

flashing red, the horn will sound two times, followed by a pause, and then two repeat blasts until the bridge is seated and locked down.

(11) When the rail traffic has cleared, the off-site bridge/train controller at the Delair Railroad Bridge will sound the horn five times to signal the draw of the CONRAIL Railroad Bridge is about to return to its full open position.

(12) During upward span movement, the channel traffic lights will be flashing red, the horn will sound two times, followed by a pause, and then sound repeat blasts until the bridge is in the full open position. In the full open position, the channel traffic lights will then turn from flashing red to flashing green.

(13) From October 16 through May 14, the draw shall open on signal if at least 24 hours notice is given by telephone at (856) 231-7088 or (856) 662-8201.

Operational information will be provided 24 hours a day by telephone at (856) 231-7088 or (856) 662-8201.

(b) The Reading Railroad Bridge, mile 0.3, at Essington, will be left in the full open position at all times.

Dated: September 25, 2001.

**Thad W. Allen,**

*Vice Admiral, U.S. Coast Guard, Commander, Fifth Coast Guard District.*

[FR Doc. 01-25425 Filed 10-9-01; 8:45 am]

**BILLING CODE 4910-15-P**

## LIBRARY OF CONGRESS

### Copyright Office

#### 37 CFR Part 260

[Docket No. 96-5 CARP DSTR]

#### Determination of Reasonable Rates and Terms for the Digital Performance of Sound Recordings

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Proposed rule; extension of comment period.

**SUMMARY:** The Copyright Office is extending the period to file comments to proposed regulations that will govern the RIAA collective when it functions as the designated agent receiving royalty payments and statements of accounts from nonexempt, subscription digital transmission services which make digital transmissions of sound recordings under the provisions of section 114 of the Copyright Act.

**DATES:** Comments and Notices of Intent to Participate in a Copyright Arbitration Royalty Panel Proceeding are due October 17, 2001.

**ADDRESSES:** An original and five copies of any comment and Notice of Intent to Participate shall be delivered to: Office of the General Counsel, Copyright Office, James Madison Building, Room LM-403, First and Independence Avenue, SE Washington, DC; or mailed to: Copyright Arbitration Royalty Panel (CARP), P.O. Box 70977, Southwest Station, Washington, DC 20024-0977.

#### FOR FURTHER INFORMATION CONTACT:

David O. Carson, General Counsel, or Tanya M. Sandros, Senior Attorney, Copyright Arbitration Royalty Panel, P.O. Box 70977, Southwest Station, Washington, DC 20024. Telephone: (202) 707-8380. Telefax: (202) 252-3423.

**SUPPLEMENTARY INFORMATION:** On July 23, 2001, the Copyright Office published a notice of proposed rulemaking seeking comments on proposed regulations that will govern the RIAA collective when it functions as the designated agent receiving royalty payments and statements of accounts from nonexempt, subscription digital transmission services which make digital transmissions of sound recordings under the provisions of section 114 of the Copyright Act. 66 FR 38226 (July 23, 2001). Comments on the proposed terms and Notices of Intent to Participate in a Copyright Arbitration Royalty Panel Proceeding, the purpose of which would be to adopt terms governing the RIAA collective in its handling of royalty fees collected from the subscription services, were due on August 22, 2001.

On August 22, 2001, The American Federation of Musicians of the United States and Canada ("AFM") and The American Federation of Television and Radio Artists ("AFTRA") filed a request for an extension of the filing date for comments until September 19, 2001. The Office granted this request and extended the deadline for filing comments to September 19, 2001. 66 FR 46250 (September 4, 2001). On September 14, 2001, AFM and AFTRA requested a further extension of the filing date for comments in light of the events of September 11, 2001, and stated that the RIAA joined in the request. The Office granted this request and extended the deadline for filing comments until September 28, 2001. 66 FR 48648 (September 21, 2001).

On September 26, 2001, AFM and AFTRA requested a further extension of the filing date for comments, and RIAA expressed its support for the request. The Office is granting this request and is extending the deadline for filing comments to October 17, 2001.

Dated: October 4, 2001.

