

Authority: 5 U.S.C. 5941; E.O. 10000, 3 CFR, 1943–1948 Comp., p. 792; E.O. 12510, 3 CFR, 1985 Comp., p. 338.

2. In § 591.203, paragraphs (a)(1), (a)(3), (a)(6), and (b) are revised to read as follows:

**§ 591.203 Agencies and employees covered.**

(a) \* \* \*

(1) General Schedule.

\* \* \* \* \*

(3) Foreign Service (including the Senior Foreign Service).

\* \* \* \* \*

(6) Senior Executive Service (including the Federal Bureau of Investigation and the Drug Enforcement Administration Senior Executive Service).

\* \* \* \* \*

(b) This subpart may be applied, at the sole discretion of the employing agency, to civilian employees in other positions authorized by specific law applicable to such positions, consistent with the intent of 5 U.S.C. 5941.

3. In § 591.210, paragraph (f) is removed, paragraphs (b) through (e) are redesignated as (c) through (f), respectively, and a new paragraph (b) is added to read as follows:

**§ 591.210 Payment of allowances and differentials.**

\* \* \* \* \*

(b) Payment of an allowance or differential begins as of the date of an employee's arrival on regular assignment or transfer, or on the date of entrance on duty in the case of local recruitment. An employee who is temporarily assigned to duty in a nonforeign area is eligible for a differential, but not an allowance, except that payment of a differential shall not begin until after 42 consecutive calendar days of assignment in the differential area. Payment of an allowance or differential ceases—

(1) On separation;

(2) As of the date of departure on transfer to a new post of regular assignment; or

(3) As of the date of departure in the case of an employee on temporary assignment to the differential area.

\* \* \* \* \*

[FR Doc. 97–7071 Filed 3–19–97; 8:45 am]

BILLING CODE 6325–01–P

**DEPARTMENT OF ENERGY**

**Office of Civilian and Radioactive Waste Management**

**10 CFR Part 960**

RIN 1901–1172

**General Guidelines for the Recommendation of Sites for Nuclear Waste Repositories**

**AGENCY:** Proposed rule; Reopening of public comment period.

**SUMMARY:** In response to additional requests from several interested persons, the Department of Energy has granted additional time to comment on proposed amendments to 10 CFR Part 960 that were published at 61 FR 66158, December 16, 1996.<sup>1</sup>

**DATES:** Comments should be received no later than April 16, 1997.

**ADDRESSES:** All written comments are to be submitted to April V. Gil, U.S. Department of Energy, Office of Civilian Radioactive Waste Management, Yucca Mountain Site Characterization Office, PO Box 98608, or provided by electronic mail to 10CFR960@notes.ymmp.gov.

**FOR FURTHER INFORMATION CONTACT:** April V. Gil, U.S. Department of Energy, Office of Civilian Radioactive Waste Management, Yucca Mountain Site Characterization Office, PO Box 98608, Las Vegas, Nevada 89193, (800) 967–3477.

Issued in Washington, DC on this 14th day of March, 1997.

Lake Barrett,

*Acting Director, U.S. Department of Energy, Office of Civilian Radioactive Waste Management.*

[FR Doc. 97–7031 Filed 3–19–97; 8:45 am]

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**FEDERAL ELECTION COMMISSION**

**11 CFR Parts 100 and 114**

[Notice 1997 4]

**Rulemaking Petition: Definition of “Member” of a Membership Association; Notice of Availability**

**AGENCY:** Federal Election Commission.

**ACTION:** Rulemaking petition: Notice of availability.

**SUMMARY:** On February 24, 1997, the Commission received a Petition for Rulemaking from James Bopp, Jr., on behalf of the National Right to Life Committee, Inc. The Petition urges the Commission to revise its rules defining

who is a member of a membership association in view of a recent court decision. The Petition is available for inspection in the commission's Public Records Office.

**DATES:** Statements in support of, or in opposition to, the Petition must be filed on or before April 21, 1997.

**ADDRESSES:** Comments must be in writing and addressed to: Ms. Susan E. Propper, Assistant General Counsel, 999 E Street, NW., Washington, DC 20463.

