

Point Reyes State Marine Conservation Area.  
 Duxbury State Marine Conservation Area.  
 Southeast Farallon Island State Marine Reserve.  
 Southeast Farallon Island State Marine Conservation Area.  
 Montara State Marine Reserve.  
 Pillar Point State Marine Conservation Area.  
 Point Reyes Special Closure.

#### Review and Approval

Following this public comment period, the MPA Center will forward public comments to the relevant managing entity or entities, which will reaffirm or withdraw (in writing to the MPA Center) the nomination. After final MPA Center review, mutually agreed upon MPAs will be accepted into the national system and the List of National System MPAs will be posted at <http://www.mpa.gov>.

Dated: December 17, 2010.

**Juliana P. Blackwell,**

*Acting Deputy Assistant Administrator,  
 Ocean Services and Coastal Zone  
 Management.*

[FR Doc. 2010-32368 Filed 12-23-10; 8:45 am]

**BILLING CODE P**

#### COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

##### Procurement List; Addition

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Addition to the Procurement List.

**SUMMARY:** This action adds a service to the Procurement List that will be provided by a nonprofit agency employing persons who are blind or have other severe disabilities.

**DATES:** *Effective Date:* 1/23/2011.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

**FOR FURTHER INFORMATION CONTACT:** Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or e-mail [CMTEFedReg@AbilityOne.gov](mailto:CMTEFedReg@AbilityOne.gov).

##### SUPPLEMENTARY INFORMATION:

##### Addition

On 10/1/2010 (75 FR 60739-60740), the Committee for Purchase From People Who Are Blind or Severely Disabled published a notice of proposed

addition to the Procurement List of Food Service Attendant, Pease Air National Guard Base, Newington, NH.

Comments on the proposed addition were received from representatives of the Blind Entrepreneurs Alliance (BEA), Randolph Sheppard Vendors of America (RSVA) and the National Association of Blind Merchants (NABM).

The Committee disputes any suggestion that all Department of Defense (DoD) contracts for mess hall services must be competitively bid and are subject to the Randolph-Sheppard Act. In this project, the DoD contracting activity specifically identified their requirement as "food attendant services." Therefore, the initial **Federal Register** Notice published by the Committee identifies the service as "Food Service Attendant" that includes "food preparation, service of food, cashing and housekeeping services and waste management." The Committee also confirmed with the contracting activity that the dining facility is under military management and operation which, in addition to the clearly defined Statement of Work, specifically limits the requirement of this project to food service attendant duties.

The Randolph-Sheppard Act provides entrepreneurial opportunities for blind vendors in operating and managing military dining facilities, whereas food service attendant opportunities supporting the operation of a military dining facility short of management responsibilities are considered to be suitable for addition to the Procurement List maintained by the Committee. Accordingly, the Committee determines that the information provided in the **Federal Register** Notice is sufficiently clear to identify the services sought and, furthermore, that this service is appropriate for the AbilityOne Program.

After consideration of the material presented to it concerning capability of a qualified nonprofit agency to provide the service and impact of the addition on the current or most recent contractors, the Committee has determined that the service listed below is suitable for procurement by the Federal Government under 41 U.S.C. 46-48c and 41 CFR 51-2.4.

##### Regulatory Flexibility Act Certification

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. The action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small

organization that will provide the service to the Government.

2. The action will result in authorizing small entities to provide the service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46-48c) in connection with the service proposed for addition to the Procurement List.

##### End of Certification

Accordingly, the following service is added to the Procurement List:

##### Service

*Service Type/Location:* Food Service Attendant, Pease Air National Guard Base, Newington, NH.

*NPA:* CW Resources, Inc., New Britain, CT.

*Contracting Activity:* Dept. of the Army, XRAW7NN USPFO Activity NH ARNG, Concord, NH.

**Barry S. Lineback,**

*Director, Business Operations.*

[FR Doc. 2010-32330 Filed 12-23-10; 8:45 am]

**BILLING CODE 6353-01-P**

#### COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

##### Procurement List; Proposed Additions

**AGENCY:** Committee for Purchase From People Who Are Blind or Severely Disabled.

**ACTION:** Proposed additions to the Procurement List.

**SUMMARY:** The Committee is proposing to add a service and a product to the Procurement List that will be provided by nonprofit agencies employing persons who are blind or have other severe disabilities.

*Comments Must Be Received On or Before:* 1/23/2011.

**ADDRESSES:** Committee for Purchase From People Who Are Blind or Severely Disabled, Jefferson Plaza 2, Suite 10800, 1421 Jefferson Davis Highway, Arlington, Virginia 22202-3259.

*For Further Information or To Submit Comments Contact:* Barry S. Lineback, Telephone: (703) 603-7740, Fax: (703) 603-0655, or e-mail [CMTEFedReg@AbilityOne.gov](mailto:CMTEFedReg@AbilityOne.gov).

**SUPPLEMENTARY INFORMATION:** This notice is published pursuant to 41 U.S.C. 47(a)(2) and 41 CFR 51-2.3. Its purpose is to provide interested persons an opportunity to submit comments on the proposed actions.

## Additions

If the Committee approves the proposed additions, the entities of the Federal Government identified in this notice will be required to procure the service and product listed below from nonprofit agencies employing persons who are blind or have other severe disabilities.

