

The purpose of the modification request is to test theories and gain information on spawning and migration. This permit expires March 31, 2000, and all numbers listed below are for take authorized annually. The applicant has requested three changes to the permit. First, he wishes to change his take authorization from 800 adult shortnose sturgeon to 400 adult shortnose sturgeon and 100 juvenile shortnose sturgeon. In addition, the applicant wishes to have the authorization to lethally take 150 shortnose sturgeon larvae and 150 shortnose sturgeon eggs. Second, the applicant wishes to increase the number of shortnose sturgeon to be tagged with a radio or sonic transmitter from 10 to 25. Third, the applicant wishes to expand the location of his study on the Connecticut River, to include southern Massachusetts south of the Holyoke Dam.

Those individuals requesting a hearing should set out the specific reasons why a hearing on this particular modification request would be appropriate (see **ADDRESSES**). 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: August 29, 1996.

Robert C. Ziobro,

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

[FR Doc. 96-22725 Filed 9-5-96; 8:45 am]

BILLING CODE 3510-22-F

## DEPARTMENT OF DEFENSE

### Defense Information Systems Agency

#### Membership of the Defense Information Systems Agency Senior Executive Service (SES) Performance Review Board (PRB)

**AGENCY:** Defense Information System Agency, DOD.

**ACTION:** Notice of membership of the Defense Information Systems Agency Senior Executive Service Performance Review Board.

**SUMMARY:** This notice announces the appointment of the members of the Performance Review Board of the Defense Information Systems Agency. The publication of membership is required by 5 U.S.C. 4314 (c)(4).

The Performance Review Board provides fair and impartial review of

Senior Executive Service Performance appraisals and makes recommendations regarding performance ratings and performance awards to the Director, DISA.

**EFFECTIVE DATE:** August 27, 1996.

**FOR FURTHER INFORMATION CONTACT:** Ms. Carrie K. Bazemore, SES Program Manager, Civilian Personnel Division, Personnel and Manpower Directorate, Defense Information Systems Agency (703) 607-4411.

**SUPPLEMENTARY INFORMATION:** In accordance with 5 U.S.C. 4314(c)(4), the following are names and titles of the executives who have been appointed to serve as members of the SES Performance Review Board. They will serve a one-year renewable term, effective 27 August 1996.

David J. Kelley, Major General, USA  
Vice Director, DISA

John W. Meincke, Brig Gen, USAF  
Commander, DISA WESTHEM

Diann McCoy

Deputy Director for C41 Programs  
Directorate

Robert Hutten

Deputy Director for Strategic Plans  
and Policy

Jack Penkoske,

*Chief, Civilian Personnel Division.*

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## DEPARTMENT OF ENERGY

### Morgantown Energy Technology Center; Research Opportunity Announcement (ROA) Applied Research and Development

**AGENCY:** Morgantown Energy Technology Center, Department of Energy (DOE).

**ACTION:** Amendment to the Research Opportunity Announcement (ROA) No. DE-RO21-96MC33204.

**SUMMARY:** The purpose of this notice is to amend the ROA previously published in the Federal Register at 61 FR 19917, May 3, 1996, in order to (1) correct measurements stated in the Characterization, Monitoring, and Sensor Technology needs area; (2) add the receipt date and return address for receipt of proposals; and (3) add the Certificate of ES&H Program document.

#### ADDRESSES/FOR FURTHER INFORMATION

**CONTACT:** The ROA and an Information Package are available on the Internet at <http://www.metc.doe.gov/business/solicita.html>. Requests for information concerning the ROA should be submitted in writing to the following address: U.S. Department of Energy,

ATTN: Crystal A. Sharp, M.S. I07, Morgantown Energy Technology Center, P.O. Box 880, 3610 Collins Ferry Road, Morgantown, WV, 26507-0880, Phone Number (304) 285-4634, FAX (304) 285-4683, or Internet Address: CSHARP@METC.DOE.GOV.

