

device. FDA has since become aware of additional information relevant to the possible reclassification of the CES device from class III to class II or class I. In the **Federal Register** of January 28, 1997 (62 FR 4023), FDA published a proposed rule to revoke the requirement that a PMA or a notice of completion of a PDP be filed for the CES device. FDA explained that it now believes that it is more appropriate to invoke the procedures under section 515(i) of the act for the device.

FDA provided an opportunity for interested persons to comment on the proposed rule. FDA received 41 comments. All but two of these comments directly supported the proposal to revoke the requirement that a PMA or notice of completion of a PDP be filed for the CES device. Many of the comments also requested that the CES device be reclassified into class I or II. Some comments submitted information in support of reclassification of the device. One comment included a paper addressing the government's role in regulating "alternative medicine" including, according to the comment, CES. Another comment submitted anecdotal information about a negative experience with CES but did not specifically take a position with respect to revocation of the requirement to submit a PMA. One comment supported the revocation of the requirement to submit a PMA, but suggested that FDA should, in all cases, issue an order under section 515(i) before it issues a proposed rule to require the submission of a PMA.

As noted above, elsewhere in this issue of the **Federal Register**, FDA is issuing an order under section 515(i) of the act to require manufacturers of CES devices to submit information to FDA about the safety and effectiveness of the devices. FDA will review all information submitted in response to that order and in the comments submitted on the proposed revocation to determine whether to reclassify the device.

In response to the suggestion that FDA not issue a rule under section 515(b) of the act without first issuing an order under section 515(i) of the act, as FDA previously stated in the **Federal Register** of May 6, 1994 (59 FR 23731), the Safe Medical Devices Act (SMDA) (Pub. L. 101-629) does not prevent FDA from proceeding immediately to rulemaking under section 515(b) of the act on specific devices, in the interest of the public health, independent of the procedure in section 515(i) of the act. FDA will consider the suggestion on a case-by-case basis.

II. Environmental Impact

The agency has determined under 21 CFR 25.24(a)(8) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

III. Analysis of Impacts

FDA has examined the impacts of the final rule under Executive Order 12866 and the Regulatory Flexibility Act (5 U.S.C. 601-612). Executive Order 12866 directs agencies to assess all costs and benefits of available regulatory alternatives and, when regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety, and other advantages; distributive impacts; and equity). The agency believes that this final rule is consistent with the regulatory philosophy and principles identified in the Executive Order. In addition, the final rule is not a significant regulatory action as defined by the Executive Order and so is not subject to review under the Executive Order.

The Regulatory Flexibility Act requires agencies to analyze regulatory options that would minimize any significant impact of a rule on small entities. Because this final rule will allow FDA to review information about these devices and determine the least burdensome degree of control needed to provide reasonable assurance of the safety and effectiveness of the CES device, the Commissioner of Food and Drugs certifies that the final rule will not have a significant economic impact on a substantial number of small entities. Therefore, under the Regulatory Flexibility Act, no further analysis is required.

List of Subjects in 21 CFR Part 882

Medical devices.

Therefore under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 882 is amended as follows:

PART 882—NEUROLOGICAL DEVICES

1. The authority citation for 21 CFR part 882 continues to read as follows:

Authority: Secs. 501, 510, 513, 515, 520, 701 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 351, 360, 360c, 360e, 360j, 371).

2. Section 882.5800 is amended by revising paragraph (c) to read as follows:

§ 882.5800 Cranial electrotherapy stimulator.

* * * * *

(c) *Date a PMA or notice of completion of a PDP is required.* No effective date has been established of the requirement for premarket approval. See § 882.3.

Dated: May 28, 1997.

Joseph A. Levitt,

Deputy Director for Regulations Policy, Center for Devices and Radiological Health.

[FR Doc. 97-14597 Filed 6-3-97; 8:45 am]

BILLING CODE 4160-01-F

POSTAL SERVICE

39 CFR Part 111

Domestic Mail Manual; Miscellaneous Amendments

AGENCY: Postal Service.