**FOR FURTHER INFORMATION CONTACT:**

Ms. Susan E. Propper, Assistant General Counsel, or Ms. Rita A. Reimer, Attorney, 999 E Street, NW., Washington, DC 20463, (202) 219–3690 or (800) 424–9530.

**SUPPLEMENTARY INFORMATION:** The petitioner is requesting the Commission to revise its rules defining who is a member of a membership association in view of the decision by the United States Court of Appeals for the District of Columbia Circuit in *Chamber of Commerce of the United States versus Federal Election Commission*, 69 F.3d 600 (D.C. Cir 1995), *amended on denial of rehearing*, 76 F.3d 1234 (D.C. Cir. 1996). The decision held that the current rules at 11 CFR 100.8(b)(4)(iv) and 114.1(e), which require members in most instances to have direct or indirect voting rights for at least one member of the association's highest governing body, cannot be applied to the Chamber of Commerce or the American Medical Association, because of other financial and organizational ties that exist between these entities and their members.

Copies of the Petition for Rulemaking are available for public inspection at the Commission's Public Records Office, 999 E Street, NW., Washington, DC 20463, Monday through Friday between the hours of 9:00 a.m. and 5:00 p.m. Interested persons may also obtain a copy of the Petition by dialing the Commission's FlashFAX service at (202) 501–3413 and following its instructions, at any time of the day and week. Request document #232.

Statements in support of, or in opposition to, the Petition for Rulemaking must be submitted in writing by April 21, 1997.

Consideration of the merits of the Petition will be deferred until the close of the comment period. If the Commission decides that the Petition has merit, it may begin a rulemaking proceeding. Any subsequent action taken by the Commission will be announced in the Federal Register.

<sup>1</sup> See also 62 FR 4941, Feb. 3, 1997.

Dated: March 14, 1997.

John Warren McGarry,

*Chairman.*

[FR Doc. 97-6955 Filed 3-19-97; 8:45 am]

BILLING CODE 6715-01-M

## SECURITIES AND EXCHANGE COMMISSION

### 17 CFR Parts 230, 240, 270, and 275

[Release Nos. 33-7404, 34-38401, IC-22566, and IA-1619; File No. S7-4-97]

RIN 3235-AG62; 3235-AH01

#### Definitions of "Small Business" or "Small Organization" Under the Investment Company Act of 1940, the Investment Advisers Act of 1940, the Securities Exchange Act of 1934, and the Securities Act of 1933

**AGENCY:** Securities and Exchange Commission.

**ACTION:** Proposed rule amendments; extension of the comment period.

**SUMMARY:** The Securities and Exchange Commission ("Commission") is extending from February 27 to April 30, 1997, the comment period for proposed amendments to certain definitions of "small business" and "small organization" that are used for purposes of the Regulatory Flexibility Act in connection with Commission rulemaking under the Investment Company Act of 1940, the Investment Advisers Act of 1940, the Securities Exchange Act of 1934, and the Securities Act of 1933 regarding regulatory requirements applicable to investment companies, investment advisers, exchanges, securities information processors, transfer agents and issuers, and broker-dealers. The proposed amendments were published in the Federal Register on January 28, 1997 (62 FR 4106).

**DATES:** Comments should be received on or before April 30, 1997.

**ADDRESSES:** Comments should be submitted in triplicate to Jonathan G. Katz, Secretary, U.S. Securities and Exchange Commission, Mail Stop 6-9, 450 Fifth Street, N.W., Washington D.C. 20549. Comments also may be submitted electronically at the following E-mail address: rule-comments@sec.gov. All comment letters should refer to File Number S7-4-97. This file number should be included on the subject line if E-mail is used. Comment letters will be available for public inspection and copying in the Public Reference Room, 450 Fifth Street, N.W., Washington D.C. 20549. Electronically submitted comment letters will be posted on the

Commission's Internet Web site (<http://www.sec.gov>).