**SUPPLEMENTARY INFORMATION:** The ROA DE-RO21-96MC33204 is amended accordingly;

1. Research Opportunity Announcement (ROA), Applied Research and Development, Description of Research Areas; Section 5, Characterization, Monitoring, and Sensor Technology; Paragraph A, High-Level Waste Tank; paragraph 2, sentence 6. The text of the sentence is deleted in its entirety and the following is substituted in lieu thereof:

"Devices and systems for in situ deployment must be capable of performing in a radiation field of 5,000 rad/hr for an accumulated dose of 10<sup>7</sup> rad."

2. Research Opportunity Announcement (ROA), Applied Research and Development, Description of Research Areas; Section 5, Characterization, Monitoring, and Sensor Technology; Paragraph D, Mixed Waste Characterization, Treatment, and Disposal; subparagraph 2, *Heavy Metal Monitoring* paragraph (c). The text of the paragraph is deleted in its entirety and the following is substituted in lieu thereof:

"Sensitivity at least 5 micro grams/m<sup>3</sup> except for beryllium (0.5 micro grams/m<sup>3</sup>), lead (50 micro grams/m<sup>3</sup>), and selenium (50 micro grams/m<sup>3</sup>). The instrument would be more cost-effective, compact, require little maintenance, and generate no waste."

3. Research Opportunity Announcement (ROA), Applied Research and Development, Description of Research Areas; Section 5, Characterization, Monitoring, and Sensor Technology; Paragraph D, Mixed Waste Characterization, Treatment, and Disposal; subparagraph 2, *Mercury monitoring* paragraph (c). The text of the paragraph is deleted in its entirety and the following is substituted in lieu thereof:

"Sensitivity of at least 5 micro grams/m<sup>3</sup>. It would operate continuously, providing real-time data for control. The instrument would be more cost-effective, compact, require little maintenance, and generate no waste."

4. Research Opportunity Announcement (ROA), Applied Research and Development, Description of Research Areas; Section 5, Characterization, Monitoring, and Sensor Technology; subparagraph 3(a);

paragraph 3. The text of the paragraph is deleted in its entirety and the following is substituted in lieu thereof:

"DOE facilities are also required to examine mixed waste to verify that the waste has been assigned to the proper matrix parameter category (MPC) and to verify compliance with treatment/disposal facilities waste acceptance criteria (WAC). For example, the WIPP-WAC requires that waste containers be examined to detect the presence of free liquids (residual liquid <1% volume of external container), pressurized containers, and particulates (waste materials shall be immobilized if >1% by weight is particulate material <10 microns in diameter, or if >15% by weight is particulate material <200 microns in diameter). Appropriate MPC assignment is made by determining if the waste material parameters (e.g., glass, metal, plastics) meet the criteria specified in DOE Waste Treatability Group Guidance, DOE/LLW-217, for the assigned MPC."

5. Date, Time, and Place Proposals are DUE.

Mail Proposals to: U. S. Department of Energy, Morgantown Energy Technology Center, ATTN: Crystal A. Sharp, P. O. Box 880, 3610 Collins Ferry Road, Morgantown, WV 26507-0880.

All proposals are due at 3610 Collins Ferry Road, Morgantown, West Virginia, no later than 2:00 P.M. local prevailing time on May 2, 1997.

6. Information Package, Overall Arrangement of Proposal, Volume I, Section C. Attachment A titled, "Certificate of ES&H Program" is hereby made a part of this amendment and incorporated into the Information Package.

Attachment A—Certificate of ES&H Program

(Note: Successful Offerors will be required to execute this certification prior to contract award.)

By signing below, the contractor certifies that they have an Environmental, Safety and Health (ES&H) program which, to the best of their knowledge, is consistent and in accordance with applicable local, State, and Federal laws and regulations, and will take all necessary precautions in the performance of the work under this contract to protect the safety and health of its employees and the public and to prevent damage to property, materials, supplies, equipment, and environmental resources.