ACTION: Final rule.

SUMMARY: This document describes the numerous amendments consolidated in the Transmittal Letter for Issue 52 of the Domestic Mail Manual, which is incorporated by reference in the Code of Federal Regulations, see 39 CFR 111.1. These amendments reflect changes in mail preparation requirements and other miscellaneous rules and regulations not previously published in the **Federal Register**.

EFFECTIVE DATE: July 1, 1997.

FOR FURTHER INFORMATION CONTACT: Neil Berger, (202) 268-2859.

SUPPLEMENTARY INFORMATION: The Domestic Mail Manual (DMM), incorporated by reference in title 39, Code of Federal Regulations, part 111, contains the basic standards of the U.S. Postal Service governing its domestic mail services; descriptions of the mail classes and special services and conditions governing their use; and standards for rate eligibility and mail preparation. The document is amended and republished about every 6 months, with each issue sequentially numbered.

DMM Issue 52, the next edition of the DMM, is scheduled for release on July 1, 1997. That issue will include substantive changes to the following special services: caller service, certified mail, Express Mail insurance, insured mail, post office box service, registered mail, return receipt, return receipt for merchandise, and special delivery. The final rule containing the standards for these changes was published on May 12, 1997, in the **Federal Register** (62 FR 26086-26098), as approved on May 5, 1997, by the Board of Governors to implement the Decision of the

Governors of the United States Postal Service on the Recommended Decision of the Postal Rate Commission on Special Services Fees and Classifications, Docket No. MC96-3. Those standards take effect at 12:01 a.m., June 8, 1997.

DMM Issue 52 will also include new experimental nonletter-size business reply mail categories and fees. The final rule containing the standards for these new categories and fees was published on May 9, 1997, in the **Federal Register** (62 FR 25752-25755), as approved on May 5, 1997, by the Board of Governors to implement the Decision of the Governors of the United States Postal Service on the Recommended Decision of the Postal Rate Commission on the Experimental Nonletter-Size Business Reply Mail Categories and Fees, Docket No. MC97-1.

DMM Issue 52 will include the standards for a new ancillary service endorsement system used by mailers to request address correction, return, and forwarding services for undeliverable-as-addressed mail. The final rule containing the standards for this system, which takes effect July 1, 1997, was published on March 28, 1997, in the **Federal Register** (62 FR 15056-15066), with a request for further public comments on the standards for Single-Piece Standard Mail. A subsequent final rule was published on May 5, 1997, in the **Federal Register** (62 FR 24340-24341).

The following excerpt from section I010, Summary of Changes, of the transmittal for DMM Issue 52 covers the minor changes not previously described in final rules or in other interim or final rules published in the **Federal Register**. Announcements of these minor changes were first published in various issues of the Postal Bulletin, an official biweekly document published by the Postal Service. In addition, the revised contents of DMM Issue 52 are also presented.

Domestic Mail Manual Issue 52 Summary of Changes

Ancillary Service Endorsement Placement

Sections A010.4.2 and M012.4.0 clarify the required use and placement of a return address on mail with an ancillary service endorsement and expand from one to four locations on a mailpiece where a mailer may print ancillary service endorsements. Effective February 13, 1997 (Postal Bulletin (PB) 21939 (2-13-97)).

Sections M012.4.3 and M012.4.4 relax the standards for one of the placement locations (to the left of the postage area)

and for the clearance space (¼ inch) required for ancillary service endorsements. Effective May 22, 1997 (PB 21946 (5-22-97)).

Business Reply Mail Address Block Barcoding

Sections E060.11.4, S922.4.8, and S922.5.0 give any business reply mail (BRM) permit holder who uses window envelopes or address labels the option of printing ZIP+4 barcodes as part of the delivery address block for prebarcoded BRM letter-size and flat-size pieces. Effective March 1, 1997 (PB 21939 (2-13-97)).

