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PART I

(Part II begins on page 7469)



HIGHLIGHTS OF THIS ISSUE

This listing does not affect the legal status of any document published in this issue. Detailed table of contents appears inside.

CAMPAIGN SPENDING—Comptroller General issues Federal election expenditure limitations and presidential campaign filing dates.....

7469

CHILD POISON PREVENTION—FDA proposes child-proof packaging for cigarette and charcoal lighter fluids and torch fuels containing petroleum distillates and household substances containing turpentine (2 documents); comments within 60 days.....

7407, 7408

TELECOMMUNICATIONS—

FCC updates and simplifies rules governing the Emergency Broadcast System; effective 11-2-72.....

7396

FCC guidelines, effective 10-1-72, for prime time broadcasting of "off-network" programs and feature films.....

7412

COMMUNITY DEVELOPMENT AND HUD GRANT ASSISTANCE—HUD selection criteria for Neighborhood Development projects, Open Space Land programs, and other development activities; effective 5-15-72.....

7388

ENVIRONMENT—AEC notice of availability of impact statement for Vermont Yankee Nuclear Power Station.....

7423

AIR FARES—CAB upholds Eastern Air Lines proposal concerning weekend excursion fares for mainland to San Juan/Virgin Islands flights.....

7412

FIRE PREVENTION—National Commission on Fire Prevention and Control announces 4-24-72 hearing in Dallas on issues including fire fighter protective equipment and community relations.....

7413

Just Released

CODE OF FEDERAL REGULATIONS

(Revised as of January 1, 1972)

Title 5—Administrative Personnel-----	\$1. 75
Title 7—Agriculture (Parts 900-944)-----	1. 75
Title 7—Agriculture (Parts 945-980)-----	1. 00

[A Cumulative checklist of CFR issuances for 1972 appears in the first issue
of the Federal Register each month under Title 1]

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Contents

AGRICULTURE DEPARTMENT

See Animal and Plant Health Inspection Service; Rural Electrification Administration.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Rules and Regulations

Hog cholera and other communicable swine diseases; areas quarantined

7385

ASSISTANT SECRETARY FOR COMMUNITY DEVELOPMENT OFFICE

Rules and Regulations

Project selection systems for certain community development programs

7388

ATOMIC ENERGY COMMISSION

Notices

Portland General Electric Co. et al.; hearing on suspension of construction activities

7422

Public Service Electric and Gas Co.; receipt of application for facility operating license

7423

State of Nevada; proposed agreement for assumption of certain AEC regulatory authority

7424

Vermont Yankee Nuclear Power Corp.; availability of draft detailed statement on environmental considerations

7423

CIVIL AERONAUTICS BOARD

Notices

Hearings, etc.:

Automotive cargo investigation

7411

Eastern Air Lines, Inc.

7412

International Air Transport Association

7411

CIVIL SERVICE COMMISSION

Rules and Regulations

Excepted service:

Executive Office of the President

7385

Health, Education, and Welfare Department

7385

COMPTROLLER GENERAL

Notices

Federal election expenditure limitations and presidential campaign filing dates

7470

EMPLOYMENT STANDARDS ADMINISTRATION

Notices

Minimum wages for Federal and federally assisted construction; area wage determination decisions, modifications and supersedes decisions; new determinations

7428

FEDERAL AVIATION ADMINISTRATION

Rules and Regulations

Airworthiness directives; Boeing Model 707/720 series airplanes; correction

7386

Control zone and transition area; alteration

7387

Extended over-water operations; definitions and abbreviations

7386

Transition areas:

Alteration
Designation

7387

7387

Proposed Rule Making

Beech airplanes; airworthiness directive

7409

Restricted area; designation

7410

Transition areas; alterations (2 documents)

7409, 7410

FEDERAL COMMUNICATIONS COMMISSION

Rules and Regulations

Emergency action modification system and emergency broadcast system

7396

Notices

Off-network programs and feature films; interpretations of rule restricting presentation

7412

Standard broadcast application ready and available for processing

7413

FEDERAL POWER COMMISSION

Notices

Duke Power Co.; proposed fuel cost adjustment clause

7413

FISH AND WILDLIFE SERVICE

Rules and Regulations

Izembek National Wildlife Range, Alaska; public access, use, and recreation

7406

FOOD AND DRUG ADMINISTRATION

Rules and Regulations

Food additives; additional safe and effective use of tylosin

7387

Proposed Rule Making

Child protection packaging standards

7407

Household substances in liquid form containing turpentine

7408

Liquid kindling and/or illuminating preparations containing petroleum distillates

7408

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

See Assistant Secretary for Community Development Office.

INTERIOR DEPARTMENT

See Fish and Wildlife Service; National Park Service.

INTERSTATE COMMERCE COMMISSION

Notices

Assignment of hearings

7414

Atchison, Topeka and Santa Fe Railway Co.; rerouting or diversion of traffic

7414

Motor carriers:

Temporary authority applications (3 documents)

7414

Transfer proceedings

7422

LABOR DEPARTMENT

See also Employment Standards Administration.

Notices

Advisory Council on Employee Welfare and Pension Benefit Plans; recommendations for appointment

7466

(Continued on next page)

NATIONAL COMMISSION ON FIRE PREVENTION AND CONTROL**Notices**

Problems of Fire Service; public hearing 7413

NATIONAL PARK SERVICE**Proposed Rule Making**

Cape Cod National Seashore, Mass.; oversand vehicle operation 7407

RURAL ELECTRIFICATION ADMINISTRATION**Proposed Rule Making**

Construction of REA-financed rural electrification facilities; procedures for closeout of construction contracts 7407

Notices

Engineering and construction of REA-financed electric distribution, transmission, communication, and generation facilities; standard contract forms 7411

SECURITIES AND EXCHANGE COMMISSION**Notices**

Dern's Selected Funds, Inc.; filing of application for an order declaring that company has ceased to be an investment company 7413

TRANSPORTATION DEPARTMENT

See Federal Aviation Administration.

List of CFR Parts Affected

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears following the Notices section of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1972, and specifies how they are affected.

5 CFR

213 (2 documents) 7385

7 CFR**PROPOSED RULES:**

1701 7407

9 CFR

76 7385

14 CFR

1 7386
39 7386
71 (3 documents) 7387

PROPOSED RULES:

39 7409
71 (2 documents) 7409, 7410
73 7410

21 CFR

PROPOSED RULES:
295 (2 documents) 7407, 7408

24 CFR

511 7388
540 7391
541 7391
551 7393
561 7395

36 CFR

PROPOSED RULES:
7 7407

47 CFR

73 7396

50 CFR

28 7406

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Executive Office of the President

Section 213.3303 is amended to show that two positions of Confidential Secretary to the Director and one position of Confidential Secretary to the Deputy Director, Special Action Office for Drug Abuse Prevention, are excepted under Schedule C.

Effective on publication in the *FEDERAL REGISTER* (4-14-72), paragraph (j) is added to § 213.3303 as set out below.

§ 213.3303 Executive Office of the President.

(j) *Special Action Office for Drug Abuse Prevention.* (1) Two Confidential Secretaries to the Director.

(2) One Confidential Secretary to the Deputy Director.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc. 72-5687 Filed 4-13-72; 8:46 am]

PART 213—EXCEPTED SERVICE

Department of Health, Education, and Welfare

Section 213.3316 is amended to show that one position of Assistant Commissioner for Public Affairs, Office of Education, is excepted under Schedule C.

Effective on publication in the *FEDERAL REGISTER* (4-14-72), subparagraph (12) is added to paragraph (c) of § 213.3316 as set out below.

§ 213.3316 Department of Health, Education, and Welfare.

(c) *Office of Education.* * * *

(12) Assistant Commissioner for Public Affairs.

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp. p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[FR Doc. 72-5688 Filed 4-13-72; 8:46 am]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Animal and Plant Health Inspection Service,¹ Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

[Docket No. 72-512]

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

1. In § 76.2, paragraph (e)(1) relating to the State of Texas is amended to read:

(e) * * *

(1) *Texas.* That portion of the State of Texas comprised of all Cameron, Fayette, Gonzales, Hidalgo, Lavaca, Starr, Webb, and Willacy Counties.

2. In § 76.2, in paragraph (e)(3) relating to the State of North Carolina, subdivision (ii) relating to Johnston County is amended to read:

(e) * * *

(3) *North Carolina.* * * *

(ii) That portion of Johnston County bounded by a line beginning at the junction of U.S. Highway 301 and U.S. Highway 70; thence, following U.S. Highway 70 in an easterly direction to Secondary Road 2508; thence, following Secondary Road 2508 in a southerly direction to Secondary Road 1007; thence, following Secondary Road 1007 in a westerly direction to the west bank of Polecat Branch; thence, following the west bank of the Polecat Branch in a generally southeasterly, then southerly direction to the Neuse River; thence, crossing the Neuse River in a southerly direction;

¹ The functions prescribed in Part 76 of Chapter I, 9 CFR, have been transferred from the Animal and Plant Health Service, U.S. Department of Agriculture, to the Animal and Plant Health Inspection Service of the Department (37 F.R. 6327, 6505).

thence, following the south bank of the Neuse River in a southeasterly direction to the dirt road extension of Secondary Road 1184; thence, following the dirt road extension in a southerly direction to Secondary Road 1184; thence, following Secondary Road 1184 in a southwesterly direction to Secondary Road 1009; thence, following Secondary Road 1009 in a southeasterly direction to Secondary Road 1179; thence, following Secondary Road 1179 in a southwesterly direction to U.S. Highway 701; thence, following U.S. Highway 701 in a northwesterly direction to Secondary Road 1178; thence, following Secondary Road 1178 in a northwesterly direction to U.S. Highway 301; thence, following U.S. Highway 301 in a southwesterly direction to Secondary Road 1162; thence, following Secondary Road 1162 in a northwesterly direction to Secondary Road 1350; thence, following Secondary Road 1350 in a southwesterly direction to Secondary Road 1330; thence, following Secondary Road 1330 in a northwesterly, then generally northeasterly direction to Secondary Road 1010; thence, following Secondary Road 1010 in a southeasterly direction to Secondary Road 1562; thence, following Secondary Road 1562 in a generally northwesterly, then northeasterly direction to Secondary Road 1563; thence, following Secondary Road 1563 in a generally easterly direction to U.S. Highway 70; thence, following U.S. Highway 70 in a southeasterly direction to its junction with U.S. Highway 301.

3. In § 76.2, a new paragraph (e)(5) relating to the State of Georgia is added to read:

(e) * * *

(5) *Georgia.* That portion of Tattnall County bounded by a line beginning at the junction of State Highway 147 and the Tattnall-Toombs County line; thence, following State Highway 147 in a southeasterly, then northeasterly direction to U.S. Highway 280; thence, following U.S. Highway 280 in a northeasterly direction to the Tattnall-Evans County line; thence, following the Tattnall-Evans County line in a generally southeasterly direction to the intersection of the Tattnall-Evans-Liberty County lines; thence, following the Tattnall-Liberty County line in a southwesterly direction to the intersection of the Tattnall-Liberty-Long County lines; thence, following the Tattnall-Long County line in a generally southwesterly direction to the intersection of the Tattnall-Long-Wayne County lines; thence, following the Tattnall-Wayne County line in a northwesterly direction to the intersection of the Tattnall-Wayne-Appling County lines; thence, following the Tattnall-Appling County line in a

RULES AND REGULATIONS

northwesterly direction to the intersection of the Tattnall-Appling-Toombs County lines; thence, following the Tattnall-Toombs County line in a north-easterly direction to its junction with State Highway 147.

4. In § 76.2, the references to the States of Arkansas, Missouri, and North Carolina in paragraph (f) are deleted, and paragraph (g) is amended by adding thereto the names of the States of Arkansas and Missouri.

(Secs. 4-7, 23 Stat. 32, as amended; secs. 1 and 2, 32 Stat. 791-792, as amended; secs. 1-4, 33 Stat. 1264, 1265, as amended; sec. 1, 75 Stat. 481; secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

Effective date. The foregoing amendments shall become effective upon issuance.

The amendments quarantine all of Fayette and Lavaca Counties in Texas; an additional portion of Johnston County in North Carolina; and a portion of Tattnall County in Georgia because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined areas.

The amendments exclude Atascosa, Bee, Bexar, De Witt, Duval, Goliad, Jackson, Karnes, Victoria, and Wilson Counties in Texas from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will not apply to the excluded areas, but will continue to apply to the quarantined areas described in § 76.2(e). Further, the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 will apply to the areas excluded from quarantine.

The amendments delete Arkansas, Missouri, and North Carolina from the list of hog cholera Eradication States in § 76.2(f) and add Arkansas and Missouri to the list of hog cholera Free States in § 76.2(g). The special provisions pertaining to the interstate movement of swine and swine products from Eradication and Free States remain applicable to Arkansas and Missouri. However, the general restrictions pertaining to interstate movement from nonquarantined areas contained in 9 CFR Part 76 will apply to the nonquarantined portions of North Carolina.

Insofar as the amendments impose certain further restrictions necessary to prevent the spread of hog cholera, they must be made effective immediately to accomplish their purpose in the public interest. Insofar as they relieve restrictions, they should be made effective promptly in order to be of maximum benefit to affected persons. It does not appear that public participation in this

rule making proceeding would make additional relevant information available to this Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the *FEDERAL REGISTER*.

Done at Washington, D.C., this 11th day of April 1972.

G. H. WISE,
Acting Administrator, Animal and
Plant Health Inspection Service.

[FR Doc. 72-5697 Filed 4-13-72; 8:47 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 11422, Amdt. 1-22]

PART 1—DEFINITIONS AND ABBREVIATIONS

Extended Over-Water Operations

The purpose of this amendment to Part 1 of the Federal Aviation Regulations is to accommodate the use of helicopters in various types of operations requiring them to operate at distances greater than 50 miles from the nearest shoreline.

This amendment is based on a notice of proposed rule making (Notice 71-27) published in the *FEDERAL REGISTER* on September 28, 1971 (36 F.R. 19091).

This amendment to the definition of "extended over-water operation" makes a distinction between those operations conducted with aircraft other than helicopters and those conducted with helicopters. Specifically, this amendment changes the definition to make it encompass a helicopter only if it is being operated more than 50 nautical miles from the nearest shoreline and is not within 50 nautical miles of an off-shore heliport structure.

Comments received in response to Notice 71-27 were almost unanimous in their approval of the proposed amendment. Certain comments expressed the opinion that the definition as amended herein would be detrimental to safety considering the limited gliding ability and seaworthiness of helicopters. However, we do not believe such an opinion is supported by helicopter operating experience under the current definition, which has permitted operations to be conducted up to a distance of 50 miles from the nearest shoreline before coming within the definition of an extended over-water operation, and it is reasonable to assume that operating experience will not differ for helicopter operations conducted up to 50 miles from an off-shore

heliport structure, as provided for in the amendment.

With respect to this amendment, it will be noted that two conditions must be satisfied in order for a helicopter operation to become an "extended over-water operation." First, the operation must be over water at a horizontal distance of more than 50 nautical miles from the nearest shoreline; and second, it must be more than 50 nautical miles from an off-shore heliport structure. Accordingly, the operation of a helicopter does not constitute an extended over-water operation when it is being operated within 50 nautical miles from the nearest shoreline, nor does it constitute such an operation when more than 50 nautical miles from the nearest shoreline, if it is being operated within 50 nautical miles of an off-shore heliport structure.

This amendment differs from the proposal by omitting the word "suitable" in describing an "off-shore heliport structure," to ensure consistency with the definition of the term "heliport" as currently prescribed in Part 1.

In consideration of the foregoing, the definition of "extended over-water operation" in § 1.1 of the Federal Aviation Regulations is amended, effective April 14, 1972, to read as follows:

§ 1.1 General definitions.

* * * * * "Extended over-water operation" means—

(1) With respect to aircraft other than helicopters, and operation over water at a horizontal distance of more than 50 nautical miles from the nearest shoreline; and

(2) With respect to helicopters, an operation over water at a horizontal distance of more than 50 nautical miles from the nearest shoreline and more than 50 nautical miles from an off-shore heliport structure.

(Sec. 313(a), Federal Aviation Act of 1958, 49 U.S.C. 1354(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on April 10, 1972.

J. H. SHAFFER,
Administrator.

[FR Doc. 72-5673 Filed 4-13-72; 8:45 am]

[Airworthiness Docket No. 68-WE-12-AD,
Amdt. 39-1420]

PART 39—AIRWORTHINESS DIRECTIVES

Boeing Model 707/720 Series Airplanes Correction

In F.R. Doc. 72-4932 appearing at page 6570 in the issue of Friday, March 31, 1972, the word "required" in the second line of paragraph (a) of the Airworthiness Directive should read "repaired".

[Airspace Docket No. 72-SO-13]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS**Designation of Transition Area**

On February 26, 1972, a notice of proposed rule making was published in the **FEDERAL REGISTER** (37 F.R. 4096), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the McRae, Ga., transition area.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., June 22, 1972, as hereinafter set forth.

In § 71.181 (37 F.R. 2143), the following transition area is added:

McRAE, GA.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Telfair-Wheeler Airport (lat. 32°05'46" N., long. 82°52'55" W.); within 3 miles each side of the 030° bearing from McRae RBN (lat. 32°05'40" N., long. 82°53'02" W.), extending from the 7-mile radius area to 8.5 miles northeast of the RBN.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in East Point, Ga., on April 6, 1972.

DUANE W. FREER,
Acting Director,
Southern Region.

[FR Doc. 72-5674 Filed 4-13-72; 8:45 am]

[Airspace Docket No. 72-SO-32]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS**Alteration of Transition Area**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Sumter, S.C., transition area.

The Sumter transition area is described in § 71.181 (37 F.R. 2143). In the description, an extension is predicated on the ILS localizer southwest course and has a designated width of 7 miles and a length of 11.5 miles.

U.S. Standards for Terminal Instrument Procedures (TERPs), issued after extensive consideration and discussion with government agencies and concerned and affected industry groups, are now being applied to update the criteria for instrument approach procedures. The criteria for the designation of controlled airspace protection for these procedures were revised to conform to TERPs and achieve increased and efficient utilization of airspace.

Because of this revised criteria, it is necessary to amend the Selma control zone and transition area descriptions.

In consideration of the foregoing, notice and public procedure hereon are unnecessary and Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., March 30, 1972, as hereinafter set forth.

achieve increased and efficient utilization of airspace.

Because of this revised criteria, it is necessary to alter the description to increase the width of the extension predicated on the ILS localizer southwest course to 10 miles and the length to 13.5 miles.

In consideration of the foregoing, notice and public procedure hereon are unnecessary and Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 (37 F.R. 2143), the Sumter, S.C., transition area is amended as follows: " * * * within 3.5 miles each side of the ILS localizer southwest course, extending from the 8.5-mile radius area to 11.5 miles southwest of the OM * * * is deleted and " * * * within 5 miles each side of the ILS localizer southwest course, extending from the 9.5-mile radius area to 13.5 miles southwest of the OM * * * is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in East Point, Ga., on April 7, 1972.

DUANE W. FREER,
Acting Director,
Southern Region.

[FR Doc. 72-5675 Filed 4-13-72; 8:45 am]

[Airspace Docket No. 71-SO-149]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS**Alteration of Control Zone and Transition Area**

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the Selma, Ala., control zone and transition area.

The Selma control zone is described in § 71.171 (37 F.R. 2056) and the transition area is described in § 71.181 (37 F.R. 2143).

U.S. Standards for Terminal Instrument Procedures (TERPs), issued after extensive consideration and discussion with Government agencies concerned and affected industry groups, are now being applied to update the criteria for instrument approach procedures. The criteria for the designation of controlled airspace protection for these procedures were revised to conform to TERPs and achieve increased and efficient utilization of airspace.

Because of this revised criteria, it is necessary to amend the Selma control zone and transition area descriptions.

In consideration of the foregoing, notice and public procedure hereon are unnecessary and Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., March 30, 1972, as hereinafter set forth.

In § 71.171 (37 F.R. 2056), the Selma, Ala., control zone is amended to read:

SELMA, ALA.

Within a 5-mile radius of Craig AFB (lat. 32°20'30" N., long. 86°59'15" W.); within 2 miles each side of the ILS localizer southeast course, extending from the 5-mile-radius zone to 0.5 mile southeast of the LOM; within 1.5 miles each side of Craig TACAN 320° radial, extending from the 5-mile-radius zone to 5 miles northwest of the TACAN.

In § 71.181 (37 F.R. 2143), the Selma, Ala., transition area is amended to read:

SELMA, ALA.

That airspace extending upward from 700 feet above the surface within a 9-mile radius of Craig AFB (lat. 32°20'30" N., long. 86°59'15" W.); within 3 miles each side of the ILS localizer southeast course, extending from the 9-mile-radius area to 8.5 miles southeast of the OM; within a 5-mile radius of Selfield Airport (lat. 32°26'25" N., long. 86°57'10" W.); excluding the portion within Montgomery transition area.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in East Point, Ga., on April 7, 1972.

DUANE W. FREER,
Acting Director, Southern Region.

[FR Doc. 72-5676 Filed 4-13-72; 8:45 am]

Title 21—FOOD AND DRUGS**Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare****SUBCHAPTER B—FOOD AND FOOD PRODUCTS****PART 121—FOOD ADDITIVES****Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals****TYLOSIN**

The Commissioner of Food and Drugs has evaluated a supplemental new animal drug application (41-275V) filed by Elanco Products Co., Post Office Box 1750, Indianapolis, Ind. 46206, proposing an additional safe and effective use of tylosin in combination with sulfamethazine in the feed of swine. The supplemental application is approved.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(i), 82 Stat. 347; 21 U.S.C. 360b(i)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 121 is amended in § 121.217(d) by editorially revising the heading in the existing table and by revising item 6 in the "Indications for use" column in the table, as follows:

§ 121.217 Tylosin.

* * * * *

(d) * * *

RULES AND REGULATIONS

TYLOSIN IN ANIMAL FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
6. Tylosin.....	100	Sulfamethazine.....	100	For swine; as tylosin phosphate; withdraw 5 days before slaughter.	Maintaining weight gains and feed efficiency in the presence of atrophic rhinitis; lowering the incidence and severity of bordetella bronchiseptica rhinitis; prevention of swine dysentery (vibriodio); control of swine pneumonias caused by bacterial pathogens (<i>P. multocida</i> and/or <i>C. pyogenes</i>).
.....

Effective date. This order shall be effective upon publication in the **FEDERAL REGISTER** (4-14-72).

(Sec. 512(1), 82 Stat. 347; 21 U.S.C. 360b(1))

Dated: April 4, 1972.

C. D. VAN HOUWELING,
Director,
Bureau of Veterinary Medicine.

[FR Doc. 72-5625 Filed 4-13-72; 8:45 am]

Title 24—HOUSING AND URBAN DEVELOPMENT

Chapter V—Office of Assistant Secretary for Community Development, Department of Housing and Urban Development

[Docket No. R-72-150]

PROJECT SELECTION SYSTEMS FOR CERTAIN COMMUNITY DEVELOPMENT PROGRAMS

On November 25, 1971, notice of rule making proposed the addition of new Parts 511, 541, 551, and 561 to Chapter V of Title 24 of the Code of Federal Regulations (36 F.R. 22590). These amendments, based on those proposals, provide the criteria by which the Department will evaluate applications for funding under the Neighborhood Development Program, the Open Space Land Program, the Neighborhood Facilities Program, and the Public Facility Loans Program. In addition, Part 551 supersedes § 540.246, which sets forth project selection criteria for the Open Space Land Program. Statements appearing in said notice of proposed rule making are valid only to the extent that said statements are included in the final Parts 511, 541, 551, and 561 set forth below.

The Department received some 65 comments, a majority of which favored adoption of the proposed regulations. Many of the comments focused on the weight given to specific criteria. Careful consideration has been given to this matter as well as other pertinent suggestions. In response to the comments, the following principal changes have been adopted in the final regulations:

Sections 511.1(b), 541.1(b), 551.1(b) and 561.1(b) have been amplified to clarify procedures used by the Area Offices in applying these project selection systems. Because there must be close coor-

dination of the Community Development projects covered by these regulations with other Department programs, projects involving new communities or such other critical and innovative projects as the Assistant Secretary for Community Development may determine are excluded from those project selection systems.

Sections 511.2, 551.2, and 561.2 now include a specific definition of "applicant" to prevent any implication that eligibility to apply for assistance under the affected programs is limited by the definitions of "locality."

Sections 511.4(d), 541.4(c), 551.4(a), and 561.4(c) are revised to include as program requisites acceptable assurances of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601) and the absence of any known impediment to meeting HUD's relocation requirements.

Sections 511.14, 541.12, 551.16, and 561.18 are revised to apply the same criteria (with regard to local equal employment and entrepreneurial effort) to applicants without previous program experience as are used to evaluate applicants with previous program experience.

In §§ 511.14, 551.2, and 561.20, to prevent ambiguity, a definition of the term "service area" is added and in § 511.16 the term "service area" is changed to "NDP area" as defined in § 511.2.

In the Neighborhood Development Program (NDP), § 511.4(f), the citation of **FEDERAL REGISTER** publication of the Housing Production and Mortgage Credit Project Selection is corrected to read: 37 F.R. 203-9, January 7, 1972. Section 511.10(a) is changed to include projects which will add to the housing stock without displacement. In § 511.10 a new item (9), Inadequate Air and Water Quality, is added to the list of environmental deficiencies. Section 511.12(a)(1) is revised to give credit, among other things, to effective carrying out of relocation activities which involve displacement.

In the Open Space Program, references to "Legacy of Parks" have been deleted to avoid confusion. Section 541.8(c), the number of local regulatory measures required to meet this criterion is increased from three to four; the wording of subparagraphs (5) and (6) is revised for purposes of clarification; and an additional local regulatory measure is added in subparagraph (7). Section 541.10 (a) and (c) are revised to emphasize preventive rather than curative factors. Section 541.10(e) is deleted to reflect the fact that predominantly Historic Preservation projects are not covered by this Project Selection System.

In the Neighborhood Facilities Program, § 551.4 is corrected to show four program prerequisites. In § 551.10 reference is made to the latest available decennial census data rather than to the 1970 Census. Section 551.14(b)(1) is revised to give credit, among other things, to effective carrying out of relocation activities which involve displacement.

In §§ 511.16(a) (1) and (2), 541.14(a) (1) and (2), 551.18(a) (1) and (2), and 561.20(a) (1) and (2) points are decreased to diminish emphasis on the median income of the jurisdiction and to increase emphasis on Community Development activities, §§ 511.22, 541.20, 551.24, and 561.26.

Sections 511.20(a), 541.18(a), 551.22(a), and 561.24(a) are amplified to distinguish between the locality of the applicant and the jurisdiction of the applicant. This will insure that where the applicant is a public body that does not have jurisdiction with regard to housing, the locality's record can be measured.

In the Public Facility Loans Program, in § 561.4, the citation concerning Part B, Urban Growth and New Community Development Act of 1970 is corrected. Section 561.6, Type of Project is removed as a criteria for evaluating projects under this system, in conjunction with the change made in § 561.1(b). Consequently, this section is re-lettered, and § 561.10 is reserved.

Accordingly, Chapter V of Title 24 of the Code of Federal Regulations is amended, effective on May 15, 1972, by (1) deleting § 540.246 of Part 540, and (2) by adding new Parts 511, 541, 551, and 561 to read as set forth below.

FLOYD H. HYDE,
Assistant Secretary
for Community Development.

PART 511—NEIGHBORHOOD DEVELOPMENT PROGRAM PROJECT SELECTION SYSTEM

Sec.

- 511.1 Scope.
- 511.2 Definitions.
- 511.4 Program prerequisites.
- 511.6 Criteria for evaluating applications.
- 511.8 Local effort and coordination.
- 511.10 Impact of area selected.
- 511.12 Program management capacity.
- 511.14 Local equal employment and entrepreneurial effort.
- 511.16 Local need.

Sec.
 511.18 Commitment of local, county, State, and Federal entities to project or program.
 511.20 Expansion of housing for low- and moderate-income families.
 511.22 Community development.

AUTHORITY: The provisions of this Part 511 issued under secs. 131-134, of the Housing Act of 1949, as amended, 82 Stat. 518-520, 42 U.S.C. 1469-1469c.

§ 511.1 Scope.

(a) **Purpose.** This part sets forth criteria and procedures to be used in preliminary evaluation of applications for Federal loan and grant assistance to local public bodies and agencies for Neighborhood Development Programs, which are urban renewal undertakings and activities, in one or more urban renewal areas, that are planned and carried out on the basis of annual increments.

(b) **Procedures.** Submissions will first be reviewed against six prerequisites. If any of these prerequisites are not met, the application will be rejected. If the application appears to meet the prerequisites, it will be evaluated against the point rated criteria and assigned a point rating. Then, depending upon the relative rating of the application among other such applications pending in the area office, the applicant may be asked to submit further application material, with supporting documentation so that a final decision on the grant may be reached. Such application material is subject to reviews to determine compliance of the application with basic eligibility and technical requirements. If an application does not receive a high enough point rating to qualify for funding as compared to other pending applications, or if the application cannot meet basic eligibility or technical requirements, the application and any supporting documents will be returned to the applicant with advice as to the areas of deficiency. Remedial action regarding the deficiencies must be undertaken before the proposal may be reconsidered. The provisions of these regulations do not apply to projects involving New Communities, or such other critical or innovative projects as the Assistant Secretary for Community Development may determine. The Department reserves the right to negotiate the modification of the scope of the proposed undertaking and/or the amount of financial assistance requested.

§ 511.2 Definitions.

As used in the regulations in this part:

(a) "Applicant" means a local public agency as defined under sec. 110(h) of the Housing Act of 1949; 63 Stat. 413, 421; 42 U.S.C. 1460(h), which is applying for Federal Assistance under the Neighborhood Development Program.

(b) "City Demonstration Agency" means that agency which was required to be established under title I of the Demonstration Cities and Metropolitan Development Act of 1966, 80 Stat. 1255, 42 U.S.C. 3301, to carry out a Model Cities program at the local level.

(c) "Locality" means the political jurisdiction or jurisdictions having gen-

eral purpose government powers upon whose behalf the application for Federal assistance has been submitted.

(d) "Low and moderate income" means an income level which is less than the maximum income eligibility level for a family of four under either of the subsidized housing programs authorized by section 235 or 236 of the National Housing Act, as amended, 82 Stat. 476, 477, 498, 12 U.S.C. 1715Z, 1715Z-1.

(e) "Low- and moderate-income housing" refers to housing with a fair market value that is equal to or less than the resultant of multiplying the section 235-236 maximum income for a family of four, as established by the Secretary for the county in which the project is located, by a factor of 3. "Low- and moderate-income housing" also refers to housing with an annual rental equal to or less than one-third of such section 235-236 maximum income.

(f) "Model neighborhood" means that geographical area in which funds are being spent under a program authorized by title I of the Demonstration Cities and Metropolitan Development Act of 1966, 80 Stat. 1255, 42 U.S.C. 3301.

(g) "NDP area" means the area or areas in which urban renewal project activities are taking place or are to take place under a neighborhood development program.

(h) "Renewal experience" means those renewal efforts and related relocation activities carried out under one or more urban renewal projects under sec. 110(c) of the Housing Act of 1949, as amended, 63 Stat. 413, 414; 42 U.S.C. 1450; or a Neighborhood Development Program as described in sections 131-134 of said Housing Act.

§ 511.4 Program prerequisites.

For the Neighborhood Development Program there are the following six prerequisites:

(a) **Workable program.** The presence of a certified or certifiable Workable Program pursuant to section 101(c) of the Housing Act of 1949, as amended, Public Law 81-171, 63 Stat. 413; 42 U.S.C. 1451c. By "certifiable workable program" is meant a reasonable probability of certification or recertification based upon submitted materials and local progress towards meeting certification standards and conditions as indicated in HUD's Handbook for the Workable Program, RHA 7100.

(b) **Local general plan.** The presence of a local general plan, and conformance of the project thereto. A "local general plan" is defined as an official document or documents containing a land use plan, thoroughfare plan, community facilities plan, public improvement program, zoning ordinance and map, and subdivision regulations so interrelated that taken together they serve as a comprehensive guide for the physical development of the locality as a whole. The plan must have been endorsed or adopted by the local governing body of the locality in which the NDP is proposed.

(c) **Civil rights.** Submission of acceptable assurances of compliance with title VI of the Civil Rights Act of 1964, Public Law 88-352, 78 Stat. 252, 42 U.S.C. 2000d

and HUD title VI regulations 24 CFR Part I, 29 F.R. 16280 and with affirmative action plan requirements pursuant to Executive Order 11246, as amended, 30 F.R. 12319, and HUD regulations 24 CFR Part 130, 36 F.R. 20688.

(d) **Relocation requirements (if applicable).** (1) Submission of acceptable assurance of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894, 42 U.S.C. 4601, and;

(2) Absence of any known impediment to the applicant's ability to meet HUD relocation requirements and the applicant's and/or locality's ability to fulfill requirements for replacement housing. "Known impediment" refers to a practical inability to provide adequate relocation assistance and replacement housing, or a legal inability to comply with relocation-related provisions of Title I of the Housing Act of 1949, 63 Stat. 413, 414; 42 U.S.C. 1450, et seq.

(e) **A-95 coordination.** Evidence that A-95 coordination is in process. The phrase "A-95 coordination" refers to the procedure involving review of applications by the appropriate agency designated under OMB Circular A-95.

(f) **Housing component.** Absence of any known barrier to an adequate or better rating on the Housing Production and Mortgage Credit Project Selection System (37 F.R. 203-9, January 7, 1972) for any subsidized housing required to meet the housing component for the program.

§ 511.6 Criteria for evaluating applications.

Criteria for evaluating applications are divided into the following major categories:

- (a) Local effort and coordination;
- (b) Impact of area selected;
- (c) Program management capacity;
- (d) Local equal employment and entrepreneurial effort;
- (e) Local need;
- (f) Commitment of local, county, State, and Federal entities to project or program;
- (g) Expansion of housing for low- and moderate-income families;
- (h) Community development.

The elements considered in each category are described in the following sections, and the method of assigning rating points to each element or category is set forth. Points are awarded to each element or category in the following manner unless otherwise specifically indicated: If a statement under a particular element or category applies specifically to the project application under consideration, the application is awarded the number of points assigned to that statement. If no statement applies, no points are awarded to the application for that element.

§ 511.8 Local effort and coordination.

(The value of this category is the sum of the values of paragraphs (a) and (b) of this section.)

(a) **Budget and capital improvement plan.** All necessary project related public improvements, facilities, and services are identified in the appropriate local budg-

RULES AND REGULATIONS

ets and/or capital improvements plan, except those included in project costs

element is the sum of subparagraphs (1), (2), and (3) of this paragraph.)

(b) *Model cities.* The NDP area is in whole or in part a Model Neighborhood, and there exists a statement by the City Demonstration Agency Director that the activities for which funding is requested are consistent with the goals and objectives of the Model Neighborhood plan

(1) The applicant is organizationally part of a local general purpose government

(1) \$1-\$500 below State median 4
(2) More than \$500 below State median 8

Median family incomes for the NDP area and the State are to be obtained by utilizing the City-County Data Book or other census data if possible. Or use best available data.

§ 511.10 Impact of area selected.

(The value of this category is the sum of the values of paragraphs (a) to (d) of this section.)

(a) *Rehabilitation or addition of housing.* Seventy-five percent of the existing substandard residential units in the NDP area will be rehabilitated, and 75 percent of the total units will be retained, or the project will add to the housing stock without displacement

(1) Administrative budget.
(2) Time phasing for critical events.
(3) Staff assignments.
(4) Budgeted activities of other local agencies

(The value of this category is the sum of paragraphs (a) to (d) of this section.)

"Substandard residential units" refer to those residential units which are out of compliance with the appropriate local housing and building codes.

(3) Either the locality's performance with other HUD programs in the last 3 years was satisfactory in all programs,

or
For localities without other HUD program experience, the locality's performance in its public development efforts during the last 3 years was satisfactory

(a) *Local commitment.* There was substantial participation by the chief executive and governing body of the locality during the planning of the project, and they are demonstrating current public commitment in support of the project

(b) *Redevelopment areas.* The NDP area is in a designated redevelopment area as defined by the Public Works and Economic Development Act of 1965, as amended Public Law 89-136, 79 Stat. 552, 42 U.S.C. 3121, and the program shows evidence of conformance to the Overall Economic Development Plan for that area

4

(c) *Environmental deficiencies.* The locality is taking active steps (including those proposed under the NDP) to eliminate environmental deficiencies in the NDP area, including but not limited to any among those listed below

(1) Overcrowding of land.
(2) Substantial substandard housing.
(3) Lack of open space.
(4) Transportation (including parking) deficiencies.

(b) *Resident commitment.* There was effective widespread participation of a representative spectrum of NDP area residents in the development of project objectives and there is evidence of current support for the execution of the project

(5) Inadequate public facilities, including those for water, sewage, and solid waste.
(6) Incompatible land uses.
(7) Incompatible types of building uses.
(8) Underutilized land.

(5) Inadequate air and water quality.

(c) *Coordination of resources.* There was substantial participation of other local agencies during planning, and there is a current commitment including resources, from Federal, State, county, or local entities other than those necessary to satisfy the local share requirement

(9) Inadequate air and water quality.

(6) Activities undertaken by the locality have provided relatively superior opportunities for training and/or employment of minority persons

(d) *Participation in areawide or metropolitan planning.* There is active participation by the locality's representatives in the areawide or metropolitan planning organization

(d) Expansion of low- and moderate-income housing. The program contributes to the realistic plan referred to in § 511.20(c)

4

§ 511.12 Program management capacity.

(The value of this category is the sum of the values of either paragraphs (a) or (b) of this section. For purposes of this section, 4 points equals good, 8 points equals superior.)

In determining whether or not performance has been "relatively superior" the following items will be taken into consideration: Absolute numbers of persons actually trained or hired in relation to numbers of minority group persons in the labor market area; total dollar value of contracts let to minority entrepreneurs in relation to total dollar amount of contracts let by locality; within the administering agency, racial composition at all levels of employment and absolute number of training opportunities made available to minority group persons.

(a) *Expansion of low- and moderate-income housing (applicant).* Within the applicant's geographic area of jurisdiction, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way

(a) *Locality that has had previous renewal experience.* (The value of this element is the sum of subparagraphs (1) and (2) of this paragraph.)

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Locality that is without previous renewal experience.* (The value of this

(1) There is consistency between past project(s) results and relevant project objectives, including, where displacement was involved, the effective carrying out of relocation activities

(1) Median income of jurisdiction. The median annual family income of the geographic area of jurisdiction of the applicant compared to the State median annual family income is: (Select one, if appropriate):

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(2) Since July 1, 1968, there has been a reasonable relationship between past initial cost and time commitments and actual cost and development time

(b) *Median income of NDP area.* The median annual family income of the NDP area compared to the State annual median family income is: (Select one if appropriate):

(1) Median income of jurisdiction. The median annual family income of the geographic area of jurisdiction of the applicant compared to the State median annual family income is: (Select one, if appropriate):

(b) *Locality that is without previous renewal experience.* (The value of this

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Community development activities.* The degree to which the project is necessary for undertaking other publicly supported community development activities

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Community development activities.* The degree to which the project is necessary for undertaking other publicly supported community development activities

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Community development activities.* The degree to which the project is necessary for undertaking other publicly supported community development activities

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Community development activities.* The degree to which the project is necessary for undertaking other publicly supported community development activities

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

(b) *Community development activities.* The degree to which the project is necessary for undertaking other publicly supported community development activities

(1) \$1-\$500 below State median 3
(2) More than \$500 below State median 6

activities being carried out or to be carried out within a reasonable period of time in accordance with a locally determined or areawide plan or strategy. Factors taken into consideration may include the project's responsiveness to local needs and objectives, the economics possible through coordinated or joint action, the degree of support by the appropriate unit(s) of local general-purpose government, and the management capacity within local general-purpose government.

PART 540—OPEN-SPACE LAND

§ 540.246 [Deleted]

Section 540.246 is deleted.

PART 541—OPEN SPACE LAND PROGRAM PROJECT SELECTION SYSTEM

Sec.	
541.1	Scope.
541.2	Definitions.
541.4	Program prerequisites.
541.6	Criteria for evaluating applications.
541.8	Local effort and coordination.
541.10	Projects ability to meet open space needs.
541.12	Local equal employment and entrepreneurial effort.
541.14	Local need.
541.16	Commitment of local, county, State, and Federal entities to project or program.
541.18	Expansion of housing for low- and moderate-income families.
541.20	Community development.

AUTHORITY: The provisions of this Part 541 issued under Title VII of the Housing Act of 1961, 75 Stat. 183, 42 U.S.C. 1500, as amended by Title VI of the Housing and Urban Development Act of 1970, 84 Stat. 1781, 42 U.S.C. 1500.

§ 541.1 Scope.

(a) **Purpose.** This part sets forth criteria and procedures to be used in preliminary evaluation of applications for Federal grant assistance to local public bodies and agencies for the Open Space Land Program.

(b) **Procedures.** (1) Submissions will first be reviewed against five prerequisites. If any of these prerequisites are not met, the application will be rejected. If the application meets all prerequisites, it will be evaluated against the point rated criteria and assigned a point rating.

(2) Then, depending upon the relative rating of the application among other such applications pending in the area office, the applicant may be asked to submit further application material, with supporting documentation so that a final decision on the grant may be reached. Such application material is subject to reviews to determine compliance of the application with basic eligibility and technical requirements.

(3) If an application does not receive a high enough point rating to qualify for funding as compared to other pending applications, or if the application cannot meet basic eligibility or technical requirements, the application and

any supporting documents will be returned to the applicant with advice as to the areas of deficiency. Remedial action regarding the deficiencies must be undertaken before the proposal may be considered.

(4) The provisions of the regulations in this part do not apply to projects involving predominantly Historic Preservation Activities, New Communities, or such other critical or innovative projects as the Assistant Secretary for Community Development may determine.

(5) The Department reserves the right to negotiate the modification of the scope of the proposed undertaking and/or the amount of financial assistance requested.

§ 541.2 Definitions.

As used in the regulations in this part:

(a) "Applicant" means a State or local public body (as defined in sections 709 (3) and (4) of Title VII of the Housing Act of 1961, 75 Stat. 183, 42 U.S.C. 1500, as amended by Title IV of the Housing and Urban Development Act of 1970, 84 Stat. 1781, 42 U.S.C. 1500), which is applying for Federal assistance under the Open Space Land Program.

(b) "City Demonstration Agency" means that agency which was required to be established under title I of the Demonstration Cities and Metropolitan Development Act of 1966, 80 Stat. 1255, 42 U.S.C. 3301, to carry out a Model Cities program at the local level.

(c) "Locality" means the political jurisdiction or jurisdictions having general-purpose government powers upon whose behalf the application for Federal assistance has been submitted.

(d) "Low and moderate income" means an income level which is less than the maximum income eligibility level for a family of four for the county in which the project is to be located under either of the subsidized housing programs authorized by section 235 or 236 of the National Housing Act, as amended 82 Stat. 476, 477, 498; 12 U.S.C. 17152, 17152-1.

(e) "Low- and moderate-income housing" refers to housing with a fair market value that is equal to or less than the resultant of multiplying the section 235-236 maximum income for a family of four, as established by the Secretary for the county in which the project is located, by a factor of 3. "Low- and moderate-income housing" also refers to housing with an annual rental equal to or less than one-third of such section 235-236 maximum income.

(f) "Model neighborhood" means that geographical area in which funds are being spent under a program authorized by title I of the Demonstration Cities and Metropolitan Development Act of 1966, 80 Stat. 1255, 42 U.S.C. 3301.

§ 541.4 Program prerequisites.

For the Open Space Land Program there are the following five prerequisites:

(a) **Certified areawide planning jurisdiction.** The locality is in a certified areawide planning jurisdiction. For definition

of "certified areawide planning jurisdiction" see HUD Circular 6415.1A and 6415.3.

(b) **Civil rights.** Submission of acceptable assurances of compliance with title VI of the Civil Rights Act of 1964, Public Law 88-352, 78 Stat. 252, 42 U.S.C. 2000d and HUD title VI regulations 24 CFR Part I, 29 F.R. 16280 and with affirmative action plan requirements pursuant to Executive Order 11246, as amended 30 F.R. 12319, and HUD regulations 24 CFR Part 130, 36 F.R. 20688.

(c) **Relocation requirements (if applicable).** (1) Submission of acceptable assurances of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894, 42 U.S.C. 4601; and

(2) Absence of any known impediment to the applicant's ability to meet HUD relocation requirements and the applicant's and/or locality's ability to fulfill requirements for replacement housing. "Known impediment" refers to a practical inability to provide adequate relocation assistance.

(d) **A-95 coordination.** Evidence that A-95 coordination is in process. The phrase "A-95 coordination" refers to the procedure involving review of applications by the appropriate agency designated under OMB Circular A-95.

(e) **National Register of Historic Places.** For historic and architectural preservation assistance the project must involve property or open space land which is listed on the National Register of Historic Places. The "National Register of Historic Places" is a record of culturally significant property maintained by the National Park Service, U.S. Department of the Interior. See section 101 of the Historic Preservation Act of 1966, Public Law 89-665, 80 Stat. 915, 16 U.S.C. 470.

§ 541.6 Criteria for evaluating applications.

Criteria for evaluating applications are divided into the following major categories:

- (a) Local effort and coordination;
- (b) Projects ability to meet open space needs;
- (c) Local equal employment and entrepreneurial effort;
- (d) Local need;
- (e) Commitment of local, county, State, and Federal entities to project or program;
- (f) Expansion of housing for low- and moderate-income families;
- (g) Community development.

The elements considered in each category are described in the following sections, and the method of assigning rating points to each element or category is set forth. Points are awarded to each element or category in the following manner a statement under a particular element or category applies specifically to the project application under consideration, the application is awarded the number of points assigned to that statement. If no statement applies, no points are awarded to the application for that element.

RULES AND REGULATIONS

§ 541.8 Local effort and coordination.

(The value of this category is the sum of the values of paragraphs (a) to (d) of this section.)

(a) *Budget and capital improvement plan.* All necessary project related public improvements, facilities, and services are identified in the appropriate local budgets and/or capital improvement plan, except those included in projects costs

(b) *Model Cities.* The project area in whole or in part is in a Model Neighborhood and there exists a statement by the City Demonstration Agency Director that the activities for which funding is requested are consistent with the goals and objectives of the Model Neighborhood's plan

(c) *Local regulatory measures.* The project is coordinated with other programs and regulations to improve the quality of the environment, as evidenced by the fact that the locality has adopted and is enforcing regulatory measures to reduce blight and decay and to preserve and promote open space and historic resources. These regulatory measures must include at least four of the following

(1) Requirements for undergrounding of utilities;

(2) Adoption and enforcement of litter control, weed abatement, or sign control regulations;

(3) Subdivision regulations requiring open space dedication;

(4) Cluster zoning or planned unit developments; "Cluster Zoning or Planned Unit Development" are regulations enacted by the locality that encourage the grouping and placement of structures in such a manner as to create or reserve open space.

(5) Regulations permitting relaxation of set back and height controls, or development rights transfer, to provide open space or protect historic structures in core areas;

(6) Ordinances to protect historic sites, districts, buildings, structures, and objects.

(7) Regulations to prevent deterioration of ambient air quality.

(d) *Low- and moderate-income housing.* The project is related to and coordinated with the provision of low- and moderate-income housing

§ 541.10 Projects ability to meet open space needs.

(The value of this category is the sum of the values of paragraphs (a) to (e) of this section.)

(a) *Environment.* Effect on the environment (The value of this section is the sum of subparagraphs (1) to (5) of this paragraph.)

(1) The project involves substantial environmental improvement activities in a predominantly residential area or includes some Historic Preservation Activities

(Projects involving predominantly Historic Preservation Activities are excluded from this project selection system in § 541.1(b).)

"Environmental improvement activities" are those development activities, excluding park development, designed to improve the overall appearance of a locality or neighborhood. These activities are designed to prevent community blight and decay, and can include street tree planting, redesigning street furniture, and improving pathways.

(2) The project will help prevent unsound development

"Unsound development" refers to undesirable and hazardous development of flood plains, steep slopes, faults, or any other similarly unsuited area.

(3) The project will alleviate a deficiency of open space

"Deficiency of Open Space" means that there is less than 2.5 acres of existing public open space per thousand population.

(4) The project will alleviate an unmet recreation need by providing a recreation facility of a type not currently available to the service area population

(5) The project preserves ecologically significant areas or conserves scenic areas

"Ecologically significant" refers to unusual, specific, resource-oriented open space areas such as wildlife sanctuaries, geysers, waterfalls, wet lands, and sand dunes.

(b) *Population served.* The project will readily serve a substantial number of low and moderate income residents

(c) *Patterns of urban growth.* The project will help curb urban sprawl or involves undeveloped or predominately undeveloped land which, if withheld from commercial, industrial, and residential development, would have special significance in helping to shape desirable patterns of urban growth

"Urban sprawl" refers to random and unguided development outward from urban centers. It is usually characterized by groups of large scale, low density residential developments, interspersed and surrounded by commercial and industrial development. Projects that can help alleviate and curb urban sprawl are projects designed to guide large scale growth or act as a buffer by separating incompatible land uses.

(d) *Danger of loss.* The project is in imminent danger of loss

"Imminent Danger of Loss" means that the project is threatened by action which will prevent the use of the area or property for open space or historic preservation purposes.

