

(i) The occurrence of the contract termination, breach or default under this paragraph;

(ii) any rerating or other account adjustment resulting from the contract termination, breach or default under this paragraph; and

(iii) Final settlement of the account adjusted under paragraph (b)(3)(ii) of this section.

(4) Any proposed rerating or other final account adjustment resulting from termination, breach or default under this paragraph shall be issued by the carrier or conference to the shipper or shippers' association within 30 days of the termination of the service contract.

§ 581.8 Contract rejection and notice; implementation.

(a) *Initial filing and notice of intent to reject.*

(1) Within 30 days after the initial filing of the contract and statement of essential terms, the Commission may notify the filing party of the Commission's intent to reject a service contract and/or statement of essential terms that does not conform to the form, content and filing requirements of the Act or this part. The Commission will provide an explanation of the reasons for such intent to reject.

(2) The parties will have 20 days after the date appearing on the notice of intent to reject to resubmit the contract and/or statement of essential terms, modified to satisfy the Commission's concerns, as set forth in paragraph (a)(1) of this section.

(b) *Rejection.* The Commission may reject the contract and/or statement of essential terms if the objectionable contract or statement:

(1) Is not resubmitted within 20 days of the notice of intent to reject; or

(2) Is resubmitted within 20 days of the notice of intent to reject as provided in paragraph (a)(2) of this section, but still does not conform to the form, content or filing requirements of the Act or this part, as set forth in paragraph (a)(1) of this section.

(c) *Implementation; prohibition and rerating.* (1) Performance under a service contract may begin without prior Commission authorization on the day both the service contract and statement of essential terms are on file with the Commission, except as provided in paragraph (c)(2) of this section:

(2) When the filing parties receive notice that the service contract or statement of essential terms has been rejected under paragraph (b) of this section:

(i) Further or continued implementation of the service contract is prohibited;

(ii) All services performed under the contract shall be rerated in accordance with the otherwise applicable tariff provisions for such services with notice to the shipper or shippers' association within 30 days of the date of rejection; and

(iii) Detailed notice shall be given to the Commission under § 581.3(a)(3) within 30 days of:

(A) The rerating or other account adjustment resulting from rejection under this paragraph; and

(B) Final settlement of the account adjusted under paragraph (c)(2)(iii)(A) of this section.

(d) *Period of availability.* The minimum 3-day period of availability of essential terms required by § 581.6(b) shall be suspended on the date of the notice of intent to reject a service contract and/or statement of essential terms under paragraph (a)(1) of this section and a new 30-day period shall commence upon the resubmission thereof under paragraph (a)(2) of this section.

§ 581.9 Confidentiality.

(a) *Service contracts.* All service contracts filed with the Commission shall, to the full extent permitted by law, be held in confidence.

(b) *Amendments to non-essential terms.* Amendments to non-essential terms of a service contract shall be accorded similar confidential treatment.

§ 581.10 Recordkeeping and audit.

Every common carrier or conference shall:

(a) Maintain service contract shipment records currently and for a period of five years from the termination of each contract; and

(b) Tender service contract shipment records to the Commission for inspection upon request.

§ 581.91 OMB control numbers assigned pursuant to the Paperwork Reduction Act.

The information collection requirements contained in these regulations [46 CFR 581] have been approved by the Office of Management and Budget [OMB] in accordance with 44 U.S.C. Chapter 35 and have been assigned OMB Control Number ¹.

By the Commission
John Robert Ewers,
Secretary.

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¹ To be set forth in final rule after being supplied by OMB.

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

49 CFR Parts 171, 172, 173, 176, 177, 178, and 180

[Docket Nos. HM-183, 183A]

Meeting on Proposed Revisions to Requirements for Cargo Tanks

AGENCY: Office of Hazardous Materials Transportation, Research and Special Programs Administration (RSPA), DOT.

ACTION: Meeting on proposed revisions to cargo tank requirements.

SUMMARY: In response to a request by the Truck Trailer Manufacturers Association (TTMA), a meeting will be held. The purpose of this meeting will be to discuss certain technical areas pertaining to the manufacture, repair and requalification of specification cargo tanks as proposed under Docket Nos. HM-183, 183A, Notice No. 85-4 [50 FR 37766, September 17, 1985; 50 FR 49866, December 5, 1985]. Anticipated items to be discussed by representatives of TTMA and RSPA at this meeting include, but are not limited to, the following:

1. Dynamic highway induced loads,
2. Application of the ASME Code to low pressure MC 306 and MC 307 cargo tanks,
3. Accident damage protection loads,
4. Vents fittings, and closures,
5. Authorized Inspector (third party inspection).

Interested persons are invited to attend.

DATE: the meeting will be held on March 4, 1986, from 8:30 a.m. to 5:00 p.m.

ADDRESSES: The meeting will be held in Room 7200, Nassif Building, 400 Seventh Street, SW., Washington DC.

A recording of the meeting will be made available in the Dockets Branch. The Dockets Branch is located in Room 8426 of the Nassif Building (office hours are 8:30 a.m. to 5:00 p.m., Monday through Friday, except public holidays).

FOR FURTHER INFORMATION CONTACT: Hattie L. Mitchell, (202) 426-2075; office hours are from 8:00 a.m. to 4:30 p.m., Office of Hazardous Materials Transportation, U.S. Department of Transportation, Washington, DC 20590.

Issued in Washington, D.C., on February 11, 1986 under the authority delegated in 49 CFR Part 106, Appendix A.

Alan I. Roberts,
Director, Office of Hazardous Materials Transportation.

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