

DATES: November 21, 1996, 8:30 a.m.–4:30 p.m.

PLACE: Crowne Plaza Parc Fifty Five Hotel, 55 Cyril Magnin Street, San Francisco, California 94102.

SUPPLEMENTARY INFORMATION: The President established the National Bioethics Advisory Commission (NBAC) by Executive Order 12975, October 3, 1995. The purpose of NBAC is to provide advice and make recommendations to the National Science and Technology Council and other appropriate entities on bioethical issues arising from research on human biology and behavior and the applications, including the clinical applications, of that research.

Tentative Agenda

Thursday November 21, 1996

Morning Session

- 8:30 a.m. Call to Order, Opening Remarks, and Introductions
 9:00 a.m. Presentations By Invited Officials and Guests and Discussion With NBAC Commissioners—What Have Commissions Done About the Protection of Human Subjects in Research and the Management and Use of Genetic Information?
 10:00 a.m. Break
 10:45 a.m. Morning Presentations and Discussion Continue
 12:30 p.m. Lunch

Afternoon Session

- 1:00 p.m. Presentation by Amy Gutmann, Ph.D.—Deliberating About Ethics in a Democracy: Some Reflections for Commissions
 2:00 p.m. Presentations By Invited Officials and Guests and Discussion With NBAC Commissioners—What Characteristics of Commissions—Such as Scope, Sponsorship, Public Access, Professional Dominance, Evaluation and Soundness, and Role and Structure—Contribute to Success or Failure?
 4:00 p.m. Public Comment
 4:30 p.m. Adjourn

Public Participation

The meeting is open to the public with attendance limited to space available. Members of the public who wish to make oral statements should contact NBAC at the address or telephone number listed below at least seven business days prior to the meeting. Reasonable provisions will be made to include on the agenda presentations by persons requesting an opportunity to speak. Individuals who plan to attend the meeting and need special assistance, such as sign language interpretation or other special

accommodations should also contact NBAC at the address or telephone number listed below at least seven business days prior to the meeting. Persons who wish to file written statements with NBAC may do so at any time.

FOR FURTHER INFORMATION CONTACT: Patricia Norris, Communications Director, National Bioethics Advisory Commission, MSC-7508, 6100 Executive Boulevard, Suite 3C01, Rockville, Maryland 20892-7508, telephone 301-402-4242, fax 301-480-6900.

Dated: November 5, 1996.
 Phillip R. Lee,
Assistant Secretary for Health.
 [FR Doc. 96-28940 Filed 11-7-96; 8:45 am]
BILLING CODE 4160-17-M

Centers for Disease Control and Prevention

National Institute for Occupational Safety and Health Review and Evaluation of the NIOSHTIC® and Registry of Toxic Effects of Chemical Substances (RTECS®) Electronic Databases

AGENCY: National Institute for Occupational Safety and Health (NIOSH), Centers for Disease Control and Prevention (CDC), Department of Health and Human Services.
ACTION: Request for Comments.

SUMMARY: NIOSH is conducting a comprehensive evaluation of two of its electronic databases, the NIOSH Technical Information Center (NIOSHTIC®) and the Registry of Toxic Effects of Chemical Substances (RTECS®). The goal of this evaluation is to determine the importance and usefulness of NIOSHTIC® and RTECS® to the national and international occupational safety and health communities and to other users. Evaluation results will be used to generate a set of recommendations outlining possible options for the future of these databases.

DATES: Written comments on the issues outlined below should be submitted to Diane Manning, NIOSH Docket Office, 4676 Columbia Parkway, Mailstop C-34, Cincinnati, Ohio 45226, or by fax (513) 533-8285. Comments must be received on or before December 13, 1996. Comments may also be submitted by e-mail to: dmm2@NIOSDT1.em.cdc.gov, as WordPerfect 5.0, 5.1/5.2, 6.0/6.1, or ASCII files.

FOR FURTHER INFORMATION CONTACT: Technical information may be obtained

from Jay Bainbridge, NIOSH, CDC, 1600 Clifton Road, N.E., Mailstop D-40, Atlanta, Georgia 30333, telephone (404) 639-3526, e-mail address: jkb1@niood1.em.cdc.gov.

Information may also be obtained by calling 1-800-35-**NIOSH** or through the NIOSH Home Page: <http://www.cdc.gov/niosh/homepage/html>.

