

postcard will be date stamped and returned to the commenter.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and that it is not a "significant regulatory action" under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket. A copy of it, if filed, may be obtained from the Rules Docket at the location provided under the caption **ADDRESSES**.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 USC 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

96-06-09 Boeing: Amendment 39-9546.

Docket 96-NM-50-AD.

Applicability: Model 767 series airplanes, having serial number 26847, 27048, or 27049, certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been otherwise modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified,

altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (d) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required as indicated, unless accomplished previously. To prevent loss of shutdown protection for the trailing edge flap drive, which could result in reduced controllability of the airplane in the event of uncommanded or asymmetrical flap motion, accomplish the following:

(a) Within 25 days after the effective date of this AD, perform a one-time functional check to ensure that the bypass valve motor in the control valve module for the trailing edge flaps is operational, in accordance with Part II of the Accomplishment Instructions of Boeing Service Bulletin 767-27A0094, Revision 5, dated June 9, 1994. If a failed bypass valve motor is found, prior to further flight, accomplish the replacement required by paragraph (b) of this AD.

(b) Within 60 days after the effective date of this AD, replace the control valve module for the trailing edge flaps with an improved module having a redesigned bypass valve motor that is hermetically sealed, in accordance with Boeing Service Bulletin 767-27-0138, dated August 17, 1995.

(c) As of the effective date of this AD, no person shall install either a control valve module, part number S256T005-7, or a bypass valve, part number S256T005-4, on any airplane.

(d) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Seattle Aircraft Certification Office (ACO), FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Seattle ACO.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Seattle ACO.

(e) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(f) The functional check shall be done in accordance with Boeing Service Bulletin 767-27A0094, Revision 5, dated June 9, 1994. The replacement shall be done in accordance with Boeing Service Bulletin 767-27-0138, dated August 17, 1995. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Boeing Commercial Airplane Group, P.O. Box 3707, Seattle, Washington 98124-2207. Copies may be inspected at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington; or at the Office of the Federal

Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(g) This amendment becomes effective on April 5, 1996.

Issued in Renton, Washington, on March 13, 1996.

James V. Devany,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 96-6540 Filed 3-20-96; 8:45 am]

BILLING CODE 4910-13-P

FEDERAL TRADE COMMISSION

16 CFR Part 303

Rules and Regulations Under the Textile Fiber Products Identification Act

AGENCY: Federal Trade Commission.

ACTION: Final Rule.

SUMMARY: This document amends the Rules and Regulations under the Textile Fiber Products Identification Act (Textile Rules) by adding the International System of Units (SI metric system) equivalents beside the inch/pound unit measurements in Textile Rules 10, 21, 32, and 45 (16 CFR 303.10, 303.21, 303.32, and 303.45). These metrication amendments are required by Executive Order 12770 of July 25, 1991 and the Metric Conversion Act, as amended by the Omnibus Trade and Competitiveness Act.

EFFECTIVE DATE: March 21, 1996.

ADDRESSES: Requests for copies of this notice should be sent to Public Reference Branch, Room 130, Federal Trade Commission, Washington, DC 20508.

FOR FURTHER INFORMATION CONTACT: Bret S. Smart, Program Advisor, Los Angeles Regional Office, Federal Trade Commission, 11000 Wilshire Blvd., Suite 13209, Los Angeles, CA 90024, (310) 235-7890 or Edwin Rodriguez, Attorney, Federal Trade Commission, Sixth Street and Pennsylvania Avenue, NW., Washington, DC 20580, (202) 326-3147.

SUPPLEMENTARY INFORMATION:

I. Introduction

The Textile Fiber Products Identification Act (Textile Act), 15 U.S.C. 70 *et seq.*, requires marketers of covered textile products to mark each product with (1) The generic names and percentages by weight of the constituent fibers present in the textile product; (2) the name under which the manufacturer or other responsible company does business or, in lieu thereof, the registered identification number (RN) of such company; and (3) the name of the

country where the textile product was processed or manufactured. Furthermore, the Textile Act contains advertising and recordkeeping provisions. As authorized and directed by section 7(c) of the Textile Act, 15 U.S.C 70e(c), the Commission has promulgated the Textile Rules, which are set forth at 16 CFR Part 303.

As part of the Commission's systematic review of all current Commission rule, regulations, and guides, the Commission published a Federal Register notice on May 6, 1994, 59 FR 23646, seeking comments about the regulatory and economic costs and benefits of the Textile Rules. The notice also stated that the Commission proposed to amend Textile Rules 10, 21, 32, and 45 (16 CFR 303.10, 303.21, 303.32, and 303.45) to include the metric equivalents beside the inch/pound unit measurements already included in those Rules.