(e) *Program experience.* (1) If applicant had previous federally assisted program experience: The applicant has expeditiously acquired properties; where displacement was involved, effectively carried out relocation activities; expeditiously developed the properties; sponsors programs for their use; and operates them in accordance with contract conditions

(2) If the applicant is without federally assisted program experience: The

applicant has well maintained public open spaces, sponsors programs for their use, and operates those programs in a nondiscriminatory manner

§ 541.12 Local equal employment and entrepreneurial effort.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) Activities undertaken by the locality have provided relatively superior opportunities for training and/or employment of minority persons

(b) Activities undertaken by the locality have provided relatively superior opportunities for business concerns owned, controlled, or managed in substantial part by minority persons

(c) The applicant has taken affirmative action in its own employment in the training and/or employment of minority persons, with relatively superior results

In determining whether or not performance has been "relatively superior", the following items will be taken into consideration: Absolute numbers of persons actually trained or hired in relation to numbers of minority group persons in the labor market area; total dollar value of contracts let to minority entrepreneurs in relation to total dollar amount of contracts let by locality; within the administering agency, racial composition at all levels of employment and absolute number of training opportunities made available to minority group persons.

§ 541.14 Local need.

(The value of this category is the sum of the values of paragraphs (a) and (b) of this section.)

(a) *Median income of jurisdiction.* The median annual family income of the geographic area of jurisdiction of the applicant compared to the State median annual family income is: (Select one, if appropriate):

(1) \$1-\$500 below State median

(2) more than \$500 below State median

(b) *Median income of service area.* The median annual family income of the service area compared to the State annual median family income is: (Select one if appropriate):

(1) \$1-\$500 below State median

(2) more than \$500 below State median

Median family incomes for the service area and the State are to be obtained by utilizing the City County Data Book or other census data if possible. Or use best available data. "Service Area" refers to the area proposed to be, and reasonably capable of being, served by the Open Space Land Project.

§ 541.16 Commitment of local, county, State, and Federal entities to project or program.

(The value of this category is the sum of paragraphs (a) to (d) of this section.)

(a) *Local commitment.* There was substantial participation by the chief executive and governing body of the locality during the planning of the proj-

ect, and they are demonstrating current public commitment in support of the project. 4

(b) *Resident commitment.* There was effective widespread participation of a representative spectrum of service area residents in the development of project objectives and there is evidence of current support for the execution of the project. 4

(c) *Coordination of resources.* There was substantial participation of other local agencies during planning, and there is a current commitment including resources, from Federal, State, county, or local entities other than those necessary to satisfy the local share requirement. 4

(d) *Participation in areawide or metropolitan planning.* There is active participation by the locality's representatives in the areawide or metropolitan planning organization. 3

§ 541.18 Expansion of housing for low- and moderate-income families.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) *Expansion of low- and moderate-income housing (applicant).* Within the applicant's geographic area of jurisdiction, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way. 3

(b) *Expansion of low- and moderate-income housing (locality).* Within the locality in which the project is located there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way. 3

(c) *Dispersion of low- and moderate-income housing.* The locality has a realistic plan to expand the supply of standard low- and moderate-income housing in a nondiscriminatory way outside areas of concentration or economically disadvantaged or minority citizens. 4

§ 541.20 Community development.

The degree to which the project is necessary for undertaking other publicly supported community development activities. 0 to 6

"Community development activities" refers to those publicly supported physical development activities and those related social or economic development activities being carried out or to be carried out within a reasonable period of time in accordance with a locally determined or areawide plan or strategy. Factors taken into consideration may include the project's responsiveness to local needs and objectives, the economies possible through coordinated or joint action, the degree of support by the appropriate unit(s) of local general-purpose government, and the management capacity and efforts to develop management capacity within local general-purpose government.

PART 551—NEIGHBORHOOD FACILITIES PROGRAM PROJECT SELECTION SYSTEM

Sec.

- 551.1 Scope.
- 551.2 Definitions.
- 551.4 Program prerequisites.
- 551.6 Criteria for evaluating applications.
- 551.8 Relationship to comprehensive planning.
- 551.10 Income level of area to be served.
- 551.12 Relevance of program objectives.
- 551.14 Capacity to administer the Neighborhood Facility.
- 551.16 Local equal employment and entrepreneurial effort.
- 551.18 Local need.
- 551.20 Commitment of local, county, State, and Federal entities to project or program.
- 551.22 Expansion of housing for low- and moderate-income families.
- 551.24 Community development.

AUTHORITY: The provisions of this Part 551 issued under sec. 703, of the Housing and Urban Development Act of 1965, 79 Stat. 491; 42 U.S.C. 3103.

§ 551.1 Scope.

(a) *Purpose.* This part sets forth criteria and procedures to be used in preliminary evaluation of applications for Federal grant assistance to local public bodies and agencies for Neighborhood Facilities Grant Projects.

(b) *Procedures.* (1) Submissions will first be reviewed against four prerequisites. If any of these prerequisites are not met, the application will be rejected. If the application meets all prerequisites, it will be evaluated against the point rated criteria and assigned a point rating. Then, depending upon the relative rating of the application among other such applications pending in the area office, the applicant may be asked to submit further application material, with supporting documentation so that a final decision on the grant may be reached. Such application material is subject to reviews to determine compliance of the application with basic eligibility and technical requirements.

(2) If an application does not receive a high enough point rating to qualify for funding as compared to other pending applications, or if the application cannot meet basic eligibility or technical requirements, the application and any supporting documents will be returned to the applicant with advice as to the areas of deficiency. Remedial action regarding the deficiencies must be undertaken before the proposal may be reconsidered. The provisions of these regulations do not apply to projects involving New Communities, or such other critical or innovative projects as the Assistant Secretary for Community Development may determine. The Department reserves the right to negotiate the modification of the scope of the proposed undertaking and/or the amount of financial assistance requested.

§ 551.2 Definitions.

As used in the regulations in this part:

(a) "Applicant" means a local public body or agency, as defined in section 706 (b) of the Housing and Urban Development Act of 1965, 79 Stat. 451, 489, 42 U.S.C. 3101, which is applying for Federal assistance under the Neighborhood Facilities Grant Program.

(b) "Locality" means the political jurisdiction or jurisdictions having general purpose government powers upon whose behalf the application for Federal assistance has been substituted.

(c) "Low and moderate income" means an income level which is less than the maximum income eligibility level for a family of four for the county in which the project is to be located under either of the subsidized housing programs authorized by section 235 or 236 of the National Housing Act, as amended, 82 Stat. 476, 477, 498, 12 U.S.C. 1715Z-1.

(d) "Low- and moderate-income housing" refers to housing with a fair market value that is equal to or less than the resultant of multiplying the section 235-236 maximum income for a family of four, as established by the Secretary, for the county in which the project is located, by a factor of 3. "Low- and moderate-income housing" also refers to housing with an annual rental equal to or less than one-third of such section 235-236 maximum income.

(e) "Service Area" means the area proposed to be, and reasonably capable of being, served by the Neighborhood Facilities Grant Project.

§ 551.4 Program requisites.

For the Neighborhood Facilities Grant Program there are the following four prerequisites:

(a) *Relocation requirements (if applicable).* (1) Submission of acceptable assurances of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (84 Stat. 1894, 42 U.S.C. 4601).

(2) Absence of any known impediment to the applicant's ability to meet HUD relocation requirements and the applicant's and/or locality's ability to fulfill requirements for replacement housing. Known impediment refers to a practical inability to provide adequate relocation assistance.

(b) *Civil rights.* Submission of acceptable assurances of compliance with title VI of the Civil Rights Act of 1964, Public Law 88-352, 78 Stat. 252, 42 U.S.C. 2000d and HUD Title VI regulations 24 CFR Part I, 29 F.R. 16280 and with affirmative action plan requirements pursuant to Executive Order 11246, as amended 30 F.R. 12319, and HUD regulations 24 CFR Part 130, 36 F.R. 20688.

(c) *Service area.* The service area of the facility is reasonable in relationship to the services to be provided, and the design and capacity of the proposed facility.

RULES AND REGULATIONS

(d) *Project location.* The project is so located as to be available for use by a significant portion (or number in the case of large urban places) of the area's low- and moderate-income residents.

§ 551.6 Criteria for evaluating applications.

Criteria for evaluating applications are divided into the following major categories:

(a) Relationship to comprehensive planning;

(b) Income level of area to be served;

(c) Relevance of program objectives;

(d) Capacity to administer the neighborhood facility;

(e) Local equal employment and entrepreneurial effort;

(f) Local need;

(g) Commitment of local, county, State, and Federal entities to project or program;

(h) Expansion of housing for low- and moderate-income families;

(i) Community development;

The elements considered in each category are described in the following sections, and the method of assigning rating points to each element or category is set forth. Points are awarded to each element or category in the following manner unless otherwise specifically indicated: If a statement under a particular element or category applies specifically to the project application under consideration, the application is awarded the number of points assigned to that statement. If no statement applies, no points are awarded to the application for that element.

§ 551.8 Relationship to comprehensive planning.

(The value of this category is the value of paragraph (a) of this section).

(a) *General plan.* The proposed facility is specifically identified in the locality's general plan. 5

§ 551.10 Income level of area to be served.

(The value of this category is the value of paragraphs (a), (b), or (c) of this section, as applicable.)

(a) *Population served.* On the basis of the latest available decennial census data 40-49 percent of the families whose needs are proposed to be served by the facility are low- and moderate-income families. 5

"Low- and moderate-income" is defined in § 551.2(c).

(b) *Population served.* On the basis of the latest available decennial census data, 50-59 percent of the families whose needs are proposed to be served by the facility are low- and moderate-income families. 10

(c) *Population served.* On the basis of the latest available decennial census data, 60 percent or over of the families whose needs are proposed to be served by the facility are low- and moderate-income families. 14

§ 551.12 Relevance of program objectives.

(The value of this category is the sum of paragraphs (a) to (c) in this section.)

(a) *Accessibility to low- and moderate-income persons.* The proposed facility will be made readily accessible to low- and moderate-income persons outside the immediate neighborhood. 3

(b) *Provision of community service.*

The proposed facility will provide a program of community services to meet identified needs of low- and moderate-income families and individuals where present service and facilities do not exist. 8

(c) *Coordination of existing services.*

The proposed Neighborhood Facility Program will coordinate and extend existing health, recreation, social or similar community services to meet the identified needs of the population of the area to be served. 5

"Identified Needs" refer to those priority needs determined by the applicant with the participation of the community residents whose needs are to be served.

§ 551.14 Capacity to administer the Neighborhood Facility.

(The value of this category is the sum of paragraphs (a) and (b) of this section.)

(a) *Local commitment.* The locality has committed staff and funds to provide core services for the proposed facility. 5

"Core Services" (central administrative services) cover such activities as:

(1) Coordination of services, including hiring of a center director;

(2) Outreach;

(3) Intake, referral, and follow-through;

(4) Information development and dissemination;

(5) Maintenance of central record-keeping system;

(6) Community organization.

(b) *Program experience.* (1) If locality has had prior federally assisted Neighborhood Facilities Grant Program experience: The locality has expeditiously put in operation such facilities; where displacement was involved, effectively carried out relocation activities; and operated the completed facilities in accordance with contract conditions. 5

or
(2) If the locality is without federally assisted Neighborhood Facilities Grant Program experience: The applicant has adequately maintained public facilities on a neighborhood basis and operated them in a nondiscriminatory manner. 5

§ 551.16 Local equal employment and entrepreneurial effort.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) Activities undertaken by the locality have provided relatively superior opportunities for training and/or employment of minority persons. 3

(b) Activities undertaken by the locality have provided relatively superior opportunities for business concerns owned, controlled or managed in substantial part by minority persons. 3

(c) The applicant has taken affirmative action in its own employment in the training and/or employment of minority

persons with relatively superior results. 4

In determining whether or not performance has been "relatively superior", the following items will be taken into consideration. Absolute numbers of persons actually trained or hired in relation to numbers of minority group persons in the labor market area; total dollar value of contracts let to minority entrepreneurs in relation to total dollar amount of contracts let by locality; within the administering agency, racial composition at all levels of employment and absolute number of training opportunities made available to minority group persons.

§ 551.18 Local need.

(The value of this category is the sum of the values of paragraphs (a) and (b) of this section.)

(a) *Median income of jurisdiction.* The median annual family of the geographic area of jurisdiction of the applicant compared to the State median annual family income is: (Select one, if appropriate):

(1) \$1-\$500 below State median. 3

(2) More than \$500 below State median. 6

(b) *Median income of service area.* The median annual family of the service area compared to the State annual median family income is: (Select one if appropriate):

(1) \$1-\$500 below State median. 4

(2) More than \$500 below State median. 8

Median family incomes for the service area and the State are to be obtained by utilizing the City County Data Book or other census data if possible. Or use best available data.

§ 551.20 Commitment of local, county, State, and Federal entities to project or program.

(The value of this category is the sum of paragraphs (a) to (d) of this section.)

(a) *Local commitment.* There was substantial participation by the chief executive and governing body of the locality during the planning of the project, and they are demonstrating current public commitment in support of the project. 4

(b) *Resident commitment.* There was effective widespread participation of a representative spectrum of service area residents in the development of project objectives and there is evidence of current support for the execution of the project. 4

(c) *Coordination of resources.* There was substantial participation of other local agencies during planning, and there is a current commitment including resources, from Federal, State, county, or local entities other than those necessary to satisfy the local share requirement. 4

(d) *Participation in areawide or metropolitan planning.* There is active participation by the locality's representatives in the areawide or metropolitan planning organization. 3

§ 551.22 Expansion of housing for low- and moderate-income families.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) *Expansion of low- and moderate-income housing (applicant).* Within the applicant's geographic area of jurisdiction, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way. 3

(b) *Expansion of low- and moderate-income housing (locality).* Within the locality in which the project is located, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way. 3

(c) *Dispersion of low- and moderate-income housing.* The locality has a realistic plan to expand the supply of standard low- and moderate-income housing in a nondiscriminatory way outside an area of concentration of economically disadvantaged or minority citizens. 4

§ 551.24 Community development.

The degree to which the project is necessary for undertaking other publicly supported community development activities. 0 to 6

"Community development activities" refers to those publicly supported physical development activities and those related social or economic development activities being carried out or to be carried out within a reasonable period of time in accordance with a locally determined or areawide plan or strategy. Factors taken into consideration may include the project's responsiveness to local needs and objectives, the economics possible through coordinated or joint action, the degree of support by the appropriate unit(s) of local general-purpose government, and the management capacity and efforts to develop management capacity within local general-purpose government.

PART 561—PUBLIC FACILITY LOANS PROGRAM PROJECT SELECTION SYSTEM

Sec.	
561.1	Scope.
561.2	Definitions.
561.4	Program prerequisites.
561.6	Criteria for evaluating applications.
561.8	Availability of credit to applicant.
561.10	[Reserved]
561.12	Population class.
561.14	Physical need.
561.16	Housing consideration.
561.18	Local equal employment and entrepreneurial effort.
561.20	Local need.
561.22	Commitment of local county, State, and Federal entities to project or program.
561.24	Expansion of housing for low- and moderate-income families.
561.26	Community development.

AUTHORITY: The provisions of this Part 561 issued under secs. 201-204, of the Housing Amendments of 1955, 69 Stat. 642-644; 42 U.S.C. 1491-1494.

§ 561.1 Scope.

(a) *Purpose.* This part sets forth criteria and procedures to be used in preliminary evaluation of applications for Federal loan assistance to local public bodies and agencies under the Public Facility Loans Program.

(b) *Procedures.* (1) Submissions will first be reviewed against four prerequisites. If any of these prerequisites are not met, the application will be rejected. If the application meets all prerequisites, it will be evaluated against the point rated criteria and assigned a point rating.

(2) Then, depending upon the relative rating of the application among other such applications pending in the area office, the applicant may be asked to submit further application material, with supporting documentation so that a final decision on the loan may be reached. Such application material is subject to reviews to determine compliance of the application with basic eligibility and technical requirements.

(3) If an application does not receive a high enough point rating to qualify for funding as compared to other pending applications, or if the application cannot meet basic eligibility or technical requirements, the application and any supporting documents will be returned to the applicant with advice as to the areas of deficiency. Remedial action regarding the deficiencies must be undertaken before the proposal may be reconsidered.

(4) The Department will only accept applications for processing under this program involving works for the storage, treatment, purification, or distribution of water; and sewage, sewage treatment, and sewer facilities. The provisions of these regulations do not apply to projects involving New Communities, or such other critical or innovative projects as the Assistant Secretary for Community Development may determine.

(5) The Department reserves the right to negotiate the modification of the scope of the proposed undertaking and/or the amount of financial assistance requested.

§ 561.2 Definitions.

As used in the regulations in this part:

(a) "Applicant" means a legal entity, eligible under sections 201-204 of the Housing Amendments of 1955, 69 Stat. 642-644, 42 U.S.C. 1991-1494, which is applying for Federal assistance under the Public Facility Loans Program.

(b) "Locality" means the political jurisdiction or jurisdictions having general purpose government powers upon whose behalf the application for Federal assistance has been submitted.

(c) "Low and moderate income" means an income level which is less than the maximum income eligibility level for a family of four for the county in which the project is to be located under either of the subsidized housing programs authorized by section 235 or 236 of the National Housing Act, as amended 82 Stat. 476, 477, 498, 12 U.S.C. 1715z, 1715z-1.

(d) "Low- and moderate-income housing" refers to housing with a fair market value that is equal to or less than the resultant of multiplying the section 235-236 maximum income for a family of four, as established by the Secretary for the county in which the project is located, by a factor of 3. "Low- and moderate-income housing" also refers to

housing with an annual rental equal to or less than one-third of such section 235-236 maximum income.

§ 561.4 Program prerequisites.

For the Public Facility Loans Program there are the following four prerequisites:

(a) *Population.* The population of the locality submitting the application is less than 50 thousand or in a designated redevelopment area, less than 150 thousand. This prerequisite does not apply to NASA impacted areas. Public Law 345, 84th Congress, 69 Stat. 635, 642; 42 U.S.C. 1491, or projects where there is assistance under Part B Urban Growth and New Community Development Act of 1970 (42 U.S.C. 4511, 84 Stat. 1793).

(b) *Civil rights.* Submission of acceptable assurances of compliance with title VI of the Civil Rights Act of 1964, Public Law 88-352, 78 Stat. 252, 42 U.S.C. 2000d and HUD Title VI regulations 24 CFR Part I, 29 F.R. 16280 and with affirmative action plan requirements pursuant to Executive Order 11246, as amended 30 F.R. 12319, and HUD regulations 24 CFR Part 130, 36 F.R. 20688.

(c) *Relocation requirements (if applicable).* (1) Submission of acceptance assurances of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894, 42 U.S.C. 4801, and

(2) Absence of any known impediment to the applicant's ability to meet HUD relocation requirements and the applicant's and/or locality's ability to fulfill requirements for replacement housing. "Known impediment" refers to a practical inability to provide adequate relocation assistance.

(d) *A-95 coordination.* Evidence that A-95 coordination is in process. The phrase "A-95 coordination" refers to the procedure involving review of applications by the appropriate agency under OMB Circular A-95.

§ 561.6 Criteria for evaluating applications.

Criteria for evaluating applications are divided into the following major categories:

(a) Availability of credit to applicant;
(b) Population class;
(c) Physical need;
(d) Housing consideration;
(e) Local equal employment and entrepreneurial efforts;

(f) Local need;
(g) Commitment of local, county, State, and Federal entities to project or program;

(h) Expansion of housing for low- and moderate-income families;

(i) Community development.

The elements considered in each category are described in the following sections, and the method of assigning rating points to each element or category is set forth. Points are awarded to each element or category in the following manner unless otherwise specifically indicated: If a statement under a particular element or category applies specifically to the project application under consideration, the application is awarded the

RULES AND REGULATIONS

number of points assigned to that statement. If no statement applies, no points are awarded to the application for that element.

§ 561.8 Availability of credit to applicant.

(The value of this category is the values of paragraph (a) or paragraph (b) of this section.)

(a) Credit is not available in the private market..... 12
 (b) Private credit is available at a rate 1 percent above the Public Facility Loan rate or more..... 6

§ 561.10 [Reserved]

§ 561.12 Population class.

(The value of this category is the value of paragraph (a) or paragraph (b) of this section.)

(a) The population of the locality is under 10,000..... 10
 (b) The population of the locality is 10,000 to 25,000..... 5

§ 561.14 Physical need.

(The value of this category is the value of paragraph (a) or paragraph (b) of this section.)

(a) The project will meet a critical need..... 12
 (b) The project will provide a basic, needed facility which is not currently available..... 6

"Critical need" refers to a demonstrated need which must be met immediately to prevent or terminate a serious threat to the health or safety of the locality, e.g., a desperate need for water or control of demonstrated causes of diseases of epidemic proportions.

§ 561.16 Housing consideration.

(The value of this category is the sum of paragraphs (a) through (c) of this section.)

(a) The project is necessary for maintenance of existing decent, safe, and sanitary housing..... 3
 (b) The project is necessary for assistance to proposed decent, safe, and sanitary low- and moderate-income housing..... 5

(c) The project is necessary for assistance for significant areas of housing that is less than decent, safe, and sanitary..... 3

"Decent, safe and sanitary" refers to housing that is in accordance with the local housing standards in the area in which the project is to be located.

§ 561.18 Local equal employment and entrepreneurial effort.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) Activities undertaken by the locality have provided relatively superior opportunities for training and/or employment, of minority persons..... 3

(b) Activities undertaken by the locality have provided relatively superior opportunities for business concerns owned, controlled, or managed in substantial part by minority persons..... 3

(c) The applicant has taken affirmative action in its own employment in the training and/or employment of minority persons with relatively superior results..... 4

In determining whether or not performance has been "relatively superior", the following items will be taken into consideration. Absolute numbers of persons actually trained or hired in relation to numbers of minority group persons in the labor market area; total dollar value of contracts let to minority entrepreneurs in relation to total dollar amount of contracts let by locality; within the administering agency, racial composition at all levels of employment and absolute number of training opportunities made available to minority group persons.

§ 561.20 Local need.

(The value of this category is the sum of the values of paragraphs (a) and (b) of this section.)

(a) *Median income of jurisdiction.* The median annual family income of the geographic area of jurisdiction of the applicant compared to the State median annual family income is: (Select one, if appropriate):

(1) \$1-\$500 below State median..... 3

(2) More than \$500 below State median..... 6

(b) *Median income of service area.* The median annual family income of the service area compared to the State annual median family income is: (Select one, if appropriate):

(1) \$1-\$500 below State median..... 4

(2) More than \$500 below State median..... 8

Median family incomes for the service area and the State are to be obtained by utilizing the City County Data Book or other census data if possible. Or use best available data. "Service area" refers to the area proposed to be, and reasonably capable of being, served by the Public Facility Loans Project.

§ 561.22 Commitment of local, county, State, and Federal entities to project or program.

(The value of this category is the sum of paragraphs (a) to (d) of this section.)

(a) *Local commitment.* There was substantial participation by the chief executive and governing body of the locality during the planning of the project, and they are demonstrating current public commitment in support of the project..... 4

(b) *Resident commitment.* There was effective widespread participation of a representative spectrum of service area residents in the development of project objectives and there is evidence of current support for the execution of the project..... 4

(c) *Coordination of resources.* There was substantial participation of other local agencies during planning, and there is a current commitment including resources, from Federal, State, county, or local entities other than those necessary to satisfy the local share requirement..... 4

(d) *Participation in areawide or metropolitan planning.* There is active participation by the locality's representatives in the areawide or metropolitan planning organization..... 3

§ 561.24 Expansion of housing for low- and moderate-income families.

(The value of this category is the sum of the values of paragraphs (a), (b), and (c) of this section.)

(a) *Expansion of low- and moderate-income housing (applicant).* Within the applicant's geographic area of jurisdiction, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way..... 3

(b) *Expansion of low- and moderate-income housing (locality).* Within the locality in which the project is located, there has been significant expansion of the supply of standard housing for low- and moderate-income families in a nondiscriminatory way..... 3

(c) *Dispersion of low- and moderate-income housing.* The locality has a realistic plan to expand the supply of standard low- and moderate-income housing in a nondiscriminatory way outside areas of concentration of economically disadvantaged or minority citizens..... 4

§ 561.26 Community development.

The degree to which the project is necessary for undertaking other publicly supported community development activities..... 0 to 6

"Community development activities" refers to those publicly supported physical development activities and those related social or economic development activities being carried out or to be carried out within a reasonable period of time in accordance with a locally determined or areawide plan or strategy. Factors taken into consideration may include the project's responsiveness to local needs and objectives, the economies possible through coordinated or joint action, the degree of support by the appropriate unit(s) of local general-purpose government, and the management capacity and efforts to develop management capacity within local general-purpose government.

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Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 72-301]

PART 73—RADIO BROADCAST SERVICES

Subpart G—Emergency Action Notification System and the Emergency Broadcast System

Order. In the matter of general revision of Subpart G, Part 73 of the Commission's rules, to update and simplify

the rules governing the Emergency Broadcast System (EBS).

1. On February 20, 1971, an employee of the U.S. Army Strategic Communications Command (Stratcom) transmitted an Emergency Action Notification (EAN) in error, resulting in widespread confusion within the broadcast industry.

2. The deficiencies disclosed by this and earlier incidents have been under intensive study and review by Working Groups I and V of the Broadcast Services Subcommittee, National Industry Advisory Committee (NIAC). Corrective recommendations were submitted on August 26, 1971, and were forwarded to appropriate agencies of Government for comment.

3. Another Closed Circuit Test of the EBS was conducted on September 14, 1971, and a number of additional operating deficiencies were disclosed. The NIAC recommendations concerning these matters were further refined on October 7, 1971, and on October 14, 1971, we suspended further Closed Circuit Tests of the EBS until corrective changes could be promulgated and implemented. The NIAC recommendations were further supplemented on March 13, 1972.

4. As part of the needed reconfiguration of National-Level interconnecting circuitry for the Emergency Action Notification System (EANS), we find that the public interest will be served by the early implementation of the following NIAC recommendations:

(a) That arrangements be effected for the White House Communications Agency to assume operational control of the two origination points on the First and Second Methods of the EAN. Such operational control to cover the origination of all EAN's and all tests in accordance with the SOP's and the non-Government Activation and Termination procedures issued by the FCC.

(b) That all provision for the Attack Warning Message (EAN-2) be deleted from the Basic EBS Plan and all outstanding documents and procedures.

(c) Redesignate the internal alerting systems of the commercial Radio and Television Broadcast Networks as the First Method EAN.

(d) Redesignate the Associated Press (AP) and United Press International (UPI) Radio Wire Teletype Networks as the Second Method EAN.

(e) Consolidate the National-Level interconnecting circuitry for the First and Second Methods of the Emergency Action Notification System (Teletype Network) and redesignate as the "EBS Teletypewriter Network (500 Net)," as recommended by OTP.

(f) Provide a Private Line Telephone Network (Automatic Ring) between CONAD (Communications Systems Controller) Cheyenne Mountain Complex, Colorado; Building Seven (Exercises and Facilities Division) — Washington, D.C.; AP Headquarters — New York, N.Y.; and UPI Headquarters — Chicago, Ill., and designate as "Voice Confirmation Net (300 Net)," as recommended by OTP.

(g) Delete the following origination points:

National One Warning Center (NWC), Cheyenne Mountain, Colorado Springs, Colo.

National Three Warning Center (NWC) OEP Exercises and Facilities Division, Washington, D.C.

(h) Add the following origination points:

CONAD (Communications Systems Controller), Cheyenne Mountain Complex, Colo.

Exercises and Facilities Division, OEP, Building Seven, Washington, D.C.

(i) Delete the nationwide "seize key" cutting circuit from AP/UPI Radio Wire Teletype Network EAN configuration.

(j) Delete the seven Washington, D.C. peripheral FM broadcast stations (WFRE-FM; WCUM-FM; WJEJ-FM; WRFL-FM; WTTR-FM; WXRA-FM; and WHYL-FM) from the revised National-Level interconnecting facilities.

(k) Retain the present provisions for the Third and Fourth Methods of the EAN.

(l) AP and UPI will separately test the revised (new) Second Method EAN configuration on a random basis once each week at times of their individual choice.

(m) That AP and UPI continue their efforts to effect the installation of extension alarms on all AP/UPI teletype-writer stations.

(n) Amend the FCC publication entitled "Non-Government Activation and Termination Procedures for the Emergency Broadcast System (EBS)," and Standing Operating Procedures (EBS Series SOP-2, SOP-3, SOP-4, and SOP-5) to accommodate the NIAC recommendations and simplify these procedures.

(o) Continue the Closed Circuit Tests of the EBS presently provided in the Basic EBS Plan, upon promulgation and implementation of the Detailed NIAC recommendations.

In addition, we find that current EBS rules require revision to provide for non-commercial educational FM station participation and participation by television broadcast stations; identification of participating stations by call letters; display of appropriate EBS slides by television broadcast stations for the benefit of those with impaired hearing; simplified authentication procedures; inclusion of EBS announcement texts; substituting the term EBS Authorization for National Defense Emergency Authorization (NDEA); and an EBS Checklist for posting at all Broadcast Operating Positions.

5. The above-described changes are reflected in amendments of Part 73 of the rules herein ordered. Authority for the adoption of these changes is contained in sections 1, 4(i), 4(o), and 303(r) of the Communications Act of 1934, as amended.

6. Because the changes herein ordered relate to national security, compliance with the prior notice provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 553) is unnecessary.

7. In view of the foregoing, and the 6-month leadtime required by the Communications Common Carriers for implementation of a revised National-Level interconnecting system for the Emer-

gency Action Notification System: *It is ordered*. That effective November 2, 1972, Subpart G of Part 73 of the Commission's rules is revised as set forth below.

8. *It is further ordered*, That the interim Emergency Action Notification System arrangements between the White House and AP/UPI adopted by the Commission on February 26, 1971, will continue in effect until November 2, 1972, and that notwithstanding the provisions of § 73.962, as herein adopted, Closed Circuit tests of the EBS, suspended by Order adopted October 14, 1971 (FCC 71-1060), shall not be resumed until further order of the Commission.

Adopted: April 15, 1972.

Released: April 17, 1972.

FEDERAL COMMUNICATIONS

COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

Subpart C—Emergency Action Notification System and the Emergency Broadcast System

Sec.

73.901 Scope of subpart.

73.902 Objectives of subpart.

DEFINITIONS

73.905 Emergency Action Notification System.

73.906 Attention signal.

73.907 Emergency Action Notification.

73.908 Emergency Action Condition.

73.909 Emergency Action Condition Termination.

73.910 Detailed Non-Government Activation and Termination Procedures for the Emergency Broadcast System.

73.911 Standing Operating Procedures (SOP's) and Authenticator Word Lists.

73.912 Emergency Broadcast System (EBS).

73.913 Basic Emergency Broadcast System (EBS) Plan.

73.914 Emergency Action Checklist for the Emergency Broadcast System (EBS).

73.915 NIAC Order.

73.916 Emergency Broadcast System (EBS) Authorization.

73.917 Primary Station EBS authorization.

73.918 Alternate Station EBS Authorization.

73.919 Primary Relay Station EBS Authorization.

73.920 Alternate Relay Station EBS Authorization.

73.921 Non-Participating Station.

73.922 Detailed State Emergency Broadcast System (EBS) Operational Plan.

73.923 Operational (Local) Area.

73.924 Common Program Control Broadcast Station.

73.925 Emergency Broadcast System (EBS) programming priorities.

PARTICIPATION

73.926 Participation in the Emergency Broadcast System (EBS).

73.927 Participation by Communications Common Carriers.

EMERGENCY ACTIONS

73.931 Notification of Emergency Action Condition.

73.932 Radio Monitoring Requirement.

¹ Commissioner Johnson concurring in the result.

Sec.

73.933 Emergency Broadcast System (EBS) Operation During a National-Level Emergency Action Condition.

73.934 Termination of Emergency Action Condition.

73.935 Day-to-day emergencies posing a threat to the safety of life and property; State-Level and Operational (Local) Area-Level Emergency Action Notification.

73.936 Emergency Broadcast System (EBS) Operation During a State-Level Emergency Action Condition.

73.937 Emergency Broadcast System (EBS) Operation During an Operational (Local) Area-Level Emergency Action Condition.

TESTS

73.961 Tests of the Emergency Action Notification System.

73.962 Closed Circuit Tests of Approved National - Level Interconnecting Systems and Facilities of the Emergency Broadcast System (EBS).

AUTHORITY: The provisions of this Subpart G issued under secs. 1, 4, 303, 48 Stat., as amended, 1064, 1066, 1082; 47 U.S.C. 151, 154, 303.

SCOPE AND OBJECTIVES

§ 73.901 Scope of subpart.

This subpart contains the rules and regulations providing for an Emergency Action Notification System (EANS) and an Emergency Broadcast System (EBS) and applies to all broadcast stations governed by this part within any State, the District of Columbia, the Commonwealth of Puerto Rico, and the possessions of the United States, but not those stations located in the Canal Zone.

§ 73.902 Objectives of subpart.

The objectives of this subpart are to provide an expeditious means for the dissemination of Emergency Action Notifications and Emergency Action Condition Terminations to licensees and regulated services of the Federal Communications Commission, non-Government industry entities, and to the general public. Provision is also made for operation of broadcast stations subject to this part and designated non-Government and approved interconnecting systems and facilities on a voluntary organized basis during an Emergency Action Condition to provide the President and the Federal Government as well as State and Operational (local) Area authorities with an expeditious means of communicating with the general public during National, State, or Operational (local) Area situations covering a broad range of emergency contingencies posing a threat to the safety of life or property.

DEFINITIONS

§ 73.905 Emergency Action Notification System (EANS).

The system by which all licensees and regulated services of the Federal Communications Commission, participating non-Government industry entities, and the general public, are notified of the existence of or termination of an Emergency Action Condition resulting from National, State, or Operational (local)

RULES AND REGULATIONS

Area situations covering a broad range of emergency contingencies posing a threat to the safety of life or property. The Emergency Action Notification System consists only of the following approved and authorized facilities, systems, and interconnection arrangements: Receipt of the emergency action notification via any one is sufficient to begin emergency actions set forth in § 73.933.

(a) *First Method.* Via the internal alerting facilities of the commercial Radio and Television Broadcast Networks to all affiliates.

(b) *Second Method.* Via teletype to all standard, FM, and television broadcast and other stations subscribing to the AP and UPI Radio Wire Teletype Networks.

(c) *Third Method.* Off-the-air monitoring of specified standard, FM, and television broadcast stations by standard, FM, and television broadcast stations and other licensees and regulated services for receipt of the Emergency Action Notification. All broadcast licensees are required to install, maintain and operate radio receiving equipment for receipt of the Emergency Action Notifications and Emergency Action Condition Terminations via this method.

(d) *Fourth Method.* Off-the-air monitoring of standard, FM, and television broadcast stations by participating non-Government industry entities and the general public who are listening or viewing or whose radio or television receivers are equipped for actuation by the Attention Signal to receive the Emergency Action Notifications and Emergency Action Condition Terminations.

(e) *National-Level Interconnection Arrangements.* (1) From the White House to two specified origination points; thence via a dedicated teletype network to specified control points of the commercial Radio and Television Broadcast Networks (ABC, CBS, IMN, MBS, NBC, UPI-Audio, ABC-TV, CBS-TV, NBC-TV) and the American Telephone and Telegraph Co.; thence via the First Method specified in paragraph (a) of this section.

(2) From the White House to two specified origination points; thence via a dedicated teletype network with a dedicated automatic telephone network for backup confirmation and verification purposes; thence via the Second Method specified in paragraph (b) of this section.

(3) Via the Third Method specified in paragraph (c) of this section.

(4) Via the Fourth Method specified in paragraph (d) of this section.

(f) *State-Level Interconnection Arrangements.* From State authorities to specified State Network Primary Control Stations pursuant to the provisions of § 73.935(a)(1) via the detailed arrangements specified in the Detailed State EBS Operational Plan; thence via the Third and Fourth Methods set forth in paragraphs (c) and (d), of this section.

(g) *Operational (Local) Area-Level Interconnection Arrangements.* From Operational (Local) Area authorities to specified Primary Broadcast Stations for the Operational (Local) Area pursuant

to the provisions of § 73.935(a)(2) via the detailed arrangements specified in the Detailed State EBS Operational Plan; thence via the Third and Fourth Methods set forth in paragraphs (c) and (d) of this section.

§ 73.906 Attention signal.

The signaling arrangement whereby standard, FM, and television broadcast stations can actuate muted receivers for the receipt of emergency cueing announcements and broadcasts, is as follows:

(a) Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(b) Return carrier to the air for 5 seconds.

(c) Cut transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(d) Return carrier to the air.

(e) Broadcast 1,000 hertz steady-state tone for 15 seconds.

Note: Steps in paragraphs (a) through (e) of this section, constitute the present Attention Signal. Revision of the Attention Signal is under study by a Special National Industry Advisory Committee Working Group.

§ 73.907 Emergency Action Notification.

The Emergency Action Notification is the notice to all licensees and regulated services of the Federal Communications Commission, participating non-Government industry entities, and to the general public of the existence of an Emergency Action Condition. The Emergency Action Notification is disseminated only via the Emergency Action Notification System in accordance with the Detailed non-Government Activation and Termination Procedures and Standing Operating Procedures (SOP's) for the Emergency Broadcast System which are promulgated and issued only by the Federal Communications Commission to those non-Government entities concerned.

§ 73.908 Emergency Action Condition.

The Emergency Action Condition is a National, State, or Operational (local) Area emergency situation posing a threat to the safety of life or property covering the period of time between the transmission of an Emergency Action Notification and the transmission of the Emergency Action Condition Termination.

§ 73.909 Emergency Action Condition Termination.

The Emergency Action Condition Termination is the notice to all licensees and regulated services of the Federal Communications Commission, participating non-Government industry entities, and to the general public of the termination of an Emergency Action Condition. The Emergency Action Condition Termination is disseminated only via the Emergency Action Notification System in accordance with the Detailed non-Government Activation and Termination Procedures and Standing Operating Procedures (SOP's) for the Emer-

gency Broadcast System which are promulgated and issued only by the Federal Communications Commission to those non-Government entities concerned.

§ 73.910 Detailed Non-Government Activation and Termination Procedures for the Emergency Broadcast System.

The Detailed Non-Government Activation and Termination Procedures for the Emergency Broadcast System prescribes the approved interconnecting circuitry details, facilities, operational arrangements and operational procedures for the Emergency Broadcast System and the origination, authentication and transmission of Emergency Action Notifications and Emergency Action Condition Terminations via the Emergency Action Notification System. Detailed actions and authentication procedures between operational elements of the Federal Government at the points of origin and specified points interconnecting with participating non-Government entities in accordance with provisions of the Basic Emergency Broadcast System (EBS) Plan are specified therein. This document is promulgated and issued only by the Federal Communications Commission to those non-Government entities concerned. (Detailed Activation and Termination Procedures between operational elements of the Federal Government will be promulgated and issued by the appropriate Government agencies involved therein.)

§ 73.911 Standing Operating Procedures (SOP's) and Authenticator Word Lists.

Standing Operating Procedures (SOP's) are documents promulgated periodically and issued by the Federal Communications Commission for use by participating non-Government industry entities specifying the detailed operational and authentication procedures for the approved interconnecting facilities for the Emergency Action Notification System and Emergency Broadcast System, as follows:

(a) **EBS SOP-1 Series.** The EBS SOP-1 Series contains detailed operational and authentication procedures for the First and Second Methods National-Level interconnecting facilities of the Emergency Action Notification System and is promulgated by the Federal Communications Commission and issued to specified non-Government control points of the nationwide commercial Radio and Television Broadcast Networks (ABC, CBS, IMN, MBS, NBC, UPI-Audio, ABC-TV, CBS-TV, NBC-TV) the American Telephone and Telegraph Co., the Associated Press (AP), and United Press International (UPI). The EBS Authenticator List (Red Envelope) issued quarterly by the Federal Communications Commission is utilized in these procedures.

(b) **EBS SOP-2 Series.** The EBS SOP-2 Series contains detailed operational and authentication procedures for the First and Second Methods of the Emergency Action Notification System and is promulgated by the Federal Communi-

cations Commission and issued to all standard, FM, and television broadcast stations subscribing to the AP and UPI Radio Wire Teletype Networks and to network affiliates. The EBS Authenticator List (Red Envelope) issued quarterly by the Federal Communications Commission and associated with the EBS Checklist is utilized in these procedures.

(c) **EBS SOP-3 Series.** The EBS SOP-3 Series contains detailed operational and authentication procedures providing a backup for the First and Second Methods National-Level interconnecting facilities of the Emergency Action Notification System and is promulgated by the Federal Communications Commission and issued to specified non-Government control points of the nationwide commercial Radio and Television Broadcast Networks, the American Telephone and Telegraph Co., Associated Press (AP), and United Press International (UPI). Authenticator Word Lists EBS (Voice) series (White Envelope) issued quarterly by the Federal Communications Commission are utilized in these procedures.

§ 73.912 Emergency Broadcast System (EBS).

The Emergency Broadcast System (EBS) is composed of facilities and personnel of non-Government broadcast stations and other authorized facilities licensed or regulated by the Federal Communications Commission and participating non-Government industry entities, including approved and authorized integral facilities or systems, arrangements, procedures, and interconnecting facilities, which have been authorized by the Federal Communications Commission to operate on a voluntary organized basis during National, State, or Operational (local) Area situations covering a broad range of emergency contingencies posing a threat to the safety of life or property for the purpose of expeditiously transmitting emergency Presidential Messages, National, State, or Operational (local) Area emergency information, emergency programming, or news to the general public.

§ 73.913 Basic Emergency Broadcast System (EBS) Plan.

The Basic Emergency Broadcast System (EBS) Plan contains, among other things, approved basic concepts and designated systems, arrangements, procedures, and interconnecting facilities to provide the requisite guidance to all non-Government participating elements and industry entities in the detailed development, designation and approval of facilities, mutually compatible operational arrangements, procedures, and interconnection arrangements for the expeditious dissemination on a voluntary organized basis of emergency information and instructions at the request of National, State, and Operational (local) Area authorities in addition to emergency Presidential Messages, National Programming and News during National, State, or Operational (local) Area situations covering a broad range of emergency contin-

gencies posing a threat to the safety of life or property.

§ 73.914 Emergency Action Checklist for the Emergency Broadcast System (EBS).

The Emergency Action Checklist for the Emergency Broadcast System is a document for posting at all broadcast operating positions of standard, FM, and television broadcast stations, which specifies in summary form, the emergency actions to be taken by the station's operating personnel upon receipt of Emergency Action Notifications, Emergency Action Condition Terminations, and Tests received via the National-Level, State-Level, and Local-Level interconnecting facilities of the Emergency Broadcast System (EBS).

§ 73.915 NIAC Order.

A NIAC Order is a service order previously filed with the American Telephone and Telephone Co. providing for approved arrangements for program origination reconfiguration of the major commercial Radio and Television (aural) Broadcast Networks (except UPI Audio) voluntarily participating in the Emergency Broadcast System (EBS). Broadcast networks presently participating are American Broadcasting Co. (ABC), Columbia Broadcasting System (CBS), Mutual Broadcasting System (MBS), National Broadcasting Co. (NBC), Intermountain Network (IMN), and the United Press International Audio (UPI). Any NIAC Order must meet White House requirements and may be activated only in accordance with the Detailed Activation and Termination Procedures for the Emergency Broadcast System (EBS), and Standing Operating Procedures (SOP's).

§ 73.916 Emergency Broadcast System (EBS) Authorization.

(a) An Emergency Broadcast System (EBS) Authorization is an authorization issued by the Federal Communications Commission only to the licensees of Broadcast stations subject to the provisions of this part to permit operation of such stations, as well as associated auxiliary broadcast stations subject to Part 74 of this chapter on a voluntary organized basis during a National-level Emergency Action Condition, consistent with the provisions of this subpart and the Basic Emergency Broadcast System (EBS) Plan, including the annexes and supplements to that plan. A broadcast station licensee will be issued an Emergency Broadcast System Authorization only in accordance with the Criteria for Eligibility set forth in the Basic Emergency Broadcast System (EBS) Plan, which will remain valid concurrently with the term of the broadcast station license, so long as the station licensee continues to comply with the Criteria for Eligibility.

(b) An Emergency Broadcast System (EBS) Authorization is not required in order to participate on a voluntary organized basis in State and Operational (local) Area Emergency Broadcast System operations as set forth in § 73.935.

RULES AND REGULATIONS

§ 73.917 Primary Station Emergency Broadcast System (EBS) Authorization.

A Primary Station Emergency Broadcast System (EBS) Authorization is the authorization issued to one or more broadcast station licensees in an Operational (local) Area assigning such licensees the responsibility for broadcasting a common emergency program for the initial period of, or for the duration of a National-level Emergency Action Condition. Broadcasts by such stations are intended for direct public reception in an Operational (local) Area, as specified in an approved Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.918 Alternate Station Emergency Broadcast System (EBS) Authorization.

An Alternate Station Emergency Broadcast System (EBS) Authorization is the authorization issued to one or more broadcast licensees in an Operational (local) Area assigning such licensees as specified alternates. An Alternate Station will assume broadcasting responsibility in accordance with the provisions of the Detailed State Emergency Broadcast System (EBS) Operational Plan during a National-level Emergency Action Condition.

§ 73.919 Primary Relay Station Emergency Broadcast System (EBS) Authorization.

A Primary Relay Station Emergency Broadcast System (EBS) Authorization is the authorization issued to one or more broadcast licensees in an Operational (local) Area assigning such licensees the function of emergency program distribution or relay service of emergency programming during a National-level Emergency Action Condition to stations holding Primary or Alternate Station Emergency Broadcast System (EBS) Authorizations, in accordance with an approved Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.920 Alternate Relay Station Emergency Broadcast System (EBS) Authorization.

An Alternate Relay Station Emergency Broadcast System (EBS) Authorization is the authorization issued to one or more broadcast licensees in an Operational (local) Area assigning such licensees as specified alternates to stations holding Primary Relay Emergency Broadcast System (EBS) Authorizations. In the event a Primary Relay Station is unable to assume its initial operational functions, or discontinues such operation for any reason, an Alternate Relay Station will assume those operational functions during a National-level Emergency Action Condition, in accordance with the "alternate" designations (1st, 2d, 3d, 4th, etc.) contained in the approved Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.921 Non-Participating Station.

A Non-Participating Station is a broadcast station which is not volun-

tarily participating in the Emergency Broadcast System (EBS) and does not hold an Emergency Broadcast System (EBS) Authorization. Such stations are required to discontinue operations for the duration of a National-Level Emergency Action Condition.

§ 73.922 Detailed State Emergency Broadcast System (EBS) Operational Plan.

A Detailed State Emergency Broadcast System (EBS) Operational Plan is a plan containing the designation of facilities, approved detailed mutually compatible operational arrangements, procedures, instructions, and interconnecting facilities for communicating with the general public during an Emergency Action Condition. Such a plan includes approved and authorized detailed emergency operational communications facilities, systems, procedures, and interconnecting systems. It shall be in conformity with the provisions of this subpart and the Basic Emergency Broadcast System (EBS) Plan and shall be considered a supplement thereto.

§ 73.923 Operational (local) Area.

An Operational (local) Area is a geographical area which may encompass a number of contiguous communities, as determined by the State Industry Advisory Committee and as delineated in the approved Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.924 Common Program Control Broadcast Station.

A Common Program Control Broadcast Station is a Primary Broadcast Station in each Operational (local) Area assigned the responsibility for coordinating the operations for the broadcasting of the common program for the Operational (local) Area. In the event a Common Program Control Broadcast Station is unable for any reason to carry out this responsibility, other Primary and Alternate Broadcast Stations in the Operational (local) Area will be assigned as the Common Program Control Broadcast Station in progressive order, as set forth in the approved Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.925 Emergency Broadcast System (EBS) Programming Priorities.

(a) Program priorities for the Emergency Broadcast System (EBS) are as follows:

Priority One—Presidential Messages.
Priority Two—State Programming.
Priority Three—Operational Area (Local) Programming.

Priority Four—National Programming and News.

(b) The Common Program Control Broadcast Station is responsible for coordinating the operations of the participating stations in the Operational (Local) Area in the broadcast of a common program for the Operational (Local) Area in accordance with the program priorities set forth in paragraph (a) of this section.

(c) All authorized participating stations that remain on the air in accordance with the Basic Emergency Broadcast System (EBS) Plan and the Detailed State Emergency Broadcast System (EBS) Operational Plan must carry Presidential Messages "live" at time of transmission.

(d) The nationwide commercial Radio and Television (aural) Broadcast Network program distribution facilities shall be reserved exclusively for the distribution of Presidential Messages (Priority One) and National Programming and News (Priority Four). National Programming and News which is not broadcast at the time of original transmission shall be recorded locally by the Common Program Control Broadcast Station for broadcast at the earliest opportunity consistent with Operational (Local) Area requirements.

PARTICIPATION**§ 73.926 Participation in the Emergency Broadcast System (EBS).**

(a) Any licensee desiring to participate voluntarily in the National-Level Emergency Broadcast System (EBS) must prepare in narrative form an application directed to the establishment of eligibility based upon the criteria set forth in the Basic Emergency Broadcast System (EBS) Plan. The Federal Communications Commission may then issue Authorization to the licensee authorizing participation in the Emergency Broadcast System (EBS) consistent with the provisions of the approved Detailed State Emergency Broadcast System (EBS) Operational Plans.

(b) Any station participating in the National-Level Emergency Broadcast System (EBS) may withdraw from participation by giving 30 days written notice and by submitting its Emergency Authorization to the Federal Communications Commission through the appropriate FCC Regional Liaison Officer for cancellation.

(c) Any station that is denied participation in the National-Level Emergency Broadcast System (EBS) for any reason may apply to the Commission for review of the staff denial, in accordance with § 1.115 of the Federal Communications Commission rules and regulations.

