

45. Section 888.3580 is amended by revising paragraph (c) to read as follows:

§ 888.3580 Knee joint patellar (hemi-knee) metallic resurfacing uncemented prosthesis.

* * * * *

(c) *Date PMA or notice of completion of a PDP is required.* A PMA or a notice of completion of a PDP is required to be filed with the Food and Drug Administration on or before December 26, 1996 for any knee joint patellar (hemi-knee) metallic resurfacing uncemented prosthesis described in paragraph (b)(2) of this section that was in commercial distribution before May 28, 1976, or that has, on or before December 26, 1996 been found to be substantially equivalent to a knee joint patellar (hemi-knee) metallic resurfacing uncemented prosthesis that was in commercial distribution before May 28, 1976. Any other knee joint patellar (hemi-knee) metallic resurfacing uncemented prosthesis shall have an approved PMA or a declared completed PDP in effect before being placed in commercial distribution.

46. Section 888.3640 is amended by revising paragraph (c) to read as follows:

§ 888.3640 Shoulder joint metal/metal or metal/polymer constrained cemented prosthesis.

* * * * *

(c) *Date PMA or notice of completion of a PDP is required.* A PMA or a notice of completion of a PDP is required to be filed with the Food and Drug Administration on or before December 26, 1996 for any shoulder joint metal/metal or metal/polymer constrained cemented prosthesis that was in commercial distribution before May 28, 1976, or that has, on or before December 26, 1996 been found to be substantially equivalent to a shoulder joint metal/metal or metal/polymer constrained cemented prosthesis that was in commercial distribution before May 28, 1976. Any other shoulder joint metal/metal or metal/polymer constrained cemented prosthesis shall have an approved PMA or a declared completed PDP in effect before being placed in commercial distribution.

47. Section 888.3680 is amended by revising paragraph (c) to read as follows:

§ 888.3680 Shoulder joint glenoid (hemi-shoulder) metallic cemented prosthesis.

* * * * *

(c) *Date PMA or notice of completion of a PDP is required.* A PMA or a notice of completion of a PDP is required to be filed with the Food and Drug Administration on or before December 26, 1996 for any shoulder joint glenoid (hemi-shoulder) metallic cemented

prosthesis that was in commercial distribution before May 28, 1976, or that has, on or before December 26, 1996 been found to be substantially equivalent to a shoulder joint glenoid (hemi-shoulder) metallic cemented prosthesis that was in commercial distribution before May 28, 1976. Any other shoulder joint glenoid (hemi-shoulder) metallic cemented prosthesis shall have an approved PMA or a declared completed PDP in effect before being placed in commercial distribution.

48. Section 888.3790 is amended by revising paragraph (c) to read as follows:

§ 888.3790 Wrist joint metal constrained cemented prosthesis.

* * * * *

(c) *Date PMA or notice of completion of a PDP is required.* A PMA or a notice of completion of a PDP is required to be filed with the Food and Drug Administration on or before December 26, 1996 for any wrist joint metal constrained cemented prosthesis that was in commercial distribution before May 28, 1976, or that has, on or before December 26, 1996 been found to be substantially equivalent to a wrist joint metal constrained cemented prosthesis that was in commercial distribution before May 28, 1976. Any other wrist joint metal constrained cemented prosthesis shall have an approved PMA or a declared completed PDP in effect before being placed in commercial distribution.

PART 890—PHYSICAL MEDICINE DEVICES

49. The authority citation for 21 CFR part 890 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).

50. Section 890.3610 is amended by revising paragraph (c) to read as follows:

§ 890.3610 Rigid pneumatic structure orthosis.

* * * * *

(c) *Date PMA or notice of completion of a PDP is required.* A PMA or a notice of completion of a PDP is required to be filed with the Food and Drug Administration on or before December 26, 1996 for any rigid pneumatic structure orthosis that was in commercial distribution before May 28, 1976, or that has, on or before December 26, 1996 been found to be substantially equivalent to a rigid pneumatic structure orthosis that was in commercial distribution before May 28, 1976. Any other rigid pneumatic

structure orthosis shall have an approved PMA or a declared completed PDP in effect before being placed in commercial distribution.

