

respond within 10 days of the publication date of this notice. Finally, the Department notes that it will require access to the underlying contracts.

All information provided to the Department by U.S. electric utilities will be subject to release under Administrative Protective Order in accordance with 19 CFR 353.34.

Dated: September 19, 1995.

Joseph A. Spetrini,

Deputy Assistant Secretary for Compliance.

Annex

- Provide the total number of natural uranium contracts your utility holds for Russian, Kazakhstani, or Uzbek and which are scheduled for, or have undergone, foreign enrichment, and are intended for importation to the United States.

- Provide the number of foreign enrichment contracts.

- For each of these contracts, provide the following information:

- Contracting parties;
- Contract signature dates;
- Contract terms:
- base, minimum and maximum volumes, over life of contract,

- if a requirements contract, provide complete information to determine base, minimum and maximum volumes over the life of the contract,

- acceleration clauses,
- delivery schedules to utilities' accounts in the third country, with minimum, base and maximum volumes stipulated in each contract for each delivery period,
- quantities and associated delivery schedules of EUP to the United States,
- contract amendment dates and terms if applicable,

- Force majeure language,
- Origin specifications,
- Any other options or flexibilities potentially affecting the volume or natural uranium deliverable under the contract.
- Exact quantities of affected U₃O₈, UF₆ and EUP in the accounts of each utility in the third country that are earmarked for third country enrichment.

- For each of these accounts, please provide the date and quantity of each transfer to the utility's account.

- For data presented in terms of UF₆ or EUP, please provide the enrichment percentage, and demonstrate the calculation used to convert these volumes into pounds U₃O₈ equivalent.

[FR Doc. 95-23676 Filed 9-21-95; 8:45 am]

BILLING CODE 3510-DS-P

National Oceanic and Atmospheric Administration

[I.D. 091395A]

Marine Mammals

AGENCY: National Marine Fisheries Service, (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Issuance of scientific research permit 977 (P771#74).

SUMMARY: Notice is hereby given that Dr. Howard Braham, National Marine Mammal Laboratory, NMFS, 7600 Sand Point Way, NE, BIN C15700, Bldg. 4, Room 2149, Seattle, WA 98115-0070 has been issued a permit to take California sea lions (*Zalophus californianus*), Northern fur seals (*Callorhinus ursinus*), and Northern elephant seals (*Mirounga angustirostris*) for the purpose of scientific research.

ADDRESSES: The permit and related documents are available for review upon written request or by appointment, in the following office(s):

Permits Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289);

Director, Southwest Region, NMFS, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213 (310/980-4001).

FOR FURTHER INFORMATION CONTACT: Kellie M. Foster, 301/713-1401.

SUPPLEMENTARY INFORMATION: On June 22, 1995, notice was published in the Federal Register (60 FR 32507) that a request for a scientific research permit to take California sea lions, Northern fur seals and Northern elephant seals had been submitted by the above-named individuals. The requested permit has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Fur Seal Act of 1966, as amended (16 U.S.C. 1151 *et seq.*), and the fur seal regulations at 50 CFR part 215.

The permit authorized the holder to take up to 250,410 California sea lions, 9,275 Northern fur seals and 21,650 Northern elephant seals in the course of conducting four research projects which will focus on several aspects of California sea lion biology: 1) annual at-sea distribution, foraging behavior, and food habits of adult females, mother-pup activity patterns and weaning behavior; 2) identification of diseases in the population and the effects of diseases on survival of individuals and weaning parameters of pups; 3) assessment of vital parameters; and 4) assessment of population trends and pup mortality: live and dead pup counts. Research will take place on San Miguel Island, the Channel Islands and haul-out sites along the entire coast of California. Research will be initiated in September 1995.

Dated: September 14, 1995.

Ann D. Terbush,

Chief, Permits and Documentation Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 95-23562 Filed 9-21-95; 8:45 am]

BILLING CODE 3510-22-F

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

Procurement List Additions

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Additions to the Procurement List.

SUMMARY: This action adds to the Procurement List bond paper to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

EFFECTIVE DATE: October 23, 1995.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, Crystal Square 3, Suite 403, 1735 Jefferson Davis Highway, Arlington, Virginia 22202-3461.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman, (703) 603-7740.

SUPPLEMENTARY INFORMATION: On June 30, 1995, the Committee for Purchase From People Who Are Blind or Severely Disabled published notice (60 FR 34235) of proposed addition to the Procurement List.

Comments were received after the close of the comment period from a lawyer representing the parent corporation of two of the current contractors for the paper. The lawyer objected to the denial of his request for an extension of the comment period. He claimed that his client had received inadequate notice of the Committee's proposal to add the paper to the Procurement List, that the Committee is required to grant an extension of the comment period, and that the procurement schedule of the Federal agency which buys the paper for the Procurement List addition process.

The Committee is required by law to provide notice of proposed additions to the Procurement List through publication in the Federal Register. This publication is considered to be adequate notice to all affected parties. 44 U.S.C. 1507. The lawyer's client is a very large corporation which cannot be said to be ignorant of the Federal Register.