Carrier Route Codes on Container Labels

Exhibit M032.1.3a footnote 2 makes the space between the one-letter carrier route type code (for example, "R" for rural route, "C" for carrier route) and the required three digits representing the route number optional on barcoded sack and tray labels. Effective July 1, 1997 (PB 21946 (5-22-97)).

Express Mail Corporate Account

Section P500.2.0 ensures proper accounting procedures are in place to reduce uncollectible Express Mail Corporate Account revenue. Effective March 27, 1997 (PB 21942 (3-27-97)).

Section P500.2.3 changes the minimum balance that must be maintained in an Express Mail Corporate Account to the average 1 week's postage and fees or \$100, whichever is higher. Effective April 24, 1997 (PB 21944 (4-24-97)).

FASTforwardSM

Sections E130.3.3 and E140.1.3 are amended, current sections F030.3.0 and F030.4.0 are redesignated as sections F030.4.0 and F030.5.0, respectively, and new section F030.3.0 is added to reflect the introduction of FASTforwardSM, a computerized system developed as an additional method of meeting the move update requirement for Presorted First-Class Mail and automation rate First-Class Mail. Effective July 1, 1997 (PB 21943 (4-10-97)).

Section C830.4.1 clarifies that window envelopes processed on multiline optical character readers (MLOCs) using FASTforward software must meet the FASTforward standards in section F030.3.3. Effective May 22, 1997 (PB 21946 (5-22-97)).

Internet Version of PS Form 3575

Sections A910.2.4, A910.6.2, C032.2.4, D910.2.2, D920.2.2, F020.1.4, F030.3.2e, R900.8.3, and I021 reflect the approved use of Internet version PS Form 3575-WWW, Change of Address

Order. Effective March 27, 1997 (PB 21942 (3-27-97)).

Label Barcode Specifications and Use

Section M031.1.4 clarifies the required information on the origin line (Line 3) of a label. Section M031.1.6 permits the use of the City State File for city and state abbreviations. Section M031.3.2 makes the paper stock specifications the same for barcoded and nonbarcoded labels. Section M032 is reorganized with amendments to the standards and specifications for barcoded tray and sack labels. Effective February 13, 1997 (PB 21939 (2-13-97)).

Sections M032.1.1, M032.2.1, M810.1.1, and M820.1.1 delay by 6 months the required use of barcoded tray and sack labels for automation rate mailings. Originally slated to take effect January 1, 1997, the date of required use is moved to July 1, 1997. Effective January 1, 1997 (PB 21935 (12-19-96)).

Label Content Lines

Sections M031.5.0, M032.1.3, M045.4.4, M073.3.2, M120.2.8, M130.2.3, M130.3.3, M130.4.3, M130.5.4, M200.3.2, M200.4.2, M610.3.3, M610.4.3, M610.5.8, M610.6.3, M620.3.2, M620.4.3, M630.2.7, M630.3.6, M630.4.6, M630.6.3, M630.8.0, M810.2.3, M810.3.2, M820.2.3, M820.3.3, M820.4.4 are amended and new exhibit M032.1.3c (later redesignated as exhibit M032.1.3a) and new section M810.3.3 are added to reflect new content identifier numbers (CINs) for the content line of tray and sack labels. Also revised is the human-readable content line information for most tray and sack labels and for some pallet labels. With these revisions, label instructions for the content line throughout the mail preparation sections of module M match the content line of the label associated with a CIN in new exhibit M032.1.3c (later redesignated as exhibit M032.1.3a). Effective July 1, 1997 (PB 21937 (1-16-97)).

New exhibit M032.1.3c (later redesignated as exhibit M032.1.3a) changes the human-readable content line for certain international mail content identifier numbers (CINs) for barcoded tray and sack labels. Effective July 1, 1997 (PB 21943 (4-10-97)).