Name of Organization: \_\_\_\_\_

Signature of the Officer: \_\_\_\_\_

Typed Name and Title of the Officer: \_\_\_\_\_

Date of Execution: \_\_\_\_\_

The above certification is a material representation of fact upon which reliance was placed when making an award. If it is later determined that the contractor knowingly rendered an erroneous certification, the Contracting Officer may terminate the contract for default.

James J. Grabulis,

*Director, Acquisition and Assistance Division.*

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BILLING CODE 6450-01-P

## Office of Energy Efficiency and Renewable Energy

[Case No. CW-005]

### Energy Conservation Program for Consumer Products: Granting of the Application for Interim Waiver and Publishing of the Petition for Waiver of General Electric Appliances From the DOE Clothes Washer Test Procedure

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Notice.

**SUMMARY:** Today's notice grants an Interim Waiver to General Electric Appliances (GEA) and publishes GEA's Petition for Waiver from the existing Department of Energy (DOE or Department) clothes washer test procedure regarding GEA's clothes washer models YLXR1020T, WLXR1020T and VLXR1020T.

GEA seeks a waiver because its clothes washer models YLXR1020T, WLXR1020T and VLXR1020T have only two temperature selections, a configuration which is not covered in the existing DOE clothes washer test procedure. GEA seeks to test the wash temperature selections by modifying the existing test procedure Temperature Use Factors (TUF's) for a three temperature machine (hot/cold, warm/cold and cold/cold).

**DATES:** DOE will accept comments, data, and information not later than October 7, 1996.

**ADDRESSES:** Written comments and statements shall be sent to: Department of Energy, Office of Energy Efficiency and Renewable Energy, Case No. CW-005, Mail Stop EE-43, Room 1J-018, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC, 20585-0121 (202) 586-7140.

#### FOR FURTHER INFORMATION CONTACT:

P. Marc LaFrance, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Mail Station

EE-431, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0121, (202) 586-8423

Eugene Margolis, Esq., U.S. Department of Energy, Office of General Counsel, Mail Station GC-72, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585-0103, (202) 586-9507

**SUPPLEMENTARY INFORMATION:** The Energy Conservation Program for Consumer Products (other than automobiles) was established pursuant to the Energy Policy and Conservation Act, as amended, (EPCA) 42 USC 6291 *et seq.*, which requires DOE to prescribe standardized test procedures to measure the energy consumption of certain consumer products, including clothes washers. The intent of the test procedures is to provide a comparable measure of energy consumption that will assist consumers in making purchasing decisions. These test procedures appear at Title 10 CFR Part 430, Subpart B.

DOE amended the test procedures rules to provide for a waiver process by adding § 430.27 to Title 10, CFR Part 430. (45 FR 64108, September 26, 1980). Thereafter, DOE further amended the appliance test procedure waiver process to allow the Assistant Secretary for Energy Efficiency and Renewable Energy (Assistant Secretary) to grant an Interim Waiver from test procedure requirements to manufacturers that have petitioned DOE for a waiver from such prescribed test procedures. (51 FR 42823, November 26, 1986).

The waiver process allows the Assistant Secretary to temporarily waive the test procedures for a particular basic model when a petitioner shows that the basic model contains one or more design characteristics which prevent testing according to the prescribed test procedures or when the prescribed test procedures may evaluate the basic model in a manner so unrepresentative of its true energy consumption as to provide materially inaccurate comparative data. Waivers generally remain in effect until final test procedure amendments become effective, resolving the problem that is the subject of the waiver.

The Interim Waiver provisions, added by the 1986 amendment, allow the Assistant Secretary to grant an Interim Waiver when it is determined that the applicant will experience economic hardship if the Application for Interim Waiver is denied, if it appears likely that the Petition for Waiver will be granted, and/or the Assistant Secretary determines that it would be desirable for