

that the Commission will consider such compliance when making relevant determinations and exercising relevant authorities under the CPSA and other federal statutes. In particular, a product's compliance with a mandatory standard will be considered in determining whether and to what extent corrective action is necessary. This policy statement is not intended to reduce the volume of reporting to the Office of Compliance.

**List of Subjects in 16 CFR Part 1115**

Administrative practice and procedure, Business and Industry, Consumer protection, Reporting and recordkeeping requirements.

Accordingly, 16 CFR part 1115 is proposed to be amended as follows:

**PART 1115—SUBSTANTIAL PRODUCT HAZARD REPORTS**

1. The authority citation for part 1115 continues to read as follows:

**Authority:** 15 U.S.C. 2061, 2064, 2065, 2066(a), 2068, 2070, 2071, 2073, 2076, 2079 and 2084.

2. In § 1115.4, amend the concluding text by adding a new phrase after the phrase, "the population exposed to the product and its risk of injury;" to read as follows:

**§ 1115.4 Defect.**

\* \* \* the obviousness of such risk; the adequacy of warnings and instructions to mitigate such risk; the role of consumer misuse of the product and the foreseeability of such misuse;" \* \* \*

3. Section 1115.8 is added to read as follows:

**§ 1115.8 Compliance with Product Safety Standards.**

(a) *Voluntary Standards.* The CPSA and other federal statutes administered by the Commission generally encourage the private sector development of, and compliance with voluntary consumer product safety standards to help protect the public from unreasonable risks of injury associated with consumer products. To support the development of such consensus standards, Commission staff participates in many voluntary standards committees and other activities. The Commission also strongly encourages all firms to comply with voluntary consumer product safety standards and considers, where appropriate, compliance or non-compliance with such standards in exercising its authorities under the CPSA and other federal statutes, including when making determinations under section 15 of the CPSA. Thus, for

example, whether a product is in compliance with applicable voluntary safety standards may be relevant to the Commission staff's preliminary determination of whether that product presents a substantial product hazard under section 15 of the CPSA.

(b) *Mandatory Standards.* The CPSA requires that firms comply with all applicable mandatory consumer product safety standards and to report to the Commission any products which do not comply with either mandatory standards or voluntary standards upon which the Commission has relied. As is the case with voluntary consumer product safety standards, compliance or non-compliance with applicable mandatory safety standards may be considered by the Commission and staff in making relevant determinations and exercising relevant authorities under the CPSA and other federal statutes. Thus, for example, while compliance with a relevant mandatory product safety standard may not, of itself, relieve a firm from the need to report to the Commission a product defect that creates a substantial product hazard under section 15 of the CPSA, it will be considered by staff in making the determination of whether and what type of corrective action may be required.

4. Section 1115.12 is amended by adding a new sentence at the end of paragraph (g)(1)(ii) to read as follows:

**§ 1115.12 Information which should be reported; evaluating substantial product hazard.**

\* \* \* \* \*

(g) \* \* \*

(1) \* \* \*

(ii) \* \* \* The Commission also recognizes that the risk of injury from a product may decline over time as the number of products being used by consumers decreases.

\* \* \* \* \*

Dated: May 22, 2006.

**Todd A. Stevenson,**

*Secretary, Consumer Product Safety Commission.*

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**DEPARTMENT OF HOMELAND SECURITY**

**Transportation Security Administration**

**49 CFR Chapter XII**

**Coast Guard**

**33 CFR Chapter I, 46 CFR Chapter I**

[Docket Nos. TSA-2006-24191; USCG-2006-24196; USCG-2006-24371]

RIN 1652-AA41; 1625-AB02

**Transportation Worker Identification Credential (TWIC) Implementation in the Maritime Sector; Hazardous Materials Endorsement for a Commercial Driver's License; Consolidation of Merchant Mariner Qualification Credentials**

**AGENCY:** Transportation Security Administration, Coast Guard, DHS.

**ACTION:** Notice of meetings.

**SUMMARY:** This notice provides the times and locations of the public meetings which will be held by the Transportation Security Administration (TSA) and the Coast Guard (USCG) regarding the Notice of Proposed Rulemaking entitled "Transportation Worker Identification Credential (TWIC) Implementation in the Maritime Sector; Hazardous Materials Endorsement for a Commercial Driver's License" and the Notice of Proposed Rulemaking entitled "Consolidation of Merchant Mariner Qualification Credentials", both of which were published in the **Federal Register** on May 22, 2006.

**DATES:** Public meetings will be held this year, on Wednesday, May 31, in Newark, NJ; Thursday, June 1, in Tampa, FL; Tuesday, June 6, in St. Louis, MO; and Wednesday, June 7 in Long Beach, CA.

**ADDRESSES:** The public meetings will be held at the following hotels: In Newark, NJ, at the Sheraton Newark Airport Hotel, 128 Frontage Road, Newark, NJ, 07114; in Tampa Bay, FL at the Grand Hyatt Tampa Bay Hotel, 2900 Bayport Drive, Tampa, FL, 33607; in St. Louis, MO at the Renaissance St. Louis Hotel Airport, 9801 Natural Bridge Road, St. Louis, MO, 63134; and in Long Beach, CA at the Renaissance Long Beach Hotel, 111 East Ocean Blvd, Long Beach, CA, 90802.

