

Chapter 21. Control of Emissions of Organic Compounds, Subchapter A. General; section 2103. Storage of Volatile Organic Compounds, paragraphs C., D., D.3., as adopted by LDEQ on November 20, 1995.

(G) Revisions to LAC, Title 33, Environmental Quality, Part III. Air; Chapter 21. Control of Emissions of Organic Compounds, Subchapter A. General; section 2103. Storage of Volatile Organic Compounds, paragraph D.4., as adopted by LDEQ on December 20, 1995.

(H) Reasonable Further Progress Agreed To Order, dated December 16, 1994, issued by the Assistant Secretary of the State of Louisiana Department of Environmental Quality in the matter of BASF Corporation, Geismar, Louisiana.

(I) Reasonable Further Progress Agreed To Order, dated August 22, 1994, issued by the Assistant Secretary of the State of Louisiana Department of Environmental Quality in the matter of CosMar Company, Inc., Carville, Louisiana.

(J) Reasonable Further Progress Agreed To Order, dated September 26, 1994, issued by the Assistant Secretary of the State of Louisiana Department of Environmental Quality in the matter of Shell Chemical Company, Geismar, Louisiana.

(K) Reasonable Further Progress Agreed To Order, dated September 8, 1994, issued by the Assistant Secretary of the State of Louisiana Department of Environmental Quality in the matter of Uniroyal Chemical Company, Inc., Geismar, Louisiana.

(L) Reasonable Further Progress Agreed To Order, dated September 8, 1994, issued by the Assistant Secretary of the State of Louisiana Department of Environmental Quality in the matter of Vulcan Chemicals, Geismar, Louisiana.

(M) SIP narrative plan entitled, "Revision to the 15% Rate of Progress Plan and 1990 Emissions Inventory," dated December 28, 1995, page 11, Section 2.2, 1996 Target Level Emissions, first paragraph; page 23, Section 5, Table 2—Reductions in Plan; page 173, Appendix G, table—Reductions from Industrial Sources through 1996 Used for the 15% Requirement, which ends on page 174.

(ii) Additional materials.

(A) SIP narrative plan entitled, "Revision to 15% Rate of Progress Plan and 1990 Emissions Inventory," submitted by the Governor of Louisiana on December 15, 1995, except Section 6. Contingency Measures Documentation, Appendix M. Contingency Reductions Documentation, and Appendix N. Banking Regulations.

(B) Letter dated May 3, 1996, from Gustave Von Bodungen, Louisiana Department of Environmental Quality, to Thomas Diggs, U.S. Environmental Protection Agency, transmitting supplemental documentation for the 15 Percent Rate of Progress Plan.

[FR Doc. 96-27002 Filed 10-21-96; 8:45 am]

BILLING CODE 6560-50-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

45 CFR Parts 6 and 8

RIN 0925-AA15

Removal of Obsolete Patent Regulations

AGENCY: Office of the Secretary, HHS.

ACTION: Final rule.

SUMMARY: The Department of Health and Human Services (HHS) is rescinding the regulations concerning inventions and patents generally and inventions resulting from research grants and contracts and fellowship awards, because the regulations are obsolete.

EFFECTIVE DATE: October 22, 1996.

FOR FURTHER INFORMATION CONTACT: Mr. Richard Lambert, Office of the General Counsel, Building 31, Room 2B-50, 31 Center Dr MSC 2111, Bethesda, MD 20892-2111, telephone (301) 496-6043 (this is not a toll-free number).

SUPPLEMENTARY INFORMATION: The Bayh-Dole Act, 35 U.S.C. 200-212 (Public Law 96-517 (Dec. 12, 1980)) and implementing regulations issued by the Department of Commerce, 37 CFR Part 401, established Government-wide patent policies that superseded the HHS policies codified in 45 CFR Parts 6 and 8. Prior to the passage of the Bayh-Dole Act, HHS made determinations of ownership and disposition of inventions made under grants and contracts funded by HHS. The general policy was to obtain rights to inventions made with Federal funding and to dedicate such inventions, along with those of Government employees, to the public through publication or by providing licenses to Government-owned patents on a royalty-free, nonexclusive basis.

The Bayh-Dole Act adopted a different philosophy of patenting. Based on the premise that commercialization of inventions will best promote the public interest, the Bayh-Dole Act provides that small business and nonprofit recipients of Federal funds can elect to retain title to an invention, subject to a nonexclusive,

nontransferable, irrevocable, paid-up license to the Government to use and license others to use the invention for Government purposes. In 1983, by a memorandum to the Heads of Executive Departments and Agencies, President Reagan extended to all recipients of Federal funding the same right to elect title to inventions and that memorandum was reaffirmed in 1987 by Executive Order 12591.

The Bayh-Dole Act, and its implementing regulations at 37 CFR Part 401, have made obsolete the HHS regulations at 45 CFR Parts 6 and 8. In addition, 45 CFR Part 6 is obsolete because it does not accurately reflect the policies or organizational structure of HHS. Accordingly, this final rule rescinds HHS regulations that have been superseded by statutes, regulations and policies that provide for the transfer of Government-funded technology to the private sector through the elimination of Government control over inventions made under Federal grants and contracts. HHS is considering whether it is necessary to replace Parts 6 and 8 of title 45 CFR or whether new HHS regulations are unnecessary in light of the Department of Commerce regulations.

Notice, public comment, and delayed effective date have been waived for this amendment based on a finding of good cause. The parts being removed are obsolete, and their removal will not in any way affect funding recipients or others adversely.