(d) Any standard, FM, or television broadcast licensee may, at the discretion of management, voluntarily participate in the State-Level and Operational (Local) Area-Level Emergency Broadcast System in accordance with the provisions of the Detailed State Emergency Broadcast System (EBS) Plan. A special authorization is not required for this purpose.

NETWORK CONNECTION**§ 73.927 Participation by Communications Common Carriers.**

(a) Communications Common Carriers which have facilities available in place may, without charge, connect an unaffiliated broadcast station to commercial networks operated by AEC, CBS, MBS, NBC, or IMN for the duration of an Emergency Action Condition: *Provided, That:*

RULES AND REGULATIONS

(1) The station is authorized by the Federal Communications Commission to participate in the Emergency Broadcast System (EBS).

(2) The station has in service a local channel from the station studio or transmitter directly to the nearest telephone company Principal Central Office (toll test).

(b) During an Emergency Action Condition and using NIAC Orders Nos. 1 through 63, Communications Common Carriers which have facilities in place may, without charge, connect an originating source associated with an appropriate NIAC Order Number from the nearest Exchange to a selected Test Center, thence to the authorized commercial Radio and Television (aural) Broadcast Networks for the duration of the Emergency Action Condition: *Provided*, That:

(1) The originating source has in service a local channel from the originating point to the nearest Exchange.

(2) A NIAC Order covering this service is requested by the White House in accordance with the provisions of the Basic Emergency Broadcast System (EBS) Plan.

(c) Upon issuance of the Emergency Action Condition Termination, such carriers shall disconnect the unaffiliated broadcast stations and the authorized origination source and then restore the Broadcast Networks to their original configuration as individual entities.

(d) Closed circuit tests of technical program origination and distribution channels associated with NIAC Orders Nos. 1 through 63 will be conducted as provided in § 73.962. These tests are in conformance with the provision of this section.

(e) During closed circuit tests of National-Level interconnecting facilities using NIAC Orders Nos. 1 through 63, Communications Common Carriers which have facilities in place may, without charge, connect an originating source associated with an appropriate NIAC Order Number from the nearest Exchange to a selected Test Center, thence to the authorized commercial Radio Networks only for such closed circuit tests and no unaffiliated stations may be connected for the duration of the test, unless specifically authorized by the Federal Communications Commission. Upon completion of such tests the Broadcast Networks shall be restored to their original configuration as individual entities.

(f) Every such carrier rendering any such free service shall make and file, in duplicate, with the Federal Communications Commission, on or before the 31st day of July and on or before the 31st day of January in each year, reports covering the periods of 6 months ending on the 30th day of June and the 31st day of December respectively, next prior to said dates. These reports shall show in detail what free service was rendered pursuant to this rule and the charges in dollars which would have accrued to the carrier for such service rendered if charges therefor had been collected at the published tariff rates.

EMERGENCY ACTIONS

§ 73.931 Notification of Emergency Action Condition.

(a) *National-Level*. The Emergency Action Notification will be released at this level upon request of the White House and will be disseminated only via the Four Methods of the Emergency Action Notification System as set forth in § 73.905(e). Receipt of the Emergency Action Notification via any one of the four methods is sufficient notice to begin emergency actions set forth in § 73.933.

(b) *State-Level*. The management of specified State Network Primary Control Stations may, at their discretion, release the Emergency Action Notification at this level pursuant to the provisions of § 73.935(a)(1) and will be disseminated as set forth in § 73.905(f) and the Detailed State EBS Operational Plan.

(c) *Operational (Local) Area-Level*. The management of specified Primary Broadcast Stations for the Operational (Local) Area may, at their discretion, release the Emergency Action Notification at this level pursuant to § 73.935(a)(2) and will be disseminated as set forth in § 73.905(g) and the Detailed State EBS Operational Plan.

§ 73.932 Radio Monitoring Requirement.

(a) In order to insure the effectiveness of the Third Method of the Emergency Action Notification System, all broadcast station licensees must install and operate during their hours of broadcast operation, equipment capable of receiving Emergency Action Notifications or Terminations transmitted by other radio broadcast stations. This equipment must be maintained in operative condition, including arrangements for human listening watch or automatic alarm devices, and shall have its termination at each transmitter control point. However, where more than one broadcast transmitter is controlled from a common point by the same operator, only one set of equipment is required at that point.

(b) The Third Method off-the-air monitoring assignment of each standard, FM, and television broadcast station is specified in the Detailed State Emergency Broadcast System (EBS) Operational Plan.

(c) Prior to commencing routine operation or originating any emissions under program test, equipment test, experimental, or other authorizations or for any other purpose, licensees or permittees shall first ascertain whether an Emergency Action Condition exists and, if so, shall operate only in accordance with the Basic Emergency Broadcast System (EBS) Plan and Detailed State Emergency Broadcast System (EBS) Operational Plan.

§ 73.933 Emergency Broadcast System (EBS) Operation During a National Level Emergency Action Condition.

(a) All broadcast stations are furnished complete instructions on an Emergency Action Checklist to be posted at broadcast operating positions. This Checklist summarizes the procedures to

be followed by operating personnel of all broadcast stations subject to this part upon receipt of a National-Level Emergency Action Notification or Emergency Action Condition Termination. This notification may be received by one or more of the following: Receipt of the Emergency Action Notification via any one of the following is sufficient notice to begin emergency action.

(1) Via the commercial radio and television network facilities;

(2) Via the radio press wires (AP/UPI);

(3) Via off-the-air monitoring of the Primary Station for the Operational (Local) Area.

(4) Via off-the-air monitoring of the Primary (FM) Relay Station for the Operational (Local) Area.

(b) Immediately upon receipt of such notifications, all standard, commercial FM (including all subcarriers), and non-commercial educational FM (including all subcarriers), and television broadcast stations, including all such stations operating under equipment or program test authority, will proceed as follows:

NOTE: It is suggested that appropriate arrangements be made to tape all emergency broadcasts, including the Emergency Action Notification. Appropriate notations should also be made in the station log of all significant events as they transpire. These records should be carefully preserved in the event they are required at some later date.

(1) Immediately monitor the commercial radio and television network facilities (ABC, CBS, IMN, MBS, NBC, UPI Audio, ABC-TV, CBS-TV, NBC-TV) for any further instructions from the Network Control Point.

(2) Immediately check the Radio Press Wire (AP/UPI). Verify authenticity of message with current EBS Authenticator List (Red Envelope).

(3) Immediately monitor the radio receiving equipment tuned to a Primary Station for the Operational (Local) Area and/or to a Primary Relay (FM) Station for the State EBS Network or the State-wide leased common carrier State EBS Network for receipt of any further instructions.

(4) Discontinue normal program and broadcast the following announcement:

We interrupt this program. This is a National Emergency. Important instructions will follow.

(5) Transmit the Emergency Action Notification Attention Signal as set forth in § 73.906 as follows:

(i) Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(ii) Return carrier to the air for 5 seconds.

(iii) Cut transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(iv) Return carrier to the air.

(v) Broadcast 1,000-hertz steady-state tone for 15 seconds.

(6) (1) "Primary Stations" will make the following announcement:

This is an Emergency Action Notification. All stations shall broadcast this Emergency

RULES AND REGULATIONS

Action Notification Message. This station has interrupted its regular program at the request of the White House to participate in the Emergency Broadcast System. During this emergency, some stations will remain on the air broadcasting news and official information to the public in assigned areas. This is station (call letters). We will remain on the air to serve the (operational area name) area. If you are not in this area, you should tune to other stations until you hear one broadcasting news and information for your area. You are listening to the Emergency Broadcast System serving the (operational area name) area. Do not use your telephone. The telephone lines should be kept open for official use. The Emergency Broadcast System has been activated to keep you informed. I repeat * * *. (Repeat the above announcement.)

NOTE 1: Television broadcast stations shall display the Emergency Broadcast System slide during the above transmission procedure. Those television broadcast stations holding Primary Station EBS Authorizations will continue operation and shall display the Emergency Broadcast System (EBS) or other appropriate slide during audio transmissions.

NOTE 2: Stations broadcasting in a foreign language shall repeat the above announcements in that language.

(ii) "Primary RELAY Stations" will make the following announcement:

This is an Emergency Action Notification. All stations shall broadcast this Emergency Action Notification Message. This station has interrupted its regular program at the request of the White House to participate in the Emergency Broadcast System. During this emergency, some stations will remain on the air broadcasting news and official information to the public in assigned areas. This is station (call letters). We will be serving as a program distribution and relay channel to other stations. For complete news and information for your area, you should now tune to other stations until you hear one broadcasting news and information for your area. This station will not be broadcasting complete news and information for your area. You should now tune until you hear a station broadcasting news and information for your area. Do not use your telephone. The telephone lines should be kept open for official use. The Emergency Broadcast System has been activated to keep you informed. I repeat * * *. (Repeat the above announcement.)

NOTE 1: Those television broadcast stations holding Primary Relay Station EBS Authorizations shall continue operation and shall display the Emergency Broadcast System (EBS) or other appropriate slide during audio transmissions.

NOTE 2: Stations broadcasting in a foreign language shall repeat the above announcements in that language.

(iii) "Alternate Stations" will make the following announcement:

This is an emergency action notification. All stations shall broadcast this emergency action notification message. This station has interrupted its regular program at the request of the White House to participate in the Emergency Broadcast System. During this emergency, some stations will remain on the air broadcasting news and official information to the public in assigned areas. This is station (call letters). We will be leaving the air. You should now tune to other stations until you hear one broadcasting emergency news and information for your area. This station will not be broadcasting news and information for your area.

You should now tune until you hear a station broadcasting news and information for your area. Do not use your telephone. The telephone lines should be kept open for official use. The Emergency Broadcast System has been activated to keep you informed.

I repeat * * * (Repeat the above announcement).

NOTE 1: Television broadcast stations shall display the Emergency Broadcast System slide during the transmission procedure.

NOTE 2: Stations broadcasting in a foreign language shall repeat the above announcements in that language.

(iv) "Alternate Relay Stations" will make the following announcement:

This is an Emergency Action Notification. All stations shall broadcast this Emergency Action Notification Message. This station has interrupted its regular program at the request of the White House to participate in the Emergency Broadcast System. During this emergency, some stations will remain on the air broadcasting news and official information to the public in assigned areas. This is station (call letters). We will be leaving the air. You should now tune to other stations until you hear one broadcasting emergency news and information for your area. This station will not be broadcasting news and information for your area. You should now tune until you hear a station broadcasting news and information for your area. Do not use your telephone. The telephone lines should be kept open for official use. The Emergency Broadcast System has been activated to keep you informed.

I repeat * * * (Repeat the above announcement.)

NOTE 1: Television broadcast stations shall display the Emergency Broadcast System slide during the transmission procedure.

NOTE 2: Stations broadcasting in a foreign language shall repeat the above announcements in that language.

(v) Nonparticipating Stations will make the following announcement:

This is an Emergency Action Notification. All stations shall broadcast this Emergency Action Notification Message. This station has interrupted its regular program at the request of the White House to participate in the Emergency Broadcast System. During this emergency, some stations will remain on the air broadcasting news and official information to the public in assigned areas. This is station (call letters). We will be leaving the air. You should now tune to other stations until you hear one broadcasting emergency news and information for your area. This station will not be broadcasting news and information for your area. You should now tune until you hear a station broadcasting news and information for your area. Do not use your telephone. The telephone lines should be kept open for official use. The Emergency Broadcast System has been activated to keep you informed. I repeat * * *. (Repeat the above announcement.)

NOTE 1: Television broadcast stations shall display the Emergency Broadcast System slide during the transmission procedure.

NOTE 2: Stations broadcasting in a foreign language shall repeat the above announcements in that language.

(7) Upon completion of the above-detailed transmission procedures:

(i) Primary Stations within an Operational (local) Area will, upon cue from the Common Program Control Broadcast Station, begin broadcast of a common

program. Feeds will be provided by one or more of the following:

(a) Common Program Control Station for the Operational (local) Area.

(b) Commercial Radio and Television Broadcast Networks.

(c) State EBS Networks (Intercity FM off-the-air relay) (Intercity leased common carrier facilities).

(d) Operational (local) Area Remote Pickup Broadcast Network or Primary Relay Station (FM) for the Operational (local) Area.

NOTE 1: All stations shall carry common programming until receipt of the Emergency Action Condition Termination. At this point, direct feed may be utilized from one or more of the above.

NOTE 2: Programming priorities shall be as follows:

Priority One—Presidential Message.

Priority Two—State Programming.

Priority Three—Operational Area (Local) Programming.

Priority Four—National Programming and News.

(ii) Primary Relay Stations will begin emergency program relay and distribution service in accordance with the provisions of the Basic Emergency Broadcast System (EBS) Plan and the Detailed State Emergency Broadcast System (EBS) Operational Plans.

(iii) Alternate Stations and Alternate Relay Stations within an Operational (Local) Area will now turn off their transmitters and will stand by in a state of operational readiness to begin operation to broadcast a common program upon cue from a Primary or Alternate station which is discontinuing operation for any reason, or has discontinued operation with no advance notice, consistent with the provisions of the Basic Emergency Broadcast System (EBS) Plan and the Detailed State Emergency Broadcast System (EBS) Operational Plan.

(iv) Non-Participating Stations shall discontinue operation and remove their carriers from the air for the duration of the Emergency Action Condition after completion of the Emergency Action Notification Procedures set forth in this section, above.

(8) Standby script:

(i) Upon completion of the broadcast of the Emergency Action Notification broadcast message, repeated three times, the Standby Script shall be used only by Primary Stations (or Alternate Stations if they are required to assume broadcasting responsibility) until program material is available from National, State, or Operational (Local) Area systems as set forth in your Detailed State Emergency Broadcast System (EBS) Operational Plan.

(ii) In addition, Standby Script may be used thereafter, as fill material for the common program for the Operational (Local) Area, upon cue from the Common Program Control Broadcast Station in the Operational (Local) Area.

(iii) Text of Standby Script (Use Following Emergency Action Notification Broadcast Message):

We interrupt our program at the request of the White House. This is the Emergency Broadcast System. All normal broadcasting has been discontinued during this emergency. This is station (call letters). This station will continue to broadcast, furnishing news, official information and instructions, as soon as possible, for the (operational area name) area. If you are not in the (operational area name) area tune to a station furnishing information for your area. I repeat—we interrupt our program at the request of the White House. This is the Emergency Broadcast System. All normal broadcasting has been discontinued during this emergency. This station will continue to broadcast, furnishing news, official information and instructions, as soon as possible, for the (operational area name) area. If you are not in the (operational area name) area tune to a station furnishing information for your area. Do not use your telephone, the telephone lines should be kept open for emergency official use. The Emergency Broadcast System has been activated to keep you informed. To repeat—this is station (call letters). This station will broadcast news, official information and instructions for the (operational area name) area. If you are in the (operational area name) area, keep tuned to this station for further emergency information. It is important that you listen carefully to announcements only on the station broadcasting information for your area.

NOTE: If Presidential, State, Operational (Local) Area, or National programming or News is not being received by this time, repeat Standby Script until programming is available from one of the sources specified.

(9) A station which broadcasts in a language other than English may broadcast in such foreign language with the broadcast in English.

(10) International broadcast stations will cease broadcasting immediately upon receipt of an Emergency Action Notification and will maintain radio silence.

(11) Stations in the International Broadcast Service operating under the jurisdiction of the Federal Communications Commission may under certain conditions be issued appropriate emergency authorization by the Federal Communications Commission with concurrence of the Director, Office of Emergency Preparedness, and will transmit only Federal Government broadcasts or communications. The station's carrier must be removed from the air during periods of no broadcast or communications transmissions.

(12) Stations may broadcast their call letters during an Emergency Action Condition. State and Operational Area identifications shall also be given.

(13) All stations operating and identified with a particular Operational (local) Area will broadcast a common program until receipt of the Emergency Action Condition Termination.

(14) Broadcast stations are specifically exempt from complying with § 73.57 (pertaining to maintenance of operating power) while operating under the provisions of their Emergency Authorization.

(15) All stations may resume normal broadcast operations in accordance with the provisions of their current license or program test authority upon receipt of the Emergency Action Condition Termination, which will be transmitted to all stations only via the Four Methods of the Emergency Action Notification System.

§ 73.934 Termination of Emergency Action Condition.

(a) Upon receipt of an Emergency Action Condition Termination, all stations operating in the Emergency Broadcast System (EBS) will broadcast the following Termination Message twice:

This concludes operations under the Emergency Broadcast System. All broadcast stations may now resume normal broadcast operation.

(b) Unlimited time stations operating in the Emergency Broadcast System (EBS) will transmit the Termination Message twice, and then resume normal operation. Daytime Only and Limited Time broadcast stations operating in the Emergency Broadcast System (EBS) shall also broadcast the Termination Message twice, then operate in accordance with their regular authorization.

DAY-TO-DAY EMERGENCY OPERATION

§ 73.935 Day-to-day emergencies posing a threat to the safety of life and property; State-Level and Operational (local) Area-Level Emergency Action Notification.

(a) A State-Level or Operational (local) Area-Level Emergency Action Notification may be transmitted for the following purposes by all standard, FM, and television broadcast stations, at their discretion, in connection with day-to-day emergency situations posing a threat to the safety of life and property:

(1) Activation of State program distribution interconnecting systems and facilities for the origination of emergency cueing announcements and broadcasts by the management of the State Network Primary Control Station in accordance with previous arrangements and agreement of the State Industry Advisory Committee in day-to-day emergency situations in the public interest. These include both situations where the time element is short, and those which develop slowly. (For example: Tornado warnings or tornado sightings; toxic gases threatening a community; flash floods; widespread fires threatening populated areas; tidal waves; earthquakes; widespread commercial electric power failures; large scale industrial explosions and fires; tornado watches, hurricane watches, and hurricane warnings; civil disorders; heavy rains—developing dangerous flood conditions; icing conditions—developing dangerous road hazards; heavy snows—developing blizzard conditions; appeals for medical assistance and facilities; appeals for emergency food and housing; call-back of off-duty police personnel; call-back of off-duty fire personnel; call-back of off-duty military personnel.)

(2) Activation of Operational (local) Area interconnecting systems and facilities for the origination of emergency cueing announcements and broadcasts by the management of the Primary Broadcast Stations for the Operational (local) Area in accordance with previous arrangements and agreement of the Operational (local) Area Industry Advisory Committee and the State Industry Advisory Committee in day-to-

day emergency situations in the public interest. (Examples set forth in subparagraph (1) of this paragraph.)

(b) Stations originating emergency communications under this section shall be deemed to have conferred rebroadcast authority, as required by section 325(a) of the Communications Act, on other participating stations. Neither the notice and certification of consent called for by §§ 73.121(b), 73.291(b), 73.591(b), and 73.655(b), nor prior Commission approval as otherwise required by §§ 73.121(d), 73.291(d), 73.591(c), and 73.655(c) in the case of aural-TV cross-service re-broadcasting, is necessary under these circumstances.

§ 73.936 Emergency Broadcast System (EBS) Operation During a State-Level Emergency Action Condition.

All broadcast stations are furnished complete instructions on an Emergency Action Checklist to be posted at broadcast operating positions. This Checklist summarizes the procedures to be followed by the operating personnel of those broadcast stations subject to this part which are voluntarily participating in the State-Level Emergency Broadcast System (EBS) upon receipt of a State-Level Emergency Action Notification or Emergency Action Condition Termination. Immediately upon receipt of such Notification, all standard, commercial FM including FM (including all subcarriers) and noncommercial educational FM (including all subcarriers), and television broadcast stations, including all such stations operating under equipment or program test authority, which are voluntarily participating in the State-Level Emergency Broadcast System (EBS) may, at the discretion of management, proceed as set forth herein: (Operations will be conducted in accordance with the provisions of the Detailed State EBS Operational Plan. Special authorization to participate in the State-Level EBS is not required).

NOTE: It is suggested that appropriate arrangements be made to tape all emergency broadcasts, including the Emergency Action Notification. Appropriate notations should also be made in the station log of all significant events as they transpire. These records should be carefully preserved in the event they are required at some later date.

(a) Immediately monitor the radio receiving equipment tuned to a State EBS Network (Primary Relay FM Station or leased intercity common carrier facilities) for receipt of any further instructions from the State EBS Network Control Station.

(b) Immediately monitor the radio receiving equipment tuned to a Primary Station for the Operational (Local) Area for the receipt of any further instructions.

(c) Immediately check the Radio Press Wire (AP/UPI) for receipt of any further information via the State Bureau Offices of AP and UPI.

(d) At the discretion of management, discontinue normal program and broadcast the following announcement:

We interrupt this program because of a statewide emergency. Important information will follow.

RULES AND REGULATIONS

(e) Transmit the Emergency Action Notification Attention Signal as set forth in § 73.906, as follows:

(1) Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(2) Return carrier to the air for 5 seconds.

(3) Cut transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(4) Return carrier to the air.

(5) Broadcast 1,000-hertz steady-state tone for 15 seconds.

NOTE: Television broadcast stations voluntarily participating in the State EBS should display the State Emergency Broadcast System or State Association of Broadcasters or other appropriate slide during the transmission procedure and the audio transmissions that follow.

(f) All broadcast stations (standard, FM, and television) voluntarily participating in the State Emergency Broadcast System (EBS) make the following announcement:

This is an Emergency Action Notification. All stations in the State of (State name) are requested to broadcast the following State-Level Emergency Action Notification Message.

This station has interrupted its regular program to participate in the (State name) Emergency Broadcast System. During this period, many stations will be broadcasting a special emergency program to the residents of the State of (State name). This station will broadcast the special emergency program beginning at (time). (Give further details—if available.)

I repeat * * * (Repeat the above announcement.)

NOTE: Television broadcast stations should display the State Emergency Broadcast System or State Association of Broadcasters slide during the transmission procedure.

NOTE: Stations broadcasting in a foreign language should repeat the above announcements in that language.

(g) Upon completion of the above transmission procedures, resume normal programming until the scheduled time for the State-Level EBS Broadcast. Upon cue from the Common Program Control Broadcast Station for your Operational (Local) Area, or Primary Relay Station for the State EBS Network, begin broadcast of a common State-Level program received from one of the following sources consistent with the provisions of the Detailed State Emergency Broadcast System (EBS) Operational Plan:

(1) Common Program Control Station for your Operational (Local) Area.

(2) State EBS Network (Intercity FM off-the-air relay) (Intercity Leased Common Carrier Facilities).

(3) Primary Relay Station (FM) for the Operational (Local) Area.

(h) All stations may resume normal broadcast operations in accordance with the provisions of their current license or program test authority upon conclusion of the State-Level EBS Broadcast.

§ 73.937 Emergency Broadcast System (EBS) Operation During an Operational (Local) Area-Level Emergency Action Condition.

All broadcast stations are furnished complete instructions on an Emergency

Action Checklist to be posted at broadcast operating positions. This Checklist summarizes the procedures to be followed by the operating personnel of those broadcast stations subject to this part which are voluntarily participating in the Operational (Local) Area Emergency Broadcast System (EBS) upon receipt of an Operational (Local) Area-Level Emergency Action Notification or Emergency Action Condition Termination. Immediately upon receipt of such Notification, all standard, commercial FM (including all subcarriers), and noncommercial educational FM (including all subcarriers), and television broadcast stations, including all such stations operating under equipment or program test authority, which are voluntarily participating in the Operational (Local) Area Emergency Broadcast System (EBS) may, at the discretion of management, proceed as set forth herein: (Operations will be conducted in accordance with the provisions of the Detailed State EBS Operational Plan. Special authorization to participate in the Operational (Local) Area EBS is not required).

NOTE: It is suggested that appropriate arrangements be made to tape all emergency broadcasts, including the Emergency Action Notification. Appropriate notations should also be made in the station log of all significant events as they transpire. These records should be carefully preserved in the event they are required at some later date.

(a) Immediately monitor the radio receiving equipment tuned to a Primary Station for the Operational (Local) Area for receipt of any further instructions.

(b) Immediately monitor the radio receiving equipment tuned to a Primary Relay Station (FM) serving the Operational (Local) Area for receipt of any further instructions.

(c) Immediately monitor the Emergency Remote Pickup Broadcast Network serving the Operational (Local) Area for receipt of any further instructions.

(d) Immediately check the Radio Press Wire (AP/UPI) for receipt of any further information via the State Bureau Offices of AP and UPI.

(e) At the discretion of management, discontinue normal program and broadcast the following announcement:

We interrupt this program because of a local emergency. Important information will follow.

(f) Transmit the Emergency Action Notification Attention Signal as set forth in § 73.906, as follows:

(1) Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(2) Return carrier to the air for 5 seconds.

(3) Cut transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(4) Return carrier to the air.

(5) Broadcast 1,000-hertz steady-state tone for 15 seconds.

NOTE: Television broadcast stations voluntarily participating in the Operational (Local) Areas EBS should display an Operational Area Emergency Broadcast Sys-

tem slide during the above transmission procedure and the audio transmissions that follow.

NOTE: Stations normally broadcasting in a foreign language should repeat the above announcements in that language.

(g) All broadcast stations (standard, FM, and television) voluntarily participating in the (operational area name) Emergency Broadcast System (EBS) may, at the discretion of management, make the following announcement:

This is an Emergency Action Notification. All stations in the (operational area name) are requested to broadcast the following Local-Level Emergency Action Notification Message.

This station has interrupted its regular program to participate in the (operational area name) Emergency Broadcast System. Many stations will be broadcasting a special emergency program to the residents of (operational area name). This station will broadcast the special emergency program beginning at (time). (Give further details—if available.)

I repeat * * * (Repeat the above announcement.)

(h) Upon completion of the above transmission procedures, resume normal programming until the scheduled time for the Local-Level EBS Broadcast. Upon cue from the Common Program Control Broadcast Station for your Operational (Local) Area, begin broadcast of a common program received from one of the following sources consistent with the provisions of the Detailed State Emergency Broadcast System (EBS) Plan:

(1) Common Program Control Station for your Operational (Local) Area.

(2) Primary Relay (FM) Station for your Operational (Local) Area.

(3) Remote Pickup Broadcast Network serving the Operational (Local) Area.

(i) All stations may resume normal broadcast operations in accordance with the provisions of their current license or program test authority upon conclusion of the Operational (Local) Area EBS Broadcast.

TESTS

§ 73.961 Tests of the Emergency Action Notification System.

Tests of the Emergency Action Notification System will be made at regular intervals with appropriate entries in the station operating log, as follows:

(a) Test transmissions of the First Method, National-Level interconnecting facilities of the Emergency Action Notification System will be conducted on a random basis once each week or as prescribed by the White House. The test transmissions will originate on an alternate week basis from one of two specified origination points; thence via a dedicated teletype network to specified control points of the commercial Radio and Television Broadcast Networks and the American Telephone and Telegraph Co. in accordance with the test procedures set forth in the EBS Standing Operating Procedures (EBS SOP-1), copies of which are furnished to the non-Government entities involved.

(b) Test transmissions of the Second Method National-Level interconnecting

facilities of the Emergency Action Notification System will be conducted on a random basis once each week or as prescribed by the White House. The test transmissions will originate on an alternate week basis from one of two specified origination points; thence via a dedicated teletype network with a dedicated automatic telephone network for backup confirmation purposes in accordance with the test procedures set forth in the EBS Standing Operating Procedures (EBS SOP-1), copies of which are furnished to the non-Government entities involved.

(c) The test transmissions set forth in paragraphs (a) and (b) of this section will be as follows:

(1) A 10-bell alarm.

(2) The test text, as follows:

Testing Emergency Action Notification System—repeat—Testing Emergency Action Notification System.

If this were not a test you would receive a message authenticator word followed by the Emergency Action Notification Message. Another message would immediately follow requesting specific NIAC Order arrangements and give point of program origination—and the same message authenticator word transmitted again.

Testing Emergency Action Notification System—repeat—Testing Emergency Action Notification System.

(Date and time, Washington, D.C., time.)

(3) A 10-bell alarm.

(d) Test transmissions to standard, FM, and television broadcast stations using the Second Method of the Emergency Action Notification System and utilizing the facilities of the Associated Press (AP) and United Press International (UPI) Radio Wire Teletype Networks will be conducted once each week in accordance with the test procedures set forth in the EBS Standing Operating Procedures (EBS SOP-2), copies of which are furnished to all stations. AP and UPI will separately transmit the Test Message on a random basis once each week at times of their choice. The date and time of receipt of these test transmissions should be entered in the Station Operating Log. Weekly AP/UPI EAN test transmission:

(1) A full line of "X's."

(2) A 10-bell alarm.

(3) The test text, as follows:

This is a test of the Emergency Action Notification System. If this were not a test, you would receive an authenticator word, an Emergency Action Notification Message, and the same authenticator word again. This is a test of the Emergency Action Notification System. All stations follow procedures on EBS Checklist for weekly teletype tests.

(Date and time, Washington, D.C., time.)

(4) A full line of "X's."

(5) A 10-bell alarm.

(e) Test transmission of the Third Method of the Emergency Action Notification System will be conducted by standard, FM, and television broadcast stations once each week on a random basis between the hours of 8:30 a.m. and local sunset.

(1) Discontinue normal program and make the following announcement:

This is a test. For the next 60 seconds this

station will conduct a test of the Emergency Broadcast System. This is only a test.

(2) Transmit the Emergency Action Notification Attention Signal as set forth in § 73.906, as follows:

(i) Cut the transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(ii) Return carrier to the air for 5 seconds.

(iii) Cut transmitter carrier for 5 seconds. (Sound carrier only for TV stations.)

(iv) Return carrier to the air.

(v) Broadcast 1,000-hertz steady-state tone for 15 seconds.

(3) Broadcast the Third Method Test Message, as follows:

This is a test of the Emergency Broadcast System. The broadcasters of your area in voluntary cooperation with the FCC and other authorities have developed this system to keep you informed in the event of a serious emergency. If this had been an actual emergency, you would have been instructed where to tune in your area for news and official information. This concludes this test of the Emergency Broadcast System.

(4) Resume normal programming.

(5) The date and time of the above test transmission shall be entered in the Station Operating Log.

(f) Tests of State program distribution interconnecting systems and facilities should be conducted on a day-to-day basis as periodic broadcast operations such as State Weather Networks, or State Association of Broadcasters Networks. Letters granting rebroadcast authority shall be exchanged between all participating licensees in accordance with the provisions of section 325(a) of the Communications Act of 1934, as amended, and Part 73 of this chapter.

(g) Operational (Local) Area common program distribution interconnecting systems, facilities, and procedures shall be tested on a closed circuit basis to insure emergency readiness of such interconnecting facilities in accordance with approved Detailed State Emergency Broadcast System (EBS) Operational Plans.

§ 73.962 Closed Circuit Tests of Approved National-Level Interconnecting Systems and Facilities of the Emergency Broadcast System (EBS).

Tests of approved National-Level interconnecting systems, and systems and facilities of non-Government entities voluntarily participating in the Emergency Broadcast System (EBS) will be conducted not more than once a month and not less than once every 3 months only after prior FCC approval, in each instance, at a time selected by both White House and National Industry Advisory Committee (NIAC) representatives, in coordination with the Defense Commissioner, FCC, and the Chief, Emergency Communications Division, as set forth below. Appropriate entries shall be made in the station operating log.

(a) Notification of closed circuit tests

¹ Television stations displaying an Operational Area map as the Emergency Broadcast System slide, may add: "As shown on this map."

of NIAC Orders 1 through 63 will be by an Emergency Action Notification System Closed Circuit Test Message (First and Second Methods) followed by a NIAC Order Message (addressed to AT&T and the commercial Radio Networks only—AP and UPI will not retransmit this NIAC Order Message) using the Closed Circuit Test Procedures set forth in EBS SOP-1 and SOP-2 Series.

(b) NIAC Order No. 1: National program distribution interconnecting systems and facilities will be tested on a closed circuit basis. This test will consist of a closed circuit broadcast, and due to varying program scheduling of the commercial Radio Broadcast Networks involved, the individual network facilities shall remain as separate entities. The audio networks associated with the video networks of ABC-TV, CBS-TV, or NBC-TV shall not be utilized nor are the Telephone Companies authorized to add any of the unaffiliated stations participating in the Emergency Broadcast System (EBS). The American Telephone and Telegraph Co. is authorized to interconnect the facilities of the Intermountain Networks for the duration of these closed circuit tests, then remove such interconnection. Authentication given via the National-Level interconnecting facilities of the Emergency Action Notification System will utilize the test words printed on the outside of the EBS Authenticator List (Red Envelope). The details of these closed circuit tests are set forth in Standing Operating Procedures SOP-1 and SOP-2 Series promulgated quarterly only by the Federal Communications Commission and issued only to those concerned.

(c) NIAC Orders Nos. 2 through 63: Tests of technical program origination and distribution channels will be conducted on a closed circuit basis. These test broadcasts will originate from a point selected by the White House with program feed circuitry connected to the Telephone Company Toll Test Center at points indicated for the individual NIAC Orders. These NIAC Orders authorize the American Telephone and Telegraph Co. to feed simultaneously the facilities of the nationwide commercial Radio Broadcast Networks, namely ABC, CBS, MBS, NBC, and the Intermountain (IMN) Radio Broadcast Network. These facilities may be interconnected as required by the American Telephone and Telegraph Co. The audio networks associated with the video networks of ABC-TV, CBS-TV, or NBC-TV shall not be utilized nor are the Telephone Companies authorized to add any of the unaffiliated stations participating in the Emergency Broadcast System (EBS). Authentication will be provided by the White House to the Telephone Company Toll Test Center responsible for the particular NIAC Order to be used. Authentication given via the National-Level interconnecting facilities of the Emergency Action Notification System will utilize the test words printed on the outside of the EBS Authenticator List (Red envelope). The details of these closed circuit tests are set forth in Standing Operating Procedures SOP-1 and SOP-2 Series promulgated quarterly only

RULES AND REGULATIONS

by the Federal Communications Commission and issued only to those concerned.

(d) Interconnection of unaffiliated broadcast stations cannot be provided on tests of NIAC Orders 1 through 63 unless authorized by the Federal Communications Commission.

(e) Test procedures:

(1) Notification of a closed circuit test will be received via the First and Second Methods of the Emergency Action Notification System only. (Do not interrupt your program and do not broadcast the closed circuit test message.)

CLOSED CIRCUIT TEST NOTIFICATION MESSAGE

This is a closed circuit test of the Emergency Broadcast System. Do not broadcast this message. Do not broadcast the audio program. The test authenticator word is _____.

This message authorizes a closed circuit test of the Emergency Broadcast System. Monitor radio network lines for closed circuit test program. All stations follow procedures on the EBS Checklist for closed circuit tests. The test authenticator word is _____.

NOTE: Test authenticator words are printed on the outside of the EBS Authenticator List (Red Envelope) associated with the EBS Checklist.

(2) Immediately monitor your nationwide commercial radio (ABC, CBS, IMN, MBS, NBC, and UPI-Audio) network for the First Method Emergency Action Notification closed circuit test message. Television networks do not participate in the closed circuit tests.

(3) Immediately check your AP/UPI Radio Press Wire Network teletype machines for the Second Method Emergency Action Notification closed circuit test message. Verify authenticity using the Test Words printed on the outside cover of the current issue of the EBS Authenticator List (Red Envelope).

(4) Continue to monitor your nationwide commercial radio network for talkup, and the closed circuit test program.

(5) Enter the time of receipt of the closed circuit test in your station operating log.

[FR Doc.72-5689 Filed 4-13-72;8:46 am]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Izembek National Wildlife Range, Alaska

The following special regulation is issued and is effective on date of

publication in the *FEDERAL REGISTER* (4-14-72).

§ 28.28 Special regulations, public access, use, and recreation; for individual wildlife refuge areas.

ALASKA

IZEMBEK NATIONAL WILDLIFE RANGE

Boats are permitted on the Izembek National Wildlife Range for public access, use, and recreation subject to the following special condition:

(1) The use of water-jet driven boats or boats driven by air propellers, commonly known as air boats, is prohibited.

The provisions of this special regulation supplement the regulations which govern public access, use, and recreation on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through December 31, 1972.

LOREN W. CROXTON,
Deputy Area Director, Bureau of Sport Fisheries and Wildlife, Anchorage, Alaska.

APRIL 7, 1972.

[FR Doc.72-5672 Filed 4-13-72;8:45 am]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

National Park Service

[36 CFR Part 71]

CAPE COD NATIONAL SEASHORE,
MASS.

Oversand Vehicle Operation

Notice is hereby given that pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), and the Act of August 6, 1961 (75 Stat. 284; 16 U.S.C. 459b), 245 DM-1 (27 F.R. 6395), and National Park Service Order No. 21 (27 F.R. 7903), it is proposed to amend § 7.67 of Title 36 of the Code of Federal Regulations as set forth below.

The purpose of these amendments is to establish restrictions as to the number of vehicles permitted on the designated oversand routes and beaches in the dunes area of the Seashore. These changes are being made in the interest of public safety, conservation of resources, and minimization of conflict with other forms of public use.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rulemaking process. Accordingly, interested persons may submit written comments, suggestions, or objections to the Superintendent, Cape Cod National Seashore, South Wellfleet, Mass., within 30 days of the date of publication of this notice in the *FEDERAL REGISTER*.

It is proposed that § 7.67 be amended as follows:

§ 7.67 Cape Cod National Seashore.

* * * * * (c) *Private oversand vehicle operation.* *

(16) The Superintendent may establish limits on the number of oversand vehicles permitted on designated oversand routes and beaches when such limitations are necessary in the interest of public safety, protection of the ecological and environmental values of the areas, and coordination with other visitor uses.

LAWRENCE C. HADLEY,
Assistant Director,
National Park Service.

[FR Doc.72-5598 Filed 4-13-72;8:45 am]

DEPARTMENT OF AGRICULTURE

Rural Electrification Administration

[7 CFR Part 1701]

CONSTRUCTION OF REA-FINANCED RURAL ELECTRIFICATION FACILITIES

Proposed Procedures for the Closeout of Construction Contracts

Notice is hereby given that, pursuant to the Rural Electrification Act, as amended (7 U.S.C. 901 et seq.) REA proposes to issue a revision of REA Bulletin 81-6, Closeout Procedures for Contract Construction of Distribution and Transmission Facilities, to set forth the procedure to be followed by its electric borrowers in the closeout of certain construction contracts. This bulletin lists the required closeout documents and outlines the procedure for their preparation and distribution.

Persons interested in the provisions of revised REA Bulletin 81-6 may submit written data, views, or comments to the Director, Power Supply, Management and Engineering Standards Division, Room 3313, South Building, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 30 days from the publication of this notice in the *FEDERAL REGISTER*. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Director, Power Supply, Management and Engineering Standards Division, during regular business hours.

A copy of the revised REA bulletin, and the contract forms and attachments may be secured in person or by written request from the Director, Power Supply, Management and Engineering Standards Division.

A summary of the changes proposed by the revision of REA Bulletin 81-6 is as follows:

1. The closeout procedure provided by the revised bulletin has been made applicable to construction covered by the following REA contract forms. Except as specified in 2 below the procedures in the proposed revision of the bulletin generally follow the existing closeout procedure.

REA Form 201, Right-of-Way Clearing Contract.

REA Form 203, Transmission System Right-of-Way Clearing Contract.

REA Form 764, Substation Erection Contract.

REA Form 786, Electric System Communications and Control Equipment Contract (Including Installation).

REA Form 790, Distribution Line Extension Construction Contract (Labor and Materials).

REA Form 792, Distribution Line Extension Construction Contract (Labor Only).

REA Form 830, Electric System Construction Contract.

REA Form 831, Electric Transmission Construction Contract.

2. Closeout procedures have been simplified for contracts on REA Form 830. The final Construction Inventory (Form 254) and the Waiver and Release of Lien (Form 224) need no longer be submitted to REA in Washington.

Dated: April 11, 1972.

JAMES N. MYERS,
Assistant Administrator.

[FR Doc.72-5699 Filed 4-13-72;8:48 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 295]

HOUSEHOLD SUBSTANCES IN LIQUID FORM CONTAINING TURPENTINE

Proposed Child Protection Packaging Standards

Through investigations by the Food and Drug Administration and from other available information, the Commissioner of Food and Drugs has determined that the accidental ingestion of household substances in liquid form containing 10 percent or more of turpentine has been a significant cause of hospitalizations and fatalities of children under 5 years of age. Such household substances include paint thinners, certain furniture polishes, and household solvents.

Ingestion of a turpentine-containing preparation by a child can result in systemic poisoning, and aspiration of such a preparation by a child can cause serious or fatal chemical pneumonitis. Turpentine is readily absorbed from the gastrointestinal and respiratory tracts and is reported to be a local irritant and central nervous system depressant. The absorption of turpentine is also reported to have a damaging effect upon the kidneys.

PROPOSED RULE MAKING

The accidental ingestion and aspiration into the lungs of household substances containing turpentine can produce pulmonary edema and pneumonitis with dyspnea, cyanosis, and fever. The principal symptoms following ingestion without aspiration are severe abdominal irritation, nausea, vomiting, diarrhea, painful micturition, transient excitement, ataxia, stupor, and coma. Death is usually from respiratory arrest.

Data from the National Clearinghouse for Poison Control Centers on accidental ingestions of turpentine-containing preparations by children under 5 years of age for the 3-year period 1968-70 show 2,062 ingestions and 249 hospitalizations. Data from death certificates for the same period show two deaths of children under 5 years of age from ingestion of such products.

After review of the above information and upon consultation, pursuant to section 3, with the Technical Advisory Committee convened in accordance with section 6 of the Poison Prevention Packaging Act of 1970, the Commissioner finds that the nature of the hazard to children posed by liquid household products containing 10 percent or more of turpentine, by reason of their availability and packaging, is such that special packaging is necessary to protect children from serious personal injury or serious illness resulting from handling, using, or ingesting such substances.

On the basis of reports and data from industry and other relevant information, and pursuant to section 3(a)(2) of the act, the Commissioner finds that the special packaging proposed herein is:

1. Technically feasible because technology exists to produce special packaging conforming to these standards. At least 11 different special packages have been tested in accordance with § 295.10 *Testing procedure for special packaging* (21 CFR 295.10; 36 F.R. 22151, 37 F.R. 741) that meet or exceed the effectiveness specifications of § 295.3(b).

2. Practicable in that it is susceptible to modern mass production and assembly line techniques. Reported production data indicate a capability adequate to meet the needs of affected industries.

3. Appropriate since such special packaging is not detrimental to the integrity of the substance and will not interfere with its storage or use.

Accordingly, pursuant to provisions of the Poison Prevention Packaging Act of 1970 (secs. 2(4), 3, 5, 84 Stat. 1670-72; 15 U.S.C. 1471(4), 1472, 1474) and under authority delegated to him (21 CFR 2.120), the Commissioner proposes that a new subparagraph be added to § 295.2(a) as follows (§§ 295.2 and 295.3 were promulgated in the *FEDERAL REGISTER* of February 16, 1972; 37 F.R. 3427):

§ 295.2 Substances requiring "special packaging."

(a) *Substances.* The Commissioner of Food and Drugs has determined that the degree or nature of the hazard to children in the availability of the following substances, by reason of their packaging, is such that special packaging is required to protect children from serious personal

injury or serious illness resulting from handling, using, or ingesting such substances, and that the special packaging herein required is technically feasible, practicable, and appropriate for these substances:

* * * * *

(6) *Turpentine.* Household substances in liquid form containing 10 percent or more by weight of turpentine shall be packaged in accordance with the provisions of § 295.3 (a) and (b).

* * * * *

- Interested persons may, within 60 days after publication hereof in the *FEDERAL REGISTER*, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-88, 5600 Fishers Lane, Rockville, Md. 20852, written comments (preferably in quintuplicate) regarding this proposal. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: April 11, 1972.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 72-5721 Filed 4-13-72; 8:48 am]

[21 CFR Part 295]

CERTAIN LIQUID KINDLING AND/OR ILLUMINATING PREPARATIONS CONTAINING PETROLEUM DISTILLATES

Proposed Child Protection Packaging Standards

Through investigations by the Food and Drug Administration and from other available information, the Commissioner of Food and Drugs has determined that the accidental ingestion of liquid kindling and illuminating preparations containing 10 percent or more of petroleum distillates, and having a viscosity of less than 100 Saybolt universal seconds at 100° F., has been a significant cause of fatalities and hospitalizations of children under 5 years of age. Such preparations include cigarette and charcoal lighter fluids and torch fuels.

Reflecting the trend to outdoor living, charcoal lighter fluids and other kindling and/or illuminating products are widely and increasingly used household items. Cigarette lighter fluid remains a common household item. These products, composed essentially of flammable and/or combustible petroleum distillates, present a serious hazard of accidental ingestion and aspiration by children.

Although not generally recognized by laymen, the fact that serious or fatal chemical pneumonitis can result from aspiration of these products by children is well known and thoroughly documented in medical literature. Upon accidental ingestion and aspiration into the lungs, such petroleum distillate-containing preparations can cause endothelial injury leading to the rapid development of pulmonary edema. The resulting chemical

pneumonitis can be fatal to young children.

A case illustrating the hazard of such products is the reported ingestion and aspiration of an unknown amount of charcoal lighter fluid by a child. Death ensued within 80 minutes after ingestion. The death was attributed to acute hydrocarbon intoxication and cerebral edema.

Data from the National Clearinghouse for Poison Control Centers on accidental ingestions by children under 5 years of age for the 3-year period 1968-70 show 3,189 ingestions and 369 hospitalizations attributable to various kindling and/or illuminating products. Reports received by the Food and Drug Administration show nine deaths of children under 5 years of age due to accidental ingestion of these products during the period 1964-71.

After review of the above information and upon consultation, pursuant to section 3, with the Technical Advisory Committee convened in accordance with section 6 of the Poison Prevention Packaging Act of 1970, the Commissioner finds that the nature of the hazard to children posed by kindling and/or illuminating products containing 10 percent or more petroleum distillates and having a viscosity of less than 100 Saybolt universal seconds at 100° F., by reason of their availability and packaging, is such that special packaging is necessary to protect children from serious personal injury or serious illness resulting from ingesting such preparations.

On the basis of reports and data from industry and other relevant information, and pursuant to section 3(a)(2) of the act, the Commissioner finds that the special packaging proposed herein is:

1. Technically feasible because technology exists to produce special packaging conforming to these standards. At least 11 different special packages have been tested in accordance with § 295.10 *Testing procedure for special packaging* (21 CFR 295.10; 36 F.R. 22151, 37 F.R. 741) that meet or exceed the child-resistant effectiveness and adult-use effectiveness specifications of § 295.3(b).

2. Practicable in that it is susceptible to modern mass production and assembly line techniques. Reported production data indicate a capability adequate to meet the needs of affected industries.

3. Appropriate since such special packaging is not detrimental to the integrity of the substance and will not interfere with its storage or use.

Accordingly, pursuant to provisions of the Poison Prevention Packaging Act of 1970 (secs. 2(4), 3, 5, 84 Stat. 1670-72; 15 U.S.C. 1471(4), 1472, 1474) and under authority delegated to him (21 CFR 2.120), the Commissioner proposes that a new subparagraph be added to § 295.2 (a) as follows (§§ 295.2 and 295.3 were promulgated in the *FEDERAL REGISTER* of February 16, 1972; 37 F.R. 3427):

§ 295.2 Substances requiring "special packaging."

(a) *Substances.* The Commissioner of Food and Drugs has determined that the degree or nature of the hazard to children in the availability of the following

substances, by reason of their packaging, is such that special packaging is required to protect children from serious personal injury or serious illness resulting from handling, using, or ingesting such substances, and that the special packaging herein required is technically feasible, practicable, and appropriate for these substances:

(7) *Kindling and/or illuminating preparations.* Liquid kindling and/or illuminating preparations containing 10 percent or more of petroleum distillates and having a viscosity of less than 100 Saybolt universal seconds at 100° F. shall be packaged in accordance with the provisions of § 295.3 (a) and (b).

Interested persons may, within 60 days after publication hereof in the *FEDERAL REGISTER*, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-88, 5600 Fishers Lane, Rockville, Md. 20852, written comments (preferably in quintuplicate) regarding this proposal. Comments may be accompanied by a memorandum or brief in support thereof. Received comments may be seen in the above office during working hours, Monday through Friday.

Dated: April 11, 1972.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 72-5720 Filed 4-13-72; 8:48 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 72-CE-11-AD]

BEECH MODELS 33, 35, 36, 45, 55, AND 95 SERIES AIRPLANES

Proposed Airworthiness Directive

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an Airworthiness Directive applicable to Beech Models 33, 35, 36, 45, 55, and 95 airplanes. Over a period of years there have been reports of uplock roller seizures on these series airplanes which results in gear-up landings. These seizures are attributable to improper or inadequate maintenance. Despite public dissemination of reported maintenance publications on this subject by both the manufacturer and FAA, this problem still exists. Initially, it was necessary to partially disassemble the uplock mechanism on these series airplanes for proper lubrication. However, the manufacturer has now developed a modification to facilitate lubrication per Beech Service Instruction No. 0448-211. In order to prevent the condition described herein, an AD is being proposed requiring on the aforementioned series airplanes

the installation of hollow zerk-ended mounting bolts on the uplock rollers and repetitive lubrication of the uplock mechanism in accordance with Beech Service Instruction No. 0448-211.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to the Federal Aviation Administration, Office of the Regional Counsel, 1548 Federal Building, 601 East 12th Street, Kansas City, MO 64106. All communications received within 30 days after publication of the notice in the *FEDERAL REGISTER* will be considered before action is taken upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Airworthiness Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new AD.