Dated: September 9, 1996.

D.B. Burlington,
Director, Center for Devices and Radiological Health.

[FR Doc. 96-24753 Filed 9-26-96; 8:45 am]

BILLING CODE 4160-01-F

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

29 CFR Part 2200

Rules of Procedure

AGENCY: Occupational Safety and Health Review Commission.

ACTION: Final rule; extension of sunset provision.

SUMMARY: The Occupational Safety and Health Review Commission has determined that additional time is necessary to properly evaluate the efficacy of its pilot E-Z Trial program. Accordingly, the Review Commission is amending the "sunset" provisions of the Commissions "E-Z Trial" rules to extend the pilot program and additional six months.

EFFECTIVE DATE: September 27, 1996.

FOR FURTHER INFORMATION CONTACT:

Earl R. Ohman, Jr., General Counsel,
(202) 606-5410.

SUPPLEMENTARY INFORMATION: On August 14, 1995 the Occupational Safety and Health Review Commission published in the Federal Register (60 FR 41805) new procedural rules for a pilot program designed to simplify and accelerate adjudication for cases that warrant a less formal, less costly process. Designated "E-Z Trial," the pilot program was to run for one year, terminating on September 30, 1996. A "sunset" provision was inserted into the rules to effectively end the program on that date unless extended by the Commission by final rule published in the Federal Register. 29 CFR § 2200.201(b).

While the Review Commission is pleased with the progress of the pilot program, as the end of the one-year period approaches, the Review Commission has concluded that an additional six months is necessary to fully evaluate E-Z Trial and to determine what, if any, amendments are necessary. Accordingly, the Commission is revising § 2200.201(b) to extend the pilot program through March 31, 1997.

List of Subjects in 29 CFR Part 2200

Administrative practice and procedures, Hearing and appeal procedures.

For the reasons set forth in the preamble, Title 29, Chapter XX, Part 2200, Subpart M of the Code of Federal Regulations is amended as follows:

PART 2200—RULES OF PROCEDURE

1. The authority citation continues to read as follows:

Authority: 29 U.S.C. 661(g).

2. Section 2200.201 is amended by revising paragraph (b) to read as follows:

§ 2200.201 [Amended]

* * * * *

(b) *Sunset Provision.* Section 2200.203(a), which permits the Chief Administrative Law Judge to assign a case for E-Z Trial, will no longer be effective after March 31, 1997 unless the rule is extended by the Commission by publication of a final rule in the Federal Register. After March 31, 1997, a case will only be assigned to E-Z Trial if the assignment is requested by a party.

Dated: September 20, 1996.

Stuart E. Weisberg,
Chairman.

Dated: September 20, 1996.

Velma Montoya,
Commissioner.

Dated: September 20, 1996.

Daniel Guttman,
Commissioner.

[FR Doc. 96-24696 Filed 9-26-96; 8:45 am]

BILLING CODE 7600-01-M

DEPARTMENT OF TRANSPORTATION**Coast Guard****33 CFR Part 117**

[CGD09-96-008]

Drawbridge Operation Regulations; Grand River, MI

AGENCY: Coast Guard, DOT.

ACTION: Notice of temporary deviation from regulations with request for comments.

SUMMARY: The Coast Guard has authorized a temporary deviation to the regulations governing the operations of the U.S. Route 31 highway bridge, mile 2.9 over the Grand River in Grand Haven, MI. This action was requested by the City of Grand Haven to reduce the effects of bridge openings on vehicular traffic while still providing for the reasonable needs of navigation.

EFFECTIVE DATE: The effective date of this temporary deviation is August 5, to October 15, 1996. Comments must be received on or before October 30, 1996.

