

request in the application, and the port director may allow, up to an additional 30 calendar days after tentative selection to conform the facility to such requirements. Because compliance with the 30-calendar-day time-frame requirement for significant capital expenditures is subject to building permits and other requirements of a local nature, which may not be forthcoming within the time period specified, this requirement imposes a burdensome condition in the application procedure, which may operate to dissuade many potential applicants from applying to become CES operators. Accordingly, Customs proposes to remove this requirement and instead allow the time frames for making capital improvements to a facility to be addressed locally.

Further, paragraph (g) of this same section currently provides that an applicant must present any information showing the applicant's experience in international cargo operations and knowledge of Customs procedures and regulations, "or a commitment to acquire that knowledge." Because a demonstrable knowledge of such operations, procedures, and regulations is essential prior to selection as a CES operator, the alternative "commitment to acquire that knowledge" language in the regulation is too subjective a standard by which to measure an applicant's credentials to operate a CES. Accordingly, Customs proposes to remove this language.

Comments

Before adopting this proposal as a final rule, consideration will be given to any written comments timely submitted to Customs. Comments submitted will be available for public inspection in accordance with the Freedom of Information Act (5 U.S.C. 552), § 1.4 of the Treasury Department Regulations (31 CFR 1.4), and § 103.11(b) of the Customs Regulations (19 CFR 103.11(b)), on regular business days between the hours of 9:00 a.m. and 4:30 p.m. at the Regulations Branch, U.S. Customs Service, 1099 14th Street, NW., Suite 4000, Washington, DC.

Regulatory Flexibility Act

Pursuant to provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*), it is certified that, if adopted, the proposed amendments will not have a significant economic impact on a substantial number of small entities, because the amendments would operate to confer new benefits on potential CES operations, by allowing them to perform more services. Accordingly, the proposed amendments are not subject to

the regulatory analysis or other requirements of 5 U.S.C. 603 and 604.

Executive Order 12866

This document does not meet the criteria for a "significant regulatory action" as defined in E.O. 12866.

List of Subjects in 19 CFR Part 118

Administrative practice and procedure, Customs duties and inspection, Examination stations, Exports, Imports, Licensing, Reporting and recordkeeping requirements.

Proposed Amendment

For the reasons stated above, it is proposed to amend part 118, Customs Regulations (19 CFR part 118), as set forth below:

PART 118—CENTRALIZED EXAMINATION STATIONS

1. The authority citation for part 118 is revised to read as follows:

Authority: 19 U.S.C. 66, 1499, 1623, 1624; 22 U.S.C. 401; 31 U.S.C. 5317.

2. In § 118.1, the first sentence is amended by removing the word "imported", and a new sentence is added at the end to read as follows:

§ 118.1 Definition.

* * * To present outbound cargo for inspection at a CES at a port other than the shipment's designated port of exit, either proof of the shipper's consent to the inspection must be furnished or a complete set of transportation documents must accompany the shipment to evidence that exportation of the goods is imminent and that the goods are committed to export, thereby, making them subject to Customs examination.

3. In § 118.4, paragraph (g) is amended by adding a new second sentence to read as follows:

§ 118.4 Responsibilities of a CES operator.

* * * * *
(g) * * * The CES operator will accept and keep safe all merchandise delivered to the CES for examination.
* * *

* * * * *
4. In § 118.11, the second sentence in paragraph (b) is amended by removing the words "and the port director may allow, up to an additional 30 calendar days after tentative selection to conform the facility to such requirements, but in such a case the agreement referred to in § 118.3 of this part shall not be executed until those requirements are met" and adding, in their place, the words "time to conform the facility to such requirements. The agreement referred to

in § 118.3 of this part shall not be executed, in any event, until the facility is conformed to meet the requirements"; and paragraph (g) is amended by removing the words "or a commitment to acquire that knowledge".

Approved: June 3, 1997.

Samuel H. Banks,

Acting Commissioner of Customs.

[FR Doc. 97-21843 Filed 8-18-97; 8:45 am]

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DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 1 and 25

[REG-209823-96]

RIN 1545-AU25

Guidance Regarding Charitable Remainder Trusts; Hearing

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Postponement of hearing, extension of time for requesting to speak and submitting written comments, and requests to teleconference hearing.

SUMMARY: This document postpones the public hearing on proposed regulations relating to charitable remainder trusts under section 664 of the Internal Revenue Code and special valuation rules for transfers of interest in trusts under section 2702. In addition, this document extends the time for requesting to speak and for submitting written comments and announces that persons wishing to testify who are outside the Washington, DC and Los Angeles, California areas may request that the Service teleconference to their sites.