BEECH. Applies to the following:

Models	Serial numbers
35-33, 35-A33, 35-B33, 35-C33, E33, F33, and G33.	CD-1 through CD- 1256.
35-C33A, E33A, and E33C	CE-1 through CE- 349. CJ-1 through CJ- 30.
35, A35, B35, C35, D35, E35, F35, G35, H35, J35, K35, M35, N35, P35, S35, V35, V35TC, V35A, V35A- TC, V35B, and V35B- TC.	D-1 through D- 9287.
36 and A36-----	E-1 through E- 283.
A45(T-34A), B45 and D45(T-34B).	All.
95-55, 95-A55, 95-B55, 95-B55A.	TC-1 through TC- 1402.
95-C55, 95-C55A, D55, D55A, E55, and E55A.	TE-1 through TE- 846.
56TC and A56TC-----	TG-1 through TG- 94.
58 -----	TH-1 through TH- 174.
95, B95, B95A, D95A, and E95.	TD-2 through TD- 721.

Compliance: Required as indicated, unless already accomplished:

To decrease the possibility of gear-up landings caused by seizure of the uplock rollers, accomplish the following:

(A) Within the next 300 hours' time in service after the effective date of this AD, install hollow zerk-ended mounting bolts on the uplock rollers in accordance with Beech Service Instructions No. 0448-211 or any FAA-approved equivalent.

(B) Within the next 300 hours' time in service after the effective date of this AD, and thereafter at 100-hour intervals, lubricate the uplock mechanism in accordance with Beech Service Instruction No. 0448-211.

Issued in Kansas City, Mo., on April 7, 1972.

JOHN M. CYROCKI,
Director, Central Region.

[FR Doc. 72-5678 Filed 4-13-72; 8:46 am]

[14 CFR Part 71]

[Airspace Docket No. 72-NE-3]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amending § 71.181 of Part 71 of the Federal Aviation Regulations so as to amend the Bar Harbor, Maine, transition area (37 F.R. 2153).

A new standard instrument approach procedure has been developed for Bar Harbor Airport, Bar Harbor, Maine. This new procedure will require alteration of the Bar Harbor 700-foot floor transition area to provide controlled air space for aircraft executing the procedure.

Interested persons may submit such written data or views as they may desire. Communications should be submitted in triplicate to the Director, New England Region, Attention: Chief, Air Traffic Division, Department of Transportation, Federal Aviation Administration, 154 Middlesex Street, Burlington, MA 01803. All communications received within 30 days after publication in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements may be made for informal conferences with Federal Aviation Administration officials by contacting the Chief, Operations, Procedures and Airspace Branch, New England Region.

Any data or views presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of Regional Counsel, Federal Aviation Administration, 154 Middlesex Street, Burlington, MA.

The Federal Aviation Administration, having completed a review of the air-space requirements for the terminal area of Bar Harbor, Maine, proposes the air-space action hereinafter set forth:

Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to delete the description of the Bar Harbor, Maine, 700-foot floor transition area and insert the following in lieu thereof:

That airspace extending upward from 700 feet above the surface within a 12.5-mile radius of the center (44°26'56" N., 68°21'42" W.) of the Bar Harbor Airport excluding that airspace previously designated as the Bangor, Maine, 700-foot transition area. Within 4.5 miles west and 9.5 miles east of the Bar Harbor ILS localizer course extending from the 12.5-mile radius to 11.5 miles north of the surry (BH) NDB.

This amendment is proposed under section 307(a) of the Federal Aviation

PROPOSED RULE MAKING

Act of 1958 (72 Stat. 749; 49 U.S.C. 1348) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Burlington, Mass., on April 6, 1972.

FERRIS J. HOLLAND,
Director, New England Region.
[FR Doc.72-5679 Filed 4-13-72;8:46 am]

[14 CFR Part 71]

[Airspace Docket No. 72-SO-31]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Orlando, Fla., transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Federal Aviation Administration, Southern Region, Air Traffic Division, Post Office Box 20636, Atlanta, GA 30320. All communications received within 30 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Airspace and Procedures Branch. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in light of comments received.

The official docket will be available for examination by interested persons at the Federal Aviation Administration, Southern Region, Room 724, 3400 Whipple Street, East Point, GA.

The Orlando transition area described in § 71.181 (37 F.R. 2143) would be amended as follows: All after "long. 81° 26'15" W. * * *" would be deleted and " * * * within 3 miles each side of the 165° and 322° bearings from Kissimmee RBN (lat. 28°17'21" N., long. 81°26'05" W.), extending from the 6.5-mile-radius area to 8.5 miles south and northwest of the RBN * * *" would be substituted therefor.

The proposed alteration is required to provide controlled airspace protection for IFR aircraft executing the proposed NDB RWY 33 Standard Instrument Approach Procedure to Kissimmee Municipal Airport.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in East Point, Ga., on April 6, 1972.

DUANE W. FREER,
Acting Director, Southern Region.

[FR Doc.72-5680 Filed 4-13-72;8:46 am]

[14 CFR Part 73]

[Airspace Docket No. 72-AL-6]

RESTRICTED AREA

Proposed Designation

The Federal Aviation Administration (FAA) is considering an amendment to Part 73 of the Federal Aviation Regulations that would designate a temporary restricted area at the Port Heiden, Alaska, airport.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Admini-

stration, 632 Sixth Avenue, Anchorage, AK 99501. All communications received within 30 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW, Washington, DC 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

If this action is taken, the Port Heiden, Alaska, restricted area would be designated as follows:

Boundaries: Within a 2.5-mile radius of the Port Heiden Airport (latitude 56°57'48" N., longitude 153°38'36" W.).

Designated altitudes: Surface to 8,000 feet MSL.

Time of designation: 2100 to 0900 local time, July 15, 1972, to October 1, 1972, as activated by NOTAM.

Controlling agency: Federal Aviation Administration, Anchorage ARTC Center.

Using agency: The Aerospace Corp., Los Angeles, Calif.

The proposed restricted area is needed in connection with testing of a very low frequency communication link between Port Heiden, Alaska, and Swampy Summit, New Zealand. The experiment requires a vertical antenna which will extend from the surface to 7,000 feet MSL supported by a helicopter or a balloon.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on April 7, 1972.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[FR Doc.72-5677 Filed 4-13-72;8:45 am]

Notices

DEPARTMENT OF AGRICULTURE

Rural Electrification Administration

ENGINEERING AND CONSTRUCTION OF REA-FINANCED ELECTRIC DIS- TRIBUTION, TRANSMISSION, COM- MUNICATION, AND GENERATION FACILITIES

Notice of Revised REA Standard Contract Forms

Notice is hereby given that, pursuant to the Rural Electrification Act, as amended (7 U.S.C. 901 et seq.) REA proposes to amend REA Bulletins 41-1 and 40-8 for the purpose of revising the following engineering and construction contract forms:

ENGINEERING SERVICE CONTRACTS

REA Form 211, Engineering Service Contract for the Design and Supervision of Construction of a Generating Plant.

REA Form 235, Engineering Service Contract, Electric Substation Design and Construction.

REA Form 236, Engineering Service Contract, Electric System Design and Construction.

REA Form 237, Engineering Service Contract, Electric System Design and Construction.

CONSTRUCTION CONTRACTS

REA Form 200, Generating Plant Construction Contract.

REA Form 201, Right-of-Way Clearing Contract.

REA Form 764, Substation Erection Contract.

REA Form 786, Electric System Communications and Control Equipment Contract.

REA Form 830, Electric System Construction Contract.

REA Form 831, Electric Transmission Construction Contract.

Persons interested in the revised contract forms may submit written data, views, or comments to the Director, Power Supply, Management and Engineering Standards Division, Room 3113, South Building, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 30 days from the publication of this notice in the *FEDERAL REGISTER*. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Director, Power Supply, Management and Engineering Standards Division, during regular business hours.

A copy of any of the revised contract forms may be requested in person or in writing from the Director, Power Supply, Management and Engineering Standards Division.

A summary of the proposed changes in the contract forms is as follows:

ENGINEERING SERVICE CONTRACTS, REA FORMS 211, 235, 236, AND 237

1. Where existing contract forms refer only to financing the project with REA

loan funds, the wording will be modified to recognize that supplemental financing may be used.

2. In regard to ecological and environmental matters, the engineer will be required to give thorough consideration to esthetics and the protection of the environment in all phases of construction. Reference will be made (except in REA Form 211) to the guidelines in the publication, "Environmental Criteria for Electric Transmission Systems," issued jointly by the U.S. Department of the Interior and the U.S. Department of Agriculture. The engineer will be required to incorporate into the project the environmental commitments of a published environmental analysis or environmental statement.

3. Insofar as possible, the compensation provisions in these contract forms will be made consistent or identical with similar provisions in other REA standard engineering service contract forms. For example, if reference is made to "out-of-pocket expense," the allowable items making up this expense will be made the same in all contract forms.

4. Provisions will be added giving the engineer the right, under certain conditions, to terminate the contract.

5. Other provisions of the forms will be standardized and brought up to date.

CONSTRUCTION CONTRACTS, REA FORMS 200, 201, 764, 786, 830, and 831

1. Where existing contract forms refer only to financing the project with REA loan funds, the wording will be modified to recognize that supplemental financing may be used.

2. Ecological and environmental considerations and requirements will be added. The contractor will be required to perform work in such a manner as to maximize preservation of beauty, conservation of natural resources, and minimize marring and scarring of the landscape and silting of streams. The contractor will be required to follow the criteria relating to environmental protection as specified in the contract.

3. Language will be added relating to the contractor's and owner's responsibility for payment of taxes on labor and services when such taxes are imposed by any taxing authority.

4. Where the latest equal employment opportunity provisions have not been incorporated in these contract forms, they will be added to eliminate the need for a separate addendum.

5. Other provisions of the forms will be standardized and brought up to date.

Dated: April 10, 1972.

JAMES N. MYERS,
Assistant Administrator.

[FR Doc.72-5698 Filed 4-13-72;8:48 am]

CIVIL AERONAUTICS BOARD

[Docket No. 24122, etc.]

AUTOMOTIVE CARGO INVESTIGATION

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on May 19, 1972, at 10 a.m., local time, in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before Examiner Edward T. Stodola.

In order to facilitate the conduct of the conference, parties are instructed to submit to the Examiner and other parties (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before May 8, 1972, and the other parties on or before May 15, 1972. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights.

Dated at Washington, D.C., April 10, 1972.

[SEAL]

RALPH L. WISER,
Chief Examiner.

[FR Doc.72-5694 Filed 4-13-72;8:47 am]

[Docket No. 23333; Order 72-4-34]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Specific Commodity Rates

Issued under delegated authority April 7, 1972.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of the Joint Conferences of the International Air Transport Association (IATA) and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated March 30, 1972, names an additional specific commodity rate, as set forth below, reflecting a reduction from general cargo rates.

Item No.

1201— Greyhounds, 201 cents per kg. minimum weight 100 kgs. From Brisbane to Los Angeles.

NOTICES

Pursuant to authority duly delegated by the Board in the Board's Regulations, 14 CFR 385.14, it is not found, on a tentative basis, that the subject agreement is adverse to the public interest or in violation of the Act: *Provided*, That tentative approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That:

Action on Agreement CAB 22821, R-1, be and hereby is deferred with a view toward eventual approval, provided that approval shall not constitute approval of the specific commodity description contained therein for purposes of tariff publication; provided further that tariff filings shall be marked to become effective on not less than 30 days' notice from the date of filing.

Persons entitled to petition the Board for review of this order, pursuant to the Board's Regulations, 14 CFR 385.50, may, within 10 days after the date of service of this order, file such petitions in support of or in opposition to our proposed action herein.

This order will be published in the **FEDERAL REGISTER**.

[SEAL]

HARRY J. ZINK,
Secretary.

[FR Doc.72-5695 Filed 4-13-72;8:47 am]

[Dockets Nos. 24347, 24353; Order 72-4-47]

EASTERN AIR LINES, INC.

Order Dismissing Complaint Regarding Weekend Excursion Fares in Mainland-San Juan/Virgin Islands Market

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 11th day of April 1972.

By tariff revisions marked to become effective April 14, 1972,¹ Eastern Air Lines, Inc. (Eastern), proposes to establish round-trip weekend excursion fares between 13 points in the United States and San Juan and the Virgin Islands. The fares apply to travel originating on Friday or Saturday, with return on the following Sunday or Monday. The proposed round-trip fares to San Juan are \$100 from Baltimore/Washington, Boston, Hartford, Philadelphia, Providence, and New York; \$125 from Atlanta, Buffalo, Chicago, Cleveland, Detroit, and St. Louis. Round-trip fares to the Virgin Islands from the aforementioned 13 mainland points are \$26 above the fares to San Juan. The fares, which reflect discounts from regular fares generally ranging from 30 to 46 percent, will apply from April 14 through June 22, and from September 15 through December 11, 1972, and would be blacked out over the Memorial Day weekend. The tariff is marked to expire December 11, 1972.²

¹ Revisions to Eastern Air Lines, Inc., Tariff CAB No. 326.

² American Airlines, Inc., Delta Air Lines, Inc. (Delta), and Pan American World Airways, Inc. (Pan American), have filed to match Eastern's proposal.

American Airlines, Inc. (American), has filed a complaint against the proposal requesting its suspension and investigation. American indicates that it would have no difficulty with the proposal if applicability of the fares were limited to Friday and Monday, as was the case last year. However, it contends that extension of their availability to Saturday and Sunday will necessitate additional capacity to accommodate the discount-fare traffic,³ a result which is contrary to the purpose of discount fares which is to fill otherwise unused existing capacity.

Eastern's proposal to establish weekend excursion fares between the U.S. mainland and Puerto Rico and the Virgin Islands comes within the scope of the investigation of mainland U.S.-Puerto Rico/Virgin Island fares in Docket 24353, and its lawfulness will be determined in that proceeding. The question then is whether to permit the proposal to become effective, or to suspend it pending investigation. Upon consideration of all relevant matters, the Board finds that the complaint does not set forth sufficient facts to warrant suspension, and the request therefor will be denied and the complaint dismissed.

We are not convinced that, by extending availability of the fares to Saturday and Sunday, additional flights would be required to accommodate the traffic generated by these fares. On the contrary, we are inclined to believe that passengers utilizing these short-limit fares will seek to maximize the time available at their destination, and that Friday and Monday are very likely to remain the most popular days of travel. If anything, the addition of Saturday and Sunday as available travel days may tend to alleviate potential pressure on capacity on Friday and Monday. Since comparable fares were apparently profitable last fall, we have no reason to conclude that they would not be similarly profitable this year.

Accordingly, pursuant to the Federal Aviation Act of 1958 and particularly sections 204(a), 403, 404, and 1002 thereof,

It is ordered, That:

1. The complaint of American Airlines, Inc., in Docket 24347 is dismissed; and
2. A copy of this order be served upon American Airlines, Inc., Delta Air Lines, Inc., Eastern Air Lines, Inc., and Pan American World Airways, Inc.

This order shall be published in the **FEDERAL REGISTER**.

By the Civil Aeronautics Board.

[SEAL]

HARRY J. ZINK,
Secretary.

[FR Doc.72-5696 Filed 4-13-72;8:47 am]

³ American alleges that extension to Saturday and Sunday will increase newly generated traffic by at least 50 percent, and that this additional traffic will be equally divided between each of the 4 days the fares are applicable.

FEDERAL COMMUNICATIONS COMMISSION

[FCC 72-305]

OFF NETWORK PROGRAMS AND FEATURE FILMS

Interpretations of Rule Restricting Presentation

APRIL 6, 1972.

Section 73.658(k) of the Commission's rules, the "prime time access rule," in general limits television stations in the top 50 markets to the presentation of no more than 3 hours per evening of network programming during "prime time" (7 to 11 p.m., e.t. and P.t., 6 to 10 p.m., c.t., and 7 to 11 p.m. m.t., except that stations in that zone may elect to substitute 6 to 10). Effective October 1, 1972, § 73.658(k)(3) also provides that "the time from which network programming is excluded" may not "be filled with off-network programs; or feature films which within 2 years prior to the date of broadcast have been previously broadcast by a station in the market."

In response to a number of inquiries as to the interpretation of the "off-network" and previously shown movie restrictions, the Commission is issuing the interpretations set forth as answers to the following four questions:

1. *Question. Does the restriction on "off network programs" apply to "special" programs, which were presented on a national network but not on a regular basis?*

Answer. Yes. The rule and its restrictions apply to off-network programs which were of a special or irregular nature, as well as to regular program series.

2. *Question. Does the restriction on reshowing of feature films in the market within 2 years apply where the previous showing was on the same station, i.e., if a network-affiliated station ran a feature film during 1971 (at any hour), is it prohibited from presenting the same movie during the "cleared" portion of time in 1972?*

Answer. Yes. The 2-year restriction on filling the cleared portion of prime time with movies previously shown in the market applies to a showing on the station which previously showed it.

3. *Question. Is material considered an "off-network program" not eligible for presentation during the cleared portion of prime time, if it, itself, was not presented on a network but it is a further episode or continuation of a series which ran on the network?*

Answer. No. As long as the particular program or episode itself did not run on the network, it is not considered an "off-network program."

4. *Question. Do the "off-network" and "2-year feature film" restrictions of § 73.658(k) apply to independent stations, not affiliated with a national network or networks and normally carrying little network prime time programming?*

Answer. No. Since these stations do not carry substantial amounts of prime time network programming, as to them there is no particular "time from which network programming is excluded", and the off-network and feature film restrictions do not apply to them.

Action by the Commission April 5, 1972.¹

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[FR Doc. 72-5692 Filed 4-13-72; 8:47 am]

STANDARD BROADCAST APPLICATION READY AND AVAILABLE FOR PROCESSING

APRIL 7, 1972.

Notice is hereby given, pursuant to § 1.571(c) of the Commission's rules, that on May 19, 1972, the following application by station KTNC for increase in power of its Class IV standard broadcast station, will be considered as ready and available for processing:

BP-19159 KTNC, Falls City, Nebr.
Southeast Nebraska Broadcasting
Co., Inc.
Has: 1230 kc., 100 w. U
Req: 1230 kc., 250 w., 500 w.-LS.
U.

The purpose of this notice is not to invite applications which may conflict with the listed application, but to apprise any party in interest who desires to file pleadings concerning the application pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, of the necessity of complying with § 1.580(i) of the Commission's rules governing the time of filing and other requirements relating to such pleadings.

Adopted: April 7, 1972.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[FR Doc. 72-5693 Filed 4-13-72; 8:47 am]

FEDERAL POWER COMMISSION

[Docket No. E-7720]

DUKE POWER CO.

Notice of Proposed Fuel Cost Adjustment Clause

APRIL 11, 1972.

Take notice that on March 30, 1972, Duke Power Co. (Duke) filed changes in its wholesale rate schedules to be effective as of June 1, 1972. The proposed fuel cost adjustment clause applies only to fossil fuels burned in the company's own generating stations, and is applicable to all of the company's wholesale rate schedules. It will increase or decrease monthly bills for service rendered pursuant to these schedules as the cost

¹ Commissioners Burch (Chairman), Bartley, H. Rex Lee, Reid and Wiley, with Commissioner Johnson concurring.

of fossil fuels burned rises above or falls below 35.2 cents per million B.t.u.

Duke states that the proposed clause is justified because the company, even with the proposed clause, cannot earn the rate of return found by the Presiding Examiner in the company's general wholesale rate increase application to the Commission in Docket No. E-7557 and the company needs to begin collecting revenues under such clause, subject to refund, as promptly as possible.

In connection with the proposed clause, Duke also petitioned the Commission to: (1) Fix the time within which answers to its petition may be filed at no later date than April 20, 1972, (2) waive the requirement that the cost of service and testimony required by §§ 35.13(b) (4) and (5) of the Commission's regulations be filed and accept the attached fuel cost adjustment clause for filing, (3) waive the requirement of § 1.7(b) that the 30-day notice required by section 205(d) of the Federal Power Act not begin to run until after the Commission's acted upon the foregoing request for waiver of its rules (or in the alternative waive the 30-day notice requirement of section 205(d) pursuant to its terms); and (4) permit the fuel cost adjustment clause to become effective on June 1, 1972, after a 30-day suspension and subject to refund.

Any person desiring to be heard or to make protest with reference to said application should on or before April 20, 1972, file with the Federal Power Commission, 441 G Street NW, Washington, DC 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 72-5726 Filed 4-12-72; 11:15 am]

NATIONAL COMMISSION ON FIRE PREVENTION AND CONTROL

PROBLEMS OF FIRE SERVICE

Notice of Public Hearing

APRIL 10, 1972.

The National Commission on Fire Prevention and Control will hold public hearings in Dallas, Tex., on April 24 and 25, on problems of the Fire Service. Issues to be discussed are as follows:

1. Firefighter personal protective equipment.

2. Education and training, and the need for a national fire academy.

3. Fire control equipment.

4. Community relations (false alarms, harassment).

5. Personnel (professionalization, recruitment).

6. Fire Department management (organization and operation), including cost benefit analysis of fire protection levels.

7. Regional approaches to fire protection.

8. Volunteer fire services.

9. Transportation accidents involving hazardous materials.

Other issues such as the need for an improved data base, research, and the Federal role will be discussed as part of the above issues. The Commission hearings will be held on the fourth floor of the Mercantile National Bank, Commerce Street, Dallas, Tex. Additional hearings will be held June 27, 28 in Los Angeles, June 30 in San Francisco, October 3, 4 in Chicago, and June 13, 1973, in Washington, D.C.

HOWARD D. TIPTON,
Executive Director.

[FR Doc. 72-5681 Filed 4-13-72; 8:46 am]

SECURITIES AND EXCHANGE COMMISSION

[811-1875]

DERN'S SELECTED FUNDS, INC.

Notice of Filing of Application for an Order Declaring That Company Has Ceased To Be an Investment Company

APRIL 10, 1972.

Notice is hereby given that Dern's Selected Funds, Inc. (Applicant), 134 Evergreen Place, East Orange, NJ 07018, registered under the Investment Company Act of 1940 (Act) as an open-end nondiversified management investment company, has filed an application pursuant to section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

Applicant, incorporated on March 26, 1969, under the laws of the State of Maryland, registered under the Act on June 9, 1969. Applicant states that at a special meeting of shareholders held on January 14, 1972, shareholders voted to liquidate and dissolve Applicant pursuant to Maryland law. Applicant represents that as of February 18, 1972, it had 60 shareholders, and an aggregate net asset value of \$86,583.62. Applicant further represents that it is currently in the process of liquidation and is not engaged primarily in the business of investing, reinvesting, holding, or trading in securities and does not own investment securities having a value exceeding 40 percent of its total assets.

NOTICES

Applicant has filed a post-effective amendment to its registration statement under the Securities Act of 1933 to de-register its shares.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order, the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than April 28, 1972, submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by a certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive a notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc. 72-5684 Filed 4-13-72; 8:46 am]

INTERSTATE COMMERCE COMMISSION ASSIGNMENT OF HEARINGS

APRIL 11, 1972.

Cases assigned for hearing, postponement, cancellation, or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropri-

ate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 119619 Sub 65, Distributors Service Co., now assigned May 4, 1972, at Chicago, Ill., postponed indefinitely.

MC 136300, Puget Sound Tours, now being assigned hearing April 25, 1972 (1 day), in Room 4054, Federal Office Building, 909 First Avenue, Seattle, WA.

MC 340 Sub 18, Querner Truck Lines, Inc., now assigned May 1, 1972, MC 73688 Sub 51, Southern Trucking Corp., now assigned May 2, 1972, MC 119774 Sub 34, Mary Ellen Stidham, N. M. Stidham, A. E. Mankins (Inez Mankins, executrix), and James Mankins, Sr., doing business as Eagle Trucking Co., now assigned May 3, 1972, at Dallas, Tex., hearing room assigned in room 5A15 Federal Building, 1100 Commerce Street.

MC 135886, Action Air Freight, Inc., now assigned May 8, 1972, at Garden City, N.Y., canceled and reassigned to Room E-2222, 26 Federal Plaza, New York, NY, same day and time.

MC 120981 Sub 12, BESTWAY EXPRESS INC., now assigned May 1, 1972, at Nashville, Tenn., will be held in Room 651 U.S. Courthouse, 801 Broadway, Nashville, TN. MC 96881 Sub 12, Orville M. Fine, doing business as Fine Truck Line, Fort Smith, Ark., now assigned May 1, 1972, at Shreveport, La., will be held in Room 55 U.S. Courthouse and Post Office Building, 624 Texas Street.

MC-107583 (Sub-No. 49), Salem Transportation Co., Inc., assigned May 1, 1972, at Trenton, N.J., will be held in Room 407, Public Utilities Commission, Trenton Trust Building, 28 West State Street, Trenton, NJ.

MC-F-11170, Hyman Freightways, Inc.—Control—Tri-D Truck Line, Inc., now assigned May 1, 1972, at St. Paul, Minn., will be held in Courtroom No. 4, Federal Court Building, 316 North Robert Street.

MC-FC-73158, School Bus Service, Inc., transferred and Estacada-Mollala Stages, Inc., transferor, MC-C-7209, Estacada-Mollala Stages, Inc., revocation of certificates, assigned May 1, 1972, in Room 101, Public Service Building, Chemekta and Court Street, at Salem, Oreg.

MC-129350 Sub 16, Charles E. Wolfe, doing business as Evergreen Express, now assigned May 1, 1972, MC-135206 Sub 1, Norman Kruckenberg, doing business as N.K. Trucking, now assigned May 3, 1972, and MC-135248 Sub. 3, William H. Dees, doing business as Dees Transportation, now assigned May 8, 1972, at Billings, Mont., will be held in Room 246, U.S. Post Office Building, First Avenue North, between 26th and 27th Streets.

FD-26725, Chicago, Milwaukee, St. Paul and Pacific Railroad Co. Abandonment between Grass Range and Winnett, Fergus and Petroleum Counties, Mont., now assigned May 10, 1972, will be held in Second Floor District Courtroom, County Courthouse between Fifth and Sixth on Main Street, Roundup, Mont.

MC-F-11160, Chicago Kansas City Freight Line, Inc.—Purchase—Pride Motors, Inc., and MC-3005 (Sub-No. 10), Chicago Kansas City Freight Line, Inc., assigned May 8, 1972, MC-F-11218, Home Transportation Co., Inc.—Purchase (Portion)—Machinery Transports, Inc., assigned May 1, 1972, MC-C-7624, Great Lakes Express Co.—Investigation and revocation of certificates, assigned May 4, 1972, at Chicago, Ill., will be held in Room 1086A, Everett McKinley Dirksen Building, 219 Dearborn Street, Chicago, IL.

MC 107299 Sub 8, Roberts Cartage Co., now assigned May 15, 1972, at Chicago, Ill., will

be held in Room 1086A, Everett McKinley Dirksen Building, 219 South Dearborn Street.

MC 133436 Sub 14, Dudden Elevator, Inc., assigned May 3, 1972, MC 135334, Lillian Koppel, doing business as USA Driveaway, assigned May 1, 1972, at Chicago, Ill., will be held in Room 1614, Court of Claims, Everett McKinley Dirksen Building, 219 South Dearborn Street.

MC 111375 Sub 57, Pirkle Refrigerated Freight Lines, Inc., now assigned May 8, 1972, at Milwaukee, Wis., will be held in Room 301A, City Hall, 200 East Wells Street. MC 107496 Sub 824, Ruan Transport Corp., now assigned May 1, 1972, at Chicago, Ill., will be held in Room 905A, 536 South Clark Street, Chicago, IL.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-5701 Filed 4-13-72; 8:47 am]

[Revised S.O. 994; ICC Order 26-A]

ATCHISON, TOPEKA AND SANTA FE RAILWAY CO.

Rerouting or Diversion of Traffic

Upon further consideration of ICC Order No. 26 (the Atchison, Topeka and Santa Fe Railway Co.) and good cause appearing therefor:

It is ordered, That:

(a) ICC Order No. 26 be, and it is hereby, vacated and set aside.

(b) *Effective date*. This order shall become effective at 11:59 p.m., April 11, 1972.

It is further ordered. That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 11, 1972.

INTERSTATE COMMERCE
COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[FR Doc. 72-5702 Filed 4-13-72; 8:47 am]

[Notice 49]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 6, 1972.

The following are notices of filing of applications¹ for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules pro-

¹ Except as otherwise specifically noted, each applicant (on applications filed after Mar. 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

vide that protests to the granting of an application must be filed with the field official named in the **FEDERAL REGISTER** publication, within 15 calendar days after the date of notice of the filing of the application is published in the **FEDERAL REGISTER**. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 111434 (Sub-No. 82 TA), filed March 23, 1972. Applicant: DON WARD, INC., 241 West 56th Avenue, Denver, CO 80216, Official Post Office Box 1488, Durango, CO 81301. Applicant's representative: J. Albert Sebald, 1700 Western Federal Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Magnetite*, from Carbondale, Colo., to the site of Kaiser Steel Corp., York Canyon Mine located approximately 35 miles northwest of Raton, N. Mex., for 180 days. Supporting shipper: Pitkin Iron Corp., Carbondale, Colo. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 123865 (Sub-No. 1 TA), filed March 20, 1972. Applicant: LING TRANSFER, INC., 1220 Chestnut Street, Dixon, IL 61021. Applicant's representative: James Canfield, 1100 Rockford Trust Building, Rockford, IL 61101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Advertising material*, from Dixon, Ill., to points in Michigan; for 180 days. Supporting shipper: Ben D. Shaw, President Dixon Publishing Co., 1226 West Seventh Street, Dixon, IL 61021. Send protests to: Richard O. Chandler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 126069 (Sub-No. 2 TA), filed March 23, 1972. Applicant: JOE L. LANGER, 924 West Avenue F, Muleshoe, TX 79347. Applicant's representative: Joe L. Langer (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses*, from the plantsite and warehouse facilities of Missouri Beef Packers, Inc., at or near Plainview, Tex., to Clovis, N. Mex., restricted to shipments having a prior or subsequent movement by rail, in service auxiliary to and supplemental of rail service, for 150 days. Supporting shipper:

F. N. Stuppi, General Manager, Western Lines, The Atchison, Topeka, and Santa Fe Railway Co., Ninth and Polk Streets, Amarillo, TX 79101. Send protests to: Haskell E. Ballard, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Box H-4395 Herring Plaza, Amarillo, TX 79101.

No. MC 126278 (Sub-No. 6 TA), filed March 29, 1972. Applicant: FRIGIDWAY CARGO CO., 4400 West 44th Street, Chicago, IL 60632. Applicant's representative: William Boyd, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, coconuts, and pineapples*, from Chicago, Ill., to points in Indiana, Wisconsin, Illinois, Iowa, Michigan, and Minnesota (Restriction: The above authority is restricted to transportation of traffic having an immediately prior or subsequent movement by rail), for 180 days. Supporting shipper: Chiquita Brands, Inc., Subsidiary of United Fruit Co., 1250 Broadway, New York, NY. Send protests to: District Supervisor Robert G. Anderson, Bureau of Operations, Interstate Commerce Commission, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 126489 (Sub-No. 14 TA), filed March 17, 1972. Applicant: GASTON FEED TRANSPORTS, INC., 1203 West Fourth Street, Post Office Box 1066, Hutchinson, KS 67501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, from Wichita, Kans., to points in Arizona, for 180 days. Supporting shipper: Cargill, Inc., 1501 North Mosley, Wichita, KS 67214. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 501 Petroleum Building, Wichita, Kans. 67202.

No. MC 127239 (Sub-No. 10 TA), filed March 17, 1972. Applicant: UNIVERSAL BOW TRANSPORT, INC., Post Office Box 276, Concord, NH 03301. Applicant's representative: Francis E. Barrett, 10 Industrial Park Road, Hingham, MA 02043. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prepared frozen food products*, from Crozet, Va., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut and those in New York on and north of New York Highway 7. Restriction: The operations described herein above are limited to a transportation service to be performed under a continuing contract or contracts with ITT Continental Baking Co., Inc., Morton Frozen Foods Division, Rye, N.Y., for 180 days. Supporting shipper: ITT Continental Baking Co., Inc., Morton Frozen Foods Division, Post Office Box 731, Rye, NY 10580. Send protests to: District Supervisor Ross J. Seymour, Bureau of Operations, Interstate Commerce Commission, 424 Federal Building, Concord, N.H. 03301.

No. MC 128273 (Sub-No. 125 TA), filed March 23, 1972. Applicant: MIDWEST-

ERN EXPRESS, INC., Post Office Box 189, 121 Humboldt Street, Fort Scott, KS 66701. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Recycled metals*, from Fort Scott, Kans., to points in Colorado, New Mexico, Texas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, and North Carolina, for 180 days. Supporting shippers: Central Non-Ferrous, Inc., 301 North Hill Street, Fort Scott, KS 66701; Apex Smelting, Inc., 2400 East Devon, Des Plaines, IL. Send protests to: M. E. Taylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 501 Petroleum Building, Wichita, Kans. 67202.

No. MC 129068 (Sub-No. 7 TA), filed March 24, 1972. Applicant: BANNING TRANSPORTATION, INC., Post Office Box 15165, Oklahoma City, OK 73115. Applicant's representative: Bob McCauley, 3002 South Douglas, Oklahoma City, OK. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, and *pickup camper shells*, from points in Noble County, Okla., to points in Texas, Louisiana, Arkansas, Missouri, Kansas, Colorado, and New Mexico, for 180 days. Supporting shipper: Leonard Willis, general manager, Modern Shelters, Inc., Post Office Box 455, Perry, OK 73077. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 129413 (Sub-No. 9 TA), filed March 23, 1972. Applicant: C. B. TRANSPORTATION, INC., 1400 Grand Avenue, Post Office Box 3072, Sioux City, IA 51102. Applicant's representative: Patrick E. Quinn, 300 NSEA Building, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry feeds, animal and poultry feed ingredients, and animal and poultry health aids*, in bulk and/or in bags (except bulk in tank vehicles), from the plantsite and warehouse facilities of Allied Mills, Inc., at or near Worthington, Minn., to points in Lyon, Osceola, Dickenson, Emmet, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista, Woodbury, Ida, and Sac Counties, Iowa; Sioux, Dawes, Box Butte, Sheridan, Cherry, Keya Paha, Brown, Rock, Boyd, Holt, Knox, Antelope, Pierce, Cedar, Wayne, Dixon, Dakota, and Thurston Counties, Nebr., and points in South Dakota; (2) *animal and poultry feed ingredients* from the destination area in (1) above to the plantsite and warehouse facilities of Allied Mills, Inc., at or near Worthington, Minn.; and (3) *animal and poultry feeds, animal and poultry feed ingredients, and animal and poultry health aids* between the plantsites and warehouse facilities utilized by Allied Mills, Inc., at or near Worthington, Minn., Mason City, Iowa, and Omaha, Nebr., for 180 days. Sup-

NOTICES

porting shipper: Allied Mills, Inc., 110 North Wacker Drive, Chicago, IL 60606. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 711 Federal Office Building, Omaha, Nebr. 68102.

No. MC 129702 (Sub-No. 3 TA), filed March 24, 1972. Applicant: CARPET TRANSPORT, INC., 389 Westward Drive, Miami Springs, FL 33166. Applicant's representative: J. V. Silvia (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Carpets, carpeting, and rugs*, from points in Hamilton County, Tenn., to Hillsborough, Indiana River, Lee, Manatee, Martin, Pinellas, and St. Lucie Counties, Fla., *return shipments of carpets and rugs*, from the above-specified destination points to the respective points of origin, for 180 days. Note: Applicant states that it does intend to tack the authority in MC 129702. Supporting shipper: Regis Carpet Mills, 110 North Highland Park Avenue, Chattanooga, TN. Send protests to: District Supervisor Joseph B. Teichert, Bureau of Operations, Interstate Commerce Commission, 5720 Southwest 17th Street, Room 105, Miami, FL 33155.

No. MC 134194 (Sub-No. 4 TA), March 27, 1972. Applicant: NORMAN C. EMERSON, Post Office Box 161, Springfield, VT 05156. Applicant's representative: Joseph Dail, Jr., 1111 E Street NW., Washington, DC. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motion picture films and articles* associated with the exhibition of motion pictures, as described in the *Report in Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, (a) between Boston, Mass., on the one hand, and, on the other, Enosburg, Richford, Middlebury, and Rockingham, Vt., and Franklin, N.H., (2) between Enosburg, Richford, Middlebury, Rockingham, Norton, Newport, South Londonderry, Springfield, Ludlow, Burlington, Colchester, Northfield, Stowe, Fairlee, and Randolph, Vt.: Franklin and West Lebanon, N.H., for 180 days. Supporting shippers: Ray Ellis, president, Elray Theaters, Inc., Springfield, Vt., Robert Kurson, general manager, Graphic Theater Circuit, Boston, Mass., Ralph Demers, Dairy Center Enterprises, Enosburg, Vt. Send protests to: District Supervisor, Martin P. Monaghan, Jr., Interstate Commerce Commission, Bureau of Operations, 52 State Street, Montpelier, VT 05602.

No. MC 136451 (Sub-No. 2 TA), filed March 20, 1972. Applicant: HUBBARD CARTAGE, INC., 3737 North Lincoln Avenue, Chicago, IL 60613. Applicant's representative: James C. Hardman, 127 North Dearborn Street, Chicago, IL 60603. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer* in bulk, from Kenosha, Wis., to points in Illinois, for 180 days, under contract or contracts with Koos, Inc. Supporting shipper: Roger A. Brown, vice

president, Koos, Inc., 4500 13th Court, Kenosha, WI 53140. Send protests to: Richard O. Chandler, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 136462 (Sub-No. 1 TA), filed March 23, 1972. Applicant: ROBERT T. SCHMIDT AND DAVID CROOKS, doing business as UNIVERSAL DELIVERY SYSTEMS, 4017 Holmes, Kansas City, MO 64110. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, MO 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Microfiche*, from Kansas City, Mo., to Atchison and Leavenworth Kans., and whole blood, from Kansas City, Mo., to Atchison, Leavenworth, Winchester, Garnett, Paola, Osawatomie, and Iola, Kans., for 180 days. Supporting shippers: State of Missouri, Division of Employment Security, 1411 Main Street, Kansas City, MO 64105; Community Blood Center of Greater Kansas, 4040 Main Street, Kansas City, MO 64111. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, MO 64106.

No. MC 136475 (Sub-No. 1 TA), filed March 22, 1972. Applicant: KILGORE TRANSPORTATION SERVICES, INC., 279 Ottley Drive NE., Atlanta, GA 30324. Applicant's representative: William Adams, Suite 527, 1776 Peachtree Street NW., Atlanta, GA 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities, except household goods, as defined, and explosives*, between the contiguous municipalities of Atlanta, Decatur, Avondale Estates, North Atlanta, Chamblee, Doraville, East Point, College Park, and Hapeville, Ga., and in addition thereto the municipality of Forest Park, Ga., and the community of Sandy Springs; Tucker-Stone Mountain Industrial area and/or Stone Mountain Industrial Park; Panola Industrial District, located between Miller and Panola Roads off Highway I-20 in De Kalb County, near Lithonia, Ga., and the plantsite of Combustion Engineering, Inc., Shackleford Road near Norcross, Gwinnett County, Ga., and points within the highway mileage radius of 5 miles of said municipalities over no fixed route, having a prior or subsequent by rail or motor, for 90 days. Supporting shippers: Rich's, Atlanta, Ga. 30302; Kem Interstational Corp., Kem International Building, Tucker, Ga. 30084; Ford Tractor and Implement, Operations-North America, Atlanta Supply Depot, 2000 Mountain Industrial Boulevard, Tucker, GA 30084; Combustion Engineering, Inc., I-85 at Beaver Ruin Road, Post Office Box 29805, Atlanta, GA 30329; Royal Industries, Safelite Division, 310 North Washington, Wichita, KS 67201; George A. Hormel & Co., Post Office Box 167, Tucker, GA 30084. Send protests to: William L.

Scroggs, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 309, 1252 Peachtree Street NW., Atlanta, GA 30309.

No. MC 136517 TA, filed March 13, 1972. Applicant: CISCO-CHARD CO., 10633 Southeast 20th, Bellevue, WA. Applicant's representative: James T. Johnson, 1610 IBM Building, Seattle, Wash. 98101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, materials, equipment, and supplies* dealt in by houses supplying the plumbing, heating, refrigeration, and air-conditioning industries and hydraulic and pneumatic system components, from points in California and Oregon to points in Oregon and Washington, for 180 days. Supporting shipper: Palmer Supply Co., 250 Andover Park West, Tukwila, WA 98067. Send protests to: E. J. Casey, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6130 Arcade Building, Seattle, Wash. 98101.

No. MC 136518 TA, filed March 22, 1972. Applicant: TRI-LINE EXPRESSWAYS LTD., Post Office Box 5245, Station A, 550 71st Avenue SE., Calgary, AB, Canada. Applicant's representative: Hugh Sweeney, Box 1321, 2720 Third Avenue North, Billings, MT 59103. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal*, from Spokane, Wash., to port of entry on the international boundary line between the United States and Canada located north of Eastport, Idaho, on the one hand, and, on the other, Eastport, Idaho, for 180 days. Supporting shipper: Alaska Steel & Supply Co., Post Office Box 2905, Spokane, WA 99220. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 251, U.S. Post Office Building, Billings, Mont. 59101.

No. MC 136520 TA, filed March 23, 1972. Applicant: STEPHEN D. GIFT, Post Office Box 829, Scappoose, OR 97056. Applicant's representative: Stephen D. Gift (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and plywood*, from points in Multnomah and Clackamas Counties, Oreg., to Cliffs, Wash., for 180 days. Supporting shipper: Knapp Lumber Sales, Inc., 4522 Southwest Water, Portland, OR 97201. Send protests to: District Supervisor, W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 319 Southwest Pine Street, Portland, OR 97204.

No. MC 136537 (Sub-No. 1 TA), filed March 28, 1972. Applicant: D.M.T. TRUCKING, INC., 225 East Redwood Street, Baltimore, MD 21202. Applicant's representative: Theodore Polydoroff, 1140 Connecticut Avenue NW., Washington, DC 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Imported motor vehicles*, from points in the Norfolk, Va., commercial zone to points in Maryland, Virginia.

West Virginia, North Carolina, Tennessee, and the District of Columbia, under a continuing contract, or contracts, with Volkswagen South Atlantic Distributor, Inc. Supporting shipper: Robert J. Downes, Vice President and General Manager, Volkswagen South Atlantic Distributor, Inc., 9300 George Palmer Highway, Lanham, MD 20801. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 814-B Federal Building, Baltimore, Md. 21201.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-5704 Filed 4-13-72; 8:47 am]

[Notice 50]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 7, 1972.

The following are notices of filing of applications¹ for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 31389 (Sub-No. 149 TA), filed March 20, 1972. Applicant: MCLEAN TRUCKING COMPANY, Post Office Box 213, Winston-Salem, NC 27102. Applicant's representative: F. McInerny, 1000 16th Street NW, Washington, DC 20036. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities with the usual exceptions, serving the plantsite of United Gas Pipe Line Co. Station, near Erath, La., as an off-route point in connection with regular-route operations. (Plantsite to be served in connection with applicant's regular-route authority in Sub 116 and applicant

does intend to tack.), for 180 days. Supporting shipper: United Gas Pipe Line Co., Post Office Box 1407 Shreveport, LA 71102. Send protests to: Frank H. Wait, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations, 316 East Morehead, Suite 417 (BSR Building) Charlotte, N.C. 28202.

No. MC 117815 (Sub-No. 189 TA), filed March 27, 1972. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, IA 50317. Applicant's representative: Larry D. Knox, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Foodstuffs (except in bulk), from Iowa City and Muscatine, Iowa, to points in Kansas, Minnesota, Missouri, and Nebraska, restricted to traffic originating at the named points and destined to the named destination States, for 180 days. Supporting shipper: Heinz U.S.A., Division of H. J. Heinz Co., Pittsburgh, Pa. 15230. Send protests to: Herbert W. Allen, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 118831 (Sub-No. 89 TA), filed March 27, 1972. Applicant: CENTRAL TRANSPORT, INCORPORATED, Uwharrie Road, Post Office Box 5044 (27261), High Point, NC 27263. Applicant's representative: Richard E. Shaw (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Trisodium phosphate, from Charleston Heights, S.C., to Carteret, N.J., for 180 days. Supporting shipper: Mobil Chemical Co., Post Office Box 677, Richmond, VA 23206. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Post Office Box 26896, Raleigh, NC 27611.

No. MC 124017 (Sub-No. 1 TA), filed March 27, 1972. Applicant: ROBERT A. JEFFERY, doing business as R. JEFFERY & SONS, Rural Delivery No. 1, Elysburg, Pa. 17824. Applicant's representative: John M. Musselman, 400 North Third Street, Harrisburg, PA 17108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Coal, from Shenandoah, Pa., to points in New York on and west of a line beginning at Sodus Point, N.Y., on the shore of Lake Ontario, and extending along New York Highway 14 to Horseheads, N.Y., thence along New York Highway 17 to Waverly, N.Y., and thence along U.S. Highway 220 to the New York-Pennsylvania State line, for 180 days. Supporting shipper: LeHigh Valley Coal Sales Co., Post Office Box 450, Pittston, PA 18640. Send protests to: Robert W. Ritenour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 508 Federal Building, Post Office Box 869, Harrisburg, PA 17108.

No. MC 124679 (Sub-No. 49 TA), filed March 24, 1972. Applicant: C. R. ENG-

LAND & SONS, INC., 975 West 2100 South Street, Salt Lake City, UT 84119. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Foodstuffs, from Salt Lake City, Utah, to points in Ohio, New Jersey, Connecticut, Massachusetts, and Rhode Island, for 180 days. Supporting shippers: J. B.'s Big Boy Family Restaurants, Post Office Box 15521, 3272 South West Temple Street, Salt Lake City, UT 84115 (Paul Warner, vice president); La Famous Mexican Food Products, Inc., 1220 South Second West Street, Salt Lake City, UT 84101 (Rod Alvey, division sales manager). Send protests to: John T. Vaughan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5239 Federal Building, Salt Lake City, Utah 84111.

No. MC 129032 (Sub-No. 6 TA) (Correction), filed March 2, 1972, published in the FEDERAL REGISTER, issue of March 21, 1972, corrected and republished in part as corrected this issue. Applicant: TOM INMAN TRUCKING, INC., 6015 South 49th West Avenue, Post Office Box 7608, Tulsa, OK 74105. Applicant's representative: Tom Inman (same address as above). Note: The purpose of this partial republication is to include the destination point to Tulsa, Okla., which was inadvertently omitted in previous publication. The rest of the notice remains the same.

No. MC 133294 (Sub-No. 5 TA), filed March 23, 1972. Applicant: ECONOLINE EXPRESS, INC., 70 North Montgomery Street, San Jose, CA 95110. Applicant's representative: Mack V. Jacobson (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities, except household goods, commodities in bulk, and commodities requiring special equipment, between the San Francisco International Airport, Calif., on the one hand, and, on the other, points in the counties of Fresno, Kings, Madera, Merced, Stanislaus, and Tulare, Calif., restricted to traffic having an immediately prior or subsequent movement by air, for 180 days. Supporting shippers: CF Air Freight, Inc., 1700 South El Camino Real, Suite 201, San Mateo, CA 94402; Berven Carpets Corp., 2600 Ventura Avenue, Fresno, CA 93717; Heliparts, Inc., Porterville Municipal Airport, Post Office Box 1597, Porterville, CA 93257; the Vendo Co., Pinedale Plant, 7209 North Ingram Avenue, Pinedale, CA 93650; Gray Lift, Inc., 4646 East Jensen Avenue, Post Office Box 2808, Fresno, CA 93745. Send protests to: Claud W. Reeves, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 450 Golden Gate Avenue, Box 36004, San Francisco, CA 94102.

No. MC 134776 (Sub-No. 18 TA), filed March 23, 1972. Applicant: MILTON TRUCKING, INC., Rural Delivery 1, Post Office Box 207, Milton, PA 17847. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, NJ

¹Except as otherwise specifically noted, each applicant (on applications filed after Mar. 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

NOTICES

07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sheeting*, from Shelton, Conn., to the facilities of Resilite Sports Products, Inc., Northumberland, Pa., under contract with the Resilite Sports Products, Inc., Northumberland, Pa., for 180 days. Supporting shipper: Resilite Sports Products, Inc., Post Office Box 764, Sunbury, PA 17801. Send protests to: Robert W. Ritenour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 508 Federal Building, Post Office Box 869, Harrisburg, PA 17108.

No. MC 136492 (Sub-No. 1 TA), filed March 16, 1972. Applicant: G.W.G. TRUCKING, INC., 199-20, 120th Avenue, St. Albans, NY 11412. Applicant's representative: Arthur Pilken, Suite 1515, 1 Lefrak City Plaza, Flushing, NY 11368. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Piece goods*, between points in New York, N.Y., and points in Nassau and Suffolk County, N.Y., on the one hand, and, on the other, points in Essex, Union, Hudson, Bergen, Passaic, Morris, and Middlesex Counties, N.J., and to points in the New York, N.Y., commercial zone as defined by the Commission in the Fifth Supplemental Report in Commercial Zones and Terminal Areas, 53 M.C.C. 451, within which local operations may be conducted under the exempt provisions provided by section 203(b)(8) of the Act (exempt zone). Restriction: The operations proposed herein are limited to a transportation service to be performed under a continuing contractor contracts with the following named shipper: Downen Zier, Inc., Brookton Industries, Inc., Soptra Fabrics Corp., for 180 days. Supporting shippers: Soptra Fabrics Corp., 70 West Fourth Street, New York, NY 10018; Brookton Industries, Margaret King Avenue, Ringwood, N.J. 07456; Downen Zier Knits, Inc., 130 New Hyde Park Road, Franklin Square, Long Island, NY 11010. Send protests to: Thomas W. Hopp, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, NY 10007.