Labeling Instructions

Section M032.2.4f corrects the content identifier instructions for barcoded sack labels. Effective July 1, 1997 (PB 21938 (1-30-97)).

Section M120.2.3c corrects the Line 1 labeling instruction for the Priority Mail SCF package sort level from L002,

Column B, to L002, Column C. Effective January 30, 1997 (PB 21938 (1-30-97)).

Labeling Instructions for Standard Mail Mixed BMC

Sections L601, M073.3.1d, M610.6.2d, and M630.6.2d clarify and correct labeling instructions. These amendments specify that "MXD" must be added to the beginning of the destination line (Line 1) of labels in section L601 for mixed BMC sort levels. This change standardizes the use of the term "MXD" on the destination line for all types of mixed sacks, trays, and pallets. Effective July 1, 1997 (PB 21943 (4-10-97)).

Sections L601, M045.4.1e, M045.4.2d, M073.3.1d, M610.6.2d, and M630.6.2d clarify and correct labeling instructions for Standard Mail prepared at the mixed BMC sortation level (including palletized mail). Effective July 1, 1997 (PB 21944 (4-24-97)).

Labeling List Changes

Sections L004, L102, and L801 reflect changes in mail processing operations. Effective January 16, 1997; mandatory March 16, 1997 (PB 21937 (1-16-97)).

Sections L002, L003, L004, L005, L102, L601, L603, L604, L801, and L803 reflect changes in mail processing operations. Effective April 10, 1997; mandatory July 1, 1997 (PB 21943 (4-10-97)).

Markings on Automation Mail

Sections M810.1.4 and M820.1.4 clarify the required markings on letter-size and flat-size mail sent at automation rates. Effective May 22, 1997 (PB 21946 (5-22-97)).

Merchandise Return Service

Section S923.1.0 transfers standards for postage collection originally contained in Domestic Mail Manual Transition Book (DMMT) section 919.7. Effective January 16, 1997 (PB 21937 (1-16-97)).

Nonprofit Standard Mail Low-Cost Products

Section E670.5.10 increases from \$6.75 to \$6.93 the permitted amount for low-cost products available at Nonprofit Standard Mail rates. Effective January 1, 1997 (PB 21938 (1-30-97)).

Optional Endorsement Lines

Sections M013.1.1 and M013.2.6 require the appropriate 3-digit ZIP Code prefix or 5-digit ZIP Code for the destination area distribution center (ADC) or automated area distribution center (AADC) for optional endorsement lines (OELs) on packages labeled to an ADC, mixed ADC, AADC, or mixed

AADC. Effective July 1, 1997 (PB 21943 (4-10-97)).

Penalty Mail Detention

Section E060.5.9 transfers the standard for the detention of penalty mail from Domestic Mail Manual Transition Book (DMMT) 137.23. If suspected misuse of the penalty mail privileges occurs, the USPS does not hold or delay processing the mail but contacts and refers the matter to the affected government agency for investigation and action. Effective January 16, 1997 (PB 21937 (1-16-97)).

Periodicals Additional Entry

Sections D230.1.1 and P200.3.0 are amended and sections E250.1.3 and E250.2.4 are removed to clarify revisions to additional entry standards. Effective April 24, 1997 (PB 21944 (4-24-97)).

Periodicals Documentation

Sections M200.7.0, M810.4.0, M820.5.0, and P012.2.1 change from January 1 to July 1, 1997, the date when Periodicals mailings must be prepared with software certified under the Presort Accuracy Validation and Evaluation (PAVE) program or prepared to meet the criteria for standardized documentation. Effective January 1, 1997 (PB 21934 (12-5-96)).

Sections E230.7.4, E250.1.4, E250.2.6, P012.2.2, P012.2.3, P012.2.4, P012.2.5 and P200.1.5 are amended; section P012.3.0 is redesignated as P012.4.0 and amended; and section E230.1.5 and new section P012.3.0 are added, to reflect the standards for use of Presort Accuracy Validation and Evaluation (PAVE)-certified software or standardized documentation for Periodicals. Originally scheduled to take effect July 1, 1997 (PB 21940 (2-27-97)). A subsequent notice postponed the effective date to August 1, 1997 (PB 21944 (4-24-97)).

