

through the use of present facilities and customary work schedules for the industry.

*Demand* means the actual quantity of a product or service that users are willing to purchase for use in the market area served by the intended commercial or industrial beneficiary.

*Efficient capacity* means that part of capacity derived from the use of contemporary structures, machinery and equipment, designs and technologies.

*Existing competitive enterprise* means an established operation which either produces the same product or delivers the same service to all or a substantial part of the market area.

\* \* \* \* \*

4. Section 316.13 is added to read as follows:

#### § 316.13 Preapproval construction.

Project construction carried out before approval of an application by EDA is carried out at the sole risk of applicant. Such activity could result in rejection of such project application, the disallowance of costs, or other adverse consequences as a result of non-compliance with Federal labor standards, or Federal environmental, historic preservation or related requirements.

### PART 317—CIVIL RIGHTS

1. The authority citation for part 317 continues to read as follows:

Authority: Sec. 701, Pub. L. 89-136; 79 Stat. 570 (42 U.S.C. 3211); Department of Commerce Organization Order 10-4, as amended (40 FR 56702, as amended).

2. Section 317.1 is amended by revising paragraph (c)(2) to read as follows:

#### § 317.1 Civil rights.

\* \* \* \* \*

(c) \* \* \*

(2) Employment data in such form and manner as determined by EDA;

\* \* \* \* \*

Dated: February 26, 1996.

Phillip A. Singerman,

*Assistant Secretary for Economic Development.*

[FR Doc. 96-4707 Filed 2-29-96; 8:45 am]

BILLING CODE 3510-34-P

## SMALL BUSINESS ADMINISTRATION

### 13 CFR Part 107

#### Small Business Investment Companies; Correction

**AGENCY:** Small Business Administration.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations that were published Wednesday, January 31, 1996, (61 FR 3177). The regulations related to examination fees for SBA examination of small business investment companies.

**EFFECTIVE DATE:** January 31, 1996.

**FOR FURTHER INFORMATION CONTACT:** Leonard Fagan, Office of Investment, (202) 205-6510.

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations that are the subject of these corrections concern policies applicable to examination fees for licensees under the Small Business Investment Company program.

##### Need for Correction

As published, the final regulations contain errors that may prove to be misleading and are in need of clarification.

##### Correction of Publication

Accordingly, the publication on January 31, 1996 of the final regulations that were the subject of FR Doc. 96-1351, is corrected as follows:

#### § 107.692 [Corrected]

On page 3203, in the first column, in § 107.692, in the third column of the rate table in paragraph (a), entitled "Percent of assets", the last entry should be corrected to read "\$100,000,000" instead of "\$50,000,000".

Dated: February 26, 1996.

John T. Spotila,

*Acting Administrator.*

[FR Doc. 96-4774 Filed 2-29-96; 8:45 am]

BILLING CODE 8025-01-P

### 13 CFR Part 115

#### Surety Bond Guarantees; Correction

**AGENCY:** Small Business Administration.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations that were published Wednesday, January 31, 1996, (61 FR 3266). The regulations related to definitions in provisions for all surety bond guarantees.

**EFFECTIVE DATE:** March 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** Barbara Brannan, Office of Surety Guarantees, (202) 205-6540.

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations that are the subject of these corrections concern

definitions applicable to regulations governing the Surety Bond Guarantee program.

##### Need for Correction

As published, the final regulations contain errors that may prove to be misleading and are in need of clarification.

##### Correction of Publication

Accordingly, the publication on January 31, 1996 of the final regulations that were the subject of FR Doc. 96-1347, is corrected as follows:

#### § 115.10 [Corrected]

On page 3271, in the third column, in § 115.10, in the definition "Investment Act", the citation should be corrected to read "15 U.S.C. 661 *et seq.*".

Dated: February 26, 1996.

John T. Spotila,

*Acting Administrator.*

[FR Doc. 96-4771 Filed 2-29-96; 8:45 am]

BILLING CODE 8025-01-P

### 13 CFR Part 120

#### Business Loan Programs; Correction

**AGENCY:** Small Business Administration.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations that were published Wednesday, January 31, 1996, (61 FR 3226). The regulations related to eligible passive companies, interest rates on smaller loans, the Certified Lenders Program, and the Development Company Loan Program.

**EFFECTIVE DATE:** March 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** John R. Cox, (202) 205-6490.

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations that are the subject of these corrections concern policies applicable to SBA's business (non-disaster) loan programs. Section 120.111 relates to all business loans, § 120.215 relates to 7(a) business loans, § 120.440 relates to special purpose loans, and § 120.839 relates to development company loans.

##### Need for Correction

As published, the final regulations contain errors that may prove to be misleading and are in need of clarification.

##### Correction of Publication

Accordingly, the publication on January 31, 1996 of the final regulations

that were the subject of FR Doc. 96-1432, is corrected as follows:

**§ 120.111 [Corrected]**

1. On page 3240, in the second column, in § 120.111, paragraph (a)(4), the term "of the Operating Company" is corrected to read "and the Operating Company".

2. On page 3240, in the second and third columns, in § 120.111, paragraph (b), paragraph (b)(2) is removed and paragraphs (b)(3), (b)(4) and (b)(5) are redesignated as paragraphs (b)(2), (b)(3) and (b)(4).