No. MC 136502 (Sub-No. 1 TA), filed March 20, 1972. Applicant: HARRY G. JOCKERS, doing business as CITY WIDE TOWING, 2306 Crestline Loop, North Las Vegas, NV 89030. Applicant's representative: Harry G. Jockers (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Disabled vehicles*, by towing, by means of crane, hoist, towbar tow line, or dolly in interstate or foreign commerce, from points in Arizona, California, Nevada, and Utah, and return, for 180 days. Supporting shippers: Cadillac—GMC Truck—J. C. Investment, Inc., 110 North Main Street, Las Vegas, NV; Garrett Freightlines, Inc., 4471 Industrial Road, Las Vegas, NV 89101. Milne Truck Lines, Inc., 2200 South Third West, Salt Lake City, UT 84115. Send protests to: District Supervisor Wm. E. Murphy, Bu-

reau of Operations, Interstate Commerce Commission, 450 Golden Gate Avenue, Box 36004, San Francisco, CA 94102.

No. MC 136507 (Sub-No. 1 TA), filed March 24, 1972. Applicant: SKYLINE TRANSPORT, INC., 6120 Eastbourne Avenue, Baltimore, MD 21224. Applicant's representative: H. Neil Garson, 1400 North Uhle Street, Arlington, VA 22201. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Maple sugar*, in bulk, (1) from the United States-Canada boundary line at or near Highgate Spring, Vt., and Derby, Vt., to the site and storage facilities of the Doxsee Food Corp. at Baltimore, Md., Brundidge, Ala., and Terre Haute, Ind., and to Chicago, Ill., and (2) from the site and storage facilities of Doxsee Food Corp. at Baltimore, Md., to the site and storage facilities of the Doxsee Food Corp. at Brundidge, Ala., and Terre Haute, Ind., and to Chicago, Ill., for 180 days. Supporting shipper: Carl R. Schlaich, Doxsee Food Corp., 8323 Pulaski Highway, Baltimore, MD 21237. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 814-B Federal Building, Baltimore, Md. 21201.

No. MC 136513 (Sub-No. 1 TA), filed March 17, 1972. Applicant: TALMADGE C. GRAY, Post Office Box 233, Milford, UT 84751. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metal*, in bulk, from South San Francisco, Calif., to the plantsite of Essex International, Inc., near Milford, Utah, under a continuing contract with Essex International, Inc., for 180 days. Supporting shipper: Essex International, Inc., Post Office Box 888, Milford, UT 84751 (D. C. Beling, plant manager). Send protests to: John T. Vaughan, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5239 Federal Building, Salt Lake City, Utah 84111.

No. MC 136514 (Sub-No. 1 TA), filed March 20, 1972. Applicant: DURRELL B. CHAMBERLAIN, Nebo, Ill. 62355. Applicant's representative: Robert T. Lawley, 300 Reisch Building, Springfield, Ill. 62701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ammonium nitrate screenings*, from Louisiana, Mo., to Meredosia, Ill., and (2) *anhydrous ammonia*, from Louisiana, Mo., to Hardin, Hull, Milton, Payson, Pittsfield, and Pleasant Hill, Ill., for 180 days. Supporting shippers: Marvin Richter, Kampsville, Ill. 62053; Henry Joe Smith, plant manager, A. B. Christian Fertilizer Co., Meredosia, Ill. 62655. Send protests to: Harold C. Jolliff, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 325 West Adams Street, Room 476, Springfield, IL 62704.

No. MC 136521 TA, filed March 24, 1972. Applicant: EXECUTIVE COU-

RIER SERVICE, INC., 305 Cravens Building, Oklahoma City, Okla. 73102. Applicant's representative: John Birmingham, Suite 1213, 100 Park Avenue, Oklahoma City, OK 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Documents, papers, abstracts, disclosure statements, negotiable and nonnegotiable instruments, securities, stocks and bonds, accountants' financial sheets, bank deposits, bookkeeping and business records, other business and legal documents, and data processing material*, transported in passenger cars only, between Tulsa, Okla., and Cherokee, Crawford, Labette, Montgomery, Neosho, and Wilson Counties, Kans., Barton, Berry, Dade, Jasper, Lawrence, McDonald, and Newton Counties, Mo., Crawford, Franklin, and Sebastian Counties, Ark., for 180 days. Supporting shippers: Relbic Relations International, Ltd., Morgan McCullar, vice president, 15 West Sixth Street, Tulsa, OK 74119; Bunn & Associates, Inc., 240 Court Arcade Building, Tulsa, Okla. 74103; the Mentor Corp., 320 National Bank of Tulsa Building, Oklahoma City, Okla. 74103. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 136522 TA, filed March 24, 1972. Applicant: SUPERMARKET WAREHOUSING COMPANY, Post Office Box 44, North Brunswick, N.J. 08903. Applicant's representative: Maxwell A. Howell, 1511 K Street NW, Washington, DC 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Molded pulp egg cartons, plates, dishes, and trays*, from the warehouse of Supermarket Warehousing Company at or near Brunswick, N.J., to points in the New York, N.Y., commercial zone and points in Nassau and Suffolk Counties, N.Y. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract, or contracts with Diamond International Corp., for 180 days. Supporting shipper: Diamond International Corp., 733 Third Avenue, New York, NY 10017. Send protests to: District Supervisor Robert S. H. Vance, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, NJ 07102.

No. MC 136531 TA, filed March 17, 1972. Applicant: LUISI TRUCK LINES, INC., Post Office Box 606, Milton-Freewater, OR 97862. Applicant's representative: Eugene Luisi (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned goods* between Walla Walla, Wash., and Milton-Freewater and Athena, Oreg., and (2) *pallets, empty containers, machinery, paper and paper products*, between Pasco and Walla Walla, Wash., Milton-Freewater, and Athena, Oreg., for 180 days. Supporting shipper: Rogers Walla Walla, Inc., Post Office Box 998, Walla Walla, Wash.

NOTICES

99362. Send protests to: District Supervisor W. J. Huetig, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 319 Southwest Pine Street, Portland, OR 97204.

No. MC 136532 TA, filed March 20, 1972. Applicant: C & H ENTERPRISES, INC., doing business as HALPRIN'S SERVICE, 131 Brainard Road, Hartford, CT 06114. Applicant's representative: Stanley Cohen, 39 Grant Street, Hartford, CT 06106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled, and repossessed motor vehicles*, between points in Connecticut, Massachusetts, Rhode Island, and New York, for 180 days. Supporting shippers: The Connecticut Celery Co., 101 Reserve Road, Hartford, CT; Barrie Express, Inc., 301 Murphy Road, Hartford, CT; Airport Truck Center, Inc., 50 Murphy Road, Hartford, CT; International Harvester Co., 130 Brainard Road, Hartford, CT; Edart Truck Rental Corp., 185 West Service Road, Hartford, CT. Send protests to: District Supervisor Robert E. Lee, Interstate Commerce Commission, Bureau of Operations, 324 U.S. Post Office Building, 135 High Street, Hartford, CT 06101.

MOTOR CARRIERS OF PASSENGERS

No. MC 108136 (Sub-No. 15 TA), filed March 21, 1972. Applicant: VALLEY CAB COMPANY, INCORPORATED, R.F.D. No. 2, Killingworth, Conn. 06417. Applicant's representative: Robert S. Palmer, 173 South Main Street, Middletown, CT 06457. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special and/or charter operations, in nonscheduled door-to-door service, limited to the transportation of more than eight passengers in not more than one vehicle, not including the driver thereof, and not including children 10 years of age who do not occupy a seat or seats; (1) between points in Middlesex County, Conn., on the one hand, and, on the other, points in the New York, N.Y., commercial zone as defined by the Commission; (2) between points in Middlesex County, Conn., on the one hand, and, on the other, points in Middlesex County, Suffolk County, Norfolk County, and Worcester County, Mass.; (3) between points in Middlesex County, Conn., on the one hand, and, on the other, points in the Newark Airport and Newark, N.J.; and (4) between points in Middlesex County, Conn., on the one hand, and, on the other, points within the States of Vermont and New Hampshire, for 180 days. Supported by: there are approximately 15 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: District Supervisor Robert E. Lee, Interstate Commerce Commission, Bureau of Operations, 324 U.S. Post Of-

fice Building, 135 High Street, Hartford, CT 06101.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-5705 Filed 4-13-72; 8:47 am]

[Notice 51]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

APRIL 10, 1972.

The following are notices of filing of applications¹ for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131), published in the *FEDERAL REGISTER*, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the *FEDERAL REGISTER* publication, within 15 calendar days after the date of notice of the filing of the application is published in the *FEDERAL REGISTER*. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 9325 (Sub-No. 60 TA), filed March 27, 1972. Applicant: K LINES, INC., 341 Foothills Road, Lake Oswego, OR 97034. Applicant's representative: Norman E. Sutherland, 1200 Jackson Tower, Portland, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry fertilizer*, in bulk, in tank or hopper type equipment (a) from points in Spokane County, Wash., to points in Wallowa, Union, Baker, Umatilla, Morrow, Grant, Gilliam, Wheeler, Sherman, Wasco, Hood River, Jefferson, Deschutes, and Crook Counties, Oreg.; in that part of Idaho on and north of the southern boundary of Idaho County; in that part of Montana west of the eastern boundary of Phillips, Petroleum, Musselshell, Yellowstone, and Carbon Counties; (b) from points in Kootenai County, Idaho, to points in Washington and to points in Wallowa, Union, Baker, Umatilla, Morrow, Grant, Gilliam, Wheeler, Sherman, Wasco, Hood River, Jefferson, Deschutes, and

¹ Except as otherwise specifically noted, each applicant (on applications filed after Mar. 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

Crook Counties, Oreg.; (c) from points in Shoshone County, Idaho, to points in that part of Washington east of the western boundary of Okanogan, Chelan, Kittitas, Yakima, and Klickitat Counties; and points in Wallowa, Union, Baker, Umatilla, Morrow, Grant, Gilliam, Wheeler, Sherman, Wasco, Hood River, Jefferson, Deschutes, and Crook Counties, Oreg.; and (d) from points in Benton, Franklin, and Walla Walla Counties, Wash., to points in Oregon and Idaho and in that part of Montana west of the eastern boundary of Phillips, Petroleum, Musselshell, Yellowstone, and Carbon Counties; and (2) *dry fertilizer*, in bulk, in tank or hopper type equipment except super phosphate fertilizer from points in Shoshone County, Idaho, to that part of Montana west of the eastern boundary of Phillips, Petroleum, Musselshell, Yellowstone, and Carbon Counties, for 180 days. Supporting shippers: Northwest Nitro-Chemicals Sales, Ltd., Soo Line Building, Room 1828, Minneapolis, Minn. 55402; Pacific Supply Cooperative, 915 Northeast Davis, Portland, Oreg. 97232; Collier Carbon and Chemical Corp., Post Office Box 60455, Los Angeles, CA 90060; C. F. Industries, Inc., 17331 Southeast Stark, Portland, OR 97233, and Chevron Chemical Co., 200 Bush Street, San Francisco, CA 94104. Send protests to: A. E. Odoms, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 450 Multnomah Building, Portland, Oreg. 97204.

No. MC 30844 (Sub-No. 396 TA), filed March 29, 1972. Applicant: KROBLIN REFRIGERATED XPRESS, INC., 2125 Commercial Street, Post Office Box 5000, Waterloo, IA 50704. Applicant's representative: Paul Rhodes (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Garden and lawn sprinklers and garden and lawn implements*, from Moonachie, N.J., to points in Alabama, Arkansas, Colorado, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, restricted to shipments originating at the above-named origins when destined to the named States, for 180 days. Supporting shipper: Melnor Industries, Division of Beatrice Foods Co., 1 Carol Place, Moonachie, NJ 07074. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 36918 (Sub-No. 4 TA), filed March 22, 1972. Applicant: BECKER'S MOTOR TRANSPORTATION, INC., 819 St. George Avenue, Post Office Box 707, Woodbridge, NJ 07095. Applicant's rep-

NOTICES

representative: William D. Traub, 10 East 40th Street, New York, NY 10016. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except frozen and cold pack), from Moorestown and Vincentown, N.J., to points in Albany, Clinton, Columbia, Delaware, Dutchess, Essex, Franklin, Fulton, Greene, Hamilton, Montgomery, Nassau, Orange, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Suffolk, Sullivan, Ulster, Warren, Washington, Westchester Counties, N.Y., and New York, N.Y. (which automatically encompasses the five counties comprising New York City); Adams, Berks, Bradford, Bucks, Carbon, Chester, Clinton, Columbia, Cumberland, Dauphin, Delaware, Franklin, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, Mifflin, Monroe, Montgomery, Montour, Northampton, Northumberland, Perry, Philadelphia, Pike, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming, and York Counties, Pa.; entire State, Delaware; entire State, Maryland; entire State, Virginia, Fairfield County, Conn., District of Columbia and from Cambridge and Baltimore, Md.; Hanover, Pa., Burlington, Vt., and Oneida, N.Y., to Moorestown and Vincentown, N.J., for 150 days. Supporting shipper: RJR Foods, Inc., 750 Third Avenue, New York, NY 10017. Send protests to: District Supervisor Robert S. H. Vance, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, NJ 07102.

No. MC 52465 (Sub-No. 42 TA), filed March 27, 1972. Applicant: RICE TRUCK LINES, 1627 Third Street NW, Great Falls, MT 59401. Applicant's representative: John S. Rice (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Distiller's dried grains*, with or without solubles, from the United States-Canada international boundary line located at or near Oroville, Wash., to points in Washington, Montana, Oregon, Utah, and California, for 180 days. Supporting shipper: Hiram Walker & Sons, Ltd., Wakerville, Ontario, Canada. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 251, U.S. Post Office Building, Billings, Mont. 59101.

No. MC 52574 (Sub-No. 43 TA), filed March 22, 1972. Applicant: ELIZABETH FREIGHT FORWARDING CORP., 120 South 20th Street, Irvington, NJ 07111. Applicant's representative: Bowes & Milner, 744 Broad Street, Newark, NJ 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bakery products*, from Totowa, N.J., to Somerset, Altoona, and Pittsburgh, Pa., Easton and Salisbury, Md., for 180 days. Note: Applicant presently holds permanent contract carrier authority to transport similar commodities for S. B. Thomas, Inc., from Totowa, N.J., to vari-

ous points in Maryland, Pennsylvania, and Washington, D.C. Supporting shipper: S. B. Thomas, Inc., 930 North Riverview Drive, Totowa, NJ 07512. Send protests to: District Supervisor Robert S. H. Vance, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, NJ 07102.

No. MC 76032 (Sub-No. 293 TA), filed March 27, 1972. Applicant: NAVAJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver, CO 80223. Applicant's representative: Leonard R. Kofkin, 39 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas, coconuts, and pineapples*, (a) from Kansas City, Kans., to points in Nebraska, Kansas, North Dakota, South Dakota, Minnesota, Iowa, Missouri, Wisconsin, Illinois, and Indiana; (b) from St. Louis, Mo., to points in Missouri, Illinois, and Iowa; (c) from Chicago, Ill., to points in Indiana, Wisconsin, Illinois, Iowa, Michigan, and Minnesota; (d) from Council Bluffs, Iowa, to points in Nebraska, North Dakota, South Dakota, Iowa, and Minnesota; (e) from Inver Grove, Minn., to points in South Dakota, North Dakota, Wisconsin, and Minnesota; and (f) from Denver, Colo., to points in Colorado, Nebraska, South Dakota, and Wyoming. Restriction: Restricted to the transportation of traffic (a) moving in chassis mounted containers, and (b) having a prior or subsequent movement by rail, for 180 days. Supporting shipper: Chiquita Brands, Inc., 1250 Broadway, New York City, NY. Send protests to: District Supervisor Roger L. Buchanan, Interstate Commerce Commission, Bureau of Operations, 2022 Federal Building, Denver, Colo. 80202.

No. MC 103993 (Sub-No. 706 TA), filed March 24, 1972. Applicant: MORGAN DRIVE AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: R. H. Miller (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, from points in Rutland County, Vt., to points in Minnesota, Louisiana, and points in the United States east of the Mississippi River, for 180 days. Supporting shipper: Skyline Corp., 2520 Bypass Road, Elkhart, IN 46514. Send protests to: District Supervisor J. H. Gray Interstate Commerce Commission, Bureau of Operations, Room 204, 345 West Wayne Street, Fort Wayne, IN 46802.

No. MC 106603 (Sub-No. 120 TA), filed March 14, 1972. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain Street SW, Grand Rapids, MI 49508. Applicant's representative: Louis E. Cain (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Masonry building products and materials and supplies*, used in the installation (except commodities in bulk) on flat-bed equipment,

equipped with self-unloading devices, from Ypsilanti, Mich., to points in Ohio, Indiana, Illinois, Pennsylvania, West Virginia, and Kentucky, for 180 days. Supporting shipper: Kenneth E. Long, vice president and general manager, United Glazed Products (Michigan), Inc., 4500 Aurelius Road, Lansing, MI. Send protests to: C. R. Flemming, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 225, Federal Building, Lansing, Mich. 48933.

No. MC 112822 (Sub-No. 229 TA), filed March 27, 1972. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little, Cushing, OK 74023. Applicant's representative: Joe W. Ballard (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing and roofing products, materials and supplies, and equipment*, used in the installation thereof, from Dallas-Fort Worth, Tex., commercial zone to points in Arkansas, Kansas, Louisiana, New Mexico, and Oklahoma for 180 days. Supporting shippers: Edward J. Finn, Traffic Manager, Certain-Tee Products Corp., Valley Forge, Pa. 19481 and G. A. Van Dyke, Traffic and Purchasing Agent, GFA Corp.-Building Products Division, 2600 Singleton Boulevard, Post Office Box 5607, Dallas, TX 75222. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 119226 (Sub-No. 83 TA), filed March 28, 1972. Applicant: LIQUID TRANSPORT CORP., 3901 Madison Avenue, Indianapolis, IN 46227. Applicant's representative: Robert W. Loser, 1001 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Inedible soybean solubles*, in bulk, in tank vehicles, from the plantsite and storage facilities of Central Soya Co., Inc., Gibson City, Ill., to the plantsite and storage facilities of Central Soya Co., Inc., at Delphos and Bellevue, Ohio, for 180 days. Supporting shipper: Central Soya, Fort Wayne, Ind. 46802. Send protests to: James W. Habermehl, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 802 Century Building, 36 Pennsylvania Street, Indianapolis, IN 46204.

No. MC 127355 (Sub-No. 8 TA), filed March 24, 1972. Applicant: M & N GRAIN COMPANY, 803 East Hickory, Post Office Box 101, Nevada, MO 64772. Applicant's representative: Donald J. Quinn, Suite 900, 1012 Baltimore Avenue, Kansas City, MO 64105. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hides and pelts*, from Butler, Mo., to Los Angeles and San Francisco, Calif.; Cedar Rapids, Iowa; Middlesboro, Ky.; South Paris, Maine; Detroit, Mich.; Omaha, Nebr.; Newark, N.J.; Brooklyn,

N.Y., Brownsville, Tex.; Norfolk, Va.; Green Bay, Kenosha, and Weyauwega, Wis., and from Fort Smith, Ark.; Denver, Greeley, Lamar, Monte Vista, and Rocky Ford, Colo.; Chicago, Joliet, and Milan, Ill.; Cedar Rapids, Centerville, and Marshalltown, Iowa; Andale, Dodge City, Ellis, Garden City, Pratt, Seneca, and Wichita, Kans.; Darr, Gibbon, Omaha, and Scottsbluff, Nebr.; Albuquerque, N. Mex.; Dickinson, Fargo, and Hettinger, N. Dak.; Enid, Okla.; Mitchell, Rapid City, Sioux Falls, and Yankton, S. Dak.; Amarillo, Hamilton, McKinney, San Angelo, and San Antonio, Tex.; Green Bay and Weyauwega, Wis., and Casper and Worland, Wyo., to Butler, Mo., for 180 days. Supporting shipper: Cox Bros. & Co., Butler, Mo. 64730. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, MO 64106.

No. MC 133780 (Sub-No. 2 TA), filed March 27, 1972. Applicant: WILLIAM A. SPARGER, 16501 South Crawford Avenue (Tinley Park), Markham, IL 60477. Applicant's representative: Robert W. Loser, 1001 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products, dip-n-dressing, fruit juices, and yogurt*, from the plantsite and storage facilities of Sealtest Foods Division of Kraftco Corp., Milwaukee, Wis., to the site of Sealtest Distributor located at or near Rosemont, Ill. Restriction: Limited to a transportation service to be performed under a continuing contract or contracts with Sealtest Foods Division of Kraftco Corp., for 180 days. Supporting shipper: District Supervisor Robert G. Anderson, Bureau of Operations, Interstate Commerce Commission, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 136437 (Sub-No. 1 TA), filed March 13, 1972. Applicant: P. KRIMBEL, doing business as KRIMBEL TRUCKING CO., 607 Hill Road, Aberdeen, WA 98520, or Post Office Box 294, Hoquiam, WA 98550. Applicant's representative: P. Krimbel (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corrugated paper and vacuum formed plastic trays*, from Visalia, Calif., to points in Washington and Oregon, for 180 days. Note: Applicant states it does intend to tack with this authority. Supporting shipper: Malanco of California Inc., Post Office Box 3046, Visalia, CA 93277. Send protests to: Edmond J. Casey, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 6130 Arcade Building, 1319 Second Avenue, Seattle, WA 98101.

No. MC 136542 TA, filed March 27, 1972. Applicant: CHARLES C. REINHART AND CHARLES B. REINHART, doing business as REINHART & SON MOVING & STORAGE, 1145 Elk Street, Post Office Box 1623, Rock Springs, WY 82901. Applicant's representative:

Charles C. Reinhart (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods, uncrated or crated, and personal effects*, between points in Wyoming having a prior or subsequent movement in interstate or foreign commerce, from or to points outside the State of Wyoming, for 180 days. Note: Applicant states it intends to interline with other carriers and also intends to serve the commercial zones of all points. Applicant further requests waiver of (1) and (2) of the first ordering paragraph of temporary authority order. Supporting shipper: Department of the Army, Washington, D.C. 20310. Send protests to: District Supervisor Paul A. Naughton, Interstate Commerce Commission, Bureau of Operations, Room 1006, Federal Building and Post Office, 100 East B Street, Casper, WY 82601.

No. MC 136544 TA, filed March 27, 1972. Applicant: RICHARD MEASE, 11636 Sail Avenue, Jacksonville, FL 32216. Applicant's representative: James W. Patterson, 123 South Broad Street, Philadelphia, PA 19109. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carpet tacking strips*, from the facilities of Continental Tackless Corp., 400 Mack Drive, Croydon Industrial Park, Bucks County, Pa., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oklahoma, North Carolina, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, Washington, D.C., West Virginia, and Wisconsin, and the return of refused, damaged or rejected shipments to the point of origin, under continuing contract or contracts with Continental Tackless Sales Corp., for 180 days. Supporting shipper: Continental Tackless Sales Corp., Croydon Industrial Park, 400 Mack Drive, Croydon, PA 19020. Send protests to: District Supervisor G. H. Fauss, Jr., Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

No. MC 136545 TA, filed March 27, 1972. Applicant: NUSSBERGER BROS. TRUCKING CO., INC., 1109 Railroad Street, Prentice, WI 54556. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry feed and animal and poultry feed concentrates*, in bulk, from Minneapolis-St. Paul, Minn., to points in the Wisconsin counties of Ashland, Iron, Vilas, Price, Oneida, Forest, Florence, Lincoln, Langlade, Marinette, Taylor, Marathon, Oconto, Shawano, Menominee, Outagamie, Door, Kewaunee, and Brown; and (2) *soy bean meal*,

from Savage, Minn., to the same counties as mentioned in (1) above, for 180 days. Supporting shippers: Land O'Lakes, Inc., Minneapolis-St. Paul, Minn.; Cargill, Inc., Minneapolis, Minn. Send protests to: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 West Wilson Street, Room 206, Madison, WI 53703.

No. MC 136546 TA, filed March 27, 1972. Applicant: PELTON BROS. TRANSPORT LIMITED, Rural Route No. 3, Paris, Ontario, Canada. Applicant's representative: William J. Hirsch, 35 Court Street, Suite 444, Buffalo, NY 14202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough and dressed lumber*, from ports of entry on the international boundary line between the United States and Canada at the Detroit, St. Clair, and Niagara Rivers on the one hand, and, on the other, points in Illinois, Indiana, Michigan, New York, and Ohio. Restriction: restricted to shipments originating at the plantsite of Kokotow Lumber, Ltd., Kirkland Lumber Ltd., Kirkland Lake, Ontario, for 180 days. Supporting shipper: Kokotow Lumber, Ltd., Kirkland Lake, Ontario, Canada. Send protests to: George M. Parker, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 612 Federal Building, 111 West Huron Street, Buffalo, NY 14202.

No. MC 136548 TA, filed March 27, 1972. Applicant: C.M.S. TRUCKING CORPORATION, 246-17 57th Drive, Douglaston, NY 11362. Applicant's representative: Norman J. Bergman, 11 West 42d Street, New York, NY. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Textiles and yarn*, between New York, N.Y., commercial zone, Hicksville and Bay Shore, N.Y., on the one hand, and, on the other, Linden, N.J., for 150 days. Supporting shipper: Widder Bros. Inc., 1441 Broadway, New York, NY 10018. Send protests to: Thomas W. Hopp, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, NY 10007.

No. MC 136553 TA, filed March 24, 1972. Applicant: ART PAPE TRANSFER, INC., 1080 East 12th Street, Dubuque, IA 52001. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium nitrate*, from the plantsite of Illinois Nitrogen Corp., located near Marseilles, Ill., to points in Iowa and Wisconsin, for 180 days. Supporting shipper: Illinois Nitrogen Corp., Post Office Box 58, Marseilles, IL 61341. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 134614 (Sub-No. 3 TA), filed March 15, 1972. Applicant: SELLAND AUTO TRANSPORT, INC., 6560 Fifth

NOTICES

Avenue South, Seattle, WA 98108. Applicant's representative: Clyde MacIver, 1001 Fourth Avenue, Suite 3712, Seattle, WA 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used automobiles and light duty trucks*, between points in Washington, Oregon, Idaho, and Montana, for 180 days. Supported by: There are approximately 24 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: E. J. Casey, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 6130 Arcade Building, Seattle, Wash. 98101.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-5706 Filed 4-13-72; 8:47 am]

[Notice 48]

MOTOR CARRIER TRANSFER PROCEEDINGS

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-73434. By order of April 7, 1972, the Motor Carrier Board approved the transfer to Kearney's, Inc., Portland, Pa., of the operating rights in certificate No. MC-112461 issued September 4, 1959, to Claude S. Cyphers Transportation, Inc., Portland, Pa., authorizing the transportation of coal and lumber from and to, and between, specified points in New Jersey and Pennsylvania. *Dual operations under common control were approved.* Kenneth R. Davis, 999 Union Street, Taylor, PA 18517, registered practitioner for applicants.

No. MC-FC-73510. By order of April 7, 1972, the Motor Carrier Board approved the transfer to Astro Air, Inc., South Dartmouth, Mass., of the certificate of registration in No. MC-58189 (Sub-No. 2) issued January 14, 1964, to Herbert Witkind, New Bedford, Mass., evidencing a right to engage in transportation in interstate or foreign commerce corresponding in scope to the grant of authority in certificate No. 7018 dated January 16, 1958, issued by the Massachusetts Department of Public Utilities.

John F. Curley, 15 Court Square, Boston, MA 02108, attorney for applicants.

No. MC-FC-73532. By order of April 7, 1972, the Motor Carrier Board approved the transfer to Shane Truck Line, Inc., Clovis, Calif., of certificate of registration No. MC-120859 (Sub-No. 1) issued June 6, 1967, to A. F. Express Co., Inc., Stockton, Calif., evidencing a right to engage in transportation in interstate commerce corresponding in scope to the grant of authority in Decision No. 61475 dated February 14, 1961, and transferred by Decision No. 70965 dated July 19, 1966, by the Public Utilities Commission of California. Arnold L. Burke, 127 North Dearborn Street, Chicago, IL 60602, attorney for applicants.

No. MC-FC-73557. By order of April 10, 1972, the Motor Carrier Board approved the transfer to Devonshire Horse Vans, Inc., Harrington, Del., of the operating rights in certificates Nos. MC-45338 (Sub-No. 1) and MC-45338 (Sub-No. 5) issued October 11, 1957, and November 27, 1964, respectively to Chester Sayre, McMurray, Pa., authorizing the transportation of various commodities from, to, and between specified points and areas in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and the District of Columbia. Chester A. Zyblut, 1522 K Street NW, Washington, DC 20005, attorney for applicants.

No. MC-FC-73580. By order of April 7, 1972, the Motor Carrier Board approved the transfer to Loiselle Transport, Ltd., St. Boniface, Manitoba, Canada, of the operating rights in permit No. MC-129662 issued December 18, 1968, to Alphonse Loiselle, doing business as Loiselle Transport, St. Boniface, Manitoba, Canada, authorizing the transportation of various commodities from specified points in Minnesota and North Dakota to specified points and areas in Minnesota, North Dakota, South Dakota, Wisconsin, Iowa, and Nebraska. Robert Betournay, 500 Childs Building, 211 Portage Avenue, Winnipeg 2, Canada, attorney for applicants.

No. MC-FC-73593. By order of April 7, 1972, the Motor Carrier Board approved the transfer to Constructors Transport Co., a Texas corporation, Dallas, Tex., of certificate of registration No. MC-133019 issued June 24, 1969, to North Loop Transportation Co., Inc., Houston, Tex., evidencing a right to engage in transportation in interstate commerce as described in certificate of convenience and necessity No. 20584, issued by the Railroad Commission of Texas. Ralph W. Pulley, Jr., 4555 First National Bank Building, Dallas, Tex. 75202, attorney for applicants.

No. MC-FC-73604. By order of April 7, 1972, the Motor Carrier Board approved the transfer to R. H. Crawford, Inc.,

Hanover, Pa., of the operating rights in certificates Nos. MC-29537, MC-29537 (Sub-No. 1), MC-29537 (Sub-No. 2), MC-29537 (Sub-No. 3) and MC-29537 (Sub-No. 4) issued May 26, 1941, September 13, 1940, February 21, 1951, January 25, 1965, and June 23, 1971, respectively to Russell H. Crawford, Hanover, Pa., authorizing the transportation of various commodities from, to, and between specified points and areas in Maryland, Pennsylvania, New York, Virginia, Delaware, Ohio, Connecticut, Rhode Island, Massachusetts, New Jersey, and the District of Columbia. John M. Musselman, 400 North Third Street, Harrisburg, PA 17108, attorney for applicants.

No. MC-FC-73605. By order of April 10, 1972, the Motor Carrier Board approved the transfer to Frederick D. Holmes, doing business as Harford Motor Coach Co., Baltimore, Md., of certificate No. MC-89221 issued April 5, 1963, to Harford Motor Coach, Inc., Baltimore, Md., authorizing the transportation of: Passengers and their baggage in the same vehicle, subject to certain restrictions, in charter operations, originating at Baltimore, Md., and points within 10 miles thereof, serving points in Virginia, West Virginia, North Carolina, Pennsylvania, New York, New Jersey, Delaware, South Carolina, Georgia, Florida, Connecticut, Rhode Island, Massachusetts, Maine, New Hampshire, Vermont, Ohio, and the District of Columbia. H. Neil Garson, attorney at law, 1400 North Uhle Street, Arlington, VA 22201.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-5703 Filed 4-13-72; 8:47 am]

ATOMIC ENERGY COMMISSION

[Docket No. 50-344]

PORLAND GENERAL ELECTRIC CO. ET AL.

Notice of Hearing on Suspension of
Construction Activities Pending
Completion of NEPA Environmental
Review

On November 18, 1971, the Director of Regulation of the Atomic Energy Commission published in the FEDERAL REGISTER, 36 F.R. 22020, pursuant to 10 CFR Part 50, Appendix D, Section E, a determination not to suspend construction activities at the Trojan Nuclear Plant pending completion of an environmental review under the Commission's regulations implementing the National Environmental Policy Act of 1969 (NEPA), 10 CFR Part 50, Appendix D.¹ A request for a hearing was filed on December 13, 1971, by the Oregon Environmental Council, Northwest Environmental Defense Center, Friends of the Earth and

¹ Construction of the Trojan Nuclear Plant is authorized by Construction Permit No. CPPR-79.

Northwest Steelheaders Chapter of Trout Unlimited (hereinafter joint petitioners).

Upon analysis of the request and the responses filed by the regulatory staff and the licensees, Portland General Electric Co., the city of Eugene, Oreg., and Pacific Power & Light Co., it has been determined that a hearing is warranted. On April 7, 1972, the U.S. Court of Appeals for the District of Columbia Circuit rendered a decision remanding the record of another determination under 10 CFR Part 50, Appendix D, section E, for a hearing and further consideration of certain matters in addition to those specified in that regulation. Coalition for Safe Nuclear Power, et al. v. U.S.A.E.C., No. 71-1396. By memorandum and order dated April 12, 1972, the Commission has determined that a public hearing will be held. Accordingly, pursuant to 10 CFR Part 50, Appendix D, section E.4(b) and § 2.703 of the Commission's "Rules of Practice," 10 CFR Part 2, notice is hereby given that a hearing will be held at a time and place to be announced by the Atomic Safety and Licensing Board specified below, and published in the *FEDERAL REGISTER*.

The issue to be considered at the hearing will be whether the activities under the construction permit for the Trojan Nuclear Plant, authorized pursuant to Construction Permit No. CPPR-79, should be suspended pending completion of the NEPA environmental review. In resolving that issue, the following criteria should be considered and balanced:

Criteria. (a) Whether it is likely that continued construction during the review period will give rise to a significant adverse impact on the environment; the nature and extent of such impact, if any; and whether redress of any such adverse environmental impact can reasonably be effected should modification, suspension, or termination of the permit or license result from the ongoing NEPA review.

(b) Whether continued construction during the prospective review period would foreclose subsequent adoption of alternatives in facility design or operation of the type that could result from the ongoing NEPA environmental review.

(c) The effect of delay in facility construction or operation upon the public interest. Of primary importance under this criterion are the power needs to be served by the facility; the availability of alternative sources, if any, to meet those needs on a timely basis; and delay costs to the licensee and to consumers.

(d) In the context of balancing environmental harm and economic cost of abandonment, a paramount consideration shall be whether the commitment of substantial financial resources, in proceeding with construction pending completion of the NEPA review, might affect the eventual decision reached on that review; and if so, the degree to which such an effect might occur.

The Licensing Board shall render a *de novo* decision based upon the criteria above. The burden of proof shall be upon the licensee.

For the purposes of this proceeding, on the question whether activities under the construction permit should be suspended pending completion of NEPA review, the parties shall be the licensees, the regulatory staff, and the joint petitioners. An answer shall be filed by the licensees within 3 days of the date of publication of this notice following 10 CFR 2.705 to the extent appropriate. A reply to an answer may be filed within 3 days after it is served.

Papers required to be filed in this proceeding may be filed by mail or telegram addressed to the Secretary of the Commission, U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Public Proceedings Branch, or may be filed by delivery to the Commission's Public Document Room, 1717 H Street NW, Washington, DC. Pending further order of the Board, parties are required to file, pursuant to the provisions of 10 CFR 2.708 of the Commission's "Rules of Practice," an original and 20 conformed copies of each such paper with the Commission.

A copy of the Director of Regulation's determination, the accompanying staff discussion and findings, and the request for hearing of the joint petitioners are available for inspection by members of the public in the Commission's Public Document Room, 1717 H Street NW, Washington, DC. Copies of those documents are also available at the Columbia County Courthouse, Law Library, Circuit Courtroom, St. Helens, Oreg., between the hours of 8:30 a.m. and 5 p.m., Monday through Friday.

We direct that all matters involving the above question be concluded with utmost expedition so that final decision will be reached within 60 days of publication of this notice. For these purposes, the proceeding shall be conducted under the following requirements:

1. The hearing will be held before an Atomic Safety and Licensing Board (Licensing Board) composed of the following members: Dr. Forest Remick, Dr. Paul Purdon, and John Farmakides, Esq., Chairman. Pursuant to 10 CFR 2.785(a)(1), the Commission hereby delegates to the Atomic Safety and Licensing Appeal Board (Appeal Board) the authority and the review function which would otherwise be exercised and performed by the Commission. The Appeal Board shall be composed of the following members: the Chairman, the Vice Chairman, and Dr. Lawrence Quarles.

2. The Licensing Board shall render its initial decision within 40 days from the date of publication of this notice. In order to meet this schedule, the Licensing Board shall conduct the hearing as soon as possible.

3. The Licensing Board's initial decision shall constitute the final decision of the Commission unless exceptions are filed within 5 days after its date or unless, within the same time period, the Appeal Board or Commission directs that the record be certified to it for final decision.

Insofar as this notice and these requirements reflect shortening of time periods otherwise prescribed in 10 CFR Part 2, we find good cause for such action

under 10 CFR 2.711 and 10 CFR Part 50, Appendix D, Section E.4(c). We further note that the authority of 10 CFR 2.711 also extends to the Licensing Board.

Dated: April 12, 1972.

By the Commission.

F. T. HOBBES,
*Acting Secretary
of the Commission.*

[FR Doc. 72-5796 Filed 4-13-72; 10:06 am]

[Dockets Nos. 50-272, 50-311]

PUBLIC SERVICE ELECTRIC AND GAS CO.

Notice of Receipt of Application for Facility Operating License

Please take notice that Public Service Electric and Gas Co., 80 Park Place, Newark, NJ 07101, pursuant to section 104(b) of the Atomic Energy Act of 1954, as amended, has filed an application dated March 1, 1972, together with a final safety analysis report, for a license to operate two nuclear power reactors at its site in Salem County, N.J.

The nuclear power reactors are of the pressurized water nuclear reactor type designated by the applicant as the Salem Nuclear Generating Station Unit Nos. 1 and 2. The reactors are designed for initial operation at approximately 3,350 megawatts thermal and 3,423 megawatts thermal. The warranted gross and approximate net electrical outputs are 1,132 MWE and 1,090 MWE respectively for Unit 1 and 1,158 MWE and 1,115 MWE respectively for Unit 2.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW, Washington, DC 20545, and the Salem Free Public Library, 112 West Broadway, Salem, NJ 08079, Miss Elizabeth Fogg, Librarian.

Dated at Bethesda, Md., this 7th day of April 1972.

For the Atomic Energy Commission.

RICHARD C. DEYOUNG,
Assistant Director for Pressurized Water Reactors, Division of Reactor Licensing.

[FR Doc. 72-5682 Filed 4-13-72; 8:46 am]

[Docket No. 50-271]

VERMONT YANKEE NUCLEAR POWER CORP.

Notice of Availability of AEC Draft Detailed Statement on Environmental Considerations for the Vermont Yankee Nuclear Power Corp.

Pursuant to the National Environmental Policy Act of 1969 and the regulations of the Atomic Energy Commission (the Commission) in 10 CFR Part 50, Appendix D, notice is hereby given that a draft detailed statement of the environmental considerations related to the proposed licensing of full-power operation by the Vermont Yankee Nuclear Power Corp. of the Vermont Yankee Nuclear Power

NOTICES

Station, located in Vernon, Windham County, Vt., has been prepared by the designee of the Commission's Director of Regulation and is available for inspection by the public in the Commission's Public Document Rooms at 1717 H Street NW, Washington, DC., and in the Brooks Memorial Library, 224 Main Street, Brattleboro, VT 05301. The draft detailed statement supersedes the statements for which notices of availability were published in the *FEDERAL REGISTER* on February 26, 1971 (36 F.R. 3539), and June 9, 1971 (36 F.R. 11122).

Also available to the public at the Commission's said Public Document Rooms are the applicant's Environmental Report and a supplement thereto (both prepared by Vermont Yankee Nuclear Power Corp.), notices of the availability of which were published in the *FEDERAL REGISTER* on September 26, 1970 (35 F.R. 15026), and February 3, 1972 (37 F.R. 2601).

Copies of the draft detailed statement may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Radiological and Environmental Protection.

Interested persons are requested to submit within thirty (30) days from date of publication of this notice in the *FEDERAL REGISTER*, comments on the proposed action and on the draft detailed statement. Federal and State agencies are being provided with copies of the draft detailed statement (local agencies may obtain such copies on request), and their comments will be made available when received. Interested members of the public should address their comments on the draft detailed statement and on the proposed action to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Radiological and Environmental Protection.

Dated at Bethesda, Md., this 7th day of April 1972.

For the Atomic Energy Commission.

ROGER S. BOYD,
Assistant Director for Boiling
Water Reactors, Division of
Reactor Licensing.

[FR Doc. 72-5683 Filed 4-13-72; 8:46 am]

STATE OF NEVADA

Proposed Agreement for Assumption of Certain AEC Regulatory Au- thority.

Notice is hereby given that the U.S. Atomic Energy Commission is publishing for public comment, prior to action thereon, a proposed agreement received from the Governor of the State of Nevada for the assumption of certain of the Commission's regulatory authority pursuant to section 274 of the Atomic Energy Act of 1954, as amended.

A narrative, prepared by the State of Nevada and describing the State's proposed program for control over sources of radiation, is set forth below as an

appendix to this notice. A copy of the program narrative, including the referenced appendices, appropriate State legislation and Nevada regulations, is available for public inspection in the Commission's Public Document Room, 1717 H Street NW, Washington, DC, or may be obtained by writing to the Director, Division of State and Licensee Relations, U.S. Atomic Energy Commission, Washington, D.C. 20545. All interested persons desiring to submit comments and suggestions for the consideration of the Commission in connection with the proposed agreement should send them, in triplicate, to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545. Attention: Chief, Public Proceedings Branch, within 30 days after initial publication of this notice in the *FEDERAL REGISTER*.

Exemptions from the Commission's regulatory authority which would implement this proposed agreement, have been published in the *FEDERAL REGISTER* and codified as Part 150 of the Commission's regulations in Title 10 of the Code of Federal Regulations.

Dated at Germantown, Md., this 27th day of March 1972.

For the Atomic Energy Commission.

W. B. McCOOL,
Secretary of the Commission.

PROPOSED AGREEMENT BETWEEN THE UNITED STATES ATOMIC ENERGY COMMISSION AND THE STATE OF NEVADA FOR DISCONTINUANCE OF CERTAIN COMMISSION REGULATORY AUTHORITY AND RESPONSIBILITY WITHIN THE STATE PURSUANT TO SECTION 274 OF THE ATOMIC ENERGY ACT OF 1954, AS AMENDED

Whereas, the U.S. Atomic Energy Commission (hereinafter referred to as the Commission) is authorized under Section 274 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as the Act), to enter into agreements with the Governor of any State providing for discontinuance of the regulatory authority of the Commission within the State under Chapters 6, 7, and 8, and Section 161 of the Act with respect to byproduct materials, source materials, and special nuclear materials in quantities not sufficient to form a critical mass; and

Whereas, the Governor of the State of Nevada is authorized under Nevada Revised Statutes 459.080 to enter into this Agreement with the Commission; and

Whereas, the Governor of the State of Nevada certified on March 9, 1972, that the State of Nevada (hereinafter referred to as the State) has a program for the control of radiation hazards adequate to protect the public health and safety with respect to the materials within the State covered by this Agreement, and that the State desires to assume regulatory responsibility for such materials; and

Whereas, the Commission found on that the program of the State for the regulation of the materials covered by this Agreement is compatible with the Commission's program for the regulation of such materials and is adequate to protect the public health and safety; and

Whereas, the State and the Commission recognize the desirability and importance of cooperation between the Commission and the State in the formulation of standards for protection against hazards of radiation and in assuring that State and Commission programs for protection against hazards of

radiation will be coordinated and compatible; and

Whereas, the Commission and the State recognize the desirability of reciprocal recognition of licenses and exemptions from licensing of those materials subject to this Agreement; and

Whereas, this Agreement is entered into pursuant to the provisions of the Atomic Energy Act of 1954, as amended;

Now, therefore, it is hereby agreed between the Commission and the Governor of the State, acting in behalf of the State, as follows:

ARTICLE I

Subject to the exceptions provided in Articles II, III, and IV, the Commission shall discontinue, as of the effective date of this Agreement, the regulatory authority of the Commission in the State under Chapters 6, 7, and 8, and Section 161 of the Act with respect to the following materials:

- A. Byproduct materials;
- B. Source materials; and
- C. Special nuclear materials in quantities not sufficient to form a critical mass.

ARTICLE II

This Agreement does not provide for discontinuance of any authority and the Commission shall retain authority and responsibility with respect to regulation of:

A. The construction and operation of any production or utilization facility;

B. The export from or import into the United States of byproduct, source, or special nuclear material, or of any production or utilization facility;

C. The disposal into the ocean or sea of byproduct, source, or special nuclear waste materials as defined in regulations or orders of the Commission;

D. The disposal of such other byproduct, source, or special nuclear material as the Commission from time to time determines by regulation or order should, because of the hazards or potential hazards thereof, not be so disposed of without a license from the Commission.

ARTICLE III

Notwithstanding this Agreement, the Commission may from time to time by rule, regulation, or order, require that the manufacturer, processor, or producer of any equipment, device, commodity, or other product containing source, byproduct, or special nuclear material shall not transfer possession or control of such product except pursuant to a license or an exemption from licensing issued by the Commission.

ARTICLE IV

This Agreement shall not affect the authority of the Commission under subsection 161 b. or i. of the Act to issue rules, regulations, or orders to protect the common defense and security, to protect restricted data or to guard against the loss or diversion of special nuclear material.

ARTICLE V

The Commission will use its best efforts to cooperate with the State and other agreement States in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that State and Commission programs for protection against hazards of radiation will be coordinated and compatible. The State will use its best efforts to cooperate with the Commission and other agreement States in the formulation of standards and regulatory programs of the State and the Commission for protection against hazards of radiation and to assure that the State's program will continue to be compatible with the program of the Commission for the regulation of like materials.

The State and the Commission will use their best efforts to keep each other informed of proposed changes in their respective rules and regulations and licensing, inspection and enforcement policies and criteria, and to obtain the comments and assistance of the other party thereon.

ARTICLE VI

The Commission and the State agree that it is desirable to provide for reciprocal recognition of licenses for the materials listed in Article I licensed by the other party or by any agreement State. Accordingly, the Commission and the State agree to use their best efforts to develop appropriate rules, regulations, and procedures by which such reciprocity will be accorded.

ARTICLE VII

The Commission, upon its own initiative after reasonable notice and opportunity for hearing to the State, or upon request of the Governor of the State, may terminate or suspend this Agreement and reassert the licensing and regulatory authority vested in it under the Act if the Commission finds that such termination or suspension is required to protect the public health and safety.

ARTICLE VIII

This Agreement shall become effective on July 1, 1972, and shall remain in effect unless and until such time as it is terminated pursuant to Article VII.

Done at _____, State of Nevada, in triplicate, this _____ day of _____, 1972.

For the U.S. Atomic Energy Commission.

For the State of Nevada.

MIKE O'CALLAGHAN, Governor.

FOREWORD

The State of Nevada, while recognizing that the scientific, medical, and industrial usages of atomic energy can be beneficial to its citizens, is also cognizant of the hazards inherent to ionizing radiation. With these hazards in mind, and considering that the State is ever committed to the protection of public health and safety, the Nevada State Legislature enacted the Nuclear Affairs Act.

This Act, and supplemental legislation, provides the legal structure for a comprehensive radiological health and regulatory program compatible with that of the U.S. Atomic Energy Commission and that of those States who have entered into agreement with the Commission.

The Act authorizes the Governor, on behalf of the State, to enter into an agreement with the Federal Government providing for discontinuance of certain responsibilities of the Federal Government relating to ionizing radiation and the assumption of such responsibilities by the State. The Act also designates the Nevada State Board of Health as the radiation control agency for the State.

The following narrative relates the history, current practices, proposed activities, capabilities, and resources of the State in the field of radiological health.

HISTORY

1931 The State Legislature passed a law prohibiting the use of X-rays for the treatment of the scalp or for the removal of surplus hair by cosmetologists (NRS 644.470).

1959-60 One State employee attended a U.S. Atomic Energy Commission sponsored Health Physics Course at Oak Ridge, Tenn.

A laboratory radiation counter was purchased for the purpose of determining background levels from selected stations within the State.

A course for Radiological Defense Instructors was given to personnel from State, county, and city organizations by State Health Division personnel.

A law was passed in 1960 preventing the operation or maintenance of any shoe-fitting device using fluoroscopic or radiation principles (NRS 202.245).

1961-62 During this period, a medical and dental X-ray survey of diagnostic X-ray machines in the State was conducted. This survey, which was voluntary and performed only in those installations requesting it, was accomplished by teams composed of U.S. Public Health Service and State Health Division personnel. The primary objectives of the survey were to check collimation and filtration of the X-ray units and make recommendations where necessary.

Regulations governing the manufacture, use, storage, handling, transportation and disposal of ionizing radiation producing devices and materials were prepared for and adopted by the Nevada State Board of Health in January 1962. The regulations provided standards to assure minimum exposure to personnel handling or working with ionizing radiation producing devices and materials and to the general public.

Acquisition of Federal land near Beatty, Nev. was authorized for lease to Nuclear Engineering Co. as a low-level, solid radioactive waste burial site.

The first phase of a program to establish a Radiological Defense Organization for the Nevada Civil Defense Agency was also completed during this period. This phase entailed training of Highway Department and Highway Patrol personnel as radiation monitors in the event of nuclear war. All Highway Maintenance Stations, Highway District Headquarters, Highway Patrol Stations, and approximately half of the Highway Patrol vehicles were supplied with radiation monitoring instruments.

