

PART 880—GENERAL HOSPITAL AND PERSONAL USE DEVICES

1. The authority citation for 21 CFR part 880 continues to read as follows:

Authority: 21 U.S.C. 351, 360, 360c, 360e, 360j, 371.

2. Sections 880.6885 and 880.6890 are added to subpart G to read as follows:

§ 880.6885 Liquid chemical sterilants.

(a) *Identification.* A liquid chemical sterilant is a germicide that is intended for use as the terminal step in processing critical and semicritical medical devices prior to patient use. Critical devices make contact with normally sterile tissue or body spaces during use. Semicritical devices make contact with mucous membranes or nonintact skin during use.

(b) *Classification.* Class II (special controls). (Guidance on the Content and Format of Premarket Notification (510(k)) Submissions for Liquid Chemical Germicides, voluntary standards, and user information and training.)

§ 880.6890 General purpose disinfectants.

(a) *Identification.* A general purpose disinfectant is a germicide intended to process noncritical medical devices and equipment surfaces. A general purpose disinfectant can be used to pre-clean or decontaminate critical or semicritical medical devices prior to terminal sterilization or high level disinfection. Noncritical medical devices make only topical contact with intact skin of the body.

(b) *Classification.* Class I (general controls). The device is exempt from the premarket notification procedures in subpart E of part 807 of this chapter subject to the limitations in § 880.9.

Dated: October 2, 1998.

D.B. Burlington,

Director, Center for Devices and Radiological Health.

[FR Doc. 98-29566 Filed 11-5-98; 8:45 am]

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**DEPARTMENT OF THE TREASURY
Bureau of Alcohol, Tobacco and Firearms****27 CFR Parts 4, 19, 24, 194, 250 and 251**

[Notice No. 869; Ref: Notice No. 859]

RIN 1512-AB71

Implementation of Public Law 105-34, Sections 908, 910 and 1415, Related to Hard Cider, Semi-generic Wine Designations, and Wholesale Liquor Dealers' Signs (97-2523)

AGENCY: Bureau of Alcohol, Tobacco and Firearms (ATF), Department of the Treasury.

ACTION: Notice of proposed rulemaking; reopening of comment period.

SUMMARY: This notice reopens the comment period for Notice No. 859, a notice of proposed rulemaking, published in the **Federal Register** on August 21, 1998. ATF has received requests to extend the comment period in order to provide sufficient time for all interested parties to respond to the issues raised in the notice.

DATES: Written comments must be received on or before December 7, 1998.

ADDRESSES: Send written comments to: Chief, Regulations Division; Bureau of Alcohol, Tobacco and Firearms; P.O. Box 50221; Washington, DC 20091-0221; *ATTN: Notice No. 859.* See the Public Participation section of this notice for alternative means of commenting.

FOR FURTHER INFORMATION CONTACT:

Marjorie D. Ruhf, Regulations Division, Bureau of Alcohol, Tobacco and Firearms, 650 Massachusetts Avenue, NW., Washington, DC 20226 (202-927-8230), mdruhf@atfhq.atf.treas.gov.

SUPPLEMENTARY INFORMATION:**Background**

On August 21, 1998, ATF published a temporary rule and an associated notice of proposed rulemaking in the **Federal Register** soliciting comments from the public and industry on three sections of the Taxpayer Relief Act of 1997, (Treasury Decision ATF-398, 63 FR 44779, and Notice No. 859, 63 FR 44819).

The comment period for Notice No. 859 closed on October 20, 1998. Prior to the close of the comment period ATF received requests from Ms. Cheryl A. Lau, a cider industry representative, Mr. Kirk Seggie, Winery Manager of Andrés Wines (B.C.) Ltd., Mr. Kenton E. Kidd, of the California Apple Commission, and Mr. Thomas E. Dalldorf, Sr.,

Publisher of *Celebrator Beer News*, to extend the comment period for a short time. All these writers stated that potential commenters in the apple industry were in the middle of the apple harvest and would not be able to take time to provide the sort of historical and technical information requested in the notice. They suggested an extension until late November to afford these interested persons an opportunity to comment. In consideration of the above, ATF finds that a reopening of the comment period is warranted.

Public Participation

ATF requests comments on the temporary regulations published in Treasury decision ATF-398 (63 FR 44779) from all interested persons. Comments received on or before the closing date will be carefully considered. Comments received after that date will be given the same consideration if it is practicable to do so, but assurance of consideration cannot be given except as to comments received on or before the closing date.

Comments may be submitted by facsimile transmission (FAX) to (202) 927-8602, provided the comments: (1) Are legible, (2) are 8½"×11" in size, (3) contain a written signature, and (4) are three pages or less in length. This limitation is necessary to assure reasonable access to the equipment. Comments sent by FAX in excess of three pages will not be accepted. Facsimile transmitted comments will be treated as originals.

Comments may also be sent by electronic mail (e-mail) to nprm@atfhq.atf.treas.gov, provided (1) the message is entitled "Comment on Notice No. 859; (2) the name and company affiliation, if any, of the commenter is contained in the body of the message; and (3) the message contains no attachments, special characters or encryption. E-mail comments will be printed and filed with comments submitted on paper and by facsimile transmission.

Receipt of comments will not be acknowledged. ATF will not recognize any material in comments as confidential. Comments may be disclosed to the public. Any material which the commenter considers to be confidential or inappropriate for disclosure to the public should not be included in the comment. The name of the person submitting the comment is not exempt from disclosure. During the comment period, any person may request an opportunity to present oral testimony at a public hearing. However, the Director reserves the right, in light

of all circumstances, to determine if a public hearing is necessary.