II. Metrication Amendments

In a separate notice, the Commission summarizes the results of its regulatory review of the Textile Rules, and seeks comment on whether it should make additional substantive amendments to the Rules. In this notice, the Commission announces adoption of the meterication amendments set out in the request for comments.

Currently, Rules 10, 21, 32, and 45 (16 CFR 303.10, 303.21, 303.32, and 303.45) include measurements expressed exclusively in inch/pound units. Under Executive Order 12770 of July 25, 1991, 56 FR 35801 (July 29, 1991), and the Metric Conversion Act, as amended by the Omnibus Trade and Competitiveness Act, 15 U.S.C. 205b, all federal agencies are required to use the SI metric system of measurement in all procurements, grants, and other business-related activities (which include rulemakings), except to the extent that such use is impractical or is likely to cause significant inefficiencies or loss of markets to United States firms.

The proposed amendments to Rules 10, 21, 32, and 45 were set out in the regulatory review notice. Four of the twenty-eight comments submitted in response to the regulatory review expressed general support for the proposed metrication amendments.¹ The remaining twenty-four comments

did not address these metrication amendments.

List of Subjects in 16 CFR Part 303

Labeling, Reporting and recordkeeping requirements, Textiles, Trade practices.

The metrication amendments are technical and non-substantive; they merely provide metric equivalents to the existing measurements expressed in inch/pound units and do not create any new requirements. Therefore, Rules 10, 21, 32, and 45 (16 CFR 303.10, 303.21, 303.32, and 303.45) are amended as set out below.

PART 303—RULES AND REGULATIONS UNDER THE TEXTILE FIBER PRODUCTS IDENTIFICATION ACT

1. The authority citation for part 303 continues to read as follows:

Authority: 15 U.S.C. 70 *et seq.*

* * * * *

2. Section 303.10(b) is revised to read as follows:

§ 303.10 Fiber content of special types of products.

* * * * *

(b) Where drapery or upholstery fabrics are manufactured on hand-operated looms for a particular customer after the sale of such fabric has been consummated, and the amount of the order does not exceed 100 yards (91.44 m) of fabric, the required fiber content disclosure may be made by listing the fibers present in order of predominance by weight with any fiber or fibers required to be designated as "other fiber" or "other fibers" appearing last, as for example:

Rayon
Wool
Acetate
Metallic
Other fibers

* * * * *

3. Section 303.21(a)(1) is revised to read as follows:

§ 303.21 Marking of samples, swatches, or specimens and products sold therefrom.

(a) * * *

(1) If the samples, swatches, or specimens are less than two square inches (12.9 cm²) in area and the information otherwise required to appear on the label is clearly, conspicuously, and non-deceptively disclosed on accompanying promotional matter in accordance with the Act and regulations.

* * * * *

4. Section 303.32 is revised to read as follows:

§ 303.32 Products containing reused stuffing.

Any upholstered product, mattress, or cushion which contains stuffing which has been previously used as stuffing in any other upholstered product, mattress, or cushion shall have securely attached thereto a substantial tag or label, at least 2 inches (5.08 cm) by 3 inches (7.62 cm) in size, and statements thereon conspicuously stamped or printed in the English language and in plain type not less than 1/32 inch (8.38 mm) high, indicating that the stuffing therein is composed in whole or in part of "reused stuffing," "secondhand stuffing," "previously used stuffing," or "used stuffing."

5. Section 303.45(a)(1)(xv)) is revised to read as follows:

§ 303.45 Exclusions from the act.

(a) * * *

(1) * * *

(xv) Flags with heading or more than 216 square inches (13.9 dm²) in size.

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By direction of the Commission.

Donald S. Clark,

Secretary.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 5

Delegations of Authority and Organization; Issuance of Notices Relating to Debarment; Correction

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; correction.

SUMMARY: The Food and Drug Administration (FDA) is correcting a final rule that appeared in the Federal Register of March 4, 1995 (61 FR 8214). The document published with an incorrect section number designation. This document corrects that error.

EFFECTIVE DATE: March 4, 1996.

FOR FURTHER INFORMATION CONTACT: LaJuana D. Caldwell, Office of Policy (HF-27), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-2994.

SUPPLEMENTARY INFORMATION: In the Federal Register of March 4, 1996 (61 FR 8214), FDA published a final rule that contained an error in the designation of a section. Section 5.99 was incorrectly designated as § 5.98. This document corrects that error.

¹ National Knitwear & Sportswear Association (1) p. 1, American Textile Manufacturers Institute (10) p. 6, Fieldcrest Cannon, Inc. (13) p. 6, and Milliken & Company (22) p. 6. The number in parentheses denotes the number assigned by the Office of the Secretary to the comment in the public record of comments received in the regulatory review of the Textile Rules.