1963-64 During this period, training and refresher courses for radiological monitors for the Civil Defense Agency were continued. Most of this training was directed at State employees. Establishment of 167 radiological fallout monitoring stations provided with 1,000 radiation detection instruments was completed. Maintenance of the radiation detection instruments was improved by the acquisition of Federal funds for a maintenance shop and technicians' salaries.

In 1963, the State Radiation Control Act was adopted for the control of ionizing radiation within the State, and enabling the State to enter into an agreement with the Federal Government to assume responsibilities relating to sources of ionizing radiation previously the responsibility of the Federal Government (NRS 459.010 to 459.160, inclusive).

Two employees attended a U.S. Atomic Energy Commission orientation class for agreement States and two employees attended a U.S. Public Health Service course on gamma spectroscopy during this period.

A voluntary resurvey of medical diagnostic X-ray units was made during June and July, 1964 by U.S. Public Health Service teams.

1965-66 State personnel surveyed all new or relocated X-ray machines. In the 2-year period, 123 new or relocated X-ray tubes in medical and dental facilities were inspected.

Participation in U.S. Public Health Service environmental programs included collecting representative portions of meals served at the State Children's Home in Carson City for analysis by the Southwest Radiological Health Laboratory at Las Vegas. Analysis for fission product residue was performed to determine the contribution of diets to radionuclide body burden for the general public. All of the milk sheds in the State were sampled monthly for a similar analysis.

1969-70 In 1969, the text of the Western Interstate Nuclear Compact was enacted into law (NRS 459.200 to 459.240, inclusive). The Compact provides for a cooperative effort in nuclear and related fields to enhance the economy of the West and contribute to the individual and community well-being of the region's people.

The State Superintendent of Public Instruction and all county supervisors were apprised of the hazards involved due to the use of cold cathode gas discharge tubes.

State personnel accompanied U.S. Atomic Energy Commission compliance inspectors on inspections of AEC-licensed facilities within the State during this biennium, as they have on many previous occasions.

1971 In 1971, legislation was passed controlling air pollution and water pollution (respectively, NRS 445.401 to 445.601, inclusive; and NRS 445.130 to 445.385, inclusive). The Commission of Environmental Protection was created by this legislation as the controlling agency for air and water pollution.

PRESENT PROGRAM

Two full-time radiation control specialists were hired by the State in September, 1971, to implement the radiation control program. Their major efforts up to this time have been the preparation of radiation control regulations, activities to enable the State to become an agreement State with the U.S. Atomic Energy Commission, participation in several lengthy training courses sponsored by the U.S. Atomic Energy Commission and the Environmental Protection Agency, and on-the-job training.

SCOPE OF ACTIVITIES

The radiation control program encompasses the regulatory program associated with licensing of radioactive materials and registration of radiation producing machines, environmental surveillance, and response to emergency situations involving sources of radiation.

Within the State of Nevada, there are an estimated 388 X-ray machines: 188 dental units; 200 medical units, fluoroscopic and diagnostic; and six reported for industrial radiography. The number of U.S. Atomic Energy Commission Licenses within the State of Nevada in effect January 1, 1972, was 44. The number of radium sources is not known; but the number of facilities reported using radium sources is eight: Four medical, three industrial and one institutional. There are an estimated five particle accelerators being used, with two accelerators to begin routine operation in the latter part of 1972.

There are few installations which may necessitate environmental surveillance activities. A research reactor is operable at the University of Nevada, Reno; a commercial burial site for low-level radioactive waste is located at Beatty, Nev.; and the Nevada Test Site.

STATUTORY AUTHORITY

The following Nevada Revised Statutes (NRS) provide for the Governor to enter into an agreement with the U.S. Atomic Energy Commission, administrative procedures, authority to promulgate regulations, enforcement of regulations, administration of public health, special prohibited uses of ionizing radiation, and mutual aid in the event of nuclear incident.

NRS 459.010-459.160, inclusive, "State Radiation Control." This statute provides for Federal-State agreements concerning the responsibility for control of sources of ionizing radiation, designates the State Board of Health as the State radiation control agency, and provides the basis for radiation control.

NRS 459.200, "Western Interstate Nuclear Compact." Article VI of this statute pro-

NOTICES

vides for mutual aid between party States in the event of a nuclear incident.

NRS 233B. "Nevada Administrative Procedures Act." This Act establishes minimum procedural requirements for regulation-making and adjudication procedures of all agencies of the executive department of the State government and for judicial review of both functions. The provisions of the law are intended to supplement statutes applicable to specific agencies.

NRS 439. "Administration of Public Health." 439.130 requires the State Health Officer to enforce all laws and regulations pertaining to public health and empowers him to enter upon and inspect any public or private property in the State in the course of his work, and authorizes subordinates to act in his place and stead.

439.150 declares that the State Board of Health be supreme in all health matters except administrative matters and that it shall have supervision over the work of the State Health Officer.

439.200 declares that the State Board of Health shall have the power to adopt, promulgate, amend and enforce reasonable rules and regulations consistent with law and that such rules and regulations shall have the force and effect of law and shall supersede all local ordinances and regulations enacted inconsistent therewith.

NRS 202.245. states that no person may operate or maintain any shoe-fitting device or shoe-fitting machine which uses fluoroscopic, X-ray, or radiation principles.

NRS 644.470. prohibits the use of any X-ray machine by cosmetologists in the treatment of the scalp or in the removal of surplus hair.

NRS 445.130 to 445.385, inclusive, provides for the control of water pollution within the State.

NRS 445.401 to 445.601, inclusive, provides for the control of air pollution within the State.

PROCEDURES AND POLICIES

LICENSING AND REGISTRATION

The Bureau of Environmental Health, Division of Health, is charged with the responsibility of operating the radiation control program for the Nevada State Board of Health. The program shall regulate and control the usage of all sources of ionizing radiation within the State including radium and accelerator produced nuclides, X-ray generating machines, and particle accelerators. Registration is required for the use of X-ray machines and particle accelerators, and licensing is required for the use of radioactive materials.

The licensing program shall be essentially the same as that presently utilized by the U.S. Atomic Energy Commission and shall use criteria established by the U.S. Atomic Energy Commission. The Chief of the Bureau of Environmental Health and key staff members will evaluate each radioactive material license application, and perform prelicensing visits if deemed necessary. The U.S. Atomic Energy Commission shall be consulted concerning the nonroutine medical uses of radioactive material, and for any circumstance which indicates that advice and guidance concerning the application of radiation or radioactive material is required. Upon approval, specific licenses shall be endorsed by the State Health Officer or his duly authorized representatives for the Nevada State Board of Health.

INSPECTION

Qualified staff personnel shall conduct inspections of licensees' and registrants' facilities to assure compliance with the regulations and to evaluate the adequacy of radiation protection programs. Inspection shall be either by pre-arrangement or on an unscheduled basis during working hours.

Licensees' and registrants' facilities shall be inspected on a priority basis determined by the classification of use, degree of hazard, previous violations, training, and experience of the user and other relevant factors. The initial planned inspection frequencies are as follows:

Category	Anticipated inspection frequency (months)
Industrial radiography	12
Operations involving waste disposal	6
Broad licenses, industrial, medical, or academic	12
Other specific licenses, industrial, medical or academic	12-24
X-ray, medical, industrial, or academic	12-24

The above inspection frequencies are subject to change due to circumstances and experience. At the start of an inspection, personal contact at management level will be made whenever possible. At the completion of each inspection, the inspector will confer with licensee management to discuss the results of his inspection, presenting oral recommendations or suggestions as required and answering questions concerning the regulatory program.

A comprehensive written report concerning each inspection shall be prepared by the inspector and reviewed by qualified Bureau of Environmental Health personnel.

COMPLIANCE AND ENFORCEMENT

The status of compliance with regulations, registration, or license conditions shall be determined through inspections and evaluations of inspection reports. Licensees and registrants shall be informed of the results of all inspections, orally at the time of inspection and by letter or notice from the Agency.

When items of minor noncompliance are found and the licensee or registrant agrees at the time of inspection to correct them promptly, no further action shall be taken by the inspection Agency, except that the licensee or registrant shall receive a letter from the Agency stating the items of noncompliance, and that these items shall be checked at the next scheduled inspection.

When items of major noncompliance are found, the licensee or registrant shall be informed orally at the time of inspection and subsequently by letter of the items of noncompliance and he shall be required to reply in writing within a stated time as to the corrective action taken and the completion date or anticipated completion date of the corrective action. Assurance that the corrective action has been taken shall be determined by a followup inspection or at the time of the next regularly scheduled inspection, as circumstances warrant.

A license, upon request of a licensee, may be amended to be consistent with the Act or regulations or to meet changing conditions in operations. The Agency may amend, suspend, or revoke a license in the event of continual refusal of the licensee to comply with the terms and conditions of the license, the Act, or regulations, or failure to take adequate action concerning items of noncompliance. Prior to such action, the Agency shall notify the licensee of its intent to amend, suspend, or revoke the license and provide the opportunity for a hearing.

Whenever the Agency finds that an emergency exists requiring immediate action to protect the public health, safety, or general welfare, it may without notice or hearing issue a regulation or order noting the existence of such emergency and require that such action be taken as is necessary to meet the emergency. The Agency, in the event of an emergency, is empowered to impound or

order the impounding of sources of ionizing radiation upon finding that the possessor is unable to observe or is not willing to observe the provisions of the Act or regulations issued thereunder. After these actions, the licensee has a right to a hearing.

A court order directing a person to comply, or enjoining such practices in violation of the Act or regulations, may be sought by the Attorney General in the appropriate court upon request of the Agency, after notice to such persons and ample opportunity to comply has been offered.

The Agency shall endeavor to gain compliance by cooperative and educational methods. Only in instances of repeated noncompliance, willful violation, or where serious potential hazards exist, shall the full weight of legal procedure normally be employed.

EFFECTIVE DATE OF LICENSE TRANSFER AND RECIPROCITY

Any person who, on the effective date of the agreement with the U.S. Atomic Energy Commission, possesses a license issued by the U.S. Atomic Energy Commission shall be deemed to possess a like license issued by the Agency which shall expire either 90 days after the receipt from the Agency of a notice of expiration of such a license or on the date of expiration specified in the Federal license, whichever is earlier. The Nuclear Affairs Act enacted by the Nevada Legislature and the Rules and Regulations promulgated by the Nevada State Board of Health pursuant to the above legislation provides for recognition of licenses issued by the U.S. Atomic Energy Commission or agreement States.

RADIOLOGICAL EMERGENCY CAPABILITY

The State of Nevada Emergency Procedures Manual and Nevada Revised Statute 459.130 designates the Department of Health, Welfare, and Rehabilitation and the Nevada State Board of Health, respectively, as the responsible agencies in the event of an accident involving radioactive materials. It will be the responsibility of the Bureau of Environmental Health to respond for these agencies in such an emergency.

Notification of an emergency may be by a State licensee or by the Nevada State Highway Patrol, local enforcement agencies, or local fire departments through the Atomic Energy Commission. Nevada State Highway Patrol, local enforcement agencies, and local fire departments have, during various training courses, received cards and posters listing the telephone numbers of the Atomic Energy Commission.

Bureau of Environmental Health personnel shall respond either as the emergency response team or as the agency responsible for public health and safety. The nature of the response may vary from an office evaluation and advisement of controls to on-the-site evaluation, radiation, and radioactivity measurements, establishment of controls, and coordination of support agencies.

Upon request, the State Civil Defense and Disaster Agency shall coordinate the transportation of Bureau personnel to the site of the incident, the installation of a communication network, and the supply of any power and heavy duty equipment needed. For any transportation or communications not provided, the Bureau will depend on commercial and other State organizations.

The State of Nevada is a member of the Western Interstate Nuclear Compact. Should circumstances warrant during the course of a radiological incident, member States of the Compact shall be requested to provide assistance to the State according to the mutual aid feature of the Compact.

The Bureau of Environmental Health will make a request to the Environmental Protection Agency, Western Environmental Research Laboratory, for any radioanalysis

required beyond the capability of the Bureau's laboratory instrumentation.

Future plans for emergency situations include a review and revision of existing radiological emergency procedures reflecting the enlarged staff, the acquisition of any special radiation detection instrumentation which may be required, the formation of a radiological emergency team and the preparation of radiological emergency kits which will be available for immediate use.

ORGANIZATION AND STAFF

The State Board of Health is designated as the radiation control agency for the State by the Radiation Control Act and is authorized to carry out the provisions of the Act. The State Division of Health is responsible for the radiation control program for the Board of Health, with implementation of the program performed by the Bureau of Environmental Health. The State Health Officer functions as the head of the Division of Health, and as Secretary to the Board of Health. The Radiological Control Section is under the Chief, Bureau of Environmental Health, who reports to the State Health Officer. These relationships are illustrated in Chart 1 of the Appendix.

The two radiation control specialists in the Radiological Control Section shall devote full time to the radiation control program for licensing and registration functions, inspection of licensed and registered facilities, response to emergency situations, and to all other radiation control activities within the State over which the State Board of Health has authority. This section shall maintain all records pertinent to the radiation control program including those which will permit the U.S. Atomic Energy Commission to evaluate the status of the program with regard to its compatibility with those of other agreement States, and that of the Commission. The Chief and the Assistant Chief of the Bureau shall participate in licensing and registration functions to provide greater manpower depth to the small Radiological Control Section.

The Commission of Environmental Protection is the agency responsible for the control of air and water pollution within the State. However, the regulations promulgated by the Commission will not conflict with those of the Board of Health for radiation control. The Bureau of Environmental Health is designated as the advisory and implementing agency for the Commission, and the Chief, Bureau of Environmental Health is the Control Officer for the Commission. The relationship between the Board and the Commission is illustrated in Chart 2 of the Appendix.

Position titles, education, and experience of Bureau of Environmental Health personnel directly involved in the activities of the radiological health program are listed below. Replacements for these personnel, if required, shall be recruited as soon as possible. The level of experience, education, and training shall be that required by the position descriptions contained in the Appendix.

ERNEST G. GREGORY—Chief, Bureau of Environmental Health

Education

University of Nevada—B.S. Civil Engineering; 1951.

Other Training

USPHS—Basic Radiological Health; 2 weeks.

USPHS—Gamma Spectroscopy; 2 weeks.

Experience

1965—Present Chief, Bureau of Environmental Health, Nevada State Health Division (see job description in the Appendix).

1956—65 Public Health Engineer, Bureau of Environmental Health, Nevada State

Health Division. Principal area of responsibility was in water pollution control. From 1958 to 1963 served as the Civil Defense Radiological Office for the State, which included the training of Civil Defense radiation monitors and radiation monitor instructors. Held a byproduct material license for Civil Defense Model CDV-784-786 radioactive sources.

1952—56 Right-of-way Agent, Nevada State Highway Department.

1951—52 Hydrologist, U.S. Bureau of Reclamation.

Miscellaneous

Registered Professional Engineer:

Wendell D. McCurry—Assistant Chief, Bureau of Environmental Health.

Education

Murray State Agricultural College—A.S. Engineering; 1959—61.

Oklahoma State University—B.S. Civil Engineering; 1963.

Oklahoma State University—M.S. Public Health and Sanitary Engineering; 1965.

University of Florida—Post Graduate work in Environmental Engineering and Radiological Health; 1964—66.

Other Training

USPHS—Occupational Health Course; 2 weeks.

AEC—Orientation Course in Regulatory Practices and Procedures; 3 weeks.

USPHS—Medical X-ray Protection; 2 weeks.

Experience

1970—Present Assistant Chief, Bureau of Environmental Health, Nevada State Health Division (see job description in the Appendix).

1966—70 Public Health Engineer II, Nevada State Health Division. Duties very similar to present position.

Miscellaneous

Registered Professional Engineer:

William C. Horton—Radiation Control Specialist III.

Education

University of New Mexico—B.S. Geology; 1953.

Other Training

AEC—Orientation Course in Regulatory Practices and Procedures; 3 weeks.

EPA—Medical X-ray Protection; 2 weeks.

USPHS—Basic Radiological Health; 2 weeks.

Picker X-ray Corp.—Isotopes and X-rays for Industrial Radiography; 1 week.

Defense Atomic Support Agency and Reynolds Electrical and Engineering Company—Emergency Radiation Team Training; 1 week each course.

AEC—Ten-week Health Physics course beginning April 3, 1972.

Experience

1971—Present Radiation Control Specialist with the Bureau of Environmental Health, Nevada State Health Division (see job description in the Appendix).

1967—71 Supervisor of Environmental Monitoring, Battelle Northwest, Richland, Washington. Primarily responsible for implementing the overall environmental surveillance program at Hanford. Supervised radiation monitors taking samples and performing radiation and contamination surveys in the environs. Assisted in program planning, analytical result evaluation, and program coordination. Provided liaison with analytical laboratories.

1959—67 Engineer, ACFI, Inc., Albuquerque, New Mexico. Had primary responsibility for all radiological protection in a manufacturing plant possessing numerous X-ray devices and sealed radioactive sources. Pro-

vided shielding design for radiographic facilities and radiological protection requirements for a U 235-loaded graphite testing facility. Prepared formal operating procedures governing non-destructive testing and radiological protection practices.

1953—57 Seismologist and Party Chief, Continental Oil Company, Ponca City, Oklahoma. Primary responsibility was for operation of geophysical field crew exploring for oil, and interpretation of geophysical and geological data.

Richard W. Reynolds—Radiation Control Specialist II.

Education

University of Nevada—B.S. Zoology; 1966.

University of Nevada—M.S. Nuclear Engineering; 1971.

Other Training

AEC—Orientation Course in Regulatory Practices and Procedures; 3 weeks.

EPA—Medical X-ray Protection; 2 weeks.

Reynolds Electrical & Engineering Co.—Basic Radiological Monitoring.

Experience

1971—Present Radiation Control Specialist with the Bureau of Environmental Health, Nevada State Health Division (see job description in the Appendix).

1968—71 Graduate Research Fellow, Department of Nuclear Engineering, University of Nevada, Reno, Nev.

1966—68 Health Physicist, Health Physics Branch, Mare Island Naval Shipyard, Vallejo, Calif. Primary responsibility was the supervision of field surveillance of storage and usage of sources of ionizing radiation in medical, nondestructive test, instrument calibration, supply, and nuclear propulsion programs.

1964 Radiochemistry Laboratory Technician, Reynolds Electric & Engineering Co., Nevada Test Site, Mercury, Nev. Primary duty assignment was gamma spectral analysis of filter systems used for aerosol surveillance during nuclear device testing.

1962—63 Nuclear Powerman, U.S. Army, Walter Reed Army Medical Center, Washington, D.C. Primary duty assignment was radiochemical analysis of coolant, effluent and environmental samples from research reactor areas at this installation.

1960—61 Radiochemistry Laboratory Technician, Reynolds Electric & Engineering Co., Nevada Test Site, Mercury, Nev. Primary assignment was the radiochemical analysis of environmental and bioassay samples, collected as part of the surveillance program for GNOME, PLUTO, NERVA, and other projects.

BUDGET FOR THE RADIOLOGICAL HEALTH SECTION

Fiscal year 1971-72

Personnel	\$26,295.71
Travel (in-State)	3,332.00
Travel (out-of-State)	
Operating expenses	2,386.00
Capital equipment	3,000.00
Total	34,943.71

Fiscal year 1972-73

Personnel	27,381.74
Travel (in-State)	3,500.00
Travel (out-of-State)	
Operating expenses	2,464.00
Capital equipment	
Total	33,345.74

NOTE: For the capital equipment budget for fiscal year 1971-72, it is anticipated that matching funds for procurement of radiation detection and measurement equipment will be obtained from the Federal Office of Civil Defense, Department of the Army.

NOTICES

INSTRUMENTATION

Listed below is the field and laboratory instrumentation and radioactive sources which the Bureau of Environmental Health will utilize for the detection and measurement of radiation during routine inspections and emergencies for the identification and measurement of radioactive materials during periodic environmental surveillance and for the standardization of instrumentation, respectively.

Field Instrumentation—Survey

Alpha Range

1 Eberline Alpha Counter, 0-2 x 10⁶ c.p.m. scintillation type, Model Pac-4⁸.

Neutron

1 Nuclear Chicago Portable Survey Meter, 0-2.5 x 10⁴ n/cm.²/sec. Model 2671.

Beta, X-rays, and Gamma

1 Eberline Beta-Gamma Counter, GM Type, 0-2 R/hr. Model E-250.

2 Victoreen Survey Meters, ion chamber type, 0-300 mR/hr. and R/hr. Model 470.

Calibration and Standard Measurements

2 Victoreen Condensor R-meters, Model 570.

2 Victoreen R-meter chambers, Model 130, 0-250 mR, 30-500 keV.

2 Victoreen R-meter chambers, Model 227, 0-1R, 30-500 keV.

1 Victoreen R-meter chamber, Model 552, 0-2.5R, 400-1300 keV.

2 Victoreen R-meter chambers, Model 70-5, 0-25R, 30-250 keV.

1 Victoreen R-meter chamber, Model 326, 0-10R, 30-350 keV.

Sources

1 set of Tracerlab Gamma Spectrometer Sources, Model R-35.

1 set of Eberline Pu²³⁹ Calibration Sources, Model S94-1.

1 Tracerlab C¹³ source, Model R210.

LABORATORY INSTRUMENTATION

Gamma Spectroscopy

1 Tracerlab Model SC-76S single channel analyzer interconnected with a Tracerlab Model SC-71 scaler, Model SC-87B Auto-Printer, and SC-57A well scintillation detector, which houses a 2-inch x 1 1/8-inch NaI well crystal.

Alpha, Beta, and Gamma Measurements

1 Tracerlab Model SC-71 scaler connected with a Model SC-87B Auto-Primer and FD-2 Flow Detector, used both as a geiger and proportional counter, and a SC-57A well scintillation detector.

[FR Doc. 72-4877 Filed 3-30-72; 8:45 am]

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

Area Wage Determination Decisions, Modifications and Supersedeas Decisions; New Determinations

There are set forth below general Area Wage Determination Decisions Nos. AM-6712, AM-6713, AM-6714, AM-6715, and AM-6716 of the Secretary of Labor. These decisions specify, in accordance with applicable law and on the basis of informa-

tion available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein. The decisions are applicable to Federal and federally assisted construction in described localities situated within the States of Iowa and Missouri.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 F.R. 306 following Secretary of Labor's Order No. 24-70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of the Code of Federal Regulations, Procedure for Predetermination of Wage Rates, and of Secretary of Labor's Orders 12-71 and 15-71 (36 F.R. 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal or federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

These wage determinations are effective for a period of 120 days from the date of publication in the FEDERAL REGISTER and are to be used in accordance with the provisions of 29 CFR Part 5. Accordingly, the applicable determination together with any modification issued subsequent to this date during this 120-day period, shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates contained therein shall be the minimum paid under such contract by contractors and subcontractors on the work.

The area wage determination decisions for localities within the above States are set forth below:

MODIFICATIONS AND SUPERSEDEAS DECISIONS TO AREA WAGE DETERMINATION DECISIONS

Modification and/or supersedeas decisions to area wage determination decisions for specified localities in California,

Connecticut, Florida, Illinois, Indiana, Iowa, Kansas, Louisiana, Massachusetts, Michigan, Minnesota, New Mexico, Oklahoma, Pennsylvania, Rhode Island, South Dakota, and Texas.

Area wage determination decisions published in the FEDERAL REGISTER on the following dates:

Decision No.	Date
AM-1589 (9691), AM-1590 (9692), AM-1591, AM-1592, AM-1593, AM-1594, AM-1595, AM-1596, AM-1603, AM-1604, AM-1605	Aug. 6, 1971
AM-330, AM-333, AM-334, AM-337, AM-351, AM-357, AM-359, AM-361, AM-362, AM-363, AM-364, AM-384, AM-2379	Aug. 13, 1971
AM-384	Aug. 18, 1971
AM-451, AM-452, AM-453, AM-455, AM-461, AM-1850, AM-1851, AM-1854, AM-1855, AM-1857, AM-1858, AM-1861, AM-1866	Aug. 20, 1971
AM-2453, AM-3601 (11,412), AM-3602 (11,411), AM-3622 (6718), AM-3623 (6717), AM-3626, AM-3629	Aug. 25, 1971
AM-2460 (6719)	Aug. 27, 1971
AM-6131, AM-6370	Sept. 3, 1971
AM-7714, AM-7715 (11,413)	Nov. 19, 1971
AM-8582	Feb. 11, 1972
AM-9685, AM-9687, AM-9688, AM-9689	Mar. 10, 1972
AM-11,406	Mar. 24, 1972
AM-11,407, AM-11,408, AM-11,409	Mar. 31, 1972

are hereby modified and/or superseded as set forth below. Supersedeas decision numbers are in parentheses following the number of the decision being superseded.

These modification and/or supersedeas decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since these determinations were issued.

The determinations of prevailing rates and fringe benefits made in these modifications and/or supersedeas decisions have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 F.R. 306 following Secretary of Labor's Order No. 24-70) containing provisions for the payment of wages which are dependent upon determination by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of Code of Federal Regulations, Procedure for Predetermination of Wage Rates, and of Secretary of Labor's Orders 13-71 and 15-71 (36 F.R. 8755, 8756). The prevailing rates and fringe benefits determined in the foregoing area wage determination decisions, as hereby modified, and/or superseded shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

The modification and/or supersedeas decisions are effective from their date of publication in the **FEDERAL REGISTER** until the end of the period for which the determinations being modified and/or supersedeas were issued and are to be used in accordance with the provisions of 29 CFR Part 5. The modification and/or supersedeas decisions to the area wage determination decisions listed above are set forth below.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Office of Special Wage Standards, Divi-

sion of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. section 553 is set forth in the document being modified.

Signed at Washington, D.C., this 7th day of April 1972.

HORACE E. MENASCO,
Administrator, Employment
Standards Administration,

U.S. DEPARTMENT OF LABOR

State: Iowa; Counties: Carroll, Cass, Clay, Crawford, Howard, Monona, O'Brien, Osceola, Ringgold, Taylor, and Van Buren.
Decision No. AM-6712; date of decision: Apr. 14, 1972.

Description of work: Heavy and highway construction.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
3-Iowa-2-3-d: Carpenters; piledrivermen	\$4.00					
Cement masons	\$3.40					
Lofters:						
Sandblasters; powderman and blaster; pipelayer, sewer, water, telephone conduits, etc.; sewer utility man; Gunnite nozzleeman; diamond and core drills, powered by air, all work performed by laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and tackle; drill operator of air tracs, wagon drills and similar drills.	3.35	\$0.10				
Tree climber; form setters; rakers; boxtenders; asphalt curb machines; potmen (not mechanical); bull float, hand operated; sealers; timbermen; underpinning and shoring; caissons (over 12'); grade checker and cutting torches on demolition work.	3.10	.10				
Power buggyman; concrete and paving sawman; form liner, expansion joint assembler; bottom man; caulkier and jointer and painter; timber and chain-saw man; mechanical grouters; boring machine; automatic concrete power curbing machines; stresser or stretcherman on post-tension or prestressed concrete (on or off the job); powdermen helpers.	2.85	.10				
Form tamper; air, gas and electric tool operators; vibrator, barge hammer, paving breaker, spader, tamper, electric drills, hammer and jackhammer; tree groundmen; chuck tender; drill helpers, tool room men and checkers; sandblaster helper; concrete processing material and monitors; cement finishers helpers.	2.70	.10				
Fence erectors; handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; dumpmen and spotters; carrying reinforcing rods; corrugated culvert pipe; concrete drainage pipe; stake chaser, seeding, mulching; and planting of trees, shrubs and flowers; waterboy; common laborer; rodmen; tending to carpenters; hot asphalt labor; stringman on paving work.	2.60	.10				
Power shovel and crane type equipment (over $\frac{1}{2}$ cylinder); Central mix plant operator (concrete 5 cylinder and over); Dredge operator and leverman concrete mixer-paver operator; Hoisting engineer (steel erection); tractor operating scrapers in tandem; Motor Patrol on finishing work; master mechanics (when 4 or more mechanics are employed); tow or push boat; pile-driver machine.	4.10	.20	\$0.10			
Asphalt plant; asphalt paver; asphalt pugmill; power shovel (crane type equipment, under $\frac{1}{2}$ cylinder); front end loader (all types 40 hp. or over); mechanics and welders; tournapull (DW 10 and all similar equipment, over 10 cylinder struck cap); all self-loading scrapers; tractor, bulldozer, push cat, pulling scraper or rotoer and sideboom tractor; churn and rotary drill; trenching machine (Cleveland 80 or similar capacity); self-propelled sheepfoot roller (100,000 lbs. and over); Central mix plant (concrete, under 5 cylinder).	4.00	.20	.10			
Motor Patrol (on other work); asphalt roller (high type surfacing); asphalt spreader (back end); concrete curb breaking machine; concrete widening machine; elevating grader and Athey loader; Tournapull (DW 10 and all similar equipment under 10 cylinder struck capacity); Paving breaker (drop or pneumatic); Spreader box (self propelled or tractor-pushed); Subgrade stab. (P&H and similar sizes); boiler (2 or one boiler and dryer); subgrading machine (CMI); slip form paver.	3.70	.20	.10			
Self-propelled roller (other than high type asphalt); distributor, screening and washing plant; spreader (concrete tank car heater, combination boiler and booster); self-propelled vibrating compactor; trenching machine; (other) pumps on well points and deep wells for dewatering; mechanical broom; steel placing machine; boat operator; compressor; concrete mixer (side loader); conveyor; crusher feeder; finishing machine on concrete; flex-plane; bull float; form grader; group equipment greaser; motor crane combination driver and oiler.	3.50	.20	.10			
Boiler (single); apprentice engineer or oiler or mechanics' helper; self-propelled tractor (pulling disc harrow or sheepfoot roller); welding machine; pump operator (other than dredge); boom and winch truck; hydro seeder operator; mulcher blower operator.	3.30	.20	.10			
Batching plant (dry); front end loader, rubber-tired (with backhoe attachment, under $\frac{3}{4}$ cu. yd.); farm tractor pulling pneumatic roller; farm tractor with attachments.	3.05	.20	.10			
Truck drivers:						
Truck drivers (not otherwise specified); warehousemen; drivers on: 4-wheel service trucks, bus hauling men, carryall and winch trucks, dumpers and scoopmobiles.	2.80					
Truck drivers for semi and tandem; ready mix; dumpster; drivers on: Kohring and similar dumpsters, track trucks, Euclids, hug bottom drums, Tournapulls or similar equipment used for transportation; pavement breakers, pole trailers, air compressors and welding machines, including those pulled by separate units.	2.90					

State: Missouri; Counties: Laclede, Lawrence, and Barton.
Decision No. AM-6-713; date of decision: Apr. 14, 1972.

Description of work: Heavy and highway construction.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Carpenters and piledrivermen	\$6.12	\$0.23	\$0.15			
Cement masons (Laclede County)	5.50					
Electricians:						
Barton and Lawrence Counties	6.50	.20	1%		\$0.005	
Laclede County	7.60	.30	1%	6%	.01	
Ironworkers:						
Barton and Laclede Counties	8.50	.25	.25	\$0.25	.05	
Lawrence County	8.85	.15	.15		.03	
Painters, brush (Laclede County)	5.00	.35	.20			

NOTICES

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Mo. 92-TD-2, 3:						
Truckdrivers:						
Flat bed trucks single axle	5.65	.25	.25			
Flat bed trucks tandem axle	5.80	.25	.25			
Station wagons	5.65	.25	.25			
Pickup trucks	5.65	.25	.25			
Materials trucks single axle	5.65	.25	.25			
Materials trucks tandem axle	5.80	.25	.25			
Semitrailers and/or pole trailers	5.92	.25	.25			
Winch trucks, fork trucks and steel trucks	5.92	.25	.25			
Distributor drivers and operators	5.92	.25	.25			
Agitator and transit mix trucks	5.81	.25	.25			
Tank wagon single axle	5.65	.25	.25			
Tank wagon semitrailer	5.92	.25	.25			
Tank wagon tandem axle	5.80	.25	.25			
Insley wagons; dumpsters; half-tracks; speedace; Euclids and other similar equipment	5.92	.25	.25			
A-frame and derrick trucks	5.92	.25	.25			
Warehousemen	5.55	.25	.25			
Float or low boy	5.92	.25	.25			
Mo. 23-LAB-2, 3:						
Laborers:						
General labor:						
Carpenter tenders; salamander tenders; dump men and ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers	5.35	.40	.40			.10
First semiskill:						
Air tool operator; cement handler—bulk or sack; dump man on earth fill; Georgie bugle man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man (except on manholes); coffer dams; riprap pavers—rock, block, or brick; signalman; scaffolds over 10 feet not self-supported from ground up; skipman on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzleman; wire mesh setters on concrete paving	5.50	.40	.40			.10
Second semiskill:						
Asphalt plant platform man; chuck tender; crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile driver and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working six (6) feet or more below ground; men working in coffer dams for bridge piers and footings in the river	5.65	.40	.40			.10
Third semiskill:						
Asphalt beam man; asphalt rakers; Barco tamper; Jackson or any other similar tamper; wagon driller; churn drills; air track drills; all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, etc.; hot mastic kettleman; not tar applicator; hand blade operators; manhole builder helpers and mortar man on brick or block manholes; sand blasting and Gunite nozzle men; rubbing concrete; air tool operator in tunnels; caulk and lead man; screed man on asphalt machine; chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or power plants over 10 feet above ground; grade checker on cuts and fills	5.85	.40	.40			.10
Fourth semiskill:						
Manhole builders—brick or block; dynamite and powder men; welder	6.10	.40	.40			.10
Mo. 7-PEO-2-3:						
Lawrence County:						
Power equipment operators:						
Asphalt finishing machine and trench widening spreader; asphalt plant console operator; autograder; automatic slipform paver; backhoe, blade operator—all types; boat operator—tow; boilers—2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineer; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine—2 active drums; launchhammer wheel; locomotive operator—standard gauge; mechanics and welders; mucking machine; piledriver operator; Pitman crane operator; push cat operator; Quad trac; scoop operator—all types; shovel operator; side-boom cats; skimmer scoop operator; trenching machine operator; truck crane	7.00	.40	.25			.02
A-frame; asphalt hot-mix silo; asphalt plant fireman (drum or boiler); asphalt plant man; asphalt plant mixer operator; asphalt roller operator; backfiller operator; Barber-Greene loader; boat operator (bridges and dams); chip spreader; compressor maintenance operator—2; concrete mixer operator; skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge oller; elevating grader operator; fork lift; greaser—fleet; hoisting engine—1; locomotive operator narrow gauge; multiple compactor; pavement breaker; powerbroom self-propelled; power shield; rooter; side discharge concrete spreader; slip form finishing machine; stumperetter machine; throttle man; tractor operator (over 50 hp.); welding machine maintenance operator—2; winch truck	6.65	.40	.25			.02
Boilers—1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator—1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; fireman—rig; flex plane operator; float operator; form grader operator; generator—maintenance operator; light plant—maintenance operator; maintenance operator oller driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening and washing plant operator; siphons and jets; subgrading machine operator; spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler and booster); tractor operator (50 hp. or less); Ulmac, Ulrich, or similar spreader; vibrating machine operator; welding machine maintenance operator—1	6.45	.40	.25			.02
Oller	5.95	.40	.25			.02
Clamshells, 3 yd. or over; crane, rigs or piledrivers 100' to 200' of boom (including jib); draglines, 3 yd. or over; Hoists—each additional active drum over 2 drums; Shovels, 3 yd. or over	7.25	.40	.25			.02
Tandem scoop; crane, rigs or piledrivers 200' of boom or over (including jib)	7.50	.40	.25			.02

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
Mo. 6-PEO-2, 3:							
Laclede and Barton Counties:							
Power equipment operators							
Asphalt finishing machine and trench widening spreader; asphalt plant console operator; autograder; automatic slipform paver; backhoe, blade operator—all types; beat operator—tow; boilers—2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine—2 active drums; jackhammer wheel; locomotive operator—standard gauge; mechanics and welders; mucking machine; piledriver operator; pitman crane operator; push cat operator; Quad trac; scoop operator—all types; shovel operator; side-boom cats; skimmer scoop operator; trenching machine operator; truck crane	6.90	.40	.25		.02		
A-frame; asphalt hot-mix silo; asphalt plant fireman (drum or boiler); asphalt plant man; asphalt plant mixer operator; asphalt roller operator; backfiller operator; Barber-Greene loader; boat operator (bridges and dams); chip spreader; compressor maintenance operator—2; concrete mixer operator skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge oiler; elevating grader operator; fork lift; greaser—fleet; hoisting engine—1; locomotive operator narrow gauge; multiple compactors; pavement breaker; powerbroom self-propelled; power shield; roto; side discharge concrete spreader; slip form finishing machine; stumpcutter machine; throttle man; tractor operator (over 50 h.p.); welding machine maintenance operator—2; wheel truck	6.55	.40	.25		.02		
Bolters—1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator—1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; fireman—rig; flex plane operator; float operator; form grader operator; generator—maintenance operator; light plant—maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening and washing plant operator; siphons and jets; subgrading machine operator; spreader box operator; self-propelled (not asphalt); tank car heater operator (combination boiler and booster); tractor operator (50 hp. or less); Ulmae, Ulrich, or similar spreader; vibrating machine operator; welding machine maintenance operator—1	6.35	.40	.25		.02		
Oiler	5.85	.40	.25		.02		
Clamshells, 3 yd. or over; crane, rigs or piledrivers 100' to 200' of boom (including jib); draglines, 3 yd. or over; hoists—each additional active drum over 2 drums; shovels, 3 yd. or over	7.15	.40	.25		.02		
Tandem scoop; crane, rigs or piledrivers 200' of boom or over (including jib)	7.40	.40	.25		.02		

State: Missouri; County: Holt.

Decision No. AM-6-714; Date of Decision: April 14, 1972.

Description of work: Heavy and highway construction.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Carpenters and piledrivermen						
Electricians	\$6.12	\$0.23	\$0.15			
Ironworkers	7.52	.20	1%	7%		
Mo. 95-TD-2, 3	8.50	.25	\$0.25	\$0.25	\$0.05	
Truck drivers:						
Flat bed trucks single axle	4.90	.25	.25			
Flat bed trucks tandem axle	5.05	.25	.25			
Station wagons	4.90	.25	.25			
Pickup trucks	4.90	.25	.25			
Materials trucks single axle	4.90	.25	.25			
Materials trucks tandem axle	5.05	.25	.25			
Semitrailers and/or pole trailers	5.17	.25	.25			
Winch trucks, fork trucks and steel trucks	5.17	.25	.25			
Distributor drivers and operators	5.17	.25	.25			
Agitator and transit mix trucks	5.06	.25	.25			
Tank wagon single axle	4.90	.25	.25			
Tank wagon semitrailer	5.17	.25	.25			
Tank wagon tandem axle	5.05	.25	.25			
Insley wagons; dumpsters; half-trucks; speedace; Euclids and other similar equipment	5.17	.25	.25			
A-frame and derrick trucks	5.17	.25	.25			
Warehouseman	4.80	.25	.25			
Float or low boy	5.17	.25	.25			
Mo. 24-LAB-2, 3						
Laborers:						
General Labor:						
Carpenter tenders; salamander tenders; dump man and ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers	4.60	.40	.40		.10	
First Semiskill:						
Air tool operator; cement handler—bulk or sack; dump man on earth fill; georgie buggie man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man(except on manholes); coffer dams; riprap pavers—rock, block, or brick; signal man; scaffolds over 10 feet not self-supported from ground up; skipman on concrete paving all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; power tool operator; all work in connection with hydraulics or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzle man; wire mesh setters on concrete paving	4.75	.40	.40		.10	
Second Semiskill:						
Asphalt plant platform man; chuck tender; crusher feeder; man handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile driver and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working 6 feet or more below ground; men working in coffer dams for bridge piers and footings in the river	4.90	.40	.40		.10	
Third Semiskill:						
Laser beam man; asphalt takers; Barco tamper; Jackson or any other similar tamper; wagon driller; chum drills; air track drills; all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, etc.; hot mastic kettleman; hot tar applicator; hand blade operators; manhole builder helpers and inortar men on brick or block manholes; sand blasting and Gunite nozzle men; rubbing concrete; air tool operator in tunnels; caulkier and lead man; screed man on asphalt machine; chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or powerplants over 10 feet above ground; grade checker on cuts and fills	5.10	.40	.40		.10	
Fourth Semiskill:						
Manhole builders—brick or block; dynamite and powder men; welder	5.35	.40	.40		.10	

NOTICES

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Other	Fringe benefits payments
Mo. 9-PEO-2,3:							
Power equipment operators:							
Asphalt finishing machine and trench widening spreader; asphalt plant console operator; auto-grader; automatic slipform paver; backhoe, blade operator—all types; beat operator—tow; boilers—2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine—2 active drums; jackhammer wheel; locomotive operator—standard gage; mechanics and welders; mucking machine; piledriver operator; pitman crane operator; push cat operator; quad tractor; scoop operator—all types; shovel operator; sideboom cats; skimmer scoop operator; trenching machine operator; truck crane.	7.10	.40	.25				.02
A-frame; asphalt hot-mix silo; asphalt plant fireman (drum or boiler); asphalt plant man; asphalt plant mixer operator; asphalt roller operator; backfiller operator; Barber-Greene loader; boat operator (bridges and dams); chip spreader; compressor maintenance operator—2; concrete mixer operator; skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge oiler; elevating grader operator; fork lift; greaser-fleet; hoisting engine—1; locomotive operator narrow gage; multiple compactor; pavement breaker; powerbroom self-propelled; power shield; rotoer; side discharge concrete spreader; slip form finishing machine; stumpcutter machine; throttle man; tractor operator (over 50 hp.); welding machine maintenance operator—2; winch truck.	6.75	.40	.25				.02
Boilers—1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator—1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; fireman—rig; flex plane operator; float operator; form grader operator; generator-maintenance operator; light plant—maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening and washing plant operator; siphons and jets; subgrading machine operator; spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler and booster); tractor operator (50 hp. or less); Ulmac, Ulrie or similar spreader; vibrating machine operator; welding machine maintenance operator—1.	6.55	.40	.25				.02
Oiler.	6.25	.40	.25				.02
Clamshells, 3 yd. or over; crane, rigs or piledrivers 100' to 200' of boom (including jib); draglines, 3 yd. or over; hoists—each additional active drum over 2 drums; shovels, 3 yd. or over.	7.35	.40	.25				.02
Tandem scoop; crane, rigs or piledrivers 200' of boom or over (including jib).	7.60	.40	.25				.02

State: Missouri; Counties: Pettis and Linn.

Decision no. AM-6,715; date of decision: Apr. 14, 1972.

Description of work: Heavy and highway construction.

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Other	Fringe benefits payments
Carpenters and piledrivermen.							
Cement masons:							
Linn County.	6.70						
Pettis County.	6.85						
Electricians (Pettis County):							
Electrical contracts over \$5,000.	7.95	.15	1%+\$0.20	\$0.70	\$0.03		
Electrical contracts \$5,000 and under.	7.45	.15	1%+\$0.20	.70	.03		
Ironworkers.	8.50	.25	.25	.25	.06		
Mo. 92-TD-2, 3:							
Truck drivers:							
Flat bed trucks single axle.	5.65	.25	.25				
Flat bed trucks tandem axle.	5.80	.25	.25				
Station wagons.	5.65	.25	.25				
Pickup trucks.	5.65	.25	.25				
Materials trucks single axle.	5.65	.25	.25				
Materials trucks tandem axle.	5.80	.25	.25				
Semitrailers and/or pole trailers.	5.92	.25	.25				
Winch trucks, fork trucks and steel trucks.	5.92	.25	.25				
Distributor drivers and operators.	5.92	.25	.25				
Agitator and transit mix trucks.	5.81	.25	.25				
Tank wagon single axle.	5.65	.25	.25				
Tank wagon semitrailer.	5.92	.25	.25				
Tank wagon tandem axle.	5.80	.25	.25				
Insley wagons; dumpsters; half-tracks; speedace; Euclids and other similar equipment.	5.92	.25	.25				
A-frame and derrick trucks.	5.92	.25	.25				
Warehouseman.	5.55	.25	.25				
Float or low boy.	5.92	.25	.25				
Missouri Line Construction 4							
Linn County:							
Lineman and cable splicers.	7.35	3%	1%	12 1/4%	16%		
Groundman—winch driver.	5.35	3%	1%	12 1/4%	16%		
Groundman—driver.	5.09	3%	1%	12 1/4%	16%		
Equipment operator.	6.60	3%	1%	12 1/4%	16%		
Groundman—1st 6 months.	3.98	3%	1%	12 1/4%	16%		
Groundman—next 12 months.	4.17	3%	1%	12 1/4%	16%		
Groundman—next 12 months.	4.65	3%	1%	12 1/4%	16%		
Groundman—thereafter.	5.09	3%	1%	12 1/4%	16%		
Missouri Line Construction 2e:							
Pettis County:							
Lineman and technician.	7.10	\$0.10	1%+\$0.15				16%
Lineman operator.	6.70	.10	1%+\$0.15				16%
Lineman mechanic.	5.69	.10	1%+\$0.15				16%
Groundman jackhammer operator.	4.625	.10	1%+\$0.15				16%
Groundman driver.	4.625	.10	1%+\$0.15				16%
Groundman powderman.	4.88	.10	1%+\$0.15				16%
Groundman.	4.625	.10	1%+\$0.15				16%
Groundman (1st year).	4.28	.10	1%+\$0.15				16%

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Mo. 23-LAB-2, 3:						
Pettis County:						
Laborers:						
General labor:						
Carpenter tenders; salamander tenders; dump man and ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers.....	5.35	.40	\$0.40			.10
First semiskill:						
Air tool operator; cement handler—bulk or sack; dump man on earth fill; george buggie man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man (except on manholes); coffer dams; riprap pavers—rock, block, or brick; signal man; scaffolds over 10 feet not self-supported from ground up; skipman on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzle man; wire mesh setters on concrete paving.....	5.50	.40	.40		.10	
Second semiskill:						
Asphalt plant platform man; chuck tender; crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile driver and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working 6 feet or more below ground; men working in coffer dams for bridge piers and footings in the river.....	5.65	.40	.40		.10	
Third semiskill:						
Laser beam man; asphalt rakers; Barco tamper; Jackson or any other similar tamp; wagon driller; churn drills; air track drills; all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, etc.; hot mastic kettleman; hot tar applicator; hand blade operators; manhole builder helpers and mortar men on brick or block manholes; sand blasting and Gunite nozzle men; rubbing concrete; air tool operator in tunnels; cutlker and lead man; screed man on asphalt machine; chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or power plants over 10 feet above ground; grade checker on cuts and fills.....	5.85	.40	.40		.10	
Fourth semiskill:						
Manhole builders—brick or block; dynamite and powder men; welder.....	6.10	.40	.40		.10	
Mo. 27-LAB-2, 3:						
Linn County:						
Laborers:						
General labor:						
Carpenter tenders; salamander tenders; dump man and ticket takers on stock piles; flagmen; loading trucks under bins, hoppers and conveyors; track men and all other general laborers.....	5.05	.30	.35		.10	
First semiskill:						
Air tool operator; cement handler—bulk or sack; dump man on earth fill; george buggie man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man (except on manholes); coffer dams; riprap pavers—rock, block, or brick; signal man; scaffolds over ten feet not self-supported from ground up; skipman on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile, and duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzle man; wire mesh setters on concrete paving.....	5.20	.30	.35		.10	
Second semiskill:						
Asphalt plant platform man; chuck tender; crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile driver and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working 6 feet or more below ground; men working in coffer dams for bridge piers and footings in the river.....	5.35	.30	.35		.10	
Third semiskill:						
Laser beam man; asphalt rakers; Barco tamper; Jackson or any other similar tamp; wagon driller; churn drills; air track drills; all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, etc.; hot mastic kettleman; hot tar applicator; hand blade operators; manhole builder helpers and mortar men on brick or block manholes; sand blasting and Gunite nozzle men; rubbing concrete; air tool operator in tunnels; cutlker and lead man; screed man on asphalt machine; chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or power plants over 10 feet above ground; grade checker on cuts and fills.....	5.55	.30	.35		.10	
Fourth semiskill:						
Manhole builders—brick or block; dynamite and powder men; welder.....	5.80	.30	.35		.10	
Mo. 9-PEO-2, 3:						
Power equipment operators:						
Asphalt finishing machine and trench widening spreader; asphalt plant console operator; auto-grader; automatic slipform paver; backhoe, blade operator—all types; boat operator—tow; boilers—2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine—2 active drums; launchhammer wheel; locomotive operator—standard gauge; mechanics and welders; mucking machine; piledriver operator; Pitman crane operator; push cat operator; Quad trac; scoop operator—all types; shovel operator; sideboom cats; skimmer scoop operator; trenching machine operator; truck crane.	7.10	.40	.25		.02	
A-frame; asphalt hot-mix silo; asphalt plant fireman (drum or boiler); asphalt plant man; asphalt plant mixer operator; asphalt roller operator; backfiller operator; Barber-Greene loader; boat operator (bridges and dams); chip spreader; compressor maintenance operator—2; concrete mixer operator; skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge oiler; elevating grader operator; fork lift; greaser—fleet; hoisting engine—1; locomotive operator narrow gauge; multiple compactor; pavement breaker; powerbroom self-propelled; power shield; rotoer; side discharge concrete spreader; slip form finishing machine; stampcutter machine; throttle man; tractor operator (over 50 hp.); welding machine maintenance operator—2; winch truck.	6.75	.40	.25		.02	

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Mo. 9-PEO-2, 3—Continued						
Power equipment operators—Continued						
Boilers—1; chip spreader (front man); churn drill operator; clef plane operator; compressor maintenance operator—1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; fireman—rig; flex plane operator; float operator; form grader operator; generator—maintenance operator; light plant—maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening and washing plant operator; siphons and jets; subgrading machine operator; spreader box operator; self-propelled (not asphalt); tank car heater operator (combination boiler and booster); tractor operator (60 h.p. or less); Ulmac, Ulrich, or similar spreader; vibrating machine operator; welding machine maintenance operator—1	6.55	.40	.25			.02
Boiler	6.25	.40	.25			.02
Clamshells, 3 yd. or over; crane, rigs or piledrivers 100' to 200' of boom (including jib), draglines, 3 yds. or over; hoists—each additional active drum over 2 drums; shovels, 3 yd. or over	7.35	.40	.25			.02
Tandem scoop; crane, rigs or piledrivers 200' of boom or over (including jib)	7.60	.40	.25			.02

State: Missouri; County: Scott.

