

21–25, 1997, in London, regarding financial responsibility or compulsory liability and compensation insurance for seagoing vessels, compensation for pollution from ships' bunkers, a draft convention on wreck removal, and other matters. Finally, this meeting will be another opportunity for interested members of the public to express their views on whether the United States should ratify the Hazardous and Noxious Substances Convention, adopted in London in May, 1996.

Members of the public are invited to attend the SHC meeting, up to the seating capacity of the room. For further information, for copies of conference documents, or to submit views concerning the subjects of discussion, contact either Captain Malcolm J. Williams, Jr., or Lieutenant Bruce P. Dalcher, U.S. Coast Guard (G-LMI), 2100 Second Street, S.W., Washington, D.C. 20593, telephone (202) 267–1527, telefax (202) 267–4496.

Dated: January 6, 1997.

Russell A. La Mantia,  
Chairman, Shipping Coordinating Committee.  
[FR Doc. 97–801 Filed 1–13–97; 8:45 am]

BILLING CODE 4710–07–M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Aviation Rulemaking Advisory Committee Meeting on Airport Certification Issues

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of meeting.

**SUMMARY:** The FAA is issuing this notice to advise the public of a meeting of the Federal Aviation Administration Aviation Rulemaking Advisory Committee to discuss airport certification issues.

**DATES:** The meeting will be held on January 29, 1997, at 9:00 a.m. Arrange for oral presentations by January 17, 1997.

**ADDRESSES:** The meeting will be held at FAA Headquarters, Conference Rooms 5B and 5C, 5th Floor, 800 Independence Avenue, SW., Washington, DC 20591.

**FOR FURTHER INFORMATION CONTACT:** Ms. Marisa Mullen, Federal Aviation Administration, Office of Rulemaking (ARM–205), 800 Independence Avenue, SW., Washington, DC 20591, telephone (202) 267–7653, fax (202) 267–5075.

**SUPPLEMENTARY INFORMATION:** Pursuant to § 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463; 5 U.S.C. App. II), notice is hereby given of a

meeting of the Aviation Rulemaking Advisory Committee to be held on January 29, 1997, at FAA Headquarters, Conference Rooms 5B and 5C, 5th Floor, 800 Independence Avenue, SW., Washington, DC 20591. The agenda will include:

- Committee administration.
- Status report from Friction Measurement and Signing Working Group.
- General discussion of working group report.
- Recommendations and Findings Report from Commuter Airport Certification Working Group. To include presentation of any minority view points.
- General discussion of working group report.
- Make any additions or clarifications to working group report.
- Transit completed report to FAA; completing working group task.
- A discussion of future meeting dates, locations, activities, and plans.

Attendance is open to the interested public, but will be limited to the space available. The public must make arrangements by January 17, 1997, to present oral statements at the meeting. The public may present written statements to the committee at any time by providing 25 copies to the Executive Director, or by bringing the copies to the meeting. In addition, sign and oral interpretation can be made available at the meeting, as well as an assistive listening device, if requested 10 calendar days before the meeting. Arrangements may be made by contacting the person listed under the heading **FOR FURTHER INFORMATION CONTACT**.

Issued in Washington, DC, on January 8, 1997.

Robert E. David,

Assistant Executive Director for Airport Certification Issues, Aviation Rulemaking Advisory Committee.

[FR Doc. 97–844 Filed 1–13–97; 8:45 am]

BILLING CODE 4910–13–M

### Surface Transportation Board

[STB Finance Docket No. 33321]

#### Western Fuels Service Corporation, Acquisition and Operation Exemption, Burlington Northern Railroad Company

Western Fuels Service Corporation (WFSC), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150, Subpart D to acquire and operate a rail line owned by Burlington Northern Railroad Company (BN). The line, located in Wyoming, extends from

West Caballo Junction (milepost 14.9) to the following mines in the Powder River Basin: (1) Buckskin (milepost 9.5; 25 route miles); (2) Fort Union (milepost 6.0; 21 route miles); (3) Clovis Point (milepost 3.0; 18 route miles); Rawhide (milepost 9.5; 25 route miles); Eagle Butte (milepost 9.5; 25 route miles); and Dry Fork (milepost 7.9; 23 route miles).

WFSC states that it has not reached an agreement with BN to operate over BN's tracks between West Caballo Junction and the Powder River Basin mines, but that it is seeking such rights and authority in its pending complaint in *Western Fuels Service Corporation v. Burlington Northern Railroad Company*, STB Docket No. 41987, to obtain access to terminal facilities under 49 U.S.C. 11102.

If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time.<sup>1</sup> The filing of a petition to revoke will not automatically stay the transaction.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 33321, must be filed with the Surface Transportation Board, Office of the Secretary, Case Control Branch, 1201 Constitution Avenue, N.W., Washington, DC 20423 and served on: Fredrick D. Palmer, Western Fuels Service Corporation, Suite 805, 4301 Wilson Blvd., Arlington, VA 22203–1860; and Peter Glaser, Doherty, Rumble, and Butler, PA, 1401 New York Ave., N.W., Washington, DC 20005.

Decided: January 7, 1997.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.  
Vernon A. Williams,  
Secretary.

[FR Doc. 97–859 Filed 1–13–97; 8:45 am]

BILLING CODE 4915–00–P

## DEPARTMENT OF THE TREASURY

### Departmental Offices, Debt Management Advisory Committee; Meeting

Notice is hereby given, pursuant to Section 10 of Public Law 92–463, that a meeting will be held at the Federal Reserve Bank of New York at 3:00 p.m. on January 16, 1997, of the following debt management advisory committee: Public Securities Association

<sup>1</sup> On December 13, 1996, BN filed a petition to reject the notice of exemption or, in the alternative, for a declaration that the notice is void *ab initio*. WFSC filed a reply on December 31, 1996. The merits of the petition will be decided by the entire Board in a separate decision.