**FOR FURTHER INFORMATION CONTACT:** For questions concerning the public meetings, please contact LCDR Jonathan Maiorine, Commandant (G-PCP-2), United States Coast Guard, 2100 Second Street, SW., Washington, DC 20593; toll free telephone 1(877) 687-2243.

**SUPPLEMENTARY INFORMATION:** On May 22, 2006, the Notice of Proposed Rulemaking entitled "Transportation Worker Identification Credential (TWIC) Implementation in the Maritime Sector; Hazardous Materials Endorsement for a Commercial Driver's License" (the "TWIC proposed rule") and the Notice of Proposed Rulemaking entitled "Consolidation of Merchant Mariner Qualification Credentials" (the "MMC proposed rule") were published in the *Federal Register* (71 FR 29396 and 71 FR 29462, respectively). At the time of submission to the Office of the Federal Register for publication, only the dates and cities of the public meetings were known. Specific location information is now available and is provided in this notice. Additionally, a typographical error was made in the rulemaking documents with respect to the day of the week for the St. Louis and Long Beach public meetings which are corrected in this notice.

Interested individuals are encouraged to attend, provide comments and ask questions about the TWIC and MMC rules.

#### Agenda of Meetings

These meetings will be held to take comments regarding both the TWIC proposed rule (Docket Nos. TSA-2006-24191; USCG-2006-24196) and the MMC proposed rule (Docket No. USCG-2006-24371). We will receive comments organized by Code of Federal Regulation (CFR) Titles, in the anticipated order of 49 CFR, then 33 CFR, and finishing with 46 CFR.

The meetings are expected to run from 9 a.m. to 5 p.m. with the exception of Long Beach which is planned from 10 a.m. to 6 p.m. We may end the meetings early if there are no additional comments or questions.

#### Information on Services for Individuals With Disabilities

For information on facilities or services for individuals with disabilities or to request special assistance at the meetings, please contact the hotel where the meeting will be held, or the individual listed in the **FOR FURTHER INFORMATION CONTACT** section above.

Dated: May 22, 2006.

#### Howard L. Hime,

*Acting Director of Standards, Assistant Commandant for Prevention, U.S. Coast Guard.*

Dated: May 23, 2006.

#### Mardi Ruth Thompson,

*Deputy Chief Counsel, Transportation Security Administration.*

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 82

[FRL-8174-9]

#### Protection of Stratospheric Ozone: Notice of Data Availability; New Information Concerning SNAP Program Proposal on Ozone Depleting Substitutes in Foam Blowing

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

**ACTION:** Notice of data availability and request for comment.

**SUMMARY:** The Environmental Protection Agency (EPA) is making available to the public new information related to a November 4, 2005 proposed rule under the Significant New Alternatives Policy (SNAP) program under section 612 of the Clean Air Act (70 FR 67120). The SNAP program reviews alternatives to Class I and Class II ozone depleting substances and approves the use of alternatives which reduce the overall risk to public health and the environment. The November 4, 2005 proposed rule proposed to list two hydrochlorofluorocarbons (HCFCs)—HCFC-22 and HCFC-142b—as unacceptable substitutes in foam blowing applications, but proposed to grandfather existing users until January 1, 2010. In response to the November 2005 proposal, EPA received public comments, which have been made available through the Air Docket (see General Information section below for docket contact information). The Agency has also received additional information regarding the technical viability of non-ozone depleting alternatives in blowing agents available for polyurethane "pour foam" and the extruded polystyrene foam industries. Today, the Agency is requesting comment on these materials. We plan to consider this information, and any comment received during the comment period, in determining what future action to take on our November 4, 2005 proposal regarding the use of HCFC-22 and HCFC-142b in foam blowing applications. This information may impact the outcome of the final rule, such as adjusting the January 1, 2010 grandfathering date or clarifying the definition of "existing use."

**DATES:** We will accept comments on the new data through June 26, 2006.

**ADDRESSES:** Comments may also be submitted electronically, by facsimile, or through hand delivery/courier. Follow the detailed instructions as provided at the beginning of the **SUPPLEMENTARY INFORMATION** section.

**FOR FURTHER INFORMATION CONTACT:** For further information about this notice, contact Seema Schappelle by telephone at (202) 343-9548, or by e-mail at [schappelle.seema@epa.gov](mailto:schappelle.seema@epa.gov). Overnight or courier deliveries should be sent to the office location at 1310 L Street, NW., Washington, DC 20005. Notices and rulemakings under the SNAP program are available on the internet at <http://www.epa.gov/ozone/snap/regs>.

#### SUPPLEMENTARY INFORMATION:

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#### I. General Information

##### A. How Can I Get Copies of Related Information?

###### 1. Docket

EPA has established an official public docket for this action under Docket ID No. OAR-2004-0507 (continuation of OAR-2003-0228 and Docket A-2000-18). The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Hard copies of documents from prior to the public comment period are found under Docket ID No. A-2000-18. Although a part of the official docket, the public docket does not include Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that is available for public viewing at the Air and Radiation Docket in the EPA Docket Center, (EPA/DC) EPA West, Room B102, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Reading Room is (202) 566-1742, and the telephone number for the Air and Radiation Docket is (202) 566-1742.

###### 2. Electronic Access

An electronic version of the public docket is available through EPA's electronic public docket and comment