Decision No. AM-6,716; Date of decision: April 14, 1972.

Description of work: Heavy and highway construction.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. tr.	Others
Carpenters and piledrivermen						
Electrical:						
Electrical contracts \$5,000 and under	5.04	5%	1% + 5 1/2%	11% + 1 1/2%		1%
Electrical contracts over \$5,000	7.37	5%	1% + 5 1/2%	11% + 1 1/2%		1%
Ironworkers	6.60	\$0.20	\$0.20			\$0.02
Mo. 92-TD-2, 3:						
Truck drivers:						
Flat bed trucks single axle	5.65	.25	.25			
Flat bed trucks tandem axle	5.80	.25	.25			
Station wagons	5.65	.25	.25			
Pickup trucks	5.65	.25	.25			
Materials trucks single axle	5.65	.25	.25			
Materials trucks tandem axle	5.80	.25	.25			
Semitrailers and/or pole trailers	5.92	.25	.25			
Winch trucks, fork trucks and steel trucks	5.92	.25	.25			
Distributor drivers and operators	5.92	.25	.25			
Agitator and transit mix trucks	5.81	.25	.25			
Tank wagon single axle	5.65	.25	.25			
Tank wagon semitrailer	5.92	.25	.25			
Tank wagon tandem axle	5.80	.25	.25			
Insley wagons; dumpsters; half-trucks; speedace; Euclids and other similar equipment	5.92	.25	.25			
A-frame and derrick trucks	5.92	.25	.25			
Warehouseman	5.55	.25	.25			
Float or low boy	5.92	.25	.25			
Mo. 26-LAB-2, 3:						
Laborers:						
General labor:						
Carpenter tenders; salamander tenders; dump man and ticket takers on stock piles; flagman; loading trucks under bins, hoppers and conveyors; tract men and all other general laborers	5.35	.30	.35			.10
First semiskill:						
Air tool operator; cement handler—bulk or sack; dump man on earth fill; george bugle man; material batch hopper man; scale man; spreader on asphalt machine; material mixer man (except on manholes); coffer dams; riprap pavers-rock, block or brick; signal man; scaffolds over 10 feet not self-supported from ground up; skipman on concrete paving; all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipe lines; power tool operator; all work in connection with hydraulic or general dredging operations; form setter helpers; puddlers (paving only); straw blower nozzle man; wire mesh setters on concrete paving	5.50	.30	.35			.10
Second semiskill:						
Asphalt plant platform man; chuck tender; crusher feeder; men handling creosote ties or creosote materials; men working with and handling epoxy material or materials (where special protection is required); head pipe layer on sewer work; topper of standing trees; batter board man on pipe and ditch work; vibrator man; feeder man on wood pulverizers; board and willow mat weavers and cable tiers on river work; deck hands; pile dike and revetment work; all laborers working on underground tunnels less than 25 feet where compressed air is not used; abutment and pier hole men working 6 feet or more below ground; men working in coffer dams for bridge piers and footings in the river	5.65	.30	.35			.10
Third semiskill:						
Laser beam man; asphalt rakers; Barco tamper; Jackson or any other similar tamp; wagon driller; churn drills; air track drills; all other similar drills; cutting torch man; form setters; liners and stringline men on concrete paving, curb, gutters, etc.; hot mastic kettlemen; hot tar applicator; hand blade operators; manhole builder helpers and mortar men on brick or block manholes; sand blasting and Gunite nozzle men; rubbing concrete; air tool operator in tunnels; caulkers and lead man; screed man on asphalt machine; chain or concrete saw; cliff scalers working from scaffolds, bosuns' chairs or platforms on dams or powerplants over 10 feet above ground; grade checker on cuts and fills	5.85	.30	.35			.10
Fourth semiskill:						
Manhole builders—brick or block; dynamite and powder men; welder	6.10	.30	.35			.10

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Mo. 12-PEO-2, 3: Power equipment operators:						
Asphalt finishing machine and trench widening spreader; asphalt plant console operator; autograder; automatic slipform paver; backhoe, blade operator—all types; boat operator—tow; boomer—2; central mix concrete plant operator; clamshell operator; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dozer operator; dragline operator; dredge booster pump; dredge engineman; dredge operator; drill cat with compressor mounted on cat; drilling or boring machine rotary self-propelled; highloader; hoisting engine—2 active drums; jackhammer wheel; locomotive operator—standard gage; mechanics and welders; mucking machine; piledriver operator; Pitman crane operator; push cat operator; quad trac; scoop operator—all types; shovel operator; sideboom cats; skimmer scoop operator; trenching machine operator; truck crane	\$6.80	.35	.40		.02	
A-frame; asphalt hot-mix silo; asphalt plant fireman (drum or boiler); asphalt plant man; asphalt plant mixer operator; asphalt roller operator; Backfiller operator; Barber-Greene loader; boat operator (bridges and dams); chip spreader; compressor maintenance operator—2; concrete mixer operator; skip loader; concrete plant operator; concrete pump operator; crusher operator; dredge operator; elevating grader operator; fork lift; greaser-fleet; hoisting engine—1; locomotive operator narrow gage; multiple compactor; pavement breaker; power-broom self-propelled; power shield; roto; side discharge concrete spreader; slip form finishing machine; stumpenter machine; throttle man; Tractor operator (over 50 H.P.); welding machine operator; truck maintenance operator—2; winch truck	6.45	.35	.40		.02	
Boilers—1; chip spreader (front man); chum drill operator; clef plane operator; compressor maintenance operator—1; concrete saw operator (self-propelled); conveyor operator; curb finishing machine; distributor operator; finishing machine operator; Fireman—Rig; flex plane operator; float operator; form grader operator; generator-maintenance operator; light plant—maintenance operator; maintenance operator; oiler driver; pugmill operator; pump maintenance operator (other than dredge); roller operator, other than high type asphalt; screening and washing plant operator; siphons and jets; subgrading machine operator; spreader box operator, self-propelled (not asphalt); tank car heater operator (combination boiler and booster); tractor operator (50 hp. or less); Ulmac, Ulrie or similar spreader; vibrating machine operator; welding machine maintenance operator—1	6.25	.35	.40		.02	
Oiler	5.75	.35	.40		.02	
Clamshells, 3 yd. or over; crane, rigs or piledrivers 100' to 200' of boom (including jib); draglines, 3 yd. or over; hoists—each additional active drum over 2 drums; shovels, 3 yd. or over	7.05	.35	.40		.02	
Tandem scoop; crane, rigs or piledrivers 200' of boom or over (including jib)	7.30	.35	.40		.02	

MODIFICATIONS

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
WD No. AM-6,131—86 F.R. 21725, Amador, Contra Costa, Marin, Merced, Sacramento, San Francisco, San Joaquin, Santa Clara, Solano, and Sonoma Counties, Calif., Modification No. 3						
OMIT:						
Asbestos workers	\$8.62	\$0.60	\$0.40	\$0.90	\$0.04	
Boilermakers	7.20	.30	.70	.45	.02	
Boilermakers' helpers	6.90	.30	.70	.45	.02	
Bricklayers; stonemasons	7.73	.25	.20		1.00p/mo	
Brick tenders	5.355	.245	.60	.50		
Carpenters:						
Carpenters	7.50	.60	.50	.50d	.02	
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02	
Millwrights	7.90	.60	.50	.50d	.02	
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50d	.02	
Cement masons:						
Cement masons	5.94	.36	.75	.75		
Mastic; magnesite; all composition masons	6.19	.36	.75	.75		
Men working from swinging or slip form scaffolds	6.19	.36	.75	.75		
Drywall installers	7.25	.45	.50	.50	.04	
Electricians:						
Electricians	6.88	.31	1% & \$0.55		.045	
Cable splicers	7.57	.31	1% & .55		.045	
Electricians (Tunnel):						
Electricians	7.01	.31	1% & .55		.045	
Cable splicers	7.71	.31	1% & .55		.045	
Elevator constructors	8.15	.185	\$0.20	2% & a		
Elevator constructors' helpers	70% JR	.185	.20	2% & a		
Elevator constructors' helpers (prob.)	50% JR	.185				
Glaziers	\$7.605	.15	.25	8%		
Ironworkers:						
Reinforcing	7.98	.43	.425	\$0.50	.02	
Fence erectors	7.80	.43	.425	.50	.02	
Ornamental; structural	8.03	.43	.425	.50	.02	
Lathers	6.40	.195	.20			
Line construction:						
Line equipment operators	6.19	.31	1% & \$0.55		.045	
Linemen	6.88	.31	1% & .55		.045	
Cable splicers	7.57	.31	1% & .55		.045	
Marble setters	7.59	.69	\$0.61	.53		
Painters:						
Brush	6.57	.30	.40	.80		
Spray	6.82	.39	.40	.80		
Tapers	7.07	.39	.40	.80		
Parking lot striping work and/or highway markers (Sacramento County only)	6.37	.35	.20	c		
Plasterers	7.65	.245	.25	.65		
Plasterers' tenders	5.75	.295	.50	.70		
Plumbers; steamfitters	8.58	.65	1.05		.06	
Roofers:						
Slate; tile; composition	6.67	.48	.40			
Enameler and pitch	7.42	.48	.40			
Felt machine operator and helpers, spudding machine operator, all types	6.92	.48	.40			
Sheet metal workers	8.21	.36	.83			
Soft floor layers (linoleum)	6.895	.405	.30	.82	.07	
Sprinkler fitters	10.55	.25	.40		.05	
Terrazzo workers	7.73	.25	.20			
Tile setters	6.40	.42	.35	.80	1.00p/mo	b
Tile setters' helpers	5.00	.22		.26		
Riggers; welders: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.						

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
Paid holidays:							
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.							
Footnotes:							
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as vacation pay credit. Six paid holidays: A through F.							
b. Employer contributes \$2 per month per apprentice employee.							
c. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service; \$0.20 per hour after 1 year's service but less than 5 years' service; \$0.30 per hour after 5 years' service but less than 10 years' service; and \$0.40 per hour after 10 years' service.							
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.							
ADD:							
<i>Merced County</i>							
Asbestos workers	8.62	.60	.40	.90	.04		
Boilermakers	7.20	.30	.70	.45	.02		
Boilermakers' helpers	6.90	.30	.70	.45	.02		
Bricklayers; stonemasons	7.35	.42	.38				
Carpenters:							
Carpenters	7.50	.60	.50	.50c	.02		
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50c	.02		
Millwrights	7.90	.60	.60	.50c	.02		
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50c	.02		
Cement masons:							
Cement masons	5.94	.36	.75	.75			
Mastic; magnesite; all composition masons	6.19	.36	.75	.75			
Men working from swinging or slip form scaffolds	6.19	.36	.75	.75			
Drywall installers	7.25	.45	.60	.50	.04		
Electricians:							
Electricians	8.60	.27	1%		.01		
Cable splicers	9.56	.27	1%		.01		
Electricians (tunnel):							
Electricians	8.84	.27	1%		.01		
Cable splicers	9.72	.27	1%		.01		
Elevator constructors:							
Elevator constructors	8.15	.185	\$0.20	2%+a			
Elevator constructors' helpers (prob.)	70%JR	.185	.20	2%+a			
Glaziers (southern portion of Merced County from city of Livingston)	\$6.34	.30	.35	\$0.38			
Glaziers (remaining portion)	7.605	.15	.25	8%			
Ironworkers:							
Reinforcing	7.98	.43	.425	\$0.50	.02		
Fence erectors	7.89	.43	.425	.50	.02		
Ornamental; structural	8.03	.43	.425	.50	.02		
Lathers	6.50					.01	
Line construction:							
Line equipment men; linemen	8.69	.27	1%		.01		
Cable splicer	0.56	.27	1%		.01		
Marble setters	7.59	.69	\$0.51	.53			
Mason tenders	5.15	.50	.60	.60			
Painters:							
Parking lot striping work and/or highway markers	\$6.37	.35	.20	b			
Plasterers:							
Plasterers	6.00	.60	.45	.75			
Plasterers' tenders	5.25	.50	.60	.60			
Plumbers; steamfitters	8.39	.77	.79		.03		
Roofers	6.64	.45	.20	.75			
Sheet metal workers	6.33	.36	.40		.01		
Soft floor layers (east of San Joaquin River)	6.805	.405	.30	.82	.07		
Sprinkler fitters	10.55	.25	.40		.05		
Welders: Receive rate prescribed for craft performing operation to which welding is incidental.							
Paid holidays:							
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.							
Footnotes:							
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.							
b. Employer contribution \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year of employment; \$0.20 per hour after 1 year, but less than 5 years' service; \$0.30 per hour after 5 years but less than 10 years' service; and \$0.40 per hour after 10 years' service.							
c. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.							
ADD:							
<i>Monterey County</i>							
Asbestos workers	8.62	.60	.40	.90	.04		
Boilermakers	7.20	.30	.70	.45	.02		
Boilermakers' helpers	6.90	.30	.70	.45	.02		
Bricklayers; stonemasons	7.01	.63	.40				
Carpenters:							
Carpenters	7.50	.60	.50	.50d	.02		
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02		
Millwrights	7.90	.60	.60	.50d	.02		
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50d	.02		
Cement masons:							
Cement masons	5.94	.36	.75	.75			
Mastic; magnesite; all composition masons	6.19	.36	.75	.75			
Men working from swinging or slip form scaffolds	6.19	.36	.75	.75			
Drywall installers	7.25	.45	.60	.60	.04		
Electricians (west of Salinas River):							
Electricians	8.50	.25	1%+.75		.01		
Cable splicers	9.18	.25	1%+.75		.01		
Electricians (east of Salinas River):							
Electricians	8.46	.40	1%		.01		
Cable splicers	9.52	.40	1%		.01		
Elevator constructors:							
Elevator constructors	8.15	.185	\$0.20	2%+a			
Elevator constructors' helpers (prob.)	70%JR	.185	.20	2%+a			
Elevator constructors' helpers (prob.)	50%JR						
Glaziers	\$8.225	.25	.25	6%	.01		
Ironworkers:							
Reinforcing	7.98	.43	.425	\$0.50	.02		
Fence erectors	7.89	.43	.425	.50	.02		
Ornamental; structural	8.03	.43	.425	.50	.02		
Lathers	7.10	.40	.40	.20c	.01		

NOTICES

7437

MODIFICATIONS—Continued

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Fringe benefits payments
ADD—Continued						
Line construction (west of Salinas River):						
Groundmen	6.80	.25	1%+ .75			.01
Equipment operators; linemen	8.50	.25	1%+ .75			.01
Cable splicers	9.18	.25	1%+ .75			.01
Line construction (east of Salinas River):						
Equipment operators; linemen	8.46	.40	1%			.01
Cable splicers	9.52	.40	1%			.01
Marble setters	7.59	.69	\$0.51	.53		
Painters:						
Brush	\$7.37	.39	.40			
Steel	7.02	.39	.40			
Parking lot striping work and/or highway markers	6.37	.35	.20	b		
Plasterers	7.08	.46	.35			.01
Plasterers' tenders	5.70	.50	.60	.46		
Plumbers; steamfitters	8.39	.77	.79			.03
Roofers	6.30	.30	.50	1.00		
Sheet metal workers	7.70	.38	.50	10%		
Soft floor layers	7.19	.35	.30	.55		.05
Sprinkler fitters	10.55	.25	.40			.05
Tile setters	6.96	.575	.20			
Riggers; welders: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.						
Paid holidays:						
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Employer contributes 4% basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.						
b. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service, \$0.20 per hour after 1 year's service but less than 5 years' service \$0.30 per hour after 5 years' service but less than 10 years' service, and \$0.40 per hour after 10 years' service.						
c. Employer contributes \$0.20 per hour to holiday fund.						
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.						
ADD:	Nevada and Placer Counties					
Asbestos workers	8.62	.60	.40	.90	.04	
Boilermakers	7.20	.30	.70	.45	.02	
Boilermakers' helpers	6.90	.30	.70	.45	.02	
Bricklayers; stonemasons	7.73	.25	.20			1.00p/mo.
Brick tenders	5.355	.245	.60	.50		
Carpenters:						
Carpenters	7.50	.60	.50	.50d	.02	
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02	
Millwrights	7.90	.60	.50	.50d	.02	
Piledrivers; bridge, wharf and dock builders	7.03	.60	.50	.50d	.02	
Cement masons (except Lake Tahoe area):						
Cement masons	5.94	.36	.75	.75		
Mastic; magnesite; all composition	6.19	.36	.75	.75		
Swing, slip form scaffolds	6.19	.36	.75	.75		
Drywall installers	7.25	.45	.50	.50	.04	
Electricians (except Lake Tahoe area):						
Electricians; cable splicers' helpers; technicians	6.88	.31	1%+ .55			.045
Cable splicers	7.57	.31	1%+ .55			.045
Electricians (Tunnel—except Lake Tahoe area):						
Electricians; cable splicers' helpers; technicians	7.01	.31	1%+ .55			.045
Cable splicers	7.71	.31	1%+ .55			.045
Electricians (Lake Tahoe area):						
Electricians; instrument technicians	8.79	.33	1%+ .25			.01
Cable splicers	9.67	.33	1%+ .25			.01
Elevator constructors	8.16	.185	\$0.20	2%/ ¹ a		
Elevator constructors' helpers	7.07/JR	.185	.20	2%/ ¹ a		
Elevator constructors' helpers (prob.)	50%JR					
Glaziers	\$07.605	.15	.25	8%		
Ironworkers:						
Reinforcing	7.98	.43	.425	\$0.50	.02	
Fence erectors	7.89	.43	.425	.50	.02	
Ornamental; structural	8.03	.43	.425	.50	.02	
Lathers (except El Dorado County)	7.68	.43	.40			.01
Lathers (El Dorado County)	6.40	.195	.20			
Line construction (except Lake Tahoe area):						
Line equipment operator	6.10	.31	1%+ .55			.045
Linemen	6.88	.31	1%+ .55			.045
Cable splicer	7.57	.31	1%+ .55			.045
Line construction (Lake Tahoe area):						
Groundmen	6.59	.33	1%+ .25			.01
Line equipment operators	7.91	.33	1%+ .25			.01
Cable splicers	9.67	.33	1%+ .25			.01
Linemen	8.79	.33	1%+ .25			.01
Marble setters	7.59	.69	\$0.51	.53		
Painters:						
Parking lot striping work and/or highway markers (Sierra County only)	6.37	.35	.20	b		
Painters (except Lake Tahoe area):						
Brush	6.57	.39	.40			
Spray	6.82	.39	.40	.80		
Tapers	7.07	.39	.40	.80		
Painters (Lake Tahoe area):						
Brush	6.00	.20	.20	.40		
Decorators; machine tapers; paperhangers; roof painters; spray; structural steel; swing stage	6.25	.20	.20	.40		
Work performed over 40' above ground	6.50	.20	.20	.40		
Plasterers (except Sierra County)	7.65	.245	.25	.65		
Plasterers (Sierra County)	6.05	.25	.25	.50	.01	
Plasterers' hod carriers	5.75	.295	.50	.70		
Plumbers; steamfitters (Sierra County)	8.39	.77	.79			.03
Plumbers; steamfitters (El Dorado, Nevada and Placer Counties)	8.68	.65	1.05			.06
Plumbers; steamfitters (Lake Tahoe area)	7.40	.30	.60	1.55		.07
Roofers	6.54	.33	.40			
Sheet metal workers	8.21	.36	.83			.07
Soft floor layers (except Lake Tahoe area)	6.895	.405	.30	.82		.07
Soft floor layers (Lake Tahoe area)	6.02	.20	.20	.40		
Sprinkler fitters	10.55	.25	.40			.05
Terrazzo workers	7.73	.25	.20			1.00p/mo.
Tile setters	6.40	.42	.35	.80		0
Riggers; welders: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.						

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
PAID HOLIDAYS:							
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.							
Footnotes:							
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.							
b. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service, \$0.20 per hour after 1 year's service but less than 5 years' service, \$0.30 per hour after 5 years' service but less than 10 years' service.							
c. Employer contributes \$2 per month per apprentice employed.							
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.							
ADD:							
<i>Sacramento and Yolo Counties</i>							
Asbestos workers	8.62	.60	.40	.90	\$0.04		
Boilermakers	7.20	.30	.70	.45	.02		
Boilermakers' helpers	6.90	.30	.70	.45	.02		
Bricklayers; stonemasons	7.73	.25	.20	.45			
Brick tenders	5.355	.245	.60	.60	1.00p/mo.		
Carpenters:							
Carpenters	7.50	.60	.50	.50d	.02		
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02		
Millwrights	7.90	.60	.50	.50d	.02		
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50d	.02		
Cement masons:							
Cement masons	5.94	.36	.75	.75			
Mastic; magnesite; all composition masons	6.19	.36	.75	.75			
Men working from swinging or slip form scaffolds	6.19	.36	.75	.75			
Drywall installers	7.25	.45	.50	.50	.04		
Electricians:							
Electricians	6.88	.31	1% & \$0.55		.045		
Cable splicers	7.57	.31	1% & .55		.045		
Electricians (tunnel):							
Electricians	7.01	.31	1% & .55		.045		
Cable splicers	7.71	.31	1% & .55		.045		
Elevator constructors							
Elevator constructors' helpers	8.15	.185	.20	2% & a			
Elevator constructors' helpers (prob.)	70% R	.185	.20	2% & a			
Glaziers	50% R						
Ironworkers:							
Reinforcing	7.98	.43	.425	\$0.50	.02		
Fence erectors	7.89	.43	.425	.50	.02		
Ornamental; structural	8.03	.43	.425	.50	.02		
Lathers							
Line construction:							
Line equipment operators	6.19	.31	1% & \$0.55		.045		
Linemen	6.88	.31	1% & .55		.045		
Cable splicers	7.57	.31	1% & .55		.045		
Marble setters							
Painters:							
Brush	6.57	.39	.40	.80			
Spray	6.82	.39	.40	.80			
Tapers	7.07	.39	.40	.80			
Parking lot striping work and/or highway markers (Sacramento County only)	6.37	.35	.20	c			
Plasterers							
Plasterers' tenders	7.65	.245	.25	\$0.65			
Plumbers; steamfitters	5.75	.295	.50	.70			
Roofers:							
Slate; tile; composition	8.67	.48	.40				
Enameler and pitch	7.42	.48	.40				
Felt machine operator and helpers, spudding machine operator, all types	6.92	.48	.40				
Sheet metal workers							
Soft floor layers (linoleum)	8.21	.36	.83		.07		
Sprinkler fitters							
Terrazzo workers	6.895	.405	.30	.82	.07		
Tile setters							
Tile setters' helpers	10.55	.25	.40		.05		
Riggers; welders: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.	7.73	.25	.20		1.00 p/mo.		
Paid holidays:							
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.	6.40	.42	.35	.80	b		
5.00	.22			.26			
Footnotes:							
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.							
b. Employer contributes \$2 per month per apprentice employed.							
c. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service, \$0.20 per hour after 1 year's service but less than 5 years' service, \$0.30 per hour after 5 years' service but less than 10 years' service, and \$0.40 per hour after 10 years' service.							
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.							
ADD:							
<i>Sutter County</i>							
Asbestos workers	8.62	.60	.40	.90	\$0.04		
Boilermakers	7.20	.30	.70	.45	.02		
Boilermakers' helpers	6.90	.30	.70	.45	.02		
Bricklayers	7.73	.25	.20		1.00p/mo.		
Brick tenders	5.185	.50	.60	.60			
Carpenters:							
Carpenters	7.50	.60	.50	.50d	.02		
Hardwood floor layers; power saw operator; saw filers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02		
Millwrights	7.90	.60	.50	.50d	.02		
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50d	.02		
Cement masons:							
Cement masons	5.94	.36	.75	.75			
Mastic; magnesite; all composition masons	6.19	.36	.75	.75			
Men working from swinging or slip form scaffolds	6.19	.36	.75	.75			
Drywall installers	7.25	.45	.50	.50	.04		
Electricians:							
Electricians	6.88	.31	1% + \$0.55		.045		
Cable splicers	7.57	.31	1% + .55		.045		

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
ADD—Continued						
Electricians (tunnel):						
Electricians	7.01	.31	1%+ .55			.045
Cable splicers	7.71	.31	1%+ .55			.045
Elevator constructors	8.15	.185	\$0.20	2%+a		
Elevator constructors' helpers	70%JR	.185	.20	2%+a		
Elevator constructors' helpers (prob.)	50%JR					
Glaziers	7.605	.15	.25	8%		
Ironworkers:						
Reinforcing	7.98	.43	.425	\$0.50	.02	
Fence erectors	7.89	.43	.425	.50	.02	
Ornamental; structural	8.03	.43	.425	.50	.02	
Line construction:						
Line equipment operators	6.19	.31	1%+\$0.55			.045
Linemen	6.88	.31	1%+ .55			.045
Cable splicers	7.57	.31	1%+ .55			.045
Marble setters	7.59	.69	\$0.51	.53		
Painters:						
Brush; roller	5.40	.25	.25	.65		
Spray; sandblast; structural steel; swingstages and tapers	5.65	.25	.25	.65		
Parking lot striping work and/or highway markers	6.37	.35	.20	b		
Plasterers	6.05	.25	.25	\$0.50	.01	
Plasterers' tenders	5.185	.50	.00	.60		
Plumbers; steamfitters	8.39	.77	.79			.03
Roofers	6.54	.33	.40			
Sheet metal workers	8.21	.36	.83			.07
Soft floor layers (linoleum)	6.895	.405	.30	.82	.07	
Sprinkler fitters	10.55	.25	.40			.05
Terrazzo workers	7.73	.25	.20			
Tile setters	6.40	.42	.35	.80	1.00p/mo	
Riggers, welders: Receive rate prescribed for craft performing operation to which rigging or welding is incidental.						c
Paid holidays:						
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.						
b. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service, \$0.20 per hour after 1 year's service but less than 5 years' service, \$0.30 per hour after 5 years' service but less than 10 years' service, and \$0.40 per hour after 10 years' service.						
c. Employer contributes \$2 per month per apprentice employed.						
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.						
ADD:						
<i>Yuba County</i>						
Asbestos workers	8.62	.60	.40	.90	\$0.04	
Boilermakers	7.20	.30	.70	.45	.02	
Boilermakers' helpers	6.90	.30	.70	.45	.02	
Bricklayers; block layers; stonemasons	7.73	.25	.20		1.00p/mo	
Brick tenders	5.185	.50	.60			
Carpenters:						
Carpenters	7.50	.60	.50	.50d	.02	
Hardwood floor layers; power saw operator; saw fillers; shinglers; steel scaffold erectors and/or steel shoring erectors	7.65	.60	.50	.50d	.02	
Millwrights	7.90	.60	.50	.50d	.02	
Piledrivers; bridge, wharf and dock builders	7.63	.60	.50	.50d	.02	
Cement masons:						
Cement masons	5.94	.36	.75	.75		
Mastic; magnesite; all composition	6.19	.36	.75	.75		
Swinging, slip form scaffolds	6.19	.36	.75	.75		
Drywall installers	7.25	.45	.60	.50	.04	
Electricians:						
Electricians; technicians; cable splicer helper	6.88	.31	1%+\$0.55		.045	
Cable splicers	7.57	.31	1%+ .55		.045	
Electricians (tunnel):						
Electricians; cable splicers' helpers; technicians	7.01	.31	1%+ .55		.045	
Cable splicers	7.71	.31	1%+ .55		.045	
Elevator constructors	8.15	.185	\$0.20	2%+a		
Elevator constructors' helpers	70%JR	.185	.20	2%+a		
Elevator constructors' helpers (prob.)	50%JR					
Glaziers	7.605	.15	.25	8%		
Ironworkers:						
Reinforcing	7.98	.43	.425	\$0.50	.02	
Fence erectors	7.89	.43	.425	.50	.02	
Ornamental; structural	8.03	.43	.425	.50	.02	
Line construction:						
Line equipment operator	6.19	.31	1%+\$0.55		.045	
Linemen	6.88	.31	1%+ .55		.045	
Cable splicer	7.57	.31	1%+ .55		.045	
Marble setters	7.59	.69	\$0.51	.53		
Painters:						
Brush-roller	5.40	.25	.25	.65		
Spray; sandblast; structural steel, swing stage and taper	5.65	.25	.25	.65		
Painters:						
Parking lot striping work and/or highway markers	6.37	.35	.20	c		
Plasterers	6.05	.25	.25	\$0.50	.01	
Plasterers' tenders	5.185	.50	.60	.60		
Plumbers; steamfitters	8.39	.77	.79			.03
Roofers	6.54	.33	.40			
Sheet metal workers	8.21	.36	.83			.07
Soft floor layers	6.895	.405	.30	.82	.07	
Sprinkler fitters	10.55	.25	.40			.05
Terrazzo workers	7.73	.25	.20			
Tile setters	6.40	.42	.35	.80	b	
Tile setters' helpers	5.00	.22		.26		
Welders: Receive rate prescribed for craft performing operation to which welding is incidental.						
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays A through F.						
b. Employer contributes \$2 per month per apprentice employed.						
c. Employer contributes \$0.17 per hour to holiday fund plus \$0.10 per hour to vacation in 1st year's service, \$0.20 per hour after 1 year's service but less than 5 years' service, \$0.30 per hour after 5 years' service but less than 10 years' service, and \$0.40 per hour after 10 years' service.						
d. Employer contributes \$0.35 per hour to holiday fund and \$0.15 per hour to vacation fund.						

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
<i>WD No. AM-6,370—36 F.R. 22700 Kern-Riverside-San Bernardino-Santa Barbara-Ventura Counties, Calif., Modification No. 1</i>							
ADD:							
<i>Imperial County</i>							
Asbestos workers	9.77	.48	.35			\$0.025	
Boilermakers	7.20	.30	.70	.45		.02	
Boilermakers' helpers	6.90	.30	.70	.45		.02	
Bricklayers; stonemasons	6.35	.37	.40	.35		.01	
Brick tenders	5.85	.45	.85	.30			
Carpenters:							
Carpenters	5.98	.51	.65	.45		.01	
Saw filer	6.06	.51	.65	.45		.01	
Table power saw operator	6.08	.51	.65	.45		.01	
Shinglers	6.11	.51	.65	.45		.01	
Hardwood floor workers; millwrights	6.18	.51	.65	.45		.01	
Pneumatic nailer	6.23	.51	.65	.45		.01	
Piledrivers:							
Rock slingers	6.07	.51	.65	.45		.01	
Bridge, dock carpenters, derrick bargemen	6.11	.51	.65	.45		.01	
Head rock slingers	6.21	.51	.65	.45		.01	
Cement masons:							
Cement masons	5.77	.80	.85	.60		.0225	
Cement floating and troweling machine	6.02	.80	.85	.60		.0225	
Drywall installers	7.25	.46	.55	.50		.04	
Electricians:							
Electricians	7.70	.30	1%+ .45				
Cable splicers	7.98	.30	1%+ .45				
Elevator constructors:							
Elevator constructors' helpers	7.58	.185	\$0.20	2%+a			
Elevator constructors' helpers (prob.)	70%JR	.185	.20	2%+a			
50%JR							
Ironworkers:							
Reinforcing	7.98	.43	.425	\$0.50		.02	
Fence erectors	7.89	.43	.425	.50		.02	
Structural; ornamental	8.03	.43	.425	.50		.02	
Irrigation and lawn sprinkler	6.50	10%	16%	13%		1%	
Lathers:	7.00	.24				\$0.01	
Line construction:							
Groundman	7.38	.25	1%				
Linemen; equipment operators	8.20	.25	1%				
Cable splicers	8.48	.25	1%				
Marble setters	6.46	.20		\$0.45	\$0.60		
Marble setters' helpers	5.69	.20	.45	.60			
Painters:							
Brush; paint burners	6.93	.39	.39	.60		.03	
Paperhangers; iron, steel and bridge (swing stage); sheet rock taper	7.43	.39	.39	.60		.03	
Brush (swing stage); spray	7.18	.39	.39	.60		.03	
Steepiejack	8.33	.39	.39	.60		.03	
Parking lot striping work and/or highway markers	4.88	.20	.20	b			
Parking lot striping work and/or highway markers' helpers; sandblasters	4.38	.20	.20	b			
Plumbers; steamfitters; lead burners	8.30	10%	16%	13%		1%	
Sheetmetal workers	8.30	\$0.39	\$0.40				
Soft floor layers	6.70	.40	.30	\$0.35	\$0.05		
Sprinkler fitters	10.55	.25	.40			.05	
Terrazzo workers	6.46	.20	.45	.60			
Tile setters	6.46	.20	.45	.60			
Tile setters' helpers	5.69	.20	.45	.60			
Welders: Receive rate prescribed for craft performing operation to which welding is incidental.							
Paid holidays:							
A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.							
Footnotes:							
a. Employer contributes 4% of basic hourly rate for 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as vacation pay credit. 6 paid holidays: A through F.							
b. Employer contributes \$0.17 pr hour to Holiday Fund plus \$0.10 per hour to vacation for 1 year's service, \$0.20 per hour after 1 year but less than 5 years' service, \$0.30 per hour after 5 years but less than 10 years' service, \$0.40 per hour after 10 years' service.							
<i>WD No. AM-1,591—36 F.R. 14552, Litchfield County, Conn., Modification No. 2</i>							
CHANGE:							
Building, heavy and highway construction:							
Bricklayers, cement masons finishers, stonemasons (heavy and highway):							
West of Housatonic River	7.75	.35	.15		b		
East of Housatonic River	7.70	.35	.15		b		
Carpenters, soft floor layers, piledrivers (building only):							
Plymouth, Terryville, Harwinton	8.12	.35	.20				
Remainder of county	8.25	.35	.20		f		
Electricians:							
Plymouth	8.00	.20	1%+ .20		1/4 of 1%		
Remainder of county	7.30	.25	1%+ .20		1/4 of 1%		
Painters:							
Remainder of county:							
Brush	7.25	.50	\$0.20				
Bridge	8.50	.50	.20				
Spray	10.875	.50	.20				
Plumbers:							
Bethlehem, Roxbury, Washington, Woodbury, New Preston, Plymouth, Terryville,							
Thomaston, Washington, and Watertown	9.25	.48	.30			\$0.05	
Barkhamsted, New Hartford	8.65	5%	5%			.15	
Remainder of county	7.45	\$0.40	\$0.30				
Roofers:							
Bethlehem, Bridgewater, Kent, New Milford, Roxbury, Washington, Woodbury, Warren:							
Composition and Kettlemen	8.50	.60	.30				
Slate and tile	8.75	.60	.30				
Slate and tile helpers	7.75	.60	.30				
Precast slab	9.00	.60	.30				
Precast helper	8.25	.60	.30				
ADD:							
Steamfitters:							
Barkhamsted, New Hartford	8.54	.50	.30			.05	

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
<i>WD No. AM-1592—36 F.R. 14556, Middlesex County, Conn., Modification No. 2</i>						
CHANGE:						
Building, heavy and highway construction:						
Bricklayers, cement masons finishers, stonemasons (heavy and highway only)	7.70	.35	.15			
Carpenters, soft floor layers (building only):						
Marlborough	7.62	.30	.20			
Remainder of county	8.12	.35	.20			
Electricians:						
Cromwell-Middlefield-Middletown-Portland	8.15	.35	1%+.20			3%
Remainder of county	7.75	.30	1%+.20			5%
Lathers:						
Remainder of county	8.52	.14	\$0.20			\$0.01
Painters:						
Brush	7.25	.50	.20			
Bridge	8.50	.50	.20			
Spray	10.875	.50	.20			
Plumbers:						
Remainder of county	8.65	5%	5%			.15
Sheet metal workers	8.25	\$0.25	\$0.26			.02
Steamfitters:						
Remainder of county	8.54	.50	.30			.05
<i>WD No. AM-1,593—36 F.R. 14560, New Haven County, Conn., Modification No. 3</i>						
CHANGE:						
Building, heavy and highway construction:						
Bricklayers, cement masons finishers, marble setters, plasterers, stonemasons, terrazzo workers, tile setters (building only):						
Milford-Devon	8.47	.20	.40			
Ansonia	7.60	.35	.25			
Carpenters, soft floor layers, piledrivermen (building only):						
Ansonia-Seymour-Derby-Orange	7.75	.35	.25			
Wallingford, Meriden	8.12	.35	.20			
Electricians:						
Benton Falls-Middlebury-Naugatuck-Oxford-Prospect-Seymour-Southbury-Waterbury						
Wolcott	7.30	.25	1%+.20			1/8 of 1%
Remainder of county	7.75	.30	1%+.20			.5%
Lathers:						
Remainder of county	8.52	.14	\$0.20			\$0.01
Leadburners:						
Plumbers-steamfitters:						
Ansonia-Benton Falls-Bethany-Naugatuck-Oxford-Prospect-Seymour-Middlebury-Southbury-Waterbury-Wolcott-South Britain						
Roofers:						
Remainder of county	8.50	.60	.30			
Composition, Kettlemen	8.25	.60	.30			
Slate-tile	9.00	.60	.30			
Precast slab	8.25	.60	.30			
Precast slab helpers	7.75	.60	.30			
Precast slate helpers	8.25	.25	.20			.02
Sheet metal workers:						
Footnote:						
c. Nine paid holidays: A through F, Washington's Birthday, Good Friday and Christmas Eve, provided the employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.						
<i>WD No. AM-1,595—36 F.R. 14568, Tolland County, Conn., Modification No. 2</i>						
Change:						
Building, heavy and highway construction:						
Bricklayers, cement masons, finishers, stonemasons (heavy and highway)	7.70	.35	.15			
Carpenters, soft floor layers and piledrivermen (building only):						
Remainder of county	8.27	.16	.20			
Bolton	8.12	.35	.20			.01
Electricians:						
8.15	.35	1%+.20				3%
Lathers:						
Somers, Stafford, Stratford Springs, Stratfordville, Union Crystal Lake	7.60	.45	.25			
Painters:						
Ellington, Hebron, Rockville, Somers, Vernon:						
Brush	7.50	.20	.20			
Spray	11.25	.20	.20			
Bridge	8.50	.20	.20			
Plumbers:						
Sheet metal workers	8.65	5%	5%			\$0.15
Steamfitters:						
Windham	8.25	\$0.25	\$0.26			.02
Footnote:						
c. Nine paid holidays: A through F, Washington's Birthday, Good Friday and Christmas Eve, provided the employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.						
<i>WD No. AM-1,596—36 F.R. 14571, Windham County, Conn., Modification No. 2</i>						
CHANGE:						
Building, heavy and highway construction:						
Bricklayers, cement masons finishers, stone masons (heavy and highway)	7.70	.35	.15			
Carpenters, soft floor layers, piledrivermen (building only)	8.27	.16	.20			
Electricians:						
8.15	.35	1%+.20				3%
Painters:						
Willimantic:						
Brush	7.50	.20	\$0.20			
Spray	11.25	.20	.20			
Bridge	8.50	.20	.20			
Plumbers:						
Sheet metal workers	8.65	5%	5%			\$0.15
Steamfitters:						
Windham	8.25	\$0.25	\$0.26			.02
Footnote:						
c. Nine paid holidays: A through F, Washington's Birthday, Good Friday and Christmas Eve, provided the employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.						

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Fringe benefits payments Other
<i>WD No. AM-451—36 F.R. 16367, Brevard and Volusia Counties, Fla. (Cape Kennedy, Kennedy Space Flight Center and Patrick Air Force Base only), Modification No. 8</i>						
CHANGE:						
Building construction:						
Laborers						
Hod carriers	3.80	.15	.20			.01
Kettlemen	3.95	.15	.20			.01
Mason tenders	3.95	.15	.20			.01
Mortar mixers	3.95	.15	.20			.01
Pipeliners (concrete and clay)	3.95	.15	.20			.01
Plasterers tenders	3.95	.15	.20			.01
Guniting cement gun operator	4.22	.15	.20			.01
Nozzlemen (handling nozzle of cement gun)	4.62	.15	.20			.01
Wellpoint and dewatering	3.95	.15	.20			.01
Air tool operator	3.95	.15	.20			.01
Powderman	3.95	.15	.20			.01
Paving form setters	3.95	.15	.20			.01
Curb and gutter form setter, sidewalk	3.95	.15	.20			.01
Concrete workers	3.95	.15	.20			.01
Sheet metal workers	7.54	.30	.25			.03
<i>WD No. AM-452—36 F.R. 16370, Broward County, Fla., Modification No. 8</i>						
CHANGE:						
Building construction:						
Laborers						
Mason tenders	5.35	.41				
Mortar mixers	5.35	.41				
Power tool operators	5.35	.41				
Vibrators	5.35	.41				
Plasterers tenders	5.60	.41				
<i>WD No. AM-453—36 F.R. 16373, Dade County, Fla., Modification No. 8</i>						
CHANGE:						
Building construction:						
Electricians, welders and equipment operators:						
Zone 1—24 mile radius from Dade County Courthouse	8.10	3%	.20+1%	6%	1%	
Zone 2—6 mile radius from Zone 1	8.50	3%	.20+1%	6%	1%	
Zone 3—6 mile radius from Zone 2	8.90	3%	.20+1%	6%	1%	
Zone 4—6 mile radius from Zone 3	9.90	3%	.20+1%	6%	1%	
<i>WD No. AM-455—36 F.R. 16381, Hillsborough County, Fla., Modification No. 8</i>						
CHANGE:						
Lathers						
<i>WD No. AM-461—36 F.R. 16401, Pinellas County, Fla., Modification No. 5</i>						
CHANGE:						
Lathers						
<i>WD No. AM-330—36 F.R. 15155, Cook County, Ill., Modification No. 10</i>						
CHANGE:						
Painters:						
Brush						
Decorators, paper hangers and tapers	7.75	.325	.20			
<i>WD No. AM-333—36 F.R. 15170, Lake County, Ill., Modification No. 7</i>						
CHANGE:						
Painters						
<i>WD No. AM-334—36 F.R. 15175, Madison County, Ill., Modification No. 6</i>						
CHANGE:						
Painters—commercial and residential:						
Brush						
Rollers, cut in men, hand taping, sanding dry wall, and work performed on stages, boatswain chairs, picks or scaffolds supported by ropes or cable and similar rigs	7.65	.20	.20			
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	7.90	.20	.20			
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	8.40	.20	.20			
Spraying airless with 24" fan or over	8.65	.20	.20			
Industrial:						
Brush						
Roller and cut in men	7.90	.20	.20			
Work performed on stages, boatswain chairs, picks, or scaffolds supported by ropes or cable and similar rigs	8.40	.20	.20			
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	8.65	.20	.20			
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	8.90	.20	.20			
Spraying airless with fan 24" or over	9.30	.20	.20			
Hazardous work (bridges, TV and radio towers, high line towers, water towers, smoke stacks and grain elevators):						
Brush						
Roller or cut in men	8.15	.20	.20			
Work performed on stages, boatswain chairs, picks, or scaffolds supported by ropes or cable and similar rigs	8.65	.20	.20			
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	8.40	.20	.20			
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	8.90	.20	.20			
Spraying airless with fan 24" or over	9.15	.20	.20			
	9.95	.20	.20			

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
<i>WD No. AM-337—36 F.R. 1519½, St. Clair County, Ill., Modification No. 7</i>							
CHANGE:							
Painters—commercial and residential:							
Brush	7.65	.20	.20				
Rollers, cut in men, hand taping, sanding dry wall, and work performed on stages, boatswain chairs, picks or scaffolds supported by ropes or cable and similar rigs	7.90	.20	.20				
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	8.40	.20	.20				
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	8.65	.20	.20				
Spraying airless with 24" fan or over	8.65	.20	.20				
Industrial:							
Brush	7.90	.20	.20				
Roller or cut in men	8.40	.20	.20				
Work performed on stages, boatswain chairs, picks, or scaffolds supported by ropes or cable and similar rigs	8.15	.20	.20				
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	8.65	.20	.20				
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	8.90	.20	.20				
Spraying airless with fan 24" or over	9.30	.20	.20				
Hazardous work (bridges, TV and radio towers, high line towers, water towers, smoke stacks and grain elevators):							
Brush	8.15	.20	.20				
Roller or cut in men	8.65	.20	.20				
Work performed on stages, boatswain chairs, picks, or scaffolds supported by ropes or cable and similar rigs	8.40	.20	.20				
Mechanical tools and devices such as power sanders, buffers, needle guns, taping tools, etc.	8.90	.20	.20				
Sandblasting, water blasting, steam cleaning and spraying conventional and airless with less than 24" fan	9.15	.20	.20				
Spraying airless with fan 24" or over	9.95	.20	.20				
<i>WD No. AM-351—36 F.R. 15277, Allen County, Ind., Modification No. 9</i>							
CHANGE:							
Building construction:							
Laborers:							
Group A	5.45	.18	.25			.07	
Group B	5.65	.18	.25			.07	
Group C	5.75	.18	.25			.07	
Group D	6.05	.18	.25			.07	
Group E	6.45	.18	.25			.07	
Leadburners	6.90	.30	d			.01	
Footnote:							
d. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.							
Line Construction Indiana Area II M:							
Line construction (North Indiana exclusive of Calumet area):							
Linemen	6.68	.15	1%			.25%	
Heavy equipment operators:							
Class A	6.09	.15	1%			.25%	
Class B	5.33	.15	1%			.25%	
Senior ground truckdriver with winch	4.48	.15	1%			.25%	
Ground truckdriver with winch	4.20	.15	1%			.25%	
Ground truckdriver without winch	3.70	.15	1%			.25%	
Groundman:							
0 to 12 months	3.45	.15	1%			.25%	
After 12 months	4.11	.15	1%			.25%	
Line construction (Calumet area):							
Linemen	6.97	.15	1%			.25%	
Heavy equipment operators:							
Class A	6.15	.15	1%			.25%	
Class B	5.39	.15	1%			.25%	
Senior ground truck driver with winch	4.58	.15	1%			.25%	
Ground truck driver with winch	4.26	.15	1%			.25%	
Ground truck driver without winch	3.77	.15	1%			.25%	
Groundman:							
0 to 12 months	3.54	.15	1%			.25%	
After 12 months	4.22	.15	1%			.25%	
<i>WD No. AM-357—36 F.R. 15310, Lake County, Ind., Modification No. 6</i>							
CHANGE:							
Leadburners	6.90	.30	d			\$0.01	
Footnote:							
d. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.							
Line Construction Indiana Area II M:							
Line construction (North Indiana Exclusive of Calumet area):							
Linemen	6.68	.15	1%			.25%	
Heavy equipment operators:							
Class A	6.09	.15	1%			.25%	
Class B	5.33	.15	1%			.25%	
Senior ground truck driver with winch	4.48	.15	1%			.25%	
Ground truck driver with winch	4.20	.15	1%			.25%	
Ground truck driver without winch	3.70	.15	1%			.25%	
Groundman:							
0 to 12 months	3.45	.15	1%			.25%	
After 12 months	4.11	.15	1%			.25%	
Line construction (Calumet area):							
Linemen	6.97	.15	1%			.25%	
Heavy equipment operators:							
Class A	6.15	.15	1%			.25%	
Class B	5.39	.15	1%			.25%	
Senior ground truck driver with winch	4.58	.15	1%			.25%	
Ground truck driver with winch	4.26	.15	1%			.25%	
Ground truck driver without winch	3.77	.15	1%			.25%	
Groundman:							
0 to 12 months	3.54	.15	1%			.25%	
After 12 months	4.22	.15	1%			.25%	

