

fishery, and the Gulf of Maine sink-gillnet fishery:

Kathy Wang, NMFS, SER; Sal Testaverde, NMFS, NER; Michael Payne, NMFS, Office of Protected Resources; Bill Brooks, Florida Department of Environmental Protection; Philip Coates, Massachusetts Division of Marine Fisheries; Chris Finlayson, Maine Department of Marine Resources; Mike Harris, Georgia Department of Natural Resources; William (Pete) Jensen, Maryland Department of Natural Resources; Jack Travelstead, Virginia Marine Resources Commission; Mike Street, North Carolina Division of Marine Fisheries; Jeff Goodyear, University of British Columbia; Robert Kenney, University of Rhode Island; Scott Kraus, New England Aquarium; David Laist, Marine Mammal Commission; David Mattila and Charles Mayo, Center for Coastal Studies; Mark Swingle, Virginia Marine Science Museum; Chris Croft, Environmental Solutions International; Ellie Dorsey, Conservation Law Foundation; Hans Neuhauser, Georgia Land Trust Service Center; David Wiley, International Wildlife Coalition; Nina Young, Center for Marine Conservation; Sharon Young, The Humane Society of the U.S.; Patricia Fiorelli, New England Fishery Management Council; Tom Hoff, Mid-Atlantic Fishery Management Council; Bill Adler, Massachusetts Lobstermen's Association; Dick Allen, Atlantic Offshore Fishermen's Association; Ron Hauck, southeast gillnet representative; Mike Baker, Southeast Shark Gillnet Association; Chris Hickman, mid-Atlantic coastal gillnet representative; Bill Foster, mid-Atlantic coastal gillnet representative; Bob MacKinnon, Massachusetts's Netters Association; John Our, Jr., Cape Cod Gillnetters Association; Terry Stockwell, Maine Gillnetters Association; and Pat White, Maine Lobstermen's Association.

Other individuals from NMFS, state and Federal agencies, and the Department of Fisheries and Oceans-Canada, may be present as observers, or for their scientific expertise. The TRT will be facilitated by Abby Dille, The Keystone Center, Washington, D.C. This Take Reduction Team will hold its first meeting to develop a TRP as described in the MMPA focusing on reducing bycatch in these fisheries in September in Boston, Massachusetts. The date, time and location of this meeting will be announced in a subsequent notice published in the *Federal Register* and each person invited to participate will be notified by the facilitator by letter.

NMFS fully intends to convene a TRT process in a way that provides for national consistency yet accommodates

the unique regional needs and characteristics of any one team. TRTs are not subject to the Federal Advisory Committee Act (5 App. U.S.C.). Meetings are open to the public.

References

Wiley, D. N., R. A. Asmutis, T. D. Pitchford and D. R. Gammon. 1994. Stranding and mortality of humpback whales (*Megaptera novaeangliae*) in the mid-Atlantic and southeast United States, 1985-1992. *Fishery Bulletin* 93: 196-205.

Trent, L. and D. Parshley. 1995. The shark drift gillnet fishery off the east coasts of Florida and Georgia, 1993-1995. Draft report prepared for Marine Fisheries Review.

Authority: 16 U.S.C. 1387

Dated: August 1, 1996.

Rennie S. Holt,

Acting Director, Office of Protected Resources.
[FR Doc. 96-20026 Filed 8-1-96; 3:37 pm]

BILLING CODE 3510-22-F

[I.D. 072996A]

Endangered Species; Permits

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

ACTION: Receipt of an application for modification 5 to scientific research permit 818 (P211C).

SUMMARY: Notice is hereby given that the Oregon Department of Fish and Wildlife in La Grande, OR (ODFW) has applied in due form for a modification to a permit authorizing takes of a threatened species for the purpose of scientific research.

DATES: Written comments or requests for a public hearing on this application must be received on or before September 5, 1996.

