

PART 3—REGISTRATION

1. The authority citation for Part 3 continues to read as follows:

Authority: 7 U.S.C. 1a, 2, 4, 4a, 6, 6b, 6d, 6e, 6f, 6g, 6h, 6i, 6k, 6m, 6o, 6p, 8, 9, 9a, 12, 12a, 13b, 13c, 16a, 18, 19, 21 and 23; 5 U.S.C. 552, 552b.

§ 3.34 [Amended]

2. Section 3.34 as amended by a final rule published on December 13, 1995, is proposed to be amended by removing and reserving paragraph (b)(3)(ii) and revising the introductory text of paragraph (b)(3)(iii) to read as follows:

§ 3.34 Mandatory ethics training for registrants.

* * * * *

(b) * * *

(3) * * *

(ii) [Reserved]

(iii) A person included on a list maintained by a registered futures association who has presented satisfactory evidence to the registered futures association that he has taken and passed the proficiency testing requirements established by a registered futures association for an ethics training provider, possesses a minimum of three years of relevant experience, and who certifies that:

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Issued in Washington, D.C. on December 7, 1995, by the Commission.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 95-30359 Filed 12-13-95; 8:45 am]

BILLING CODE 6351-01-P

Register notice, if adverse or critical comments were received by November 24, 1995, the effective date would be delayed and timely notice would be published in the Federal Register.

Therefore, due to receiving an adverse comment within the comment period, EPA is withdrawing the final rule and will address the comments received in a subsequent final rule based on the proposed rule also published on October 24, 1995. 60 FR 54465. EPA will not institute a second comment period on this document.

DATES: This withdrawal notice is effective December 14, 1995.

FOR FURTHER INFORMATION CONTACT: Montel Livingston, Office of Air (AT-082), EPA, Region 10, 1200 6th Avenue, Seattle, WA 98101, (206-553-0180).

SUPPLEMENTARY INFORMATION: See the information provided in the direct final rule located in the final rules section of the October 24, 1995 Federal Register, and in the short informational notice located in the proposed rule section of the October 24, 1995 Federal Register.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Carbon monoxide, Hydrocarbons, Incorporation by reference, Ozone, and Volatile organic compounds.

Dated: December 7, 1995.

Chuck Clarke,

Regional Administrator.

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continue. It is expected that further proposals will be published for comment in the near future. This action was reviewed by the Office of Management and Budget under Executive Order 12866.

DATES: Comment Date: Comments on the proposed rule should be submitted in writing to the address below on or before February 12, 1996, to be considered in the formulation of the final rule.

ADDRESSES: Interested parties should submit written comments to: Defense Acquisition Regulations Council, Attn: Ms. Susan Schneider, PDUSD(A&T)DP(DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax number (703) 602-0350. Please cite DFARS Case 95-D039 in all correspondence related to this issue.

FOR FURTHER INFORMATION CONTACT: Ms. Susan Schneider, (703) 602-0131.

SUPPLEMENTARY INFORMATION:**A. Background**

This proposed rule amends the Defense Federal Acquisition Regulation Supplement (DFARS) to implement initiatives designed to facilitate awards to SDBs while taking account of the Supreme Court's decision in *Adarand Constructors, Inc. vs. Peña*, 63 U.S.L.W. 4523 (U.S. June 12, 1995).

B. Regulatory Flexibility Act

This proposed rule may have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* An Initial Regulatory Flexibility Analysis (IRFA) has been prepared and may be obtained from the address specified herein. A copy of the IRFA has been submitted to the Chief Counsel for Advocacy of the Small Business Administration. Comments are invited from small businesses and other interested parties. Comments from small entities concerning the affected DFARS subparts will be considered in accordance with Section 610 of the Regulatory Flexibility Act. Such comments must be submitted separately and cite DFARS Case 95-D039 in correspondence.

C. Paperwork Reduction Act

The Paperwork Reduction Act of 1995 (Pub. L. 104-13) applies because the proposed rule contains a reporting and recordkeeping requirement. The necessary request for approval of the information collection requirement has been submitted to the Office of

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[AK6-1-6587; FRL-5345-7]

State Implementation Plan: Alaska; Withdrawal

AGENCY: Environmental Protection Agency (EPA).

ACTION: Withdrawal.

SUMMARY: Due to an adverse comment, EPA is withdrawing the effective date for the approval of a moderate nonattainment area state implementation plan revision for Anchorage, Alaska, submitted by the Alaska Department of Environmental Conservation for the purpose of implementing an oxygenated gasoline program in the Municipality of Anchorage. The original action was published in the Federal Register on October 24, 1995, as a direct final rule. 60 FR 54435. As stated in the Federal

DEPARTMENT OF DEFENSE**48 CFR Parts 215, 219, 236, 242, 252, and 253**

[DFARS Case 95-D039]

Defense Federal Acquisition Regulation Supplement; Small Disadvantaged Business Concerns

AGENCY: Department of Defense (DoD).

ACTION: Proposed rule with request for comments.

SUMMARY: The Department of Defense has suspended the sections of the Defense Acquisition Regulation Supplement (DFARS) that prescribe the set-aside of acquisitions for small disadvantaged businesses (SDBs). The Department of Defense is proposing to amend the DFARS to implement initiatives designed to limit the adverse impact of the suspension. This proposal is an initial response to the suspension. The efforts of a government-wide group to reform affirmative action programs