

Immigration and Naturalization Service

[INS No. 1708-95]

RIN 1115-AE08

Notice of Policy Regarding Contracts Between the Immigration and Naturalization Service and Transportation Lines**AGENCY:** Immigration and Naturalization Service, Justice.**ACTION:** Notice.

SUMMARY: This notice announces a change in the policy involving contracts with transportation lines that are entered into with the Immigration and Naturalization Service ("the Service") under section 238 of the Immigration and Nationality Act ("the Act"). Beginning March 13, 1996, the Service intends to evaluate a transportation line's fines, liquidated damages, and user fee payment record before entering into any agreements with the transportation line. The Service will also evaluate existing transportation line agreements for possible cancellation, if it is determined that fines, liquidated damages, or user fees imposed against or owed by the transportation line are not paid to the Service in a timely manner. This action is necessary to ensure timely payment of a transportation line's fines, liquidated damages, and user fees.

EFFECTIVE DATE: March 13, 1996.

FOR FURTHER INFORMATION CONTACT: Robert F. Hutnick, Assistant Chief Inspector, Immigration and Naturalization Service, 425 I Street, NW., Room 7228, Washington, DC 20536, telephone number (202) 616-7499.

SUPPLEMENTARY INFORMATION: This notice announces to all interested parties that in order to encourage the timely payment of fines, liquidated damages, and user fees, the Service intends to condition future agreements with transportation lines upon payment of overdue fines, liquidated damages, and user fees. The Service will also terminate existing agreements with transportation lines whose payments are outstanding for more than 30 days. Section 238 of the Act provides for those actions.

Delinquent carrier fines, liquidated damages, and user fee payments have made this policy a necessity. Service records reflect that over five million dollars of carrier fines, liquidated damages, and user fees are outstanding for more than 30 days. Existing administrative means to enforce collection of these monies are insufficient and have led to litigation.

This policy will address the outstanding obligations of commercial transportation lines in a more timely and cost effective manner.

The Service intends to deny transportation line requests for the following contracts, based on an unacceptable fines, liquidated damages, or user fee payment record: (1) entry and inspection of aliens from foreign contiguous territory or adjacent islands agreements (Form I-420); (2) pre-clearance and pre-inspection agreements (Form I-425); (3) progressive clearance agreement requests; (4) Immediate and Continuous Transit agreements, also known as Transit Without Visa (TWOV) agreements (Form I-426); (5) In-Transit Lounge (ITL) agreements; and, (6) Visa Waiver Pilot Program (VWPP) agreements (Form I-775). An unacceptable fines payment record is one that includes fines or liquidated damages that are delinquent 30 days and have been affirmed by either a final decision or formal order. An unacceptable user fee payment record is one that includes user fees that are delinquent 30 days.

The Service also intends to evaluate existing carrier agreements for possible cancellation and will notify the affected carrier in writing of the proposed Service decision. The Service will allow the carrier 30 days to make full payment of the debt or to show cause why the debt is not valid. The Service will issue a final determination after the close of the 30 day period.

Dated: September 14, 1995.

Doris Meissner,
Commissioner, Immigration and Naturalization Service.

[FR Doc. 96-2926 Filed 2-9-96; 8:45 am]

BILLING CODE 4410-10-M

National Institute of Corrections**Advisory Board Meeting****TIME AND DATE:** 8:00 a.m., Tuesday, February 27, 1996.**PLACE:** Old Town Holiday Inn, 480 King Street, Alexandria, VA.**STATUS:** Open.

MATTERS TO BE CONSIDERED: Office of Justice Programs' update on the Violent Offender and Truth In Sentencing Grant Program, a Gains briefing, a plan for reimbursement for NIC services, matching NIC board expenses to reductions in the NIC budget, election of officers, report on the NIC FY 1996 appropriation and the expected future of NIC, and NIC's budget and funding.

CONTACT PERSON FOR MORE INFORMATION: Larry Solomon, Deputy Director, (202) 307-3106, ext. 155.

Morris L. Thigpen,

Director.

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LIBRARY OF CONGRESS**Copyright Office**

[Docket No. 96-1 CARP]

Copyright Arbitration Royalty Panels; List of Arbitrators**AGENCY:** Copyright Office, Library of Congress.**ACTION:** Publication of the 1996 CARP arbitrator list.

SUMMARY: The Copyright Office is publishing the list of arbitrators eligible for selection to a Copyright Arbitration Royalty Panel (CARP) during 1996. This CARP arbitrator list will be used to select the arbitrators who will serve on panels initiated in 1996 for determining the distribution of royalty fees or the adjustment of royalty rates.

EFFECTIVE DATE: February 12, 1996.

FOR FURTHER INFORMATION CONTACT: Marilyn J. Kretsinger, Acting General Counsel, or Tanya M. Sandros, Copyright Arbitration Royalty Panel Specialist, at Copyright Arbitration Royalty Panel, P.O. Box 70977, Southwest Station, Washington, DC 20024. Telephone: (202) 707-8380. Telefax: (202) 707-8366.

SUPPLEMENTARY INFORMATION:**Background**

For royalty rate adjustments and distributions that are in controversy, the Copyright Act requires the selection of a Copyright Arbitration Royalty Panel (CARP) consisting of three arbitrators from "lists provided by professional arbitration associations." See 17 U.S.C. 802(b). The Librarian of Congress selects two of the arbitrators for a CARP from a list of nominated arbitrators; those selected then choose a third arbitrator to serve as chairperson of the panel. If the two arbitrators cannot agree, the Librarian is instructed to select the third arbitrator.

On December 7, 1994, the Copyright Office issued final regulations implementing the CARP selection process. 59 FR 63025 (December 7, 1994). Section 251.3(a) of the regulations allows any professional arbitration association or organization to nominate qualified individuals, as described in § 251.5, to serve as