SUPPLEMENTARY INFORMATION: NIOSH is interested in all comments regarding these databases, particularly useful would be comments about the following: the utility of the specific databases, the ability for these specific databases to supply needed information, the negative impact if the databases were no longer available, sources of comparable data, and suggestions for improvement.

Dated: November 4, 1996.
 Diane D. Porter,
Acting Director, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention (CDC).
 [FR Doc. 96-28728 Filed 11-7-96; 8:45 am]
BILLING CODE 4163-19-P

Health Care Financing Administration

[BPD-879-NC]

Medicare and Medicaid Programs; Announcement of Additional Application From Hospital Requesting Waivers for Organ Procurement Service Area and Technical Correction

AGENCY: Health Care Financing Administration (HCFA), HHS.

ACTION: Notice with comment period.

SUMMARY: This notice announces an additional application which HCFA has received from a hospital requesting a waiver from dealing with its designated area organ procurement organization (OPO) in accordance with section 1138(a)(2) of the Social Security Act. It supplements notices published in the Federal Register on January 19, 1996 and May 17, 1996, that announced hospital waiver requests received by HCFA. Effective January 1, 1996, a hospital is required to have an agreement with the OPO designated for the area in which it is located unless HCFA grants it a waiver to have an agreement with an alternative, out-of-area OPO. This notice requests comments from OPOs and the general public for our consideration in determining whether such a waiver should be granted.

DATES: Written comments will be considered if we receive them at the appropriate address, as provided below,

no later than 5:00 p.m. on January 7, 1997.

ADDRESSES: Mail written comments (one original and three copies) to the following address: Health Care Financing Administration, Department of Health and Human Services, Attention: BPD-879-NC, P.O. Box 7517, Baltimore, MD 21244-0517.

If you prefer, you may deliver your written comments (one original and three copies) to one of the following addresses:

Room 309-G, Hubert H. Humphrey Building, 200 Independence Avenue, SW., Washington, DC 20201, or Room C5-09-26, 7500 Security Boulevard, Baltimore, MD 21244-1850.

Comments may also be submitted electronically to the following e-mail address: BPD-879-NC@hcfa.gov. E-mail comments must include the full name and address of the sender and must be submitted to the referenced address in order to be considered. All comments must be incorporated in the e-mail message because we may not be able to access attachments. Electronically submitted comments will be available for public inspection at the Independence Avenue address, below.

Because of staffing and resource limitations, we cannot accept comments by facsimile (FAX) transmission. In commenting, please refer to file code BPD-879-NC. Comments received timely will be available for public inspection as they are received, generally beginning approximately 3 weeks after publication of a document, in Room 309-G of the Department's offices at 200 Independence Avenue, SW, Washington, DC, on Monday through Friday of each week from 8:30 a.m. to 5 p.m. (phone: (202) 690-7890).

FOR FURTHER INFORMATION CONTACT: Mark A. Horney (410) 786-4554.

SUPPLEMENTARY INFORMATION:

I. Background

On January 19, 1996 and May 17, 1996, we published notices in the Federal Register (61 FR 1389 and 61 FR 24941) that announced applications which HCFA had received from hospitals requesting a waiver from dealing with their designated organ procurement organizations (OPOs) in accordance with section 1138 (a)(2) of the Social Security Act (the Act). This notice supplements these two notices and makes a technical correction to one of the groupings listed in the May 17, 1996 notice.

Section 1138 (a)(1)(A)(iii) of the Social Security Act (the Act) provides that a hospital or rural primary care

hospital that participates in the Medicare or Medicaid programs must establish written protocols for the identification of potential organ donors. Section 155 of the Social Security Act Amendments of 1994 (SSA '94) (Public Law 103-432) amended section 1138 of the Act to require that effective January 1, 1996, a hospital must notify the organ procurement organization (OPO) designated for the service area in which it is located of potential organ donors (sections 1138 (a)(1)(A)(iii) and (a)(1)(B) of the Act). It must also have an agreement to do so only with that designated OPO (sections 1138 (a)(1)(C) and (a)(3)(A)).

The statute also provides that the hospital may obtain a waiver of these requirements from the Secretary. A waiver would allow the hospital to have an agreement with an "out-of-area" OPO (section 1138 (a)(2)) if it meets conditions specified in the statute (sections 1138 (a)(2)(A) (i) and (ii)).