Executive Order 12866

Executive Order No. 12866 requires that all regulatory actions reflect consideration of the costs and benefits they generate and that they meet certain standards, such as avoiding the imposition of unnecessary burdens on the affected public. If a regulatory action is deemed to fall within the scope of the definition of the term "significant regulatory action" contained in section 3(f) of the Order, pre-publication review by the Office of Management and Budget's (OMB) Office of Information and Regulatory Affairs (OIRA) is necessary. This rule was deemed "not significant" by OIRA.

Regulatory Flexibility Act

This final rule will not have a significant economic impact on a substantial number of small entities. Therefore, a regulatory flexibility analysis, as defined under the Regulatory Flexibility Act of 1980 (5 U.S.C. chapter 6), is not required.

Paperwork Reduction Act

This final rule does not contain any information collection requirements subject to OMB review and approval under the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35).

List of Subjects in 45 CFR Parts 6 and 8

Inventions and patents.

Dated: October 3, 1996.

Harold Varmus,
Director, NIH.

For the reasons set out in the preamble and under the authority of 5 U.S.C. 301, subtitle A of title 45 of the Code of Federal Regulations is amended as follows:

PART 6—INVENTIONS AND PATENTS (GENERAL) [REMOVED AND RESERVED]

1. Part 6 of 45 CFR is removed and reserved.

PART 8—INVENTIONS RESULTING FROM RESEARCH GRANTS, FELLOWSHIP AWARDS, AND CONTRACTS FOR RESEARCH [REMOVED AND RESERVED]

2. Part 8 of 45 CFR is removed and reserved.

[FR Doc. 96-26975 Filed 10-21-96; 8:45 am]

BILLING CODE 4140-01-P

DEPARTMENT OF TRANSPORTATION**Federal Highway Administration****49 CFR Part 397**

[FHWA Docket No. MC-96-10]

Recommendations on Uniform Forms and Procedures for the Transportation of Hazardous Materials

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of availability of report on the Internet.

SUMMARY: The FHWA is announcing the availability on the Internet of the final report and recommendations of the Alliance for Uniform HazMat

Transportation Procedures (the Alliance) concerning the implementation of 49 U.S.C. 5119—formerly referred to as section 22 of the Hazardous Materials Transportation Uniform Safety Act of 1990 (HMTUSA). Section 5119 requires the Secretary of Transportation (the Secretary) to establish a working group of State and local government officials to establish uniform forms and procedures for the registration of persons that transport hazardous materials by motor vehicle, and to decide whether to limit the filing of State registration and permit forms and the collection of filing fees. The Alliance is the working group created to fulfill the requirements of the HMTUSA, and accordingly, has published its final report with recommendations. On July 9, 1996, the FHWA published a notice announcing the availability of the Alliance report and requesting public comments (61 FR 36016). The FHWA provided information on how to obtain copies of the report from the National Governors' Association (NGA). This notice provides the Internet address for the Alliance report and a new telephone number to use when ordering copies of the report from the NGA. The November 6, 1996, closing date for commenting on the report is not being changed.

FOR FURTHER INFORMATION CONTACT: Mr. Larry W. Minor, Office of Motor Carrier Research and Standards, (202) 366-4009; Mr. James D. McCauley, Office of Motor Carrier Safety and Technology, (202) 366-9579; or Mr. Raymond W. Cuprill, Office of Chief Counsel, (202) 366-0834, Federal Highway Administration, 400 Seventh Street, SW., Washington, D.C. 20590. Office hours are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

SUPPLEMENTARY INFORMATION:

Internet Address for the Alliance Report

The Alliance report has been posted on the Internet. The entire report may be viewed on the Internet, depending on the software being used, and/or downloaded. The report is in WordPerfect 6.1 format while the forms contained in Appendix F of the report

are in Graphics Interchange Format (GIF)—a standard format for digitized images. Users will need a graphics viewer to see the "GIF" file.

There are several ways to access the report on the Internet. The most direct method is as follows: <http://cti1.volpe.dot.gov/ohim/alliance.html>.

Alternatively, the report may be accessed through the FHWA's Office of Motor Carriers (OMC) "homepage" located at <http://cti1.volpe.dot.gov/ohim/motcar.html>. This site contains general information on the OMC and its programs as well as links to online Federal Motor Carrier Safety Regulations and regulatory guidance, Federal Hazardous Materials Regulations, and a link to the FHWA home page. When accessing the Alliance report from the OMC "homepage" select the following "hyperlinks":

1. Special Program Areas.
2. Final Report: Uniform Program Pilot Project.

Whichever approach is used, users may scroll through the table of contents and access the desired section of the report by clicking on the appropriate heading.

New Telephone Number for Ordering Copies of the Alliance Report

Copies of the report ("Final Report: Uniform Program Pilot Project," March 15, 1996) may be ordered from the National Governors' Association Publications Center at (301) 498-3783. The NGA Publications Center will charge a shipping and handling fee for all orders. The previous telephone number and address for the NGA's headquarters should no longer be used to request copies of the Alliance report.

List of Subjects in 49 CFR Part 397

Hazardous Materials Transportation, Highways and Roads, Motor Carrier Safety Permits

Authority: 49 U.S.C. 5119; 49 CFR 1.48

Issued on: October 10, 1996.

Rodney E. Slater,

Federal Highway Administrator.

[FR Doc. 96-27038 Filed 10-21-96; 8:45 am]

BILLING CODE 4910-22-P