ADDRESSES: The application and related documents are available for review in the following offices, by appointment:

Office of Protected Resources, F/PR8, NMFS, 1315 East-West Highway, Silver Spring, MD 20910-3226 (301-713-1401); and

Environmental and Technical Services Division, 525 NE Oregon Street, Suite 500, Portland, OR 97232-4169 (503-230-5400).

Written comments or requests for a public hearing should be submitted to the Chief, Endangered Species Division, Office of Protected Resources.

SUPPLEMENTARY INFORMATION: ODFW requests a modification to a permit under the authority of section 10 of the

Endangered Species Act of 1973 (ESA) (16 U.S.C. 1531-1543) and the NMFS regulations governing ESA-listed fish and wildlife permits (50 CFR parts 217-227).

ODFW (P211C) requests modification 5 to permit 818. Permit 818 authorizes takes of adult and juvenile, threatened, Snake River spring/summer chinook salmon (*Oncorhynchus tshawytscha*) for scientific research. For modification 5, ODFW requests that permit 818 be extended through June of 1998, for a total duration of approximately five years. Permit 818 was issued by NMFS on April 22, 1993 (58 FR 25811, April 28, 1993) and is currently set to expire on December 31, 1996.

Also for modification 5, ODFW requests an increase in the takes of adult and juvenile, ESA-listed salmon associated with new studies in the Wallowa River Basin. ODFW proposes to determine the migration timing, survival rates, seasonal distribution, relative abundance, and habitat utilization of spring chinook salmon juveniles produced within the Wallowa River Basin. In addition, ODFW will investigate the significance of cold-water refugia in the life histories of juvenile salmonids. A greater number of ESA-listed fish are proposed to be observed or captured and handled. ODFW also proposes to tag/mark a greater number of ESA-listed fish with passive integrated transponders or pigment inoculation. The new research will provide essential information on the life history and critical habitat of the spring chinook salmon populations in the Wallowa River Basin. The information collected will enable managers to make more effective decisions concerning the protection and enhancement of critical habitat.

Those individuals requesting a hearing (see **ADDRESSES**) should set out the specific reasons why a hearing on this application would be appropriate. The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries, NOAA. All statements and opinions contained in this application summary are those of the applicant and do not necessarily reflect the views of NMFS.

Dated: July 30, 1996.

Eric H. Ostrovsky,

Acting Chief, Endangered Species Division,
Office of Protected Resources, National
Marine Fisheries Service.

[FR Doc. 96-19894 Filed 8-5-96; 8:45 am]

BILLING CODE 3510-22-F

CONSUMER PRODUCT SAFETY COMMISSION**Sunshine Act Meeting**

AGENCY: U.S. Consumer Product Safety Commission.

TIME AND DATE: 11:00 a.m., Tuesday, August 6, 1996.

LOCATION: Room 714, East West Towers, 4330 East West Highway, Bethesda, Maryland.

STATUS: Closed to the Public.

MATTER TO BE CONSIDERED:

Children's Sleepwear Enforcement

The Commission will consider issues related to the enforcement of the children's sleepwear standard.

The Commission decided on August 1, 1996, that agency business required scheduling this meeting without the usual seven days advance public notice.

For a recorded message containing the latest agenda information, call (301) 504-0709.

CONTACT PERSON FOR ADDITIONAL

INFORMATION: Sadye E. Dunn, Office of the Secretary, 4330 East West Highway, Bethesda, MD 20207 (301) 504-0800.

Dated: August 2, 1996.

Sadye E. Dunn,

Secretary.

[FR Doc. 96-20160 Filed 8-2-96; 2:23 pm]

BILLING CODE 6355-01-M

Petition Requesting Development of Safety Standard for Protective Batting Helmets and Staff Report

AGENCY: Consumer Product Safety Commission.

ACTION: Notice.

SUMMARY: In 1994, the American Academy of Facial Plastic and Reconstructive Surgery petitioned the Commission to develop a safety standard for protective batting helmets used by children younger than 15 years of age to require these helmets to be manufactured with a face guard. In 1996, the Commission staff published a report about injuries to children associated with baseball and the types of protective equipment currently available to prevent those injuries. The Commission solicits written comments on the petition and on that portion of the report concerning facial injuries and batting helmets with face guards.¹

¹ The Commission voted 2-1 to publish this notice, with Commissioner Mary Shiela Gall dissenting. Commissioner Gall's statement concerning her vote is available from the Office of the Secretary.