ADDRESSES: Documents concerning this regulation are available for inspection and copying at and comments may be mailed or delivered to 1240 East Ninth Street, Room 2019B, Cleveland, OH 44199-2060 between 6:30 a.m. and 3:00 p.m., Monday through Friday, except federal holidays. The telephone number is (216) 522-3993.

FOR FURTHER INFORMATION CONTACT: Mr. Robert Bloom, Project Manager, Bridge Branch at (216) 522-3993.

SUPPLEMENTARY INFORMATION:**Drafting Information**

The principal persons involved in drafting this document are Mr. Robert Bloom, Project Manager, and Lieutenant Commander Charles Dahill, Project Counsel, Ninth Coast Guard District.

Request for Comments

The Coast Guard encourages interested persons to submit written data, or arguments for or against this deviation. Persons submitting comments should include their name, address, identify this rulemaking (CGD09-96-008) and give the reason for each comment. Persons wanting acknowledgement of receipt of comments should enclose a stamped self-addressed post card or envelope. Persons may submit comment by writing to the Commander (obr), Ninth Coast Guard District listed under **ADDRESSES**.

Background and Purpose

The City of Grand Haven, MI, has requested the Coast Guard approve a temporary deviation to the regulations which govern the U.S. Route 31 highway bridge at mile 2.9 over the Grand River in Grand Haven, MI. The bridge presently opens on signal from 3 minutes before to 3 minutes after the hour and a half hour between 6:03 a.m. and 9:03 p.m. Because of consistent traffic volumes throughout the day and the low amount of requests to open the bridge, the City has requested the bridge be permitted to not open during early morning, midday, and afternoon periods when rush hour traffic is greatest. Additionally, the City has requested a reduction in required openings from every half hour to once an hour, on the half-hour. The commander, Ninth Coast Guard District, has given consideration to the City's request and the data provided have merit to support a temporary deviation to the operating

regulations to determine feasibility for a permanent change.

The District Commander granted the City of Grand Haven, MI a temporary deviation from the operating requirements listed in 33 CFR 117.633 paragraph (c)(3) governing the U.S. Route 31 highway bridge over the Grand River. This deviation from normal operating regulations is authorized in accordance with the provisions of 33 CFR 117.43 for the purpose of evaluating possible changes to the permanent regulations. Under this deviation, the U.S. Route 31 highway bridge operated by the City of Grand Haven shall open on signal from August 5, 1996 to October 15, 1996 from 6:00 a.m. to 9:00 p.m., once an hour from 3 minutes before to 3 minutes after the half-hour. The bridge need not open for the passage of vessels during the three minutes before to three minutes after the half-hour time frames at 7:30 a.m., 12:30 p.m., 4:30 p.m., or 5:30 p.m.

Dated: July 31, 1996.

G. F. Woolever,

*Rear Admiral, U.S. Coast Guard Commander,
Ninth Coast Guard District.*

[FR Doc. 96-24862 Filed 9-26-96; 8:45 am]

BILLING CODE 4910-14-M

DEPARTMENT OF EDUCATION**34 CFR Parts 74 and 80****Education Department's General Administrative Regulations; Cost Principles for Educational Institutions and Audits of Institutions of Higher Education and Other Non-Profit Institutions**

AGENCY: Department of Education.

ACTION: Applicability of revised OMB circulars.

SUMMARY: The Secretary announces the applicability of revised Office of Management and Budget (OMB) Circular A-21, "Cost Principles for Educational Institutions," as revised by OMB in the Federal Register of May 8, 1996 (61 FR 20880) and Circular A-133, "Audits of Institutions of Higher Education and Other Non-Profit Institutions," revised by OMB in the Federal Register of April 30, 1996 (61 FR 19134).

DATES: The revised circulars are applicable for new and continuation grants and subgrants awarded on or after October 1, 1996.

FOR FURTHER INFORMATION CONTACT: Kevin Taylor, U.S. Department of Education, 600 Independence Avenue, SW., room 3636, ROB-3, Washington