requirements for the residents of that state; and required any landings in excess of the recreational harvest limit to be subtracted from the harvest limit of the following year.

The Council and the Atlantic States Marine Fisheries Commission Summer Flounder, Scup, and Black Sea Bass Board met on May 15, 1996. During that meeting, they reviewed the disapproved measures, revised three of those measures that were preliminarily disapproved, and voted to resubmit the revised measures under section 304(b)(3)(A) of the Magnuson Act. The resubmitted measures are the re-rigging measure, the scup pot and trap definition, and the annual recreational harvest limit.

Day 1 of this rule is July 30, 1996. Proposed regulations for these provisions are scheduled to be published within 15 days.

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

Dated: July 31, 1996.

Richard W. Surdi,

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

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