(b) Any real or personal property received as a donation or a gift on or after October 30, 1990, to the extent of its fair market value as determined by the Secretary.

§ 41.77 How is the value of donated real or personal property established?

(a) The fair market value of donated real or personal property must be established by a qualified appraiser. The Secretary or his/her authorized representative must review and approve the appraisal.

(b) The fair market value of property at the time it is presented to the Federal appraiser will be the amount that will be used for matching purposes regardless of future changes in value.

§ 41.78 What happens if real or personal property that the TCCC uses to comply with the matching requirement is sold or disposed of?

If any real or personal property that the TCCC uses to comply with the matching requirement is sold or otherwise disposed of, the proceeds must be deposited in the established endowment trust account. The deposited proceeds and will not again be considered for Federal capital contribution purposes.

§ 41.79 How will BIA match the value of property or capital contributions?

(a) From the amount appropriated, the Secretary will allocate to each eligible TCCC:

(1) An amount for a Federal capital contribution equal to twice the value of the property or the amount that the TCCC demonstrates is committed as a capital contribution; except,

(2) The maximum amount allocated to any TCCC for any fiscal year cannot exceed $750,000.

(b) If in any fiscal year the appropriated amount is insufficient to allocate to each TCCC an amount equal to twice the value, then the allocated amount to each TCCC will be reduced *pro rata*.

§ 41.80 What procedures will BIA follow when there are additional funds for the endowment program?

(a) The Director, after satifying the unmet endowment, will notify all eligible TCCCs of the amount of the remaining funds.

(b) Within 60 days of the date of notification of extra funds, an eligible TCCC may submit an application.

(c) After Congress appropriates funds, the Director must notify eligible TCCCs of the amount available under this part.

Appeals

§ 41.90 What appeal rights do TCCCs have under this part?

(a) A TCCC has the right to appeal any adverse decision made by the Director to the Assistant Secretary by filing a written notice of appeal with the Assistant Secretary within 30 days of receipt of the adverse decision.

(b) Within 30 days of receiving a notice of appeal, the Assistant Secretary, or designated representative, must conduct a hearing at which the TCCC may present evidence and offer arguments in support of its appeal.

(c) Within 30 days after the hearing, the Assistant Secretary must issue a written ruling on the appeal including the reasons for that ruling that confirms, modifies, or reverses the Director's decision. The ruling of the Assistant Secretary is final.

Required Reports

§ 41.95 What reports are required?

(a) Each Title I TCCC must conduct an ISC report at the conclusion of the third week, or equivalent, of each academic term and then submit the report to the Director by the designated due date.

(b) Each college receiving grants under this part must submit an annual report to the Director by January 1 in accordance with the reporting procedures of OMB approved Form No. 1076–0105, Annual Report.

(c) The Director must conduct an evaluation of each new TCCC during the second year of funding. Periodic evaluations of established TCCCs will be conducted. The evaluation will take the form of:

(1) A review of the TCCC's continued adherence to the elements of the eligibility study,

(2) A review of Indian student enrollment,

(3) A review of its CPA audit report to determine compliance with recommendations; and,

(4) A review of the accreditation status.

§ 41.96 Are there requirements for information collection?

The Standard Form 424 and attachments prescribed by that circular are approved by OMB under 44 U.S.C. 3501 *et seq.* These sections describe types of information that would satisfy the application requirements of Circular A–110 for this grant program. The information collection requirement contained in this part has been approved by the Office of Management and Budget under the Paperwork Reduction Act of 1995, 44 U.S.C. 3507(d), and assigned clearance number 1076–0018.

Dated: March 20, 1997.

Ada E. Deer,

Assistant Secretary—Indian Affairs.

[FR Doc. 97–8062 Filed 3–31–97; 8:45 am]

BILLING CODE 4310–02–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 63

[WI73–01–7302b; FRL–5691–6]

Approval of Section 112(l) Program of Delegation; Wisconsin

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: The Environmental Protection Agency (EPA) proposes to approve Wisconsin's request for delegation of the Federal air toxic program pursuant to Section 112(l) of the Clean Air Act of 1990. In the Final Rules section of this **Federal Register**, EPA is fully approving the State's request for delegation as a direct final rule without prior proposal, because the EPA views this as a noncontroversial revision and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to these actions, no further activity is contemplated in relation to this proposed rule. If EPA receives timely comments adverse to or critical to the approval, which have not been addressed by the State or EPA, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. Any parties interested in commenting on this action should do so at this time.

EFFECTIVE DATE: Comments must be received on or before May 1, 1997.

ADDRESSES: Copies of the State submittal and EPA's analysis of it are available for inspection at: United States Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Constantine Blathras, AR–18J, United States Environmental Protection Agency, Chicago, Illinois 60604, (312) 886–0671.

SUPPLEMENTARY INFORMATION:

List of Subjects in 40 CFR Part 63

Environmental Protection, Administrative practice and procedure,

Air pollution control, Hazardous substances, Intergovernmental relations.

Authority: 42 U.S.C. 7401, *et seq.*

Dated: February 7, 1997.

