

hearing, or other regulatory action or decision;

(ii) Significant meetings, conferences, seminars, and speeches; and

(iii) Social events sponsored by the regulated industry.

(2) The public calendar will not include reports of meetings that would prejudice law enforcement activities (e.g., a meeting with an informant) or invade privacy (e.g., a meeting with a candidate for possible employment at FDA), meetings with members of the press, or meetings with on-site contractors.

(b) *Calendar entries.* The calendar will specify for each entry the date, person(s), and subject matter involved. If a large number of persons are in attendance, the name of each individual need not be specified. When more than one FDA representative is in attendance, the most senior agency official will report the meeting on the public calendar.

(c) *Affected persons.* The following FDA representatives are subject to the requirements of this section:

(1) Commissioner of Food and Drugs.

(2) Deputy Commissioners.

(3) Center Directors.

(4) Chief Counsel for the Food and Drug Administration.

(d) *Public display.* The public calendar will be placed on public display at the following locations:

(1) Dockets Management Branch.

(2) Office of the Associate

Commissioner for Public Affairs.

(3) The FDA home page, to the extent feasible.

#### PART 14—PUBLIC HEARING BEFORE A PUBLIC ADVISORY COMMITTEE

8. The authority citation for 21 CFR part 14 is revised to read as follows:

**Authority:** 5 U.S.C. App. 2; 15 U.S.C. 1451–1461; 21 U.S.C. 141–149, 321–394, 467f, 679, 821, 1034; 28 U.S.C. 2112; 42 U.S.C. 201, 262, 263b, 264.

##### § 14.20 [Amended]

9. Section 14.20 *Notice of hearing before an advisory committee* is amended by removing paragraph (e).

#### PART 16—REGULATORY HEARING BEFORE THE FOOD AND DRUG ADMINISTRATION

10. The authority citation for 21 CFR part 16 continues to read as follows:

**Authority:** 15 U.S.C. 1451–1461; 21 U.S.C. 141–149, 321–394, 467f, 679, 821, 1034; 28 U.S.C. 2112; 42 U.S.C. 201–262, 263b, 364.

##### § 16.60 [Amended]

11. Section 16.60 *Hearing procedure* is amended by removing paragraph (a)(3).

Dated: December 10, 1998.

**William B. Schultz,**

*Deputy Commissioner for Policy.*

[FR Doc. 98–33456 Filed 12–16–98; 8:45 am]

BILLING CODE 4160–01–F

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### Food and Drug Administration

##### 21 CFR Part 120

[Docket No. 97N–0511]

##### Hazard Analysis and Critical Control Point (HACCP); Procedures for the Safe and Sanitary Processing and Importing of Juice: Reopening of Comment Period

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Proposed rule; reopening of comment period.

**SUMMARY:** The Food and Drug Administration (FDA) is reopening to January 16, 1999, the comment period for the proposal to require the application of hazard analysis and critical control point (HACCP) principles to the processing of fruit and vegetable juices and juice products (the juice HACCP proposal) that published in the **Federal Register** of April 24, 1998 (63 FR 20450). FDA is announcing the availability of the transcripts from two technical scientific workshops sponsored by FDA regarding implementation of the agency's warning statement requirement for fruit and vegetable juices and juice products. FDA is reopening the comment period for the juice HACCP proposal in order to receive comment on data and other information from the two technical scientific workshops. FDA is also reopening the comment period in order to receive comments and other information regarding the application of the 5-log pathogen reduction standard.

**DATES:** Written comments must be submitted by January 19, 1999.

**ADDRESSES:** Submit written comments and requests for single copies of the transcripts to the Dockets Management Branch (HFA–305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852.

**FOR FURTHER INFORMATION CONTACT:** Shellee A. Davis, Center for Food Safety and Applied Nutrition (HFS–306), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202–205–5023.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of April 24, 1998 (63 FR 20450), FDA proposed to adopt

regulations to ensure the safe and sanitary processing of fruit and vegetable juices and juice products. In addition, in the **Federal Register** of July 8, 1998 (63 FR 37030), FDA published a final rule requiring that juice products not specifically processed to destroy harmful bacteria (i.e., processed to achieve a 5-log reduction in the most resistant pathogen of public health concern) bear a warning statement informing consumers of the potential risk of foodborne illness associated with the product (the warning statement rule). The compliance date for the warning statement rule was September 8, 1998, for apple juice and apple cider; the compliance date for juices other than apple juice or apple cider was November 5, 1998.

In the **Federal Register** of October 28, 1998 (63 FR 57594), FDA announced two technical scientific workshops to discuss and clarify issues related to the implementation of the warning statement rule for citrus juice products not specifically processed to destroy harmful bacteria. These workshops were held November 12, 1998, and November 19, 1998. Although the issues discussed in the workshops pertain to the implementation of the warning statement requirement, these issues also bear upon certain provisions of the HACCP proposal. FDA is announcing the availability of the transcripts from the two technical scientific workshops.

Interested persons were initially given until July 8, 1998, to comment on the HACCP proposal. On July 8, 1998 (63 FR 37057), in response to requests, the comment period was extended to August 7, 1998. FDA has decided to reopen the comment period to allow comment on data and other information that were presented at or developed as a result of these workshops to be included in the record of the HACCP rulemaking. In addition, FDA seeks comments on the application of the 5-log pathogen reduction standard. FDA requests comments on four specific topics: (1) Appropriate baselines for the calculation of the 5-log pathogen reduction; (2) feasible interventions or practices for the cultivation and harvest of fruits and vegetables, and acquisition of supplies and materials that may contribute to achieving a 5-log pathogen reduction; (3) feasible interventions for the production process that may contribute to achieving a 5-log pathogen reduction; and (4) acceptable methods for measuring and validating 5-log reductions.