**David O. Carson,**

*General Counsel.*

[FR Doc. 01-25392 Filed 10-9-01; 8:45 am]

**BILLING CODE 1410-33-P**

## POSTAL SERVICE

### 39 CFR Part 111

#### Domestic Mail Manual Changes To Announce the Periodicals Accuracy, Grading, and Evaluation (PAGE) Program

**AGENCY:** Postal Service.

**ACTION:** Proposed rule.

**SUMMARY:** This proposed rule changes certain sections applicable to Periodicals mail in the Domestic Mail Manual (DMM). It adds a new optional method a publisher may use to determine per-copy weights and to substantiate the advertising percentage in each edition of each issue of a periodical. The option requires Postal Service certification of the publisher's employees' ability to use PAGE-certified software accurately, and it requires the publisher to use one of the software programs that is PAGE-certified by the Postal Service. This option will eliminate the publisher's need to submit a manually marked copy showing the percentage of advertising for each edition of each issue at the time of mailing. It also eliminates to some degree the requirement for Postal Service acceptance employees to determine per-copy weights by weighing 10 copies of each edition at the time of mailing.

**DATES:** Comments must be received on or before November 9, 2001.

**ADDRESSES:** Send written comments to the Manager, Business Mail Acceptance, U.S. Postal Service, 1735 North Lynn Street, Room 3011, Arlington, VA 22209-6030. Written comments may be submitted via fax to 703-292-3738. Copies of all written comments will be available for inspection and photocopying between 9 a.m. and 4 p.m., Monday through Friday, at the above address.

**FOR FURTHER INFORMATION CONTACT:** Charles Tricamo, New York Rates and Classification Service Center, 212-613-8754.

**SUPPLEMENTARY INFORMATION:** New technology innovations have been made in the publishing industry. In response, the Postal Service developed an evaluation program to test the accuracy of publishing and print planning (PPP) software to calculate advertising

percentages and copy weights. The Postal Service proposes to use the new certification process to reduce the time the publisher spends manually computing advertising percentages and the need for Postal Service staff to verify per-copy weights.

This new optional program was designed in cooperation with the Periodicals industry. It allows publishers to submit postage statements entirely completed using electronically generated per-copy weights in a completely automated environment. The Postal Service will sample a limited amount of actual copies to ensure the weights are accurate. If the sampling determines that the publisher's weights are not within tolerance, a postage adjustment will be generated.

To participate in this program, publishers must successfully complete three stages of authorization.

#### **Stage One—Certification of Software Developer**

Developers may have their PPP software certified by applying to the National Customer Support Center (NCSC) and paying the appropriate fee. Developers are charged the software analysis fee of \$1,000.00 for testing at the NCSC. One charge will cover up to three certification reviews of a specific software package by a software developer. If a developer requires an on-site analysis the fee will be \$2,500.00. An additional \$1,500.00 will be charged for each subsequent certification review of a specific software package required at a developer's site. A developer's software will be certified for one PAGE cycle only. A PAGE cycle is one year beginning with the date that will be announced by the Postal Service in the final **Federal Register** notice. Certification for the next PAGE cycle will require payment of an analysis fee of either \$1,000.00 for NCSC analysis or \$2,500.00 for an on-site analysis. Publishers must use PPP software certified by the Postal Service to generate per-copy weights and advertising percentages to progress to the next stage.

The first testing cycle is planned for November 2001.

#### **Stage Two—Certification of Publisher's Employees as Software Users**

A publisher may participate in PAGE only when its employees have been certified by the Postal Service to use PAGE-certified software. All of a publisher's employees who will input data into a PPP software program must be certified. Publishers will be charged \$25.00 for a User Testing Package and Analysis Kit for each employee. There

will be a \$25.00 fee for each attempt at user certification. Every user must reapply for certification every two years. Any new employees who will use PPP software must be certified before using the software if a publisher has been authorized to submit Periodicals mailings using PAGE. At the publisher's option, a reference kit containing mailing standards; Postal Service Customer Service Support Rulings (and updates); Publication 32, Glossary of Postal Terms; and Postal Explorer may be purchased for \$20.00.

A users testing cycle is planned for December 2001.