The law further states that in granting a waiver, the Secretary must determine that such a waiver: (1) Would be expected to increase donation; and (2) will assure equitable treatment of patients referred for transplants within the service area served by the designated OPO and within the service area served by the out-of-area OPO (section 1138 (a)(2)(A)). In making a waiver determination, the Secretary may consider, among other factors: (1) Cost effectiveness; (2) improvements in quality; (3) whether there has been any change in a hospital's designated OPO service area due to the definition of metropolitan statistical areas (MSAs); and (4) the length and continuity of a hospital's relationship with the out-of-area OPO (section 1138(a)(2)(B)). Under section 1138(a)(2)(D) of the Act, the Secretary is required to publish a notice of any waiver applications within 30 days of receiving the application and offer interested parties an opportunity to comment in writing within 60 days of the published notice. Section 155(a)(2) of SSA '94 provides that any hospital that had an agreement with an out-of-area OPO on the date of enactment of that legislation, October 31, 1994, may obtain a temporary or interim waiver of the requirements of sections 1138(a)(1)(A)(iii) and (a)(1)(C). The statute requires that the hospital must have submitted a waiver request to the Secretary by January 1, 1996. The statute specifically provides that the hospital's existing agreement with the out-of-area OPO would remain in effect pending the Secretary's final determination under section 1138(a)(2) as to whether the hospital should be granted a permanent waiver.

For hospitals that do not meet these conditions, but that entered into agreements with out-of-area OPOs prior to January 1996, we have established a similar process. Under our section 1138(a)(2) authority to grant waivers if statutory conditions are met, we will make a preliminary determination as to whether the hospital's request meets the requirements of section 1138(a)(2)(A)(i) and (ii) based upon an initial review of its waiver request. If we determine that the hospital appears preliminarily to meet those standards, we will grant the hospital a temporary, interim waiver while we consider further the merits of the hospital's waiver request on a permanent basis. In the meantime, the hospital may continue its relationship with the OPO with which it has an agreement.

II. Waiver Request Procedures

In October 1995, we issued a Program Memorandum (Transmittal No. A-95-11) that has been supplied to each hospital. This Program Memorandum detailed the waiver process and discussed the information that may be provided by hospitals requesting a waiver. We indicated that upon receipt of the waiver requests, we would publish a Federal Register notice to solicit public comments, as required by law (section 1138(a)(2)(D)).

We will then review the requests and comments received. During the review process, we may consult on an as-needed basis with agencies outside HCFA, including the Public Health Service's Division of Transplantation, the United Network for Organ Sharing, and HCFA regional offices. If necessary, we may request additional clarifying information from the applying hospital or others. We then will make a final determination on the waiver requests and notify the affected hospitals and OPOs.

III. Additional Hospital Waiver Request

This notice adds an additional hospital to the May 17, 1996 notice. We are adding the Hutcheson Medical Center, Inc. of Fort Oglethorpe, GA. The Hutcheson Medical Center currently designated area OPO is Tennessee Donor Services (TNDS), 1714 Hayes Street, Nashville, TN 37203. The center's requested out-of-area OPO is Lifelink of Georgia (GALL), 3715 Northside Parkway, 100 Northcreek, Suite 300, Atlanta, GA 30327.

IV. Technical Corrections

In the May 17, 1996, notice with comment period on page 24943, in the Group I listing, we inadvertently carried the incorrect requested OPO code for

Mercy Hospital. The corrected entries for this hospital read as follows:

Name of facility	City	State	Requested OPO	Designated OPO
Mercy Hospital	Willard	OH	OHLC	OHLB

Key:
 OHLC Life Connection of Ohio, 1545 Holland Road, Suite C, Maumme, OH 43537.
 OHLB Lifebanc, 20600 Chagrin Blvd., Suite 350, Cleveland, OH 44122.

In the Group II listing, on page 24944, we inadvertently carried the incorrect code for the requested OPO and the designated OPO for New Milford Hospital. The corrected entries for this hospital read as follows:

Name of facility	City	State	Requested OPO	Designated OPO
New Milford Hospital	New Milford	CT	NYRT	CTHH

Key:
 NYRT New York Regional Transplant Program, 475 Riverside Drive—Suite 1244, New York, NY 10115.
 CTHH Northeast OPO and Tissue Bank, Hartford Hospital, 80 Seymour Street, Hartford, CT 06102-5037.