Polywrapped Automation Flats Certification

Section C820.3.1 allows mailers who wish to claim automation rates for flat-size polywrapped (plastic-covered) barcoded pieces to have their pieces evaluated and certified by their local USPS mailpiece design analyst (MDA). Effective March 21, 1997 (PB 21940 (2-27-97)).

Postage Meter New Indicia

Exhibit P030.4.1 adds a new postage meter indicia approved for Neopost postage meter Model SM26. Effective May 8, 1997 (PB 21945 (5-8-97)).

Registered Mail Additional Services

Section S911.1.5 is revised, section S911.3.9 is removed, and section S911.3.10 is redesignated as section S911.3.9 to clarify which additional special services are available with registered mail. Effective April 24, 1997 (PB 21944 (4-24-97)).

Reply Mail and Special Mailing Envelopes

Section C100.5.0 is added and sections C810.8.0 and S922.4.10 are amended and reorganized to provide mailers with specific automation standards for business reply, meter reply, and courtesy reply mail. Sections C010.6.0 through C010.9.0 are redesignated as sections C010.7.0 through C010.10.0, respectively. Current sections C024.15.0 through C024.17.0 are redesignated as new sections C010.6.1 through C010.6.3, respectively. These new sections present general mailability standards for envelopes constructed with windows, envelopes printed with green diamond borders, and envelopes configured as reusable mailpieces for two-way mailing. Effective April 10, 1997 (PB 21943 (4-10-97)).

Sexually Oriented Advertisements

Sections C032.2.0, C032.3.1, C032.4.1, C032.6.0, C033.1.0, and C033.3.0 reflect the centralized processing of customer requests not to receive sexually oriented advertisements. Two USPS programs help customers protect themselves and their children against receiving unwanted sexually oriented advertisements in the mail. G043 provides the mailing address for the centralized processing center handling customer requests. I021 adds new Form 1500, Application for Listing and/or Prohibitory Order, which replaces the previously used Form 2201, Application for Listing Pursuant to 39 U.S.C. 3010, and Form 2150, Notice for Prohibitory Order Against Sender of Pandering Advertisement in the Mails. Effective December 5, 1996 (PB 21934 (12-5-96)).

Small Flats Test

Section C820.2.3 allows mailers to claim the automation rate for flats for flat-size pieces prepared as booklets, catalogs, and magazines measuring at least 53/8 inches long when these pieces are no more than 91/2 inches high. These pieces may not be enclosed in polywrap (plastic) material. Effective July 1, 1997 (PB 21946 (5-22-97)).

Tan Label MXD

Sections M130.2.1d, M130.4.1d, M130.5.2d, M200.2.4f, M610.3.1d, M610.5.3d, M820.2.1d, M820.3.1d, and

M820.4.1d change the acronym from "MS" (for mixed states) to "MXD" (for mixed ADCs) for the tan-colored pressure-sensitive label used to identify packages of mixed ADC mail. Effective January 1, 1997 (PB 21936 (1-2-97)).

Unnumbered Insured Articles

Sections S010.4.1 and S010.4.2 provide that a customer claim for an unnumbered insured article lost or damaged in the mail is adjudicated by the local post office where the claim is received. Section G043 revises the mailing address for the Office of Claims Appeals at the St. Louis Accounting Service Center. Effective March 29, 1997 (PB 21941 (3-13-97)).

Value Added Refunds

Section P014.4.0 clarifies authorization procedures for refunds requested for excess postage at the time of mailing (termed value added refunds). Effective April 10, 1997 (PB 21943 (4-10-97)).