The lawyer based his claim that the Committee is required to grant an

extension of the comment period on a 1978 legal opinion concerning another addition to the Procurement List, *Barrier Industries, Inc. v. Eckard*, 584 F.2d 1074 (D.C. Cir.). That opinion addresses the issue of notice only by saying that the required form of notice is publication in the Federal Register, 584 F.2d at 1082, and that the failure by the plaintiff in that case to note the Federal Register publication meant that it missed its opportunity to submit comments, 584 F.2d at 1083. Nothing in the opinion supports the lawyer's contention that the Committee is required to grant an extension of a comment period.

The Government purchases the paper through semiannual requirements contracts. If the Committee were to grant the requested extension of the comment period, its addition of the paper to the Procurement List would be sufficiently delayed that half a year's requirement for the paper would not be available for production under the Committee's program. The statutory purpose of the Committee's program, to create jobs for people who are blind or severely disabled, would be frustrated as these people would be unable to produce the paper.

Because the corporation the lawyer represents is very large, the percentage of its sales which the Government requirement for this paper represents is extremely small, so it is very unlikely that the addition to the Procurement List would have a severe adverse impact on the corporation. Accordingly, it is unlikely that an extension of the comment period would result in any significant new information being brought to the Committee's attention. Any information the lawyer obtains later can be brought to the Committee's attention through the reconsideration process set forth in Committee regulations at 41 CFR 51-2.6.

After consideration of the material presented to it concerning capability of qualified nonprofit agencies to provide the commodity, fair market price, and impact of the addition on the current or most recent contractors, the Committee has determined that the commodities listed below are suitable for procurement by the Federal Government under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small

organizations that will furnish the commodities to the Government.

2. The action does not appear to have a severe economic impact on current contractors for the commodities.

3. The action will result in authorizing small entities to furnish the commodities to the Government.

4. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the commodities proposed for addition to the Procurement List.

Accordingly, the following commodities are hereby added to the Procurement List:

Paper, Bond
7530-00-290-0599
7530-00-290-0600
7530-00-290-0617
7530-00-290-0618

This action does not affect current contracts awarded prior to the effective date of this addition or options exercised under those contracts.

E.R. Alley, Jr.,

Deputy Executive Director.

[FR Doc. 95-23592 Filed 9-21-95; 8:45 am]

BILLING CODE 6820-33-P

Procurement List Addition

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Addition to the Procurement List.

SUMMARY: This action adds to the Procurement List a service to be furnished by nonprofit agencies employing persons who are blind or have other severe disabilities.

EFFECTIVE DATE: October 23, 1995.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, Crystal Square 3, Suite 403, 1735 Jefferson Davis Highway, Arlington, Virginia 22202-3461.

FOR FURTHER INFORMATION CONTACT: Beverly Milkman, (703) 603-7740.

SUPPLEMENTARY INFORMATION: On July 21, 1995, the Committee for Purchase From People Who Are Blind or Severely Disabled published notice (60 FR 37631) of proposed addition to the Procurement List.

Comments were received from two organizations and a State agency which represent blind people. All three commenters claimed that adding this service to the Procurement List would conflict with the priority afforded blind vendors in Federal buildings by the Randolph-Sheppard Act, 20 U.S.C. 107.

Two commenters also objected to the Committee's certification under the Regulatory Flexibility Act, 5 U.S.C. 601 et seq., that there was no regulatory alternative to adding the service to the Procurement List which would accomplish the objectives of the Javits-Wagner-O'Day (JWOD) Act, 41 U.S.C. 46-48c. Those commenters indicated that provision of the service under the Randolph-Sheppard Act would accomplish the objectives of the JWOD Act. One commenter asked the Committee not to inject the JWOD Program into a controversy between the Department of Veterans Affairs (VA) and the blind vendor community over the application of the Randolph-Sheppard Act to VA facilities.

The Randolph-Sheppard Act provides, in pertinent part, that blind vendors are authorized to operate "vending facilities" on Federal property, 20 U.S.C. 107(a), and are afforded a priority for "operation of cafeterias on Federal property," 20 U.S.C. 107d-3(e). The service to be provided by a nonprofit agency employing people with severe disabilities at the VA medical center will involve the performance of a number of discrete food service activities, such as preparation of Government-provided food, transporting meals to patient rooms, and cleaning utensils and the food service facility. VA will retain overall management control of food service operations. VA does not charge any fee to the individuals who consume the food, and the nonprofit agency will be paid by VA out of funds appropriated for the operation of the medical center. Consequently, the Committee believes that addition of the service to the Procurement List does not violate the Randolph-Sheppard Act, as no vending of food occurs, and the limited services to be provided by the nonprofit agency under VA management control do not constitute operation of a cafeteria.

The Committee does not agree that provision of this service under the Randolph-Sheppard Act would accomplish the objectives of the JWOD Act, which are to create employment for individuals with severe disabilities through using them to perform the labor connected with providing the service to the Government. The Randolph-Sheppard Act provides employment only for one blind vendor per food service operation, and for the people the vendor hires, who are not required to have any disabilities. Provision of the service under the JWOD Program will create employment for several individuals with severe disabilities.