DATES: Requests to teleconference the hearing to other sites must be received by September 5, 1997.

ADDRESSES: Requests must be sent to: CC:DOM:CORP:R (REG-209823-96), room 5226, Internal Revenue Service, POB 7604, Ben Franklin Station, Washington, DC 20044. Requests may also be hand delivered between the hours of 8 a.m. and 5 p.m. to: CC:DOM:CORP:R (REG-209823-96), Courier's Desk, Internal Revenue Service, 1111 Constitution Avenue, NW., Washington, DC. Alternatively, requests may be submitted electronically via the internet by selecting the "Tax Regs" option on the IRS Home Page, or by submitting comments directly to the IRS internet site at http://www.irs.ustreas.gov/prod/tax__regs/comments.html.

FOR FURTHER INFORMATION CONTACT: Evangelista Lee of the Regulations Unit, Assistant Chief Counsel (Corporate), (202) 622-7190 (not a toll-free number).

SUPPLEMENTARY INFORMATION: A notice of proposed rulemaking and notice of public hearing appearing in the **Federal Register** on Friday, April 18, 1997 (62 FR 19072), announced that a public hearing with respect to proposed regulations relating to charitable remainder trusts under section 664 and special valuation rules for transfers of interests in trusts under section 2702 would be held on Tuesday, September 9, 1997, beginning at 10 a.m. in the IRS Auditorium, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, DC and that requests to speak and outlines of oral comments should be received by Tuesday, August 19, 1997.

Subsequent to this announcement, the Service received a letter from the Los Angeles County Bar Association indicating that the Los Angeles area had considerable interest in the proposed regulations and requesting that the hearing be teleconferenced to Los Angeles. The Service will accommodate that request. The Service recognizes that other persons outside the Washington, DC and Los Angeles areas may also wish to testify through teleconferencing and those persons should request to do so.

Requests to include other teleconferencing sites must be received by Friday, September 5, 1997. If the Service receives sufficient indications of interest to warrant teleconferencing to a particular city and if the Service has teleconferencing facilities in that city, the Service will accommodate the requests.

Accordingly, the public hearing originally scheduled for September 9, 1997, is postponed until later in the Fall and the time is extended for requesting to speak and submitting written comments. The Service will issue a notice in the **Federal Register** announcing a new date by which requests to speak and written comments must be received. The Service will also announce the new date, time and any

additional teleconference sites of the public hearing.

Cynthia E. Grigsby,

Chief, Regulations Unit, Assistant Chief Counsel (Corporate).

[FR Doc. 97-21858 Filed 8-18-97; 8:45 am]

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 52 and 81

[TX60-1-7269; FRL-5870-2]

Approval and Promulgation of State Implementation Plans; Texas; Prevention of Significant Deterioration (PSD) Increments for Particulate Matter Less Than 10 Microns in Diameter (PM-10); Designation of Areas for Air Quality Planning Purposes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to approve revisions to the Texas State Implementation Plan (SIP) addressing PSD permitting regulations. The purpose of this revision is to replace the total suspended particulate (TSP) PSD increments with increments for PM-10. In conjunction with this proposal, EPA is proposing to remove the TSP area designation tables in 40 Code of Federal Regulations part 81 for Texas. With the PM-10 increments becoming effective in Texas, the TSP area designations no longer serve any useful purpose relative to PSD. The EPA also proposes to approve revisions to regulations of the Texas Natural Resource Conservation Commission submitted August 31, 1993; the recodification of Chapter 116. In the final rules section of this **Federal Register**, EPA is approving the State's SIP revisions as direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed

rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn, and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

DATES: Comments on this proposed rule must be postmarked by September 18, 1997.

ADDRESSES: Written comments on this action should be addressed to Ms. Jole C. Luehrs, Chief, Air Permits Section (6PD-R), at the EPA Region 6 office listed below. Copies of documents relevant to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least two working days in advance.

U.S. Environmental Protection Agency, Region 6, Multimedia Planning and Permitting Division, First Interstate Bank Building, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202-2733.

Texas Natural Resource Conservation Commission, Office of Air Quality, 12124 Park 35 Circle, Austin, Texas 78753.

FOR FURTHER INFORMATION CONTACT: Reverdie Daron Page, Air Permits Section (6PD-R), Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, telephone (214) 665-7222.

SUPPLEMENTARY INFORMATION: For additional information, see the direct final rule which is published in the Rules and Regulations section of this **Federal Register**.

Authority: 42 U.S.C. 7401-7671q.

Dated: July 24, 1997.

Jerry Clifford,

Acting Regional Administrator (6RA).

[FR Doc. 97-21801 Filed 8-18-97; 8:45 am]

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