DATES: Comments on the petition and the report should be received in the Office of the Secretary by September 20, 1996.

ADDRESSES: Comments on the petition should be mailed to the Office of the Secretary, Consumer Product Safety Commission, Washington, DC 20207, telephone (301) 504-0800, or delivered to the Office of the Secretary, room 502, 4330 East-West Highway, Bethesda, Maryland 20814. Comments should be captioned "Petition and Report Concerning Batting Helmets with Face Guards." Five copies are requested of each submission in response to this notice.

A copy of the petition, comments on the petition submitted before July 26, 1995, and the document entitled "Youth Baseball Protective Equipment Project—Final Report" are available for inspection at the Commission's Public Reading Room, room 419, 4330 East-West Highway, Bethesda, Maryland. To obtain a copy of the petition, comments on the petition, or "Youth Baseball Protective Equipment Project—Special Report," call or write Rockelle Hammond, Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0800.

FOR FURTHER INFORMATION CONTACT: For information about the petition or the staff report, call or write Susan B. Kyle, Directorate for Epidemiology and Health Sciences, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0470, extension 1210.

SUPPLEMENTARY INFORMATION: In 1994, the American Academy of Facial Plastic and Reconstructive Surgery petitioned the Commission to develop a safety standard for protective batting helmets intended for children. The petition, designated HP 95-1, requests development of a standard requiring batting helmets intended for children younger than 15 years of age to be manufactured with a face guard which meets the requirements of the Safety Specification for Face Guards for Youth Baseball (ASTM F910), published by ASTM (formerly the American Society for Testing and Materials). The petition includes two articles from the journal "Pediatrics." These articles state that batting-related injuries are a leading cause of sports-related eye injuries and that the Sports Eye Safety Committee of the National Society to Prevent Blindness has endorsed requiring face guards with batting helmets. The petition asserts that the use of batting helmets without face guards by children

younger than 15 years of age creates an unreasonable risk of injury.

In the Federal Register of November 1, 1994 (59 FR 54548), the Commission published a notice to solicit written comments on the petition. In response to that notice the Commission received four comments, all of which urge denial of the petition.

Two comments observe that the risk of being injured from impact of the ball is inherent in the game of baseball. One of these comments states that helmets meeting the requirements of the standard requested by the petition would add to the frustrations of young players and detract from their enjoyment of the game.

Two other comments state that the ASTM standard for face guards should not be incorporated into a mandatory standard. These comments state that the adequacy of protection afforded by this standard has not been adequately evaluated, and that compliance with the standard could reduce the player's field of vision and access to the airway of an injured player.

In 1995, the Commission staff began a study of the circumstances surrounding facial injuries associated with baseball and softball. On July 14, 1995, the Commission voted to defer a decision on the petition until the results of that study became available.

In May 1996, the Commission staff completed a report entitled "Youth Baseball Protective Equipment Project—Final Report" (the Final Report). That document provides information about injuries to children associated with baseball, and about protective equipment available to prevent those injuries. The Final Report discusses, among other things, a survey of injuries associated with baseball, softball, and T-ball treated in hospital emergency rooms during the spring and summer of 1995. A copy of the complete Final Report is available without charge by writing or calling the Office of the Secretary, Consumer Product Safety Commission, Washington, D.C. 20207; telephone (301) 504-0800.

From the survey of injuries associated with baseball, the Commission staff estimates that about 37 per cent (59,400) of the total youth baseball-related injuries treated in hospital emergency rooms were facial injuries. About 74 per cent of these facial injuries resulted from being hit by a ball; 19 per cent resulted from being hit by a bat; and about 7 per cent resulted from colliding with another player.

Batters sustained 11 per cent of all facial injuries. Almost 98 per cent of the injured batters were batting righthanded. For these right-handed