Written Additions—Circulars

Section E612.2.1 clarifies that a circular may be mailed as Standard Mail (A) even if it includes handwritten or typewritten dates or addresses on the piece or handwritten or typewritten corrections of typographical errors. Effective April 10, 1997 (PB 21943 (4-10-97)).

List of Subjects in 39 CFR Part 111

Postal Service.

In consideration of the foregoing, 39 CFR part 111 is amended as set forth below:

PART 111—[AMENDED]

1. The authority citation for 39 CFR part 111 continues to read as follows:

Authority: 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 404, 3001-3011, 3201-3219, 3403-3406, 3621, 3626, 5001.

2. The table at the end of § 111.3(e) is amended by adding at the end thereof a new entry to read as follows:

§ 111.3 Amendments to the Domestic Mail Manual.

* * * * *
(e) * * *

Transmittal letter for issue	Dated	Federal Register publication
52	July 1, 1997	62 FR [insert page number]

* * * * *

3. Section 111.5 is revised to read as follows:

§ 111.5 Contents of the Domestic Mail Manual.

A—Addressing

- A000 Basic Addressing
- A010 General Addressing Standards
- A040 Alternative Addressing Formats
- A060 Detached Address Labels (DALs)
- A800 Addressing for Automation
- A900 Customer Support
- A910 Mailing List Services
- A920 Address Sequencing Services
- A930 Other Services
- A950 Coding Accuracy Support System (CASS)

C—Characteristics and Content

- C000 General Information
- C010 General Mailability Standards
- C020 Restricted or Nonmailable Articles and Substances
 - C021 Articles and Substances Generally
 - C022 Perishables
 - C023 Hazardous Matter
 - C024 Other Restricted or Nonmailable Matter
- C030 Nonmailable Written, Printed, and Graphic Matter
 - C031 Written, Printed, and Graphic Matter Generally
 - C032 Sexually Oriented Advertisements
 - C033 Pandering Advertisements
- C050 Mail Processing Categories
- C100 First-Class Mail
- C200 Periodicals
- C500 Express Mail
- C600 Standard Mail
- C800 Automation-Compatible Mail
- C810 Letters and Cards
- C820 Flats
- C830 OCR Standards
- C840 Barcoding Standards

D—Deposit, Collection, and Delivery

- D000 Basic Information
- D010 Pickup Service
- D020 Plant Load
- D030 Recall of Mail
- D040 Delivery of Mail
 - D041 Customer Mail Receptacles
 - D042 Conditions of Delivery
- D070 Drop Shipment
 - D071 Express Mail and Priority Mail
 - D072 Metered Mail
- D100 First-Class Mail
- D200 Periodicals
- D210 Basic Information
- D230 Additional Entry
- D500 Express Mail
- D600 Standard Mail
- D900 Other Delivery Services
- D910 Post Office Box Service
- D920 Caller Service
- D930 General Delivery and Firm Holdout

E—Eligibility

- E000 Special Eligibility Standards
- E010 Overseas Military Mail
- E020 Department of State Mail

- E030 Mail Sent by U.S. Armed Forces
- E040 Free Matter for the Blind and Other Handicapped Persons
- E050 Official Mail (Franked)
- E060 Official Mail (Penalty)
- E070 Mixed Classes
- E080 Absentee Balloting Materials
- E100 First-Class Mailing
- E110 Basic Standards
- E120 Priority Mail
- E130 Nonautomation Rates
- E140 Automation Rates
- E200 Periodicals
- E210 Basic Standards
 - E211 All Periodicals
 - E212 Qualification Categories
 - E213 Periodicals Mailing Privileges
 - E214 Reentry
 - E215 Copies Not Paid or Requested by Addressee
 - E216 Publisher Records
- E230 Nonautomation Rates
- E240 Automation Rates
- E250 Destination Entry
- E270 Preferred Periodicals
- E500 Express Mail
- E600 Standard Mail
- E610 Basic Standards
 - E611 All Standard Mail
 - E612 Additional Standards for Standard Mail (A)
 - E613 Additional Standards for Standard Mail (B)
- E620 Nonautomation Nonpresort Rates
- E630 Nonautomation Presort Rates
- E640 Automation Rates
- E650 Destination Entry
 - E651 Regular, Nonprofit, and Enhanced Carrier Route Standard Mail
 - E652 Parcel Post
- E670 Nonprofit Standard Mail