### *Regulatory Flexibility Act Certification*

I certify that the following action will not have a significant impact on a substantial number of small entities. The major factors considered for this certification were:

1. If approved, the action will not result in any additional reporting, recordkeeping or other compliance requirements for small entities other than the small organizations that will provide the product and service to the Government.

2. If approved, the action will result in authorizing small entities to provide the product and service to the Government.

3. There are no known regulatory alternatives which would accomplish the objectives of the Javits-Wagner-O'Day Act (41 U.S.C. 46–48c) in connection with the services proposed for addition to the Procurement List.

Comments on this certification are invited. Commenters should identify the statement(s) underlying the certification on which they are providing additional information.

### *End of Certification*

The following service and product are proposed for addition to Procurement List for production by the nonprofit agencies listed:

#### Services

*Service Type/Location:* Custodial Service, USDA, APHIS, PPQ, Honolulu International Airport, 300 Rodgers Blvd, Honolulu, HI

*NPA:* Opportunities for the Retarded, Inc., Wahiawa, HI.

*Contracting Activity:* Animal and Plant Health Inspection Service, Minneapolis, MN.

#### Product

*NSN:* 6230–01–242–2016, Light Set, General Illumination.

*NPA:* Arkansas Lighthouse for the Blind, Little Rock, AR.

*Contracting Activity:* Defense Logistics Agency, Aviation, Richmond, VA.

*Coverage:* B–List for 50% of the Department of Defense requirement as aggregated by the Defense Logistics Agency, Aviation, Richmond, VA.

#### Barry S. Lineback,

*Director, Business Operations.*

[FR Doc. 2010–32331 Filed 12–23–10; 8:45 am]

**BILLING CODE 6353–01–P**

## CONSUMER PRODUCT SAFETY COMMISSION

### Consumer Product Safety Act: Notice of Commission Action Lifting Stay of Enforcement of Certification Requirements for Certain Non-Children's Products

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** The Consumer Product Safety Commission (“Commission,” “CPSC,” or “we”) is announcing its decision to lift its stay of enforcement of certain certification provisions of section 14 of the Consumer Product Safety Act (“CPSA”), as amended by section 102(a) of the Consumer Product Safety Improvement Act of 2008 (“CPSIA”). The Commission is taking this action with respect to non-children's products subject to CPSC regulations pertaining to vinyl plastic film, carpets and rugs, and clothing textiles.

**DATES:** The stay of enforcement of the certification provisions of section 14 of the CPSA expires for non-children's products subject to CPSC regulations pertaining to vinyl plastic film, carpets and rugs, and clothing textiles on January 26, 2011.

**FOR FURTHER INFORMATION CONTACT:** Robert “Jay” Howell, Assistant Executive Director for Hazard Identification and Reduction, U.S. Consumer Product Safety Commission, 4330 East West Highway, Bethesda, Maryland 20814; e-mail [rhowell@cpsc.gov](mailto:rhowell@cpsc.gov).

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of February 9, 2009 (74 FR 6396), the Commission announced that it would stay its enforcement with respect to certain testing and certification requirements in sections 14(a)(1), (a)(2), and (a)(3) of the CPSA, as amended by section 102 of the CPSIA.

In brief, sections 14(a)(1) and (a)(2) of the CPSA establish testing and certification requirements for most consumer products regulated by or under the statutes enforced by the Commission, including children's products. Section 14(a)(1) of the CPSA requires every manufacturer of a product (and the private labeler of such product if such product bears a private label) that is subject to a consumer product safety rule under the CPSA, or a similar rule, ban, standard, or regulation under any other law enforced by the Commission, and which is imported for consumption or warehousing or distributed in commerce, to issue a certificate. The manufacturer must certify, based on a

test of each product, or upon a reasonable testing program, that the product complies with all rules, bans, standards, or regulations applicable to the product under the CPSA or any other law enforced by the Commission. The certificate must specify each such rule, ban, standard, or regulation applicable to the product.

For children's products, section 14(a)(2) of the CPSA states that, before importing for consumption or warehousing or distributing in commerce any children's product that is subject to a children's product safety rule, the manufacturer (and the private labeler if the children's product bears a private label) must submit sufficient samples of the children's product, or samples that are identical in all material respects to the product, to a third party conformity assessment body accredited by the Commission under section 14(a)(3) of the CPSA (“CPSC-accepted third party laboratory”). (Section 3(a)(2) of the CPSA defines “children's product,” in relevant part, as “a consumer product designed or intended primarily for children 12 years of age or younger.”) The CPSC-accepted third party laboratory must test the children's product for compliance with such children's product safety rule. Based on the testing, the manufacturer (or private labeler) must certify that the children's product complies with the children's product safety rule.

Section 14(a)(3) of the CPSA establishes a schedule for implementing third party testing and includes a timeline for the accreditation of third party conformity assessment bodies. Section 14(a)(3)(A) of the CPSA states that the third party testing requirement applies to any children's product manufactured more than 90 days after the Commission has established and published a “notice of requirements” for the accreditation of third party conformity assessment bodies to assess conformity with a children's product safety rule.

In the **Federal Register** of December 28, 2009 (74 FR 68588), the Commission revised the terms of the stay of enforcement on the CPSIA's testing and certification requirements. We announced when the stay would lift for certain testing and certification requirements and detailed how the other testing and certification requirements would be implemented or otherwise become effective. Part II.D of the December 28, 2009 notice discussed, in part, consumer products for which the Commission was continuing the stay of enforcement until further notice. We stated that, “[d]ue to factors such as pending rulemaking proceedings