Authority: Section 1138 of the Social Security Act (42 U.S.C. 1320b-8).
 (Catalog of Federal Domestic Assistance Program No. 93.778, Medical Assistance Program; No. 93.773 Medicare—Hospital Insurance Program; and No. 93.774, Medicare—Supplementary Medical Insurance Program)
 Dated: September 20, 1996.
 Thomas A. Ault,
Director, Bureau of Policy Development, Health Care Financing Administration.
 [FR Doc. 96-28684 Filed 11-7-96; 8:45 am]
BILLING CODE 4120-01-P

Substance Abuse and Mental Health Services Administration

Notice of Meeting

Pursuant to Public Law 92-463, notice is hereby given of the following meeting of the SAMHSA Special Emphasis Panel II in December.

A summary of the meeting may be obtained from: Ms. Dee Herman, Committee Management Liaison, SAMHSA Office of Extramural Activities Review, 5600 Fishers Lane, Room 17-89, Rockville, Maryland 20857. Telephone: (301) 443-4783.

Substantive program information may be obtained from the individual named as Contact for the meeting listed below.

The meeting will include the review, discussion and evaluation of individual contract proposals. These discussions could reveal personal information concerning individuals associated with the proposals and confidential and financial information about an individual's proposal. The discussion may also reveal information about procurement activities exempt from disclosure by statute and trade secrets and commercial or financial information obtained from a person and privileged

and confidential. Accordingly, the meeting is concerned with matters exempt from mandatory disclosure in Title 5 U.S.C. 552b(c)(3), (4), and (6) and 5 U.S.C. App. 2, section 10(d).

Committee Name: SAMHSA Special Emphasis Panel II.

Meeting Date: December 3, 1996.

Panel: Technical Assistance to States and Universities in Mental Health Services, Human Resource Development.

Place: Parklawn Building, Room 12-94, 5600 Fishers Lane, Rockville, MD 20852.

Closed: December 3, 1996, 1:30 p.m.-4:00 p.m.

Contact: Constance M. Burtoff, M.A., Room 17-89, Parklawn Building, Telephone: (301) 443-2437 and FAX: (301) 443-3437.

Dated: November 1, 1996.

Jeri Lipov.

Committee Management Officer, Substance Abuse and Mental Health Services Administration.

[FR Doc. 96-28758 Filed 11-7-96; 8:45 am]

BILLING CODE 4162-20-P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4124-N-11]

Federal Property Suitable as Facilities To Assist the Homeless

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This Notice identifies unutilized, underutilized, excess, and surplus Federal property reviewed by HUD for suitability for possible use to assist the homeless.

FOR FURTHER INFORMATION CONTACT: Mark Johnston, room 7256, Department of Housing and Urban Development, 451 Seventh Street SW, Washington, DC

20410; telephone (202) 708-1226; TDD number for the hearing- and speech-impaired (202) 708-2565 (these telephone numbers are not toll-free), or call the toll-free Title V information line at 1-800-927-7588.

SUPPLEMENTARY INFORMATION: In accordance with 24 CFR Part 581 and section 501 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11411), as amended, HUD is publishing this Notice to identify Federal buildings and other real property that HUD has reviewed for suitability for use to assist the homeless. The properties were reviewed using information provided to HUD by Federal landholding agencies regarding unutilized and underutilized buildings and real property controlled by such agencies or by GSA regarding its inventory of excess or surplus Federal property. This Notice is also published in order to comply with the December 12, 1988 Court Order in *National Coalition for the Homeless v. Veterans Administration*, No. 88-2503-OG (D.D.C.).

Properties reviewed are listed in this Notice according to the following categories: Suitable/available, suitable/unavailable, suitable/to be excess, and unsuitable. The properties listed in the three suitable categories have been reviewed by the landholding agencies, and each agency has transmitted to HUD: (1) Its intention to make the property available for use to assist the homeless, (2) its intention to declare the property excess to the agency's needs, or (3) a statement of the reasons that the property cannot be declared excess or made available for use as facilities to assist the homeless.

Properties listed as suitable/available will be available exclusively for homeless use for a period of 60 days from the date of this Notice. Homeless