F—Forwarding and Related Services

- F000 Basic Services
- F010 Basic Information
- F020 Forwarding
- F030 Address Correction, Address Change, *FASTForward*SM, and Return Services

G—General Information

- G000 The USPS and Mailing Standards
- G010 Basic Business Information
 - G011 Post Offices and Postal Services
 - G013 Trademarks and Copyrights
- G020 Mailing Standards
- G030 Postal Zones
- G040 Information Resources
 - G041 Postal Business Centers
 - G042 Rates and Classification Service Centers
 - G043 Address List for Correspondence
- G090 Experimental Classifications and Rates
 - G091 Barcoded Small Parcels
 - G092 Nonletter-Size Business Reply Mail
- G900 Philatelic Services

L—Labeling Lists

- L000 General Use
 - L002 3-Digit ZIP Code Prefix Matrix
 - L003 3-Digit ZIP Code Prefix Groups—3-Digit Scheme Sortation

- L004 3-Digit ZIP Code Prefix Groups—ADC Sortation
- L005 3-Digit ZIP Code Prefix Groups—SCF Sortation
- L100 First-Class Mail
 - L102 ADCs—Presorted Priority Mail
- L600 Standard Mail
 - L601 BMCs—Machinable Parcels
 - L602 BMCs—DBMC Rates
 - L603 ADCs—Irregular Parcels
 - L604 Originating ADCs—Irregular Parcels
- L800 Automation Rate Mailings
 - L801 AADCs—Letter-Size Mailings
 - L802 BMC/ASF Entry—Periodicals and Standard Mail (A)
 - L803 Non-BMC/ASF Entry—Periodicals and Standard Mail (A)

M—Mail Preparation and Sortation

- M000 General Preparation Standards
- M010 Mailpieces
 - M011 Basic Standards
 - M012 Markings and Endorsements
 - M013 Optional Endorsement Lines
 - M014 Carrier Route Information Lines
- M020 Packages and Bundles
- M030 Containers
 - M031 Labels
 - M032 Barcoded Labels
 - M033 Sacks and Trays
- M040 Pallets
 - M041 General Standards
 - M045 Palletized Mailings
- M050 Delivery Sequence
- M070 Mixed Classes
 - M071 Basic Information
 - M072 Express Mail and Priority Mail Drop Shipment
 - M073 Combined Mailings of Standard Mail Machinable Parcels
 - M074 Plant Load Mailings
- M100 First-Class Mail (Nonautomation)
- M120 Priority Mail
- M130 Presorted First-Class Mail
- M200 Periodicals (Nonautomation)
- M500 Express Mail
- M600 Standard Mail (Nonautomation)
- M610 Single—Piece and Nonautomation Standard Mail (A)
- M620 Enhanced Carrier Route Standard Mail
- M630 Standard Mail (B)
- M800 All Automation Mail
- M810 Letter-Size Mail
- M820 Flat-Size Mail

P—Postage and Payment Methods

- P000 Basic Information
- P010 General Standards
 - P011 Payment
 - P012 Documentation
 - P013 Rate Application and Computation
 - P014 Refunds and Exchanges
- P020 Postage Stamps and Stationery
 - P021 Stamped Stationery
 - P022 Adhesive Stamps
 - P023 Precanceled Stamps
- P030 Postage Meters and Meter Stamps
- P040 Permit Imprints
- P070 Mixed Classes