#### FOR FURTHER INFORMATION CONTACT:

##### General

Penelope W. Saltzman, Special Counsel, at (202-942-0915), or Anne H. Sullivan, Senior Counsel, at (202-942-0954), Office of the General Counsel, Securities and Exchange Commission, 450 Fifth Street, N.W., Mail Stop 6-6, Washington, D.C. 20549. Offices with Particular Responsibility:

Thomas M.J. Kerwin, Senior Counsel, Division of Investment Management, (definitions applicable to investment companies and investment advisers) (202-942-0690).

Glenn J. Jesse, Special Counsel, Office of the Chief Counsel, Division of Market Regulation (definitions applicable to exchanges, transfer agents and issuers, securities information processors, and broker-dealers) (202-942-0073).

#### SUPPLEMENTARY INFORMATION:

On January 22, 1997, the Commission proposed amendments to the definitions of "small business" and "small organization" set forth in Rule 0-10 [17 CFR 270.0-10] under the Investment Company Act of 1940 [15 U.S.C. § 80a-1], Rule 0-7 [17 CFR 275.0-7] under the Investment Advisers Act of 1940 [15 U.S.C. § 80b-1], Rule 0-10 [17 CFR 240.0-10] under the Securities Exchange Act of 1934 [15 U.S.C. § 78a], and Rule 157 [17 CFR 230.157] under the Securities Act of 1933 [15 U.S.C. § 77a]. These definitions are used specifically for purposes of the Regulatory Flexibility Act, Pub. L. No. 96-354, 94 Stat. 1164 (1980), as amended, Pub. L. No. 104-121, Title II, Subtitle D, 110 Stat. 864 (1996).

The Commission originally requested that comments on the proposed rulemaking be received by February 27, 1997. The Commission believes that an extension is appropriate in order to give the public additional time to comment on the proposed amendments. Therefore, the comment period for responding to Investment Company Act Release No. 22478, Investment Advisers Act Release No. 1609, Securities Act Release No. 7383, and Securities Exchange Act Release No. 38190, is extended from February 27, 1997 to April 30, 1997.

Dated: March 14, 1997.

By the Commission.

Jonathan G. Katz,

*Secretary.*

[FR Doc. 97-7051 Filed 3-19-97; 8:45 am]

BILLING CODE 8010-01-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 51

[AD-FRL-5711-6]

#### Proposed Implementation Requirements for Reduction of Sulfur Oxide (Sulfur Dioxide) Emissions

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Reopening of public comment period.

**SUMMARY:** The EPA is announcing the reopening of the public comment period on the proposed implementation requirements to address short-term peak concentrations of sulfur dioxide (SO<sub>2</sub>)—also known as the Intervention Level Program—that were published on January 2, 1997 (62 FR 210).

**DATES:** Written comments on this proposal must be received on or before April 11, 1997.

**ADDRESSES:** Submit written comments on this proposal (two copies are preferred) to: Office of Air and Radiation Docket and Information Center (Air Docket 6102), Room M 1500, U.S. Environmental Protection Agency, Attention: Docket No. A-94-55, 401 M Street, S.W., Washington, DC 20460. The docket may be inspected between 8:00 a.m. and 5:30 p.m. on weekdays, and a reasonable fee may be charged for copying. The Air Docket may be called at (202) 260-7548.

**FOR FURTHER INFORMATION CONTACT:** Eric L. Crump, Integrated Policies and Strategies Group (MD-15), U.S. Environmental Protection Agency, Research Triangle Park, NC 27711, telephone (919) 541-4719.

**SUPPLEMENTARY INFORMATION:** To allow sufficient time to review the proposed implementation requirements for reducing short-term concentrations of SO<sub>2</sub> (40 CFR part 51) before submitting comments, the EPA is reopening the public comment period on this proposal from March 3, 1997 to April 11, 1997.

#### List of Subjects in 40 CFR Part 51

Environmental protection, Administrative practices and procedure, Air pollution control, Intergovernmental relations, SO<sub>2</sub>, Reporting and recordkeeping requirements, State implementation plans.

Dated: March 13, 1997.

Richard Wilson,

*Acting Assistant Administrator.*

[FR Doc. 97-7068 Filed 3-19-97; 8:45 am]

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