To be considered, written comments must be received by January 16, 1999, by the Dockets Management Branch (address above). Two copies of any

comments are to be submitted, except that individuals may submit one copy. Comments are to be identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the office above between 9 a.m. and 4 p.m., Monday through Friday.

Dated: November 23, 1998.

**William B. Schultz,**

*Deputy Commissioner for Policy.*

[FR Doc. 98-33404 Filed 12-16-98; 8:45 am]

BILLING CODE 4160-01-F

## DEPARTMENT OF THE INTERIOR

### Bureau of Indian Affairs

#### 25 CFR Ch. I

#### **Notice of Intent To Form a Negotiated Rulemaking Committee and Accept Applications for Membership Under Section 1115 of the Transportation Equity Act for the 21st Century (TEA-21)**

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Notice of intent to form a Negotiated Rulemaking Committee.

**SUMMARY:** As required by the Negotiated Rulemaking Act of 1990, 5 U.S.C. 561 *et seq.*, the Secretary of the Interior (Secretary) is giving notice of his intent to establish an Indian Reservation Roads Negotiated Rulemaking Committee (Committee) to negotiate and develop proposed rules establishing an Indian Reservation Roads program funding formula for fiscal year 2000 and subsequent years; and proposed regulations governing the Indian Reservation Roads program authorized by 23 U.S.C. 202(b).

**DATES:** Applications and comments on the establishment of this Committee must be received no later than January 16, 1999.

**ADDRESSES:** Send applications and comments to Mr. LeRoy Gishi, Chief, Division of Transportation, Bureau of Indian Affairs, U.S. Department of the Interior, MS-4058-MIB, 1849 C Street, NW, Washington, DC 20240.

Applications and comments received by the BIA will be available for inspection at the address listed above from 9 a.m. to 3 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Mr. LeRoy Gishi, Chief, Division of Transportation, Bureau of Indian Affairs, at the address listed above, or by telephone at (202) 208-4359 or fax at (202) 208-4696. Additional information may be posted on the Indian Reservation Roads web site at

www.irr.bia.gov, as it becomes available.

**SUPPLEMENTARY INFORMATION:** As required by 23 U.S.C. 202, and amended by TEA-21, the Secretary shall, pursuant to a negotiated rulemaking process, issue regulations governing the Indian Reservation Roads program and establish a formula for allocating all contractible funds among Indian tribes for fiscal year 2000 and subsequent years. Section 202 also requires that in establishing this Committee, the Secretary of the Interior: (1) Apply the procedures of negotiated rulemaking under the Negotiated Rulemaking Act in a manner that reflects the unique government-to-government relationship between the Indian tribes and the United States; and (2) ensure that the membership of the Committee includes only representatives of the Federal government and of geographically diverse small, medium, and large Indian tribes.

In negotiating a proposed regulation establishing a funding formula, section 202 requires the Committee to base its proposal on factors that reflect: (1) The relative needs of the Indian tribes, and reservation or tribal communities, for transportation assistance; and (2) the relative administrative capacities of, and challenges faced by, various Indian tribes. The latter include the cost of road construction in each Bureau of Indian Affairs (BIA) Area; geographic isolation; and difficulty in maintaining all-weather access to employment, commerce, health, safety, and educational resources. Also, section 202 requires the Committee to develop a regulation governing the Indian reservation roads program. As required by 23 U.S.C. 202, we must issue these regulations in final form no later than April 1, 1999.

Committee members will not receive pay for their membership, but will be compensated for travel and per diem expenses while performing official committee business, consistent with the provisions of 5 U.S.C. 568(c). BIA will provide administrative support for the Committee.

In keeping with the requirements outlined above, the Secretary invites the tribes in each of the twelve BIA Areas to nominate two representatives to serve on the Committee, and two alternates to serve if the representatives are unavailable. Given the requirement that the Committee membership reflect the diversity of tribal interests, tribes are encouraged to nominate representatives and alternates that will result in a committee membership that represents the interests of:

(1) Members of geographically diverse small, medium, and large Indian tribes;

(2) Members of tribes identified as Direct Service, Self-Determination and Self-Governance tribes;

(3) Members of tribes with various levels and types of experience in the diverse concerns of transportation development and management (e.g., jurisdictional issues, complexity of transportation systems, climatic concerns, environmental issues, geographic isolation, etc.).

The BIA Area Offices will offer assistance to the tribes in coordinating the selection of nominees and preparing nominations. Representatives and alternates nominated by tribes will be considered by the Secretary.

The BIA has contracted with the Federal Mediation and Conciliation Service (FMCS) to provide convening and facilitation services for the negotiated rulemaking. The FMCS is an independent agency of the Federal government, established in 1947, whose responsibilities include providing neutral, third-party assistance in regulatory negotiations. The first meeting of the Committee is tentatively scheduled for the week of March 2-4, 1999.

#### **Submitting Nominations**

After selecting two representatives and two alternates from their respective Areas as nominees, tribes are asked to provide the following information about each nominee:

(1) The name of the nominee.

(2) The tribal interest(s) to be represented by the nominee (based on the interests listed above).

(3) Evidence that the nominee is authorized by the tribes in that BIA Area to represent the interest(s) identified above.

To be considered, nominations must be received by the close of business January 15, 1999, at the location indicated in the "Addresses" section. If nominations do not reflect adequately the statutory requirements for representation of geographically diverse small, medium, and large tribes, the Secretary may select additional representatives to achieve a balanced committee. Interested and qualified persons, other than nominees from the Areas, may apply for membership on the committee within the time limits and at the address indicated in the **ADDRESSES** section. The Secretary's decision regarding the addition of representatives will also be based on whether an interest will be affected significantly by the proposed rule, whether that interest is already adequately represented by tribal nominees, and whether the potential