- P100 First-Class Mail
- P200 Periodicals
- P500 Express Mail
- P600 Standard Mail
- P700 Special Postage Payment Systems
- P710 Manifest Mailing System (MMS)
- P720 Optional Procedure (OP) Mailing System
- P730 Alternate Mailing Systems (AMS)
- P750 Plant-Verified Drop Shipment (PVDS)
- P760 First-Class or Standard Mail Mailings With Different Payment Methods

R—Rates and Fees

- R000 Stamps and Stationery
- R100 First-Class Mail
- R200 Periodicals
- R500 Express Mail
- R600 Standard Mail
- R900 Services

S—Special Services

- S000 Miscellaneous Services
- S010 Indemnity Claims
- S020 Money Orders and Other Services
- S070 Mixed Classes
- S500 Special Services for Express Mail
- S900 Special Postal Services
 - S910 Security and Accountability
 - S911 Registered Mail
 - S912 Certified Mail
 - S913 Insured Mail
 - S914 Certificate of Mailing
 - S915 Return Receipt
 - S916 Restricted Delivery
 - S917 Return Receipt for Merchandise
 - S920 Convenience
 - S921 Collect on Delivery (COD) Mail
 - S922 Business Reply Mail (BRM)
 - S923 Merchandise Return Service
 - S930 Handling

I—Index Information

- I000 Information
- I010 Summary of Changes
- I020 References
 - I021 Forms Glossary
 - I022 Subject Index

Stanley F. Mires,

Chief Counsel, Legislative.
 [FR Doc. 97-14571 Filed 6-3-97; 8:45 am]
BILLING CODE 7710-12-P

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

49 CFR Part 232

[FRA Docket No. PB-9, Notice No. 7]

RIN 2130-AA73

Two-Way End-of-Train Telemetry Devices

AGENCY: Federal Railroad Administration (FRA).

ACTION: Final rule; response to petitions for reconsideration.

SUMMARY: On January 2, 1997, FRA published a final rule revising the regulations governing train and locomotive power braking systems at 49 CFR part 232 to include provisions pertaining to the use and design of two-way end-of-train telemetry devices (two-way EOTs). See 62 FR 278. The revisions were intended to improve the safety of railroad operations by requiring the use of two-way EOTs on a variety of freight trains, in accordance with legislation enacted in 1992, and by providing minimum performance and operational standards related to the use and design of the devices. In this document, FRA responds to concerns raised in two petitions for reconsideration of the final rule.

EFFECTIVE DATE: July 1, 1997.

FOR FURTHER INFORMATION CONTACT:

Thomas Peacock, Motive Power and Equipment Division, Office of Safety, RRS-14, FRA, 400 Seventh Street, SW., Washington, DC 20590 (telephone 202-632-3345), or Thomas Herrmann, Trial Attorney, Office of the Chief Counsel, RCC-12, FRA, 400 Seventh Street, SW., Washington, DC 20590 (telephone 202-632-3167).

SUPPLEMENTARY INFORMATION: On January 2, 1997, FRA published a final rule amending the regulations governing train and locomotive power braking systems at 49 CFR part 232 to add provisions pertaining to the use and design of two-way end-of-train telemetry devices (two-way EOTs). See 62 FR 278. The purpose of the revisions was to improve the safety of railroad operations by requiring the use of two-way EOTs on a variety of freight trains pursuant to 1992 legislation, and by establishing minimum performance and operational standards related to the use and design of the devices. In response to the final rule, two petitions for reconsideration were submitted.

On February 11, 1997, the Alaska Railroad Corporation (ARC) requested reconsideration of the July 1, 1997, effective date contained in the final rule based on the limited availability of the hardware necessary for compliance. On March 4, 1997, the American Short Line Railroad Association (ASLRA), on behalf of its member railroads, filed a petition for reconsideration seeking an extension of the effective date to December 1, 1997, and seeking elimination of the tonnage limitation contained in the rule's definition of "local and work train." See 49 CFR 232.23(a)(3) and 232.23(a)(4). As the ARC is specifically named in the petition submitted by the ASLRA and