**§ 120.215 [Corrected]**

3. On page 3243, in the third column, in § 120.215, the term "variable rate" in the second sentence is removed.

**§ 120.440 [Corrected]**

4. On page 3248, in the second column, in § 120.440, the phrase "attempts to respond within three days of submission to SBA" is corrected to read "will provide expedited loan processing or servicing".

**§ 120.839 [Corrected]**

5. On page 3260, in the second column, in § 120.839, paragraph (a)(2), in the last line after the semicolon, the word "and" is corrected to read "or".

Dated: February 26, 1996.

John T. Spotila,

*Acting Administrator.*

[FR Doc. 96-4773 Filed 2-29-96; 8:45 am]

BILLING CODE 8025-01-P

**13 CFR Part 121**

**Small Business Size Standards; Correction**

**AGENCY:** Small Business Administration.  
**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations that were published Wednesday, January 31, 1996, (61 FR 3280). The regulations related to size standards by standard industrial classification code and qualifications for a small business set-aside or 8(a) contract to provide manufactured products.

**EFFECTIVE DATE:** March 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** John W. Klein, Chief Counsel for Special Programs, Office of General Counsel, (202) 205-6645.

**SUPPLEMENTARY INFORMATION:**

**Background**

The final regulations that are the subject of these corrections concern policies relating to size standards by

standard industrial classification code in the table under § 121.201, and the standard for qualifying as a small business concern for a small business set-aside or 8(a) contract to provide manufactured products under § 121.406.

**Need for Correction**

As published, the final regulations contain errors that may prove to be misleading and are in need of clarification.

**Correction of Publication**

Accordingly, the publication on January 31, 1996 of the final regulations that were the subject of FR Doc. 96-1348, is corrected as follows:

**§ 121.201 [Corrected]**

1. On page 3289, in the third column, under § 121.201, in the last sentence of the text preceding the table, the words "an industry" are corrected to read "a business".

2. On page 3289, in § 121.201, in the table "Size Standards by SIC Industry", in Division A, the heading is corrected to read "Division A—Agriculture, Forestry and Fishing".

3. On page 3291, in § 121.201, in the table "Size Standards by SIC Industry", in Division D, under the heading "SIC code and description", in the entry for 3731, in the 5th line, the phrase "Including Overhauls and Conversion" is corrected to read "Including Overhauls and Conversions".

4. On page 3291, in § 121.201, in the table "Size Standards by SIC Industry", in Division E, the heading is corrected to read "Division E—Transportation, Communications, Electric, Gas, and Sanitary Services".

5. On page 3291, in § 121.201, in the table "Size Standards by SIC Industry", in Division E, the entry "Major Group 41" is corrected to read "Major Group 41—Local and Suburban Transit and Interurban Highway Passenger Transportation".

6. On page 3292, in § 121.201, in the table "Size Standards by SIC Industry", in Division G, the word "Except:" is added above the entry for 5271.

7. On page 3292, in § 121.201, in the table "Size Standards by SIC Industry", in Division H, in the entry for 6021-6082, the description is corrected to read "National and Commercial Banks, Savings Institutions and Credit Unions".

8. On page 3293, in § 121.201, in the table "Size Standards by SIC Industry", in Division I, in the entry for 7218, the second column is corrected to read "\$10.5".

**§ 121.406 [Corrected]**

9. On page 3296, in the second column, in § 121.406, paragraph (b)(4),

the phrase "'class' waivers and 'individual' waivers respectively" is corrected to read "'individual' and 'class' waivers respectively".

Dated: February 26, 1996.

John T. Spotila,

*Acting Administrator.*

[FR Doc. 96-4772 Filed 2-29-96; 8:45 am]

BILLING CODE 8025-01-P

**13 CFR Part 125**

**Government Contracting Assistance; Correction**

**AGENCY:** Small Business Administration.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations that were published Wednesday, January 31, 1996, (61 FR 3310). The regulations related to subcontracting assistance, applications for a certificate of competency, and SBA's monitoring of contractor performance.

**EFFECTIVE DATE:** March 1, 1996.

**FOR FURTHER INFORMATION CONTACT:** John W. Klein, Chief Counsel for Special Programs, Office of General Counsel, (202) 205-6645.

**SUPPLEMENTARY INFORMATION:**

**Background**

The final regulations that are the subject of these corrections concern policies relating to subcontracting assistance in § 125.3(b), applications for a certificate of competency under § 125.5(d)(3), and SBA's monitoring of contractor performance under § 125.5(o).

**Need for Correction**

As published, the final regulations contain errors that may prove to be misleading and are in need of clarification.

**Correction of Publication**

Accordingly, the publication on January 31, 1996 of the final regulations that were the subject of FR Doc. 96-1157, is corrected as follows:

**§ 125.3 [Corrected]**

1. On page 3313, in the first column, in § 125.3, in paragraph (b), the first sentence is corrected by adding after the words "subcontract offeror" the words "on a subcontract for which a small business, small disadvantaged business, and/or women-owned small business received preference" and by adding after the words "apparent successful offeror" the words "and if the successful offeror was a small business, small