### Treasury Borrowing Advisory Committee

The agenda for the Public Securities Association Treasury Borrowing Advisory Committee meeting calls for a discussion by the members of their individual views on the appropriate size of the inflation-indexed security auction on January 29. The Committee is not being asked to make a group recommendation as to the appropriate size of the auction. Detailed minutes will be made available on January 21. The short period of time between the announcement of the date for the first auction and the date of the formal offering announcement of the details of the first auction, and the need for the Treasury to hear the views of Committee members before proceeding with its offering announcement, require that this meeting be held without providing the full fifteen days notice.

Pursuant to the authority placed in Heads of Departments by section 10(d) of Public Law 92-463, and vested in me by Treasury Department Order 101-05, I hereby determine that this meeting is concerned with information exempt from disclosure under section 552b(c)(9)(A) of title 5 of the United States Code, and that the public interest requires that such meeting be closed to the public.

My reasons for this determination are as follows. The Treasury Department requires frank and full advice from representatives of the financial community prior to making its final decision on major financing operations. Historically, this advice has been offered by debt management advisory committees established by the several major segments of the financial community, which committees have been utilized by representatives of the Secretary. When so utilized, such a committee is recognized to be an advisory committee under Public Law 92-463.

The nature and content of the discussion and individual members' recommendations are such that their premature disclosure would likely lead to significant speculation in the securities market. Thus, the meeting falls within the exemption covered by section 552b(c)(9)(A) of title 5 of the United States Code.

The Office of the Under Secretary (Domestic Finance) shall be responsible for maintaining records of debt management advisory committee meetings and for providing annual reports setting forth a summary of committee activities and such other matters as may be informative to the public consistent with the policy of

section 552b of title 5 of the United States Code.

Dated: January 9, 1997.  
John D. Hawke, Jr.,  
*Under Secretary Domestic Finance.*  
[FR Doc. 97-867 Filed 1-13-97; 8:45 am]  
BILLING CODE 4810-25-M

### Office of the Comptroller of the Currency

[Docket No. 97-01]

#### Preemption Determination

**AGENCY:** Office of the Comptroller of the Currency, Treasury.

**ACTION:** Notice and request for comment.

**SUMMARY:** The Office of the Comptroller of the Currency (OCC) is publishing for comment a written request for the OCC's determination of whether certain provisions of legislation entitled "Financial Institution Insurance Sales Act," recently enacted by the State of Rhode Island, are preempted by Federal law. The purpose of this notice and request for comment is to provide interested persons with an opportunity to submit comments prior to the OCC's issuance of a final determination responding to the request.

**DATES:** Comments should be submitted on or before February 13, 1997.

**ADDRESSES:** Comments should be sent to the Communications Division, 250 E Street, SW, Third Floor, Washington, DC 20219. Attention Docket No. 97-01. Comments will be available for inspection and photocopying at the same location. Appointments for inspection of comments can be made by calling (202) 874-4700.

**FOR FURTHER INFORMATION CONTACT:** Suzette H. Greco, Senior Attorney, Securities and Corporate Practices Division, (202) 874-5210.

#### SUPPLEMENTARY INFORMATION:

##### Background

The OCC has received a request from a trade association that represents financial institutions and insurance companies (Requester) for a determination that certain provisions of legislation entitled "Financial Institution Insurance Sales Act," R.I. Gen. Laws §27-58-1 *et seq.*, (the Rhode Island law), recently enacted by the State of Rhode Island, are preempted by provisions of the National Bank Act.

Section 114 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994 (section 114), Pub. L. 103-328 (12 U.S.C. 43), generally requires the OCC to publish in

the Federal Register a descriptive notice of certain requests that the OCC receives for preemption determinations. Under section 114, the OCC must publish notice before it issues any opinion letter or interpretive rule concluding that Federal law preempts the application to a national bank of any State law in four designated areas: community reinvestment, consumer protection, fair lending, or the establishment of intrastate branches. Pursuant to section 114, interested persons have at least 30 days to submit written comments.

The Requester has offered reasons why the request should not be subject to section 114. Whether or not section 114 applies to the request, the OCC has determined that it is appropriate to use notice and comment procedures in this case, given the broad interest in the issues presented in the request and the benefit the OCC will derive by receiving comments from all parties with an interest in these issues. The OCC will publish in the Federal Register any final opinion letter or interpretive rule that concludes that Federal law preempts State law.

#### Specific Request for OCC Preemption Determination

The OCC has been asked to determine whether certain provisions of the Rhode Island law are preempted by section 92 of the National Bank Act (12 U.S.C. 92) and other specific Federal laws noted later in this notice and request for comment.

Section 92 authorizes a national bank "located and doing business in a place where the population is less than five thousand to act as an agent for any fire, life, or other insurance company," to "solicit and sell insurance," to "collect premiums," and to "receive for services so rendered . . . fees or commissions," subject to regulations issued by the Comptroller of the Currency. 12 U.S.C. 92. State laws that apply generally to regulated insurance agents and agencies will apply to national banks provided the law does not effectively prevent national banks from conducting activities authorized under Federal law, and provided that, if the law interferes with those authorized activities, the interference is not significant. See *Barnett Bank of Marion County, N.A. v. Nelson*, 116 S.Ct. 1103 (1996).

The Rhode Island law imposes a number of requirements upon financial institutions engaged in the solicitation and sale of insurance that differ from the requirements that apply to other insurance agents and agencies. The Requester contends these special requirements prevent or significantly interfere with the ability of a national