Disclosure

Copies of this notice, Notice No. 859, and the written comments will be available for public inspection during normal business hours at: ATF Public Reading Room, Room 6480, 650 Massachusetts Avenue, NW, Washington, DC.

Drafting Information

The author of this document is Marjorie D. Ruhf, Regulations Division, Bureau of Alcohol, Tobacco and Firearms.

List of Subjects

27 CFR Part 4

Advertising, Consumer protection, Customs duties and inspection, Imports, Labeling, Packaging and containers, Wine.

27 CFR Part 19

Administrative practice and procedure, Alcohol and alcoholic beverages, Authority delegations, Chemicals, Claims, Customs duties and inspections, Electronic funds transfers, Excise taxes, Exports, Gasohol, Imports, Labeling, Liquors, Packaging and containers, Puerto Rico, Reporting and recordkeeping requirements, Research, Security measures, Spices and flavorings, Stills, Surety bonds, Transportation, Vinegar, Virgin Islands, Warehouses, Wine.

27 CFR Part 24

Administrative practice and procedure, Authority delegations, Claims, Electronic fund transfers, Excise taxes, Exports, Food additives, Fruit juices, Labeling, Liquors, Packaging and containers, Reporting and recordkeeping requirements, Research, Scientific equipment, Spices and flavoring, Surety bonds, Taxpaid wine bottling house, Transportation, Vinegar, Warehouses, Wine.

27 CFR Part 194

Alcohol and alcoholic beverages, Authority delegations, Beer, Claims, Excise taxes, Exports, Labeling, Liquors, Packaging and containers, Penalties, Reporting requirements, Wine.

27 CFR Part 250

Administrative practice and procedure, Alcohol and alcoholic beverages, Authority delegations (Government agencies), Beer, Claims, Customs duties and inspections, Drugs, Electronic funds transfers, Excise taxes, Foods, Liquors, Packaging and containers, Puerto Rico, Reporting and

recordkeeping requirements, Spices and flavorings, Surety bonds, Transportation, Wine.

27 CFR Part 251

Administrative practice and procedure, Alcohol and alcoholic beverages, Authority delegations, Beer, Customs duties and inspections, Excise taxes, Imports, Labeling, Liquors, Packaging and containers, Perfume, Reporting and recordkeeping requirements, Transportation, Wine.

Authority and Issuance

This notice is issued under the authority in 26 U.S.C. 5301, 7805, and 27 U.S.C. 205.

Signed: October 29, 1998.

John W. Magaw,

Director.

[FR Doc. 98-29746 Filed 11-5-98; 8:45 am]

BILLING CODE 4810-31-U

DEPARTMENT OF EDUCATION

34 CFR Ch. VI

Office of Postsecondary Education, Student Assistance

AGENCY: Department of Education.

ACTION: Request for advice and recommendations on regulatory issues under Title IV of the Higher Education Amendments of 1998, "Student Assistance."

SUMMARY: The Secretary of Education (Secretary) solicits advice and recommendations from the public prior to publishing proposed regulations to implement student assistance programs under Title IV of the Higher Education Act of 1965, as recently amended by the Higher Education Amendments of 1998. **DATES:** We request that you send written comments by December 15, 1998. You may also submit comments at regional hearings to be held on December 4-12, 1998. (See dates, times and locations of regional hearings under the **SUPPLEMENTARY INFORMATION** section of this notice.)

ADDRESSES: Please send your comments to Brian Kerrigan, U.S. Department of Education, 400 Maryland Avenue, SW, ROB-3, Washington D.C. 20202-5257, or fax them to Brian Kerrigan at (202) 205-0786. You may also E-mail your comments to:

hea98negotiated_rulemaking@ed.gov

FOR FURTHER INFORMATION CONTACT: Brian Kerrigan, U.S. Department of Education, 400 Maryland Avenue, SW, Rob-3, Washington, DC 20202-5257. Telephone: (202) 708-5217. If you use a

telecommunications device for the deaf (TDD) you may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

Individuals with disabilities may obtain this document in an alternate format (e.g., Braille, large print, audiotape, or computer diskette) on request to the contact person listed in the preceding paragraph.

SUPPLEMENTARY INFORMATION:

Background

On October 7, President Clinton signed into law Public

Law 105-244, the Higher Education Amendments of 1998 (Amendments), amending the Higher Education Act of 1965 (HEA). Section 492 of the HEA, as amended, requires that, before publishing any proposed regulations to implement programs under Title IV, the Secretary obtain public involvement in the development of the proposed regulations. The Secretary must obtain advice and recommendations from individuals and groups involved in student financial assistance, such as students, legal assistance organizations that represent students, institutions of higher education, guaranty agencies, lenders, secondary markets, loan servicers, guaranty agency servicers, and collection agencies, and must provide for a comprehensive discussion and exchange of information concerning the implementation of Title IV of the HEA. After obtaining advice and recommendations, the Secretary will conduct a negotiated rulemaking process to develop proposed regulations. All published proposed regulations must conform to any agreements resulting from the negotiated rulemaking process unless the Secretary reopens the negotiated rulemaking process, or provides a written explanation to the participants in that process why the Secretary has decided to depart from the agreements.

Participants in the negotiation process will be selected by the Secretary from individuals nominated by the groups mentioned above, and will include both representatives of those groups from Washington, D.C., and industry participants. To the extent possible, the Secretary will select individuals reflecting the diversity in the industry, representing both large and small participants, and serving both local areas and national markets. The Secretary intends to include in the negotiation sessions those groups that participated in the 1992 and 1994 higher education negotiation sessions. Any additional groups that did not