Michelle D. Jordan,

Acting Regional Administrator.

[FR Doc. 97–8184 Filed 3–31–97; 8:45 am]

BILLING CODE 6560–50–P

40 CFR Part 63

[IN74–1(b); FRL–5687–9]

Approval of Section 112(l) Program of Delegation; Indiana

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to approve the request for delegation of the Federal air toxics program contained within 40 CFR Parts 61 and 63 pursuant to section 112(l) of the Clean Air Act (CAA) of 1990. The USEPA made a finding of completeness in a letter dated February 29, 1996. This request for approval of a mechanism of delegation encompasses all sources not covered by the Part 70 program. In the final rules section of this **Federal Register**, the EPA is approving these actions as a direct final rule without prior proposal because EPA views these as noncontroversial actions and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on the proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

DATES: Comments on this proposed rule must be received on or before May 1, 1997.

ADDRESSES: Written comments should be mailed to: Sam Portanova, Environmental Engineer, U.S. Environmental Protection Agency, Region 5, Air and Radiation Division, Air Programs Branch, Permits and Grants Section, 77 West Jackson Boulevard (AR–18J), Chicago, Illinois 60604.

Copies of the State submittal and USEPA's analysis of it are available for inspection at: U.S. Environmental Protection Agency, Region 5, Air and Radiation Division, Air Programs Branch (AR–18J), Permits and Grants Section, 77 West Jackson Boulevard, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Sam Portanova, Environmental Engineer, 77 West Jackson Boulevard (AR–18J), Chicago, Illinois 60604, (312) 886–3189.

SUPPLEMENTARY INFORMATION: For additional information see the direct final rule published in the rules section of this **Federal Register**.

Dated: January 28, 1997.

David A. Ullrich,

Acting Regional Administrator.

[FR Doc. 97–8182 Filed 3–31–97; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

49 CFR Part 571

[Docket No. 74–14; Notice 115]

Federal Motor Vehicle Safety Standards; Occupant Crash Protection

AGENCY: National Highway Traffic Safety Administration (NHTSA), Department of Transportation.

ACTION: Extension of comment period for a request for comments.

SUMMARY: This document extends the comment period on a request for comments concerning a petition from U.S. Senator Dirk Kempthorne to amend the agency's automatic occupant protection standard. The standard includes provisions specifying the use of unbelted as well as belted dummies in testing air bag-equipped vehicles. The petition asks that the agency impose a moratorium on testing with unbelted dummies. In its request for comments, the agency sought public comments on the benefits and disbenefits of eliminating the unbelted test. In response to a petition from the Association of International Automobile Manufacturers, Inc., the agency is extending the comment period from March 31, 1997 to June 2, 1997.

DATES: Comments on Docket 74–14, Notice 113 must be received by June 2, 1997.

ADDRESSES: Comments should refer to Docket 74–14, Notice 113 and be submitted to: Docket Section, Room 5109, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590. (Docket Room hours are: 9:30 a.m.-4:00 p.m., Monday through Friday.)

FOR FURTHER INFORMATION CONTACT: For information about air bags and related rulemakings: Visit the NHTSA web site at http://www.nhtsa.dot.gov and select AIR BAGS: Information about air bags.

For non-legal issues: Clarke Harper, Chief, Light Duty Vehicle Division, NPS–11, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590. Telephone: (202) 366–2264. Fax: (202) 366–4329.

For legal issues: J. Edward Glancy, Office of Chief Counsel, NCC–20, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590. Telephone: (202) 366–2992. Fax: (202) 366–3820.

SUPPLEMENTARY INFORMATION: On February 27, 1997, NHTSA published in the **Federal Register** (62 FR 8917) a request for comments concerning a petition from U.S. Senator Dirk Kempthorne. The petitioner requested the agency to amend Standard No. 208, *Occupant Crash Protection,* to impose a moratorium on testing with unbelted dummies. The petition was submitted in response to the deaths of young children and of drivers, primarily short-statured women, as a result of air bag deployments in low speed crashes. The petitioner believes that the necessity of meeting the unbelted test requirement is adversely affecting current air bag designs and causing these deaths. The petitioner also believes that the requirement is preventing vehicle manufacturers from optimizing air bag designs for belted occupants.

The agency noted in the request for comments that it has concluded that section 2508 of the Intermodal Surface Transportation Efficiency Act of 1991 precludes it from eliminating the unbelted test requirement. However, since the agency is interested in all potential solutions to the air bag deaths and since the agency can recommend legislative changes to Congress, the agency sought public comment on the benefits and disbenefits of eliminating the unbelted test. The agency provided a 30-day comment period.

On March 19, 1997, the Association of International Automobile Manufacturers, Inc. (AIAM) petitioned for an extension in the comment period. AIAM noted that it has stated a preference for eliminating the unbelted dummy test, but stated that it cannot generate a thorough and quantitative response in the time allotted. AIAM stated that it believes the questions raised in the request for comments should be addressed thoroughly because they are fundamental to the long-term direction of occupant protection and related regulatory requirements.