#### **Stage Three—Authorization To Accept Publisher's PAGE-Certified Periodicals Weights and Advertising Percentages**

Publishers must be authorized to submit their PAGE-certified calculated copy weights and advertising percentages to participate in the program. To be authorized, publishers must complete an application. The application may be obtained from and must be returned to the New York Rates and Classification Service Center (RCSC), U.S. Postal Service, 1250 Broadway, 14th Floor, New York, NY 10095-9599. A publisher must report all authorized Periodicals publications and print sites that will use PAGE-certified software. There is no charge for this authorization and the publisher must reapply annually.

Although exempt from the notice and comment requirements of the Administrative Procedure Act (5 U.S.C. 553(b), (c)) regarding proposed rulemaking by 39 U.S.C. 410(a), the Postal Service invites comments on the following proposed revisions to the Domestic Mail Manual, incorporated by reference in the Code of Federal Regulations. See 39 CFR Part 111.

#### **List of Subjects in 39 CFR Part 111**

Administrative practice and procedure, Postal Service.

#### **PART 111—[AMENDED]**

1. The authority citation for 39 CFR Part 111 continues to read as follows:

**Authority:** 5 U.S.C. 552(a); 39 U.S.C. 101, 401, 403, 404, 414, 3001-3011, 3201-3219, 3403-3406, 3621, 3626, 5001.

2. Revise the following sections of the Domestic Mail Manual (DMM) as set forth below:

#### **P Postage and Payment Methods**

##### **P000 BASIC INFORMATION**

##### **P010 General Standards**

\* \* \* \* \*

##### **P013 Rate Application and Computation**

\* \* \* \* \*

#### **7.0 COMPUTING POSTAGE—PERIODICALS**

##### **7.1 Percentage of Advertising**

[Add the following sentence at the end of 7.1:]

\* \* \* Advertising percentages may also be calculated through the Periodicals Accuracy, Grading, and Evaluation (PAGE) Program using the procedures in P200.4.0.

##### **7.2 Weight Per Copy**

[Add the following sentence at the end of 7.2:]

\* \* \* Per-copy weights may also be calculated through the Periodicals Accuracy, Grading, and Evaluation (PAGE) Program using the procedures in P200.4.0.

\* \* \* \* \*

#### **P200 Periodicals**

##### **1.0 BASIC INFORMATION**

\* \* \* \* \*

##### **1.2 Marked Copy**

[Add the following sentence at the end of 1.2:]

\* \* \* Mailers do not have to submit marked copies if certified by the Postal Service to use the Periodicals Accuracy, Grading, and Evaluation (PAGE) Program in 4.0.

\* \* \* \* \*

[Add new 4.0 as follows:]

#### **4.0 PERIODICALS ACCURACY, GRADING, AND EVALUATION (PAGE) PROGRAM**

##### **4.1 Overview**

The Periodicals Accuracy, Grading, and Evaluation (PAGE) Program is a process to evaluate publishing and print planning (PPP) software and determine its accuracy in computing per-copy weights and calculating advertising percentages for Periodicals mail. Certification of PAGE software is available only to companies that use PPP software. PAGE certification does not guarantee acceptance of a publisher's per-copy weights and advertising percentages prepared with PAGE-certified software.

##### **4.2 Process**

The PAGE Program evaluates and tests PPP software. In addition, the PAGE Program tests and qualifies publishing personnel to submit data to the Postal Service using PAGE and certified PPP software. The PAGE

Program involves the following three elements:

a. Product Certification for Software Developers. The National Customer Support Center (NCSC) evaluates the accuracy of the calculations of PPP software by processing a test publication file either at the NCSC or at the developer's location (on-site visit).

b. User Certification for PPP Software. The NCSC provides test packages to the users and evaluates the results.

c. PAGE Program Authorization. Publishers who want to use PAGE-certified software and PAGE-certified users to submit per-copy weight and calculated advertising percentages must apply for authorization to the Manager, New York Rates and Classification Service Center (RCSC). See G042 for address.

#### 4.3 Participation

For information about the PAGE certification program, publishers may request a program technical guide (including order forms) by calling 800-238-3150.

\* \* \* \* \*

If this proposal is adopted, an appropriate amendment to 39 CFR 111.3 will be published to reflect this change.

**Stanley F. Mires,**

*Chief Counsel, Legislative.*

[FR Doc. 01-25433 Filed 10-9-01; 8:45 am]

BILLING CODE 7710-12-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA 242-0292b; FRL-7067-1]

#### Revisions to the California State Implementation Plan, Ventura County Air Pollution Control District

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve a revision to the Ventura County Air Pollution Control District (VCAPCD) portion of the California State Implementation Plan (SIP). This revision concerns nitrogen oxide (NO<sub>x</sub>) emissions from boilers, steam generators, and process heaters. We are proposing to approve a local rule that regulates these emission sources under the Clean Air Act as amended in 1990 (CAA or the Act).

**DATES:** Any comments on this proposal must arrive by November 9, 2001.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR-

4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

You can inspect copies of the submitted rule revision and EPA's technical support document (TSD) at our Region IX office during normal business hours. You may also see copies of the submitted rule revision and TSD at the following locations:

Environmental Protection Agency, Air Docket (6102), Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 "I" Street, Sacramento, CA 95814

Ventura County Air Pollution Control District, 669 County Square Drive, Ventura, CA 93003

**FOR FURTHER INFORMATION CONTACT:** Al Petersen, Rulemaking Office (AIR-4), U.S. Environmental Protection Agency, Region IX; (415) 744-1135.

**SUPPLEMENTARY INFORMATION:** This proposal addresses the approval of the local VCAPCD Rule 74.15.1. In the Rules and Regulations section of this **Federal Register**, we are approving this local rule in a direct final action without prior proposal because we believe this SIP revision is not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. We do not plan to open a second comment period, so anyone interested in commenting should do so at this time. If we do not receive adverse comments, no further activity is planned. For further information, please see the direct final action.

Dated: September 17, 2001.

**Jane Diamond,**

*Acting Regional Administrator, Region IX.*

[FR Doc. 01-25256 Filed 10-9-01; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[CA 242-0297b; FRL-7075-9]

#### Revisions to the California State Implementation Plan, El Dorado County Air Pollution Control District and Imperial County Air Pollution Control District

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing to approve revisions to the El Dorado County Air Pollution Control District (EDCAPCD) and Imperial County Air Pollution Control District (ICAPCD) portions of the California State Implementation Plan (SIP). These revisions concern Oxides of Nitrogen (NO<sub>x</sub>) emissions from industrial, institutional, and commercial boilers, steam generators, and process heaters as well as administrative matters. We are proposing to approve local rules and proposing to approve the rescission of local rules that regulate emission sources under the Clean Air Act as amended in 1990 (CAA or the Act).

**DATES:** Any comments on this proposal must arrive by November 9, 2001.

**ADDRESSES:** Mail comments to Andy Steckel, Rulemaking Office Chief (AIR-4), U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105.

You can inspect copies of the submitted rule revisions and EPA's technical support documents (TSDs) at our Region IX office during normal business hours. You may also see copies of the submitted rule revisions at the following locations:

Environmental Protection Agency, Air Docket (6102), Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Washington DC 20460.

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 1001 "I" Street, Sacramento, CA 95814.

El Dorado County Air Pollution Control District, 2850 Fairlane Court, Building C, Placerville, CA 95667.

Imperial County Air Pollution Control District, 150 South 9th Street, El Centro, CA 92243.

**FOR FURTHER INFORMATION CONTACT:** Al Petersen, Rulemaking Office (AIR-4), U.S. Environmental Protection Agency, Region IX; (415) 744-1135.

**SUPPLEMENTARY INFORMATION:** This proposal addresses the approval of the local EDCAPCD Rules 101 and 229, the rescission of local EDCAPCD Rules 101 and 102, and the approval of local ICAPCD Rules 100 and 113. In the Rules and Regulations section of this **Federal Register**, we are approving and rescinding these local rules in a direct final action without prior proposal because we believe these SIP revisions are not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. We do not plan to open a second comment period, so anyone interested in commenting