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Fringe benefits payments
						Other
<i>WD No. AM-369—86 F.R. 15327, Marion County, Ind., Modification No. 6</i>						
CHANGE:						
Leadburners	6.90	.30			e	\$0.01
Marble setters	7.90	.20				.03
Tile setters	7.90	.20				.03
Footnote:						
e. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
<i>WD No. AM-361—86 F.R. 15340, Porter County, Ind., Modification No. 6</i>						
CHANGE:						
Leadburners	6.90	.30			d	.01
Footnote:						
d. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
Line Construction Indiana Area II M:						
Line construction (North Indiana exclusive of Calumet area):						
Linemen	6.68	.15	1%			.25%
Heavy equipment operators:						
Class A	6.09	.15	1%			.25%
Class B	5.33	.15	1%			.25%
Senior ground truck driver with winch	4.48	.15	1%			.25%
Ground truck driver with winch	4.20	.15	1%			.25%
Ground truck driver without winch	3.70	.15	1%			.25%
Groundman:						
0 to 12 months	3.45	.15	1%			.25%
After 12 months	4.11	.15	1%			.25%
Line construction (Calumet area):						
Linemen	6.97	.15	1%			.25%
Heavy equipment operators:						
Class A	6.15	.15	1%			.25%
Class B	5.39	.15	1%			.25%
Senior ground truck driver with winch	4.58	.15	1%			.25%
Groundman truck driver with winch	4.26	.15	1%			.25%
Groundman truck driver without winch	3.77	.15	1%			.25%
Groundman:						
0 to 12 months	3.54	.15	1%			.25%
After 12 months	4.22	.15	1%			.25%
<i>WD No. AM-362—86 F.R. 15348, St. Joseph County, Ind., Modification No. 6</i>						
CHANGE:						
Leadburners	6.90	.30			d	\$0.01
Painters:						
Brush	6.85	.20				
Spray	6.85	.20				
Roller	6.85	.20				
Footnote:						
d. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
Line Construction Indiana Area II M:						
Line construction (North Indiana exclusive of Calumet area):						
Linemen	6.68	.15	1%			.25%
Heavy equipment operators:						
Class A	6.09	.15	1%			.25%
Class B	5.33	.15	1%			.25%
Senior ground truck driver with winch	4.48	.15	1%			.25%
Ground truck driver with winch	4.20	.15	1%			.25%
Ground truck driver without winch	3.70	.15	1%			.25%
Groundman:						
0 to 12 months	3.45	.15	1%			.25%
After 12 months	4.11	.15	1%			.25%
Line construction (Calumet area):						
Linemen	6.97	.15	1%			.25%
Heavy equipment operators:						
Class A	6.15	.15	1%			.25%
Class B	5.39	.15	1%			.25%
Senior ground truck driver with winch	4.58	.15	1%			.25%
Groundman truck driver with winch	4.26	.15	1%			.25%
Groundman truck driver without winch	3.77	.15	1%			.25%
Groundman:						
0 to 12 months	3.54	.15	1%			.25%
After 12 months	4.22	.15	1%			.25%
<i>WD No. AM-363—86 F.R. 15353, Vanderburgh County, Ind., Modification No. 4</i>						
CHANGE:						
Leadburners	6.90	.30			e	.01
Footnote:						
c. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
<i>WD No. AM-364—86 F.R. 15358, Vigo County, Ind., Modification No. 6</i>						
OMIT:						
Change of Modification No. 3 published in Modification No. 5 in volume 37, page 5658, Mar. 17, 1972.						
CHANGE:						
Modification No. 3 published in volume 37, page 3104, Feb. 11, 1972, to Modification No. 4.						
Leadburners	6.90	.30			e	.01
Footnote:						
c. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
<i>WD No. AM-368—87 F.R. 3148, Bartholomew County, Ind., Modification No. 2</i>						
CHANGE:						
Leadburners	6.90	.30			a	.01
Footnote:						
a. 8 paid holidays, A through F plus Washington's Birthday, Good Friday, and Christmas Eve, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						

MODIFICATIONS—Continued

Classification	Basic hourly rates	H & W	Pensions	Vacation	App. Tr.	Other	Fringe benefits payments
Ind. 2-PEO. W: Building construction: Power equipment operators: Group A: Power equipment operators: A-frame winch truck, air compressor over 600 cu. ft., air tugger, autograde (CMI), Auto Patrol, backhoe, ballast regulator (RR), batcher plant (electric control concrete), bending machine (pipe), bituminous plant, bituminous mixer travel plant, bituminous power roller, bulldozer, cable way, Chicago boom, clamshell, concrete mixer (21 cu. ft. or over), concrete paver, concrete pump (cete), crane, craneman, crusher plant, derrick boat, dinkie, dope pots (pipeline), dragline, dredge operator, drill operator, elevating grader, elevator, Ford hoe (or similar type equipment), forklift, formless paver, gantry crane, grader, grademan, grout pump, Hetherington paver, highlift, hoist, hopto, hough loader (or similar type), hydro crane, hydro hammer, locomotive crane, locomotive, mechanic, mobile mixer, motor crane, motor crane oller and one (1) piece of minor equipment, mucking machine, multiple tamping machine (RR), overhead crane, pile driver, puller, push dozer push boats, roller (sheep foot), Ross carrier, scoop shovel, side boom, swing crane, tail boom, tar machine (pipeline), throttle valve, trench machine, welder (heavy duty), truck-mounted concrete pump, truck-mounted drill, 2 to 4 pieces of minor equipment, well point, Whirleys.....	8.33	.20	\$0.20				
Group B: Air compressor (200 cu. ft. per minute capacity or more), brakeman, bull float, concrete mixer (over 108 and under 218), concrete spreader or puddler, deck engine drill helper, electric vibrator Kompactor (earth or rock), finishing machine, fireman, greaser (on grease facilities servicing heavy equipment), material pump motor boats, motor crane oller, oller and 1 piece of minor equipment, portable loader, post hole digger, power broom, rock roller, roller-wobble wheel (earth and rock), spike machine (RR), Seaman tiller, spreader rock, sub grader, tamping machine, truck mounted drill oller, welding machine, widener (Apsco or similar type).....	7.38	.20	.20				
Group C: Air compressor (under 200 cu. ft. per minute), bituminous distributor, cement saw, conveyor, desk hand, earth roller form grader, generator, guard rail driver, heater, oller, paving joint machine, steam Jenny, vibrator, water pump.....	6.73	.20	.20				
WD No. AM-2-153-30 F.R. 10818, Linn County (city of Cedar Rapids and abutting municipalities), Iowa, Modification No. 2							
11a-Iowa-2-3: CHANGE: Heavy and highway construction: Carpenters; piledrivermen Cement masons Laborers: Sandblasters; powderman and blaster; pipelayer, sewer, water, telephone conduits etc.; sewer utility man; Gunite nozzleman; diamond and core drills, powered by air, all work performed by laborers working from a bos'n chair, swinging stage, life belt, tag line, or block and tackle; drill operator of air traces, wagon drills and similar drills..... Tree climber; form setters; rakers; box-tenders; asphalt cur machines; potmen (not mechanical); bull float, hand operator; sealers; timbermen; underpinning and shoring; caissons (over 12'); grade checker and cutting torches on demolition work..... Power buggyman; concrete and paving sawman; form liner, expansion joint assembler; bottom man; caniker and joister and painter; timber and chain-saw man; mechanical grouters; boring machine; automatic concrete power curbing machines; stresser or stretcherman on post-tension or prestressed concrete (on or off the job); powdermen helpers..... Form tamper; air, gas and electric tool operator, vibrator Barco hammer, paving breaker, spader, tamper, electric drills; hammer and Jackhammer; tree groundmen; chuck tender; drill helpers, tool room men and checkers; sandblaster helper; concrete processing material and monitors; cement finishers helpers..... Fence erectors; handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; dumpmen and spotters; carrying reinforcing rods; corrugated culvert pipe; concrete drainage pipe; stake chaser, seeding, mulching and planting of trees, shrubs and flowers; water boy; common laborer; rodmen; tending to carpenters; hot asphalt labor; stringman on paving work..... Power equipment operators: Power shovel and crane-type equipment (over $\frac{1}{2}$ cylinder); central mix plant operator (concrete 5 cylinder and over); dredge operator and leverman concrete mixer-paver; hoisting engineer (steel erection); tractor operating scrapers in tandem; motor patrol on finishing work; master mechanic (when 4 or more mechanics are employed); tow or push boat; piledriver machine..... Asphalt plant; asphalt paver; asphalt pugmill; power shovel (crane type equipment, under $\frac{1}{2}$ cylinder); front end loader (all types 40 hp. or over); mechanics and welders; Tournapull (DW 10 and all similar equipment, over 10 cylinder struck cap); all self-loading scrapers; tractor, bulldozer, push cat, pulling scraper or rooter and sideboom tractor; churn and rotary drill; trenching machine (Cleveland 80 or similar cap.); self-propelled sheepfoot roller (100,000 pounds and over); central mix plant (concrete, under 5 cylinder)..... Motor patrol (on other work); asphalt roller (high type surfacing); asphalt spreader (back end); concrete curb breaking machine; concrete widening machine; elevating grader and Athey loader; Tournapull (DW 10 and all similar equipment under 10 cylinder struck cap); Paving breaker (drop or pneumatic); spreader box (self propelled or tractor-pushed); subgrade stab, (P&H and similar sizes); boiler (2 or one boiler and dryer); subgrading machine (CMI); slip form paver..... Self-propelled roller (other than high type asphalt); distributor; screening and washing plant; spreader (concrete tank car heater, combination boiler and booster); self-propelled vibrating compactor; trenching machine; (other) pumps on well points and deep wells for dewatering; mechanical broom; steel placing machine; boat operator; compressor; concrete mixer (side loader); conveyor; crusher feeder; finishing machine on concrete; flex-plane; bull float; form grade; group equipment greaser; motor crane combination driver and oller..... Boller (single); apprentice engineer or oller or mechanic's helper; self-propelled tractor (pulling disc harrow or sheepfoot roller); welding machine; pump operator (other than dredge); boom and winch truck; hydro seeder operator; mulcher blower operator..... Batching plant (dry); front end loader; rubber-tired (with backhoe attachment, under $\frac{3}{4}$ cubic yard); farm tractor pulling pneumatic roller; farm tractor with attachments..... Truck drivers: Truck drivers (not otherwise specified); warehousemen; drivers on: 4-wheel service trucks, bus hauling men, carry all and winch trucks, dumpers and scoopmobiles; Truck drivers for semi and tandem; ready mix; dumpster; drivers on; korking and similar dumpsters, track trucks, Euclids, hug bottom drums, Tournapull or similar equipment used for transportation, pavement breakers, pole trailers, air compressors and welding machines, including those pulled by separate units.....	5.95 5.65	.21					
	5.30	.15	\$0.10				
	5.05	.15	.10				
	4.80	.15	.10				
	4.65	.15	.10				
	4.55	.15	.10				
	6.05	.30	.30				.01
	5.90	.30	.30				.01
	5.65	.30	.30				.01
	5.45	.30	.30				.01
	5.25	.30	.30				.01
	4.95	.30	.30				.01
	4.75	.15					
	4.85	.15					

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
<i>WD No. AM-8,626—86 F.R. 16736, East Baton Rouge Parish, La., Modification No. 4</i>						
CHANGE: Bricklayers.....	6.45	.20	.15			.01
Stonemasons.....	6.45	.20	.15			.01
<i>WD No. AM-8,629—86 F.R. 16742, Rapides Parish, La., Modification No. 5</i>						
CHANGE: Electricians.....	6.85	.30	1%			.05
<i>WD No. AM-9,685—87 F.R. 5172, Essex County, Mass., Modification No. 1</i>						
CHANGE: Building, heavy and highway construction: Electricians: Lynn, Lynnfield, Nahant, Saugus and Swampscott Townships.....	8.60	.35	1%+\$0.95			.15
Sheet metal workers.....	8.43	.36	\$0.35			.02
<i>WD No. AM-9,687—87 F.R. 5181, Middlesex County, Mass., Modification No. 1</i>						
CHANGE: Building, heavy and highway construction: Concord, Lexington, Lincoln, Weston and Waltham, sheet metal workers.....	8.43	.36	.35			.02
Cambridge, Medford, Malden, Everett, Woburn, Arlington and Melrose: Electricians.....	8.60	.35	1%+\$0.85			.15
Sheet metal workers.....	8.43	.36	\$0.35			.02
Bedford: Sheet metal workers.....	8.43	.36	.35			.02
<i>WD No. AM-9,689—87 F.R. 5177, Suffolk County, Mass., Modification No. 1</i>						
CHANGE: Building, heavy and highway construction: Asbestos workers.....	8.505	.50	.40			.01
Electricians.....	8.60	.35	1%+\$0.95			.015
Sheet metal workers.....	8.43	.36	\$0.35			.02
<i>WD No. AM-9,689—87 F.R. 5179, Worcester County, Mass., Modification No. 1</i>						
CHANGE: Building, heavy and highway construction: Lathers, Sturbridge and Warren.....	7.60	.45	.25			
Roofers.....	7.75					
<i>WD No. AM-584—86 F.R. 15828, Ingham County, Mich., Modification No. 8</i>						
CHANGE: Building construction: Electricians—remainder of county.....	8.60	30	1%+\$0.15			.25%
<i>WD No. AM-9,379—86 F.R. 15402, St. Louis (Duluth) County, Minn., Modification No. 4</i>						
ADD: Bricklayers.....	7.67	25	\$0.25	\$0.50		
Stonemasons.....	7.67		.25	.50		
<i>WD No. AM-11,406—87 F.R. 6159, Statewide, N. Mex., Modification No. 1</i>						
ADD: Line construction—New Mexico (A) (Bernalillo County):						
Cable splicer.....	6.45	.25	1%			1%
Lineman.....	6.00	.25	1%			1%
Technician.....	6.00	.25	1%			1%
Equipment operator.....	5.70	.25	1%			1%
Equipment mechanic.....	5.23	.25	1%			1%
Powderman.....	5.23	.25	1%			1%
Groundman and jackhammer operator: 1st 6 months.....	3.16	.25	1%			1%
2d 6 months.....	3.60	.25	1%			1%
Experienced.....	4.20	.25	1%			1%
Line construction—New Mexico (B) (statewide except Bernalillo County):						
Cable splicer.....	6.92	.25	1%			1%
Lineman.....	6.44	.25	1%			1%
Technician.....	6.44	.25	1%			1%
Equipment operator.....	6.12	.25	1%			1%
Powderman.....	5.60	.25	1%			1%
Groundman and jackhammer operator: 1st 6 months.....	3.39	.25	1%			1%
2d 6 months.....	3.86	.25	1%			1%
Experienced.....	4.51	.25	1%			1%
<i>WD No. AM-1,850—86 F.R. 10260, Dauphin County, Pa., Modification No. 3</i>						
CHANGE: Building construction: Glaziers.....	5.50	.20	\$0.10			\$0.01
Laborers: Construction laborers.....	4.94	.11	.15			
Air, fuel, and electric tool operators, pipelayers, power-buggy precast slab placers and signal men.....	5.00	.11	.15			
Brick, stone, plaster and cement mason tenders, machine mixers, stockers, scaffold builders, plaster pump and conveyors, blasters, caisson workers, wagon air track and diamond point drill operators burning torches green cutting machine, steam jenny, sandblasting.....	5.41	.11	.15			
Nursery workers, window washers, floor scrubbers and watchmen.....	4.50	.11	.15			
Lead burners.....	6.90	30	a			.01

Footnote:

a. Paid holidays: A through F, Washington's Birthday, Good Friday, and Christmas Eve provided the employee has worked 45 full days for the employer during the 120 days prior to the holiday, and is available for work the day preceding and following the holiday.

NOTICES

7447

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
PA-22-LAB-3-K:							
Heavy and highway:							
Laborers:							
Asphalt tampers and asphalt rakers concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	.20	.20				
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.04	.20	.20				
Pipelaying	5.04	.20	.20				
Caisson—open air—below 8 feet, cofferdam open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20				
Blasters	5.56	.20	.20				
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20				
Concrete surfacers	5.97	.20	.20				
Free air tunnels and rock shafts:							
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20				
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20				
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20				
PA-22-PEO-3-G:							
Highway construction:							
Wage Group 1:							
Pile drivers or engineers working with dock builders and pile drivers, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trolley tenders, trolley tenders, all front end loaders, gradalls, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), GMI autograde, machines similar to above	7.68	4.6%	6.5%			.7%	
Wage Group 2:							
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, high or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders under 4 cu. yd., mechanic-welders, Motor Patrols, machines similar to above	6.92	4.6%	6.5%			.7%	
Wage Group 3:							
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, Ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, Seaman pulverizing mixer, power broom, seeding spreader, tireman—(for power equipment), conveyor loaders other than Euc type conveyors, machines similar to above	6.47	4.6%	6.5%			.7%	
Wage Group 4:							
Fireman	6.07	4.6%	6.5%			.7%	
Wage Group 5:							
Oilers and deck hands	5.57	4.6%	6.5%			.7%	
Wage Group 6:							
On all machines with booms (including jibs, masts, leads, etc.):							
100 ft. and over	7.93	4.6%	6.5%			.7%	
150 ft. and over	8.18	4.6%	6.5%			.7%	
200 ft. and over	8.43	4.6%	6.5%			.7%	
WD No. AM-1851-36 F.R. 16282, Cumberland County, Pa., Modification No. 3							
CHANGE:							
Building construction:							
Laborers:							
Construction laborers	4.94	\$0.11	\$0.15				
Air, fuel and electric tool operators, pipelayers, power-buggy, precast slab placers, and signalmen	5.09	.11	.15				
Brick, stone, plaster and cement mason tenders, machine mixers, stockers, scaffold builders, plaster pump and conveyors, blasters, caisson workers, wagon air track and diamond point drill operators, burning torches, green cutting machine, steam Jenny, sandblasting	5.41	.11	.15				
Nursery workers, window washers, floor scrubbers, and watchmen	4.59	.11	.15				
Glaziers	5.50	.20	.10		\$0.01		
Lead burners	6.90	.30				.01	
Footnote:							
a. Paid holidays: A through F, Washington's Birthday, Good Friday, and Christmas Eve provided the employee has worked 45 days for the employer during the 120 days prior to the holiday, and is available for work the day preceding and following the holiday.							
PA-22-LAB-3-K:							
Heavy and highway:							
Laborers:							
Asphalt tampers and asphalt rakers concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	.20	.20				
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.04	.20	.20				
Pipelaying	5.04	.20	.20				
Caisson—open air—below 8 feet, cofferdam—open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20				
Blasters	5.56	.20	.20				
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20				
Concrete surfacers	5.97	.20	.20				
Free air tunnels and rock shafts:							
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20				
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20				
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20				
PA-22-PEO-3-G:							
Highway construction:							
Wage group 1:							
Pile drivers or engineers working with dock builders and pile drivers, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trolley tenders, trolley tenders, all front end loaders, gradalls, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), GMI autograde, machines similar to above	7.68	4.6%	6.5%			.7%	
Wage group 2:							
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, high or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders under 4 cu. yd., mechanic-welders, Motor Patrols, machines similar to above	6.92	4.6%	6.5%			.7%	

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
WAGE GROUP 3:						
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, seaman pulverizing mixer, power broom, seeding spreader, tireman (for power equipment), conveyor loaders other than euc type, conveyors, machines similar to above.	6.47	4.6%	6.5%	—	—	.7%
WAGE GROUP 4:						
Fireman	6.07	4.6%	6.5%	—	—	.7%
WAGE GROUP 5:						
Oilers and deck hands	5.57	4.6%	6.5%	—	—	.7%
WAGE GROUP 6:						
On all machines with booms (including jibs, masts, leads, etc.):						
100 feet and over	7.93	4.6%	6.5%	—	—	.7%
150 feet and over	8.18	4.6%	6.5%	—	—	.7%
200 feet and over	8.43	4.6%	6.5%	—	—	.7%
WD No. AM-1,854—36 F.R. 16270, Franklin County, Pa., Modification No. 2						
CHANGE:						
Building construction:						
Glaziers	\$5.50	\$0.20	\$0.10	—	—	\$0.01
WD No. AM-1,855—36 F.R. 16281, Lackawanna County, Pa., Modification No. 3						
CHANGE:						
PA-22-LAB-3-K:						
Heavy and highway:						
Laborers:						
Asphalt tampers and asphalt rakers, concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	.20	.20	—	—	
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.01	.20	.20	—	—	
Pipelayers	5.04	.20	.20	—	—	
Caisson—open air—below 8 feet, cofferdam open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road), wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20	—	—	
Blasters	5.56	.20	.20	—	—	
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20	—	—	
Concrete surfacers	5.97	.20	.20	—	—	
Free air tunnels and rock shafts:						
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20	—	—	
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20	—	—	
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20	—	—	
PA-22-PEO-3-G:						
Highway construction:						
Wage Group 1:						
Pile drivers or engineers working with dock builders and pile drivers, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, pavers 21E and over, Gradaills, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), CMI autograde, machines similar to above	7.68	4.6%	6.5%	—	—	0.7%
Wage Group 2:						
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, high or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders under 4 cu. yd., Mechanic—welders, Motor Patrols, machines similar to above	6.92	4.6%	6.5%	—	—	.7%
Wage Group 3:						
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, seaman pulverizing mixer, power broom, seeding spreader, tireman—(for power equipment), conveyor loaders other than Euc type Conveyors, machines similar to above	6.47	4.6%	6.5%	—	—	.7%
Wage Group 4:						
Fireman	6.07	4.6%	6.5%	—	—	.7%
Wage group 5:						
Oilers and deck hands	5.57	4.6%	6.5%	—	—	.7%
Wage Group 6:						
On all machines with booms (including jibs, masts, leads, etc.):						
100 ft. and over	7.93	4.6%	6.5%	—	—	.7%
150 ft. and over	8.18	4.6%	6.5%	—	—	.7%
200 ft. and over	8.43	4.6%	6.5%	—	—	.7%
WD No. AM-1,857—36 F.R. 16291, Lehigh County, Pa., Modification No. 2						
CHANGE:						
PA-22-LAB-3-K:						
Heavy and highway:						
Laborers:						
Asphalt tampers and asphalt rakers, concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	\$0.20	\$0.20	—	—	
Pneumatic tool operators, jackhammers, paving breakers, concrete saws steward	5.04	.20	.20	—	—	
Pipelayers	5.04	.20	.20	—	—	
Caisson—open air—below 8 feet, cofferdam open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road), wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20	—	—	
Blasters	5.56	.20	.20	—	—	
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20	—	—	
Concrete surfacers	5.97	.20	.20	—	—	
Free air tunnels and rock shafts:						
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20	—	—	
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20	—	—	
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20	—	—	

NOTICES

7449

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	
CHANGE—Continued						
PA-22-PEO-3:						
Highway construction:						
Wage Group 1:						
Pile drivers or engineers working with dock builders and pile drivers, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, pavers 21E and over, Gradalls, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), CMI autograde, machines similar to above	\$7.68	4.6%	6.5%	-----	0.7%	
Wage Group 2:						
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, high or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders under 4 cu. yd., mechanic—welders, Motor Patrols, machines similar to above	6.92	4.6%	6.5%	-----	.7%	
Wage Group 3:						
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, Ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, Seaman pulverizing mixer, power broom, seeding spreader, tireman—(for power equipment), conveyor loaders other than Euc type, conveyors, machines similar to above	6.47	4.6%	6.5%	-----	.7%	
Wage Group 4:						
Fireman	6.07	4.6%	6.5%	-----	.7%	
Wage Group 5:						
Oilers and deck hands	5.57	4.6%	6.5%	-----	.7%	
Wage Group 6:						
On all machines with booms (including jibs, masts, leads, etc.):						
100 ft. and over	7.93	4.6%	6.5%	-----	.7%	
150 ft. and over	8.18	4.6%	6.5%	-----	.7%	
200 ft. and over	8.43	4.6%	6.5%	-----	.7%	
WD No. AM-1,858-36 F.R. 16294, Luzerne County, Pa., Modification No. 2						
CHANGE:						
PA-22-LAB-3-K:						
Heavy and highway:						
Wage Group 1:						
Asphalt tampers and asphalt rakers, concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	\$0.20	\$0.20	-----		
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.04	.20	.20	-----		
Pipelayers	5.04	.20	.20	-----		
Caisson—open air—below 8 feet, cofferdam open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20	-----		
Blasters	5.56	.20	.20	-----		
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20	-----		
Concrete surfacers	5.97	.20	.20	-----		
Free air tunnels and rock shafts:						
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20	-----		
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20	-----		
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20	-----		
WD No. AM-1,861-36 F.R. 16310, Northampton County, Pa., Modification No. 2						
CHANGE:						
PA-22-LAB-3-K:						
Heavy and Highway:						
Wage Group 1:						
Asphalt tampers and asphalt rakers, concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape, planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	\$0.20	\$0.20	-----		
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.04	.20	.20	-----		
Pipelayers	5.04	.20	.20	-----		
Caisson—open air—below 8 feet, cofferdam open air—below 8 feet, where excavations for circular caissons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20	-----		
Blasters	5.56	.20	.20	-----		
Reinforcing steel placers, bonding, aligning and securing	5.62	.20	.20	-----		
Concrete surfacers	5.97	.20	.20	-----		
Free air tunnels and rock shafts:						
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20	-----		
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20	-----		
Miners, drillers, blasters, pneumatic shield operators, lining, spotting and timber workmen	6.15	.20	.20	-----		

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
CHANGE—Continued						
PA-22-PFO-3-G:						
Highway construction:						
Wage Group 1:						
Pile drivers or engineers working with dock builders and pile drivers, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, pavers 21E and over, Gradalls, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), CMI autograde, machines similar to above.	7.68	4.6%	6.5%			0.7%
Wage Group 2:						
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, High or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders, under 4 cu. yd., mechanic—welders, Motor Patrols, machines similar to above.	6.92	4.6%	6.5%			.7%
Wage Group 3:						
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, Ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, Seaman pulverizing mixer, power broom, seeding spreader, tireman—(for power equipment), conveyor loaders other than Euc type, conveyors, machines similar to above.	6.47	4.6%	6.5%			.7%
Wage Group 4:						
Fireman	6.07	4.6%	6.5%			.7%
Wage Group 5:						
Oilers and deck hands	5.57	4.6%	6.5%			.7%
Wage Group 6:						
On all machines with booms (including jibs, masts, leads, etc.):						
100 ft. and over	7.93	4.6%	6.5%			.7%
150 ft. and over	8.18	4.6%	6.5%			.7%
200 ft. and over	8.43	4.6%	6.5%			.7%
WD No. AM-1,866—36 F.R. 16335, 29 Eastern Counties, Pa., Modification No. 2						
CHANGE:						
PA-11-PEO-3						
Highway construction power equipment operators:						
Wage Group 1:						
Pile drivers or engineers working with dock builders, all types of cranes, all types of backhoes, draglines, keystones, all types of shovels, derricks, trench shovels, trenching machines, pavers 21E and over, Gradalls, all front end loaders 4 cu. yd. and over, tandem scrapers, Pippin type backhoes, boat captains, batch plant with mixer, drill, self contained (Drillmaster type), CMI autograde, machines similar to above.	7.68	4.6%	6.5%			0.7%
Wage Group 2:						
Conveyor loader (Euc type), scrapers and Tournapulls, spreaders, high or low pressure boilers, concrete pumps, bulldozers and tractors, asphalt plant engineers, rollers (high grade finishing), all loaders under 4 cu. yd., mechanic—welders, Motor Patrols, machines similar to above.	6.92	4.6%	6.5%			.7%
Wage Group 3:						
Welding machines, well points, compressors, pumps, heaters, farm tractors, form line graders, fine grade machines, Ditch Witch type trencher, road finishing machines, concrete breaking machines, rollers, Seaman pulverizing mixer, power broom, seeding spreader, tire man—(for power equipment), conveyor loaders other than Euc type, conveyors, machines similar to above.	6.47	4.6%	5.6%			.7%
Wage Group 4:						
Fireman	6.07	4.6%	5.6%			.7%
Wage Group 5:						
Oilers and deck hands	5.57	4.6%	5.6%			.7%
Wage Group 6:						
On all machines with booms (including jibs, masts, leads, etc.):						
100 ft. and over	7.93	4.6%	5.6%			.7%
150 ft. and over	8.18	4.6%	5.6%			.7%
200 ft. and over	8.43	4.6%	5.6%			.7%
PA-22-LAB-3-K:						
Highway construction:						
Laborers:						
Asphalt tamers and asphalt rakers, concrete pitmen, puddlers and rubbers, highway slab reinforcement placers, laborers, landscape planters, seeders and arborists, magazine tenders, railroad trackmen and signalmen	4.84	\$0.20	\$0.20			
Pneumatic tool operators, jackhammers, paving breakers, concrete saws, steward	5.04	.20	.20			
Pipelayers	5.04	.20	.20			
Calsson-open air-below 8 feet, cofferdam open air—below 8 feet, where excavations for circular calssons and cofferdams 8 feet and below level of natural grade adjacent to starting point, form setters (road) wagon drill, drill, diamond point drill, Gunite nozzle operators	5.35	.20	.20			
Blasters	5.56	.20	.20			
Reinforcing steel placers, bonding, aligning, and securing	5.62	.20	.20			
Concrete surfacers	5.97	.20	.20			
Free air tunnels and rock shafts:						
Outside laborers in conjunction with tunnels and rock shafts	5.43	.20	.20			
Chuck tenders, muckers, nippers, miners' and drillers' helpers, inside laborers	5.70	.20	.20			
Miners, drillers, blasters, pneumatic shield operators, lining, spotting, and timber workmen	6.15	.20	.20			

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	
<i>WD No. AM-1,608—36 F.R. 14600, Kent and Providence Counties, R.I., Modification No. 2</i>						
CHANGE:						
Building, heavy and highway construction:						
Bricklayers, cement masons, plasterers, stone masons, marble, tile and terrazzo workers:						
Bristol and Kent Counties; and remainder of Providence County:						
Cement masons:	8.15	.15				
Marble, tile and terrazzo workers:	7.50	.25	.35			
Glaziers:	6.96	.35	.25		\$0.01	
Laborers, carpenters tender, cement finisher tenders, mason tenders:	6.10	.25	.25			
Jackhammers, paving breakers chain saw, pipelayers, mechanical grinder, all other pneumatic tools, Barco type jumping tampers:	6.35	.25	.25			
Powdermen, blasters:	6.85	.25	.25			
Laborers Wrecking:						
Laborers, signalman:	6.10	.25	.25			
Adzeman, burner, jackhammer:	6.35	.25	.25			
Leadburners:	6.90	.30		c	.01	
Footnote:						
c. Holidays: A through F, Washington's birthday, Good Friday, and Christmas Eve providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.						
Heavy, highway and marine construction:						
Bricklayers, stone masons, catch basin, manhole builders:	7.57	.25	.30		.01	
Laborers:	6.10	.25	.25		.05	
Adzemen, asphalt rakers, Barco type jumping tampers, chain saw operators, concrete and power buggy operators, concrete saw operators, demolition burners, fence and guard rail erectors, highway stone spreaders, mechanical grinder operators, mortar mixers, pipelayers, pipe trench bracers, pneumatic tool operators, riprap and dry stonewall builders, setters of metal form for roadways, stumper operators, tree trimmers, wagon drill operators, wood chipper operators.	6.35	.25	.25		.05	
Air track operator:	6.60	.25	.25		.05	
Blasters and powdermen:	6.85	.25	.25		.05	
Pavers, rammers, curb setters:	6.60	.25	.25		.05	
<i>WD No. AM-1,604—36 F.R. 14605, Newport County, R.I., Modification No. 2</i>						
CHANGE:						
Building Construction:						
Carpenters:						
Remainder of county:						
Carpenters and soft floor layers:	8.15	.25	.25		.01	
Millwrights and piledrivermen:	8.75	.25	.25		.01	
Cement masons:	8.15	.15				
Glaziers:	6.96	.35	.25		.01	
Lead burners:	6.90	.30		c	.01	
Marble setters, terrazzo workers and tile setters:	7.50	.25	.35			
Footnote:						
c. Holidays: A through F; Washington's Birthday, Good Friday, and Christmas Eve providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.						
Heavy, Highway and Marine Construction:						
Bricklayers, stone masons, catch basin, manhole builders:	7.57	.25	.30		.01	
Carpenters, deck builders, piledrivers:	8.75	.25	.25		.01	
Remainder of county:						
Laborers:	6.10	.25	.25		.05	
Adzemen, asphalt rakers, Barco type jumping tampers, chain saw operators, concrete and power buggy operators, concrete saw operators, demolition burners, fence and guard rail erectors, highway stone spreaders, mechanical grinder operators, mortar mixers, pipelayers, pipe trench bracers, pneumatic tool operators, riprap and dry stonewall builders, setters of metal form for roadways, stumper operators, tree trimmers, wagon drill operators, wood chipper operators.	6.35	.25	.25		.05	
Air track drill operator:	6.60	.25	.25		.05	
Blasters and powdermen:	6.85	.25	.25		.05	
Pavers, rammers, curb setters:	6.60	.25	.25		.05	
<i>WD No. AM-1,605—36 F.R. 14610, Washington County, R.I., Modification No. 3</i>						
CHANGE:						
Building construction:						
Cement masons:						
Exeter, Narragansett, North Kingstown, Gould:	8.15					
Laborers, building:	6.10	.25	.25			
Laborers, carpenters' tenders, cement finisher tenders, mason tenders:	6.35	.25	.25			
Jackhammer, paving breaker chain saw, pipelayers, mechanical grinder, all other pneumatic tools, Barco type jumping tampers:	6.35	.25	.25			
Laborers, wrecking:						
Laborers, signalman:	6.10	.25	.25			
Adzeman, burner, jackhammer:	6.35	.25	.25			
Heavy, highway and marine construction:						
Bricklayers, stone masons, catch basin, manhole builders:	7.57	.25	.30		.01	
Carpenters, piledrivermen, North Kingstown:	7.99	.25	.25			
Laborers:	6.10	.25	.25		.05	
Adzemen, asphalt rakers, Barco type jumping tampers, chain saw operators, concrete and power buggy operators, concrete saw operators, demolition burners, fence and guard rail erectors, highway stone spreaders, mechanical grinder operators, mortar mixers, pipelayers, pipe trench bracers, pneumatic tool operators, riprap and dry stonewall builders, setters of metal form for roadways, stumper operators, tree trimmers, wagon drill operators, wood chipper operators.	6.35	.25	.25		.05	
Air track operator:	6.60	.25	.25		.05	
Blasters, and powdermen:	6.85	.25	.25		.05	
Pavers, rammers, curb setters:	6.60	.25	.25		.05	
<i>WD No. AM-7,714—36 F.R. 22119, Travis County, Tex., Modification No. 6</i>						
CHANGE:						
Building construction:						
Asbestos workers:	6.66	.20	.20		.02	
Cement masons:	5.66					
<i>WD No. AM-11,407—37 F.R. 6016, Bexar County, Tex., Modification No. 1</i>						
CHANGE:						
Building construction:						
Asbestos workers:	6.66	.20	.20		.02	
Ironworkers:						
Structural; ornamental; reinforcing:	6.00	.40	.30		.05	
Lathers:	6.725				.01	

NOTICES

MODIFICATIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other

WD No. AM-11,408—37 F.R. 6617, Harris County, Tex., Modification No. 1

CHANGE:

Building Construction:

Bricklayers.....	7.20	.175	.30			.03
Electricians.....	7.01	.25	1%+\$0.15	\$0.225		.015
Glaziers.....	6.40	.225	\$0.20			.01
Sheet metal workers.....	6.985	.225	.275	.20		.015

WD No. AM-11,409—37 F.R. 6619, Lubbock County, Tex., Modification No. 1

CHANGE:

Building construction:

Laborers: Mortar mixers, mason tenders, plasterer tenders, cement finisher tenders, lather tenders, asphalt rakers, tampers and spreaders; pot men and kettlemen, well drillers, bell hole men, dumpers and spotters.....	3.80					
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SUPERSEDES DECISION

State: Connecticut; county: Fairfield.

Decision No.: AM-9,691; Date: Apr. 14, 1972, Supersedes Decision No. AM-1,589, dated Aug. 6, 1971, in 36 F.R. 14543.

Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories), heavy and highway construction and dredging.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
1-Conn.-1-2-3 M:						
Building, heavy and highway construction:						
Asbestos workers.....	\$8.365	\$0.37	\$0.23			\$0.01
Boilermakers.....	7.25	.40	10%			
Bricklayers, cement masons-finishers, marble setters, plasterers, terrazzo workers, tile setters (building only):						
Darien-Stamford.....	8.10	.4%	\$0.25			
Norwalk-New Canaan.....	8.00	\$0.20	.40			
Bridgeport-Easton-Fairfield-Monroe-Stratford-Trumbull-Southport.....	8.47	.20	.40			
Greenwich.....	8.05	.40	.45			
Remainder of county.....	7.50	.25	.40			
Marble setters' helpers: Greenwich-Stamford-Darien-Norwalk-Westport.....	6.83	6.5%	7%			
Remainder of county.....	7.50	\$0.17	\$0.15			
Terrazzo workers' helpers: Greenwich-Stamford-Darien-Norwalk-Westport.....	6.98	.88	.43			
Remainder of county.....	7.50	.17	.15			
Tile setters' helpers: Greenwich-Stamford-Darien-Norwalk-Westport.....	4.85	6%	4%+ .45			
Remainder of county.....	7.50	\$0.17	\$0.15			
Bricklayers, cement masons-finishers, stonemasons (heavy and highway only):						
Stamford-Darien.....	7.85	.4%	.15			.05
Greenwich.....	7.35	\$0.30	.15			
Remainder of county.....	7.75	.35	.15			
Carpenters, soft floor layers (building only):						
Darien-Stamford-New Canaan-Wilton-Ridgefield.....	8.25	.40	.20			
Norwalk.....	7.75	.40	.20			
Sherman.....	5.25	.15	.15			
Westport-Weston.....	8.15	.20	.20			
Bridgeport-Easton-Fairfield-Monroe-Stratford-Trumbull.....	8.15	.20	.35			
Greenwich.....	7.55	.35	.20			\$0.50
Shelton.....	7.75	.35	.20			
Remainder of county.....	8.15	.20	.20			
Carpenters—Pile drivers (heavy and highway only).....	8.30	.35	.30			\$0.03
Electricians:						
Darien-Greenwich-New Canaan-Stamford.....	7.30	33 1/3%	7.5%	10%	3 1/3% of 1%	
Norwalk-Westport-Wilton-Weston.....	7.70	\$0.23	1%+ .20			
Remainder of county.....	7.75	.23	1%+ .20			1/4 of 1%
Elevator constructors:						
Elevator constructors' helpers.....	8.02	.195	\$0.20	1 1/2%+a+b	.005	
Elevator constructors' helpers (prob.).....	5.61	.195	.20	1 1/2%+a+b	.005	
Glaziers:						
Ironworkers:						
Structural, ornamental, reinforcing.....	9.30	.40	.44			.04
Laborers (building only):						
Bridgeport-Easton-Fairfield-Monroe-Newton-Shelton-Stratford-Trumbull.....	6.85	.15	.15			
Bethel-Brookfield-Danbury-New Fairfield-Redding-Sherman.....	5.30	.15	.15			
Jackhammer and pavement breaker operator.....	5.55	.15	.15			
Ridgefield, Georgetown and West Redding:						
Laborers.....	4.80	.15	.15			
Pneumatic-gas-electric tools, asphalt raker-stone spreaders.....	5.05	.15	.15			
Blasters-powdermen.....	5.30	.15	.15			
Greenwich:						
Laborers, carpenter tenders and wrecking laborers.....	6.70	.30	.25	\$0.35		.05
Stamford-Darien; New Canaan:						
Laborers, mason tenders, mortar mixers, pipelayers, wreckers.....	5.65	4%	.15			
Plasterers' tenders.....	5.90	4%	.15			
Drill runners, jackhammers, waker operators.....	5.775	4%	.15			
Blasters and dynamite men.....	6.60	4%	.15			
Norwalk-Wilton-Westport-Weston:						
Wagon drill.....	5.80	\$0.15	.15			
Pneumatic-gas-electric tool operator, mason tenders, mortar mixers, pipelayers (concrete, clay), plasterers' tenders, cone saw, power buggy.....	5.70	.15	.15			
Laborers.....	5.55	.15	.15			
Laborers (heavy and highway only):						
Laborers.....	5.00	.30	.25			.05

SUPERSededas DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
1-Conn.-1-2-3 M—Continued							
Building, heavy and highway construction—Continued							
Asphalt rakers, adzemen, bracers, burners, concrete and power buggy operators, concrete saw operators, chain saw operators, fence and guardrail erectors, form setters, mortar mixers, pipelayers, riprap and drywall builders, stone spreaders, masons tenders, pneumatic drill operators, tool operators, wagon drill operators, tree trimmers, tree topplers, mulehers, chippers, stumpers and all operations connected	6.25 6.50 6.50 6.75	.30 .30 .30 .30	.25 .25 .25 .25			.05 .05 .05 .05	
Air track operators							
Pavers, rammers, curb setters							
Powdermen and blasters							
Lathers:							
Bethel-Brookfield-Danbury-New Fairfield-Newton-Sherman	8.25		.15			.01	
Norwalk	4.50						
Greenwich-Stamford-New Canaan	7.91	.10	.20	.75	.01		
Remainder of county	8.10	.20	.25		.01		
Lead burners	6.90	.30		e	.01		
Line construction:							
Darien-Greenwich-New Canaan-Stamford—that portion of Norwalk west of Five Mile River:							
Linemen	5.50	33 1/3%	7.5%	10%	1/4 of 1%		
Cable splicer	5.75	33 1/3%	7.5%	10%	1/4 of 1%		
Cable splicer helper	4.75	33 1/3%	7.5%	10%	1/4 of 1%		
Groundmen:							
1st year	3.40	33 1/3%	7.5%	10%	1/4 of 1%		
2d year	3.90	33 1/3%	7.5%	10%	1/4 of 1%		
Driver groundmen	4.50	33 1/3%	7.5%	10%	1/4 of 1%		
Remainder of county:							
Linemen, cable splicer, welder, pipelayers, dynamite man	6.11	\$0.15	1%	d			
Digger operator, equipment operator	5.21	.15	1%	d			
Groundman, truck driver	4.99	.15	1%	d			
Cable splicer helper	4.85	.15	1%	d			
Groundman	4.39	.15	1%	d			
Painters:							
Greenwich:							
Brush	6.45	3%	9%	4%			
Structural steel	6.45	3%	9%	4%			
Spray	6.45	3%	9%	4%			
Bethel-Brookfield-Danbury-Ridgefield-Redding-Sandy Hook-New Fairfield-Newton-Sherman:							
Brush	6.20	.20					
Structural steel	7.20	.20					
Norwalk-Westport-Weston-Wilton:							
Brush	4.50	.10					
Roller	4.80	.10					
Steel	4.75	.10					
New Canaan:							
Brush	4.35	.15					
Roller	4.85	.15					
Shelton-Monroe:							
Brush	4.75	.12		e			
Structural steel	5.75	.12		e			
Spray	5.75	.12		e			
Byram:							
Brush	5.80	.24	\$0.664/7				
Structural steel	6.626/7	.24	.664/7				
Darien-Stamford:							
Brush	6.00	.14	.20				
Structural steel	6.00	.14	.20				
Spray	6.00	.14	.20				
Remainder of county:							
Brush	7.00	.20	.25	e			
Structural steel	8.00	.20	.25	e			
Millwrights, Norwalk	8.00	.40	.20		g		
Piledrivers (building only):							
Greenwich	7.55	.35	.20	\$0.50	\$0.05		
Darien-Stamford-New Canaan	8.25	.40	.20				
Bridgeport-Easton-Fairfield-Monroe-Stratford-Trumbull	8.15	.20	.35	f			
Norwalk	7.75	.40	.20				
Shelton	7.75	.35	.20				
Sherman	5.25	.15	.15				
Westport-Weston	8.15	.20	.20	f			
Wilton-Ridgefield	8.25	.40	.20				
Remainder of county	8.15	.20	.20	1	\$0.05		
Plumbers, steamfitters:							
Greenwich	8.50	.30	.30		.01		
Bethel-Brookfield-Danbury-New Fairfield-Newton-Redding-Ridgefield-Sherman	7.15	.20	.20				
New Canaan	8.20	.40	.30				
Stamford-Darien	9.00	.40	.30				
Bridgeport-Easton-Fairfield-Monroe-Shelton-Stratford-Trumbull	8.60	.20	.20				
Remainder of county	6.65	.20	.20		.01		
Roofers:							
Composition, kettlemen	8.50	.60	.30				
Slate	8.75	.60	.30				
Helper (slater)	7.75	.60	.30				

NOTICES

SUPERSeded Decisions—Continued

Classification	Basic hourly rates	Fringe benefits payments			
		H & W	Pensions	Vacation	App. Tr.
1-Conn.1-2-3 M—Continued					
Roofers—Continued					
Precast slab.....	9.00	.60	.30		
Precast slab helper.....	8.25	.60	.30		
Sheet metal workers.....	5.42	.10	.20		
Sprinkler fitters.....	8.00	.25	.40		.05
Waterproofers.....	8.50	.60	.30		
Welders—receive rate prescribed for craft performing operation to which welding is incidental.					
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.					
Footnotes:					
a. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as vacation pay credit.					
b. Holidays: A through F.					
c. Holidays: A through F and Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled workdays immediately preceding and following the holiday.					
d. Holidays: A and D through F and Good Friday, providing the employee is available for work the days preceding and following the holiday.					
e. 2 paid holidays: C and D, providing the employee works the day before and the day after the holiday.					
f. Holidays: B, C, D, plus Good Friday, provided the employee has been employed 14 consecutive days immediately prior to the holiday.					
g. Employer contributes \$50 per year.					
h. Paid holidays: A through F plus Good Friday.					
i. Paid holidays: Labor Day, ½ day on Christmas Eve and on New Year's Eve.					
SW-Conn.-1-P:					
Power equipment operators:					
Building construction:					
Derrick, hoist (2 drums or over), structural steel (hoisting and handling), stone setting, piledriver, lighter derrick, stiff leg and guy derrick.....	7.50	.20	.15+a	b	
Tower crane, dragline, Gradall, hoist, Kohering scooter loader and/or hoe, shovel, front-end loader (7 yd. or over) forklift (over 4 ft. lift).....	7.40	.20	.15+a	b	
Maintenance engineer.....	7.30	.20	.15+a	b	
Boiler (portable—high pressure), hammer (vibratory), front-end loader (3-7 yd.), Coleman loader and screening plant or similar equipment, drill (Joy—heavyweight champion or equivalent), mucking machine, pumperete, rock and earth boring machine, compressor (battery operated) posthole and well digger, conveyor, central mix operator, combination hoe and loader (over ½ yd.).....	7.15	.20	.15+a	b	
Asphalt spreader.....	7.15	.20	.15+a	b	
Bulldozer operator.....	7.05	.20	.15+a	b	
Grader, scraperpan, carryall operator.....	6.95	.20	.15+a	b	
Combination hoe and loader.....	6.95	.20	.15+a	b	
Concrete mixer (5 bags or over), front-end loader (under 3 yd.), powerstone spreader.....	6.90	.20	.15+a	b	
Compressor, generator, pump and well point operator, welding machine, air steam valve operators.....	6.88	.20	.15+a	b	
Steam Jenny, forklift (not over 4 ft.), mechanical heater operators.....	6.80	.20	.15+a	b	
Roller operators.....	6.75	.20	.15+a	b	
Dinky machine operator, firemen (high pressure), power pavement breaker.....	6.60	.20	.15+a	b	
Oiler.....	6.30	.20	.15+a	b	
Crane with boom, 150 ft.—additional \$0.25 per hour.					
Crane with boom, 200 ft.—additional \$0.50 per hour.					
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; E—Thanksgiving Day; F—Christmas Day.					
Footnote:					
a. Employer contributes \$0.15 to supplemental unemployment fund.					
b. 7 paid holidays: A and C through F, and Decoration Day and Good Friday.					
SW-Conn.-2-3-T:					
Power equipment operators:					
Heavy and highway construction:					
Erecting and banding structural steel.....	7.50	.20	.15+a	b	
Front end loader (7 yd. or over), pile driver, crane shovel, dragline, gradall, trenching machine, lighter derrick, paver (concrete), derrick (stiff leg and guy), steel pile sheeting, Kohering loader (scooper).....	7.44	.20	.15+a	b	
Drill (Joy Heavy weight champion or equivalent) side boom, loader (Euclid) mucking machine, pumperete, rock and earth boring machine post and well digger compressor (battery operated), hammer (vibratory), central mix operator, combination hoe and loader (over ½ yd.).....	7.15	.20	.15+a	b	
Asphalt spreader.....	7.00	.20	.15+a	b	
Front end loader (3 yd. or over), grader power stone spreader.....	6.90	.20	.15+a	b	
Well point system, combination hoe and loader.....	6.88	.20	.15+a	b	
Asphalt roller, bulldozer, carryall, maintenance engineer.....	6.75	.20	.15+a	b	
Front end loader (under 3 yd.), roller power chipper fork lift, finishing machine, asphalt plant, firemen (high pressure), power pavement breaker, dinky machine.....	6.60	.20	.15+a	b	
Compressor, pump.....	6.52	.20	.15+a	b	
Batch plant, bulk cement plant, oiler.....	6.25	.20	.15+a	b	
Crane with 150 ft. boom—additional \$0.25 per hour.					
Crane with 200 ft. boom—additional \$0.50 per hour.					
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.					
Footnote:					
a. Employer contributes \$0.15 to supplemental unemployment fund.					
b. 7 paid holidays: A and C through F, and Decoration Day and Good Friday.					
1-TD-SW-Conn.-1-2-3-E:					
Building, heavy, and highway construction:					
Truck drivers:					
2-axle trucks.....	4.70	a	b	c	
3-axle trucks.....	4.80	a	b	c	
4-axle trucks.....	4.90	a	b	c	
2-axle ready-mix.....	4.80	a	b	c	
3-axle ready-mix.....	4.85	a	b	c	
4-axle ready-mix.....	4.95	a	b	c	
Heavy duty trailer—to 40 tons.....	4.85	a	b	c	
Heavy duty trailer—over 40 tons.....	5.00	a	b	c	
Helpers.....	4.70	a	b	c	
Specialized earth moving equipment.....	4.95	a	b	c	
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas.					
Footnotes:					
a. \$11 per week for employees employed over 16 hours and \$0.2675 per hour for employees employed less than 16 hours during the week.					
b. \$14 per week for employees employed over 24 hours and \$0.30 per hour for employees employed less than 24 hours during the week.					
c. 7 holidays: A through F, and Good Friday, provided the employee has 31 calendar days service and is available for work the day preceding and following the holiday.					

SUPERSDED& DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Dredge 1-Atlantic-U:						
Dipper and clamshell dredges:						
Operators	6.02	\$0.25	\$0.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Seawomen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic dredges:						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill boats:						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, welder, machinist	7.1687	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		
Paid holidays: A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Holidays: A through F; Washington's Birthday and Veteran's Day.						
b. Holidays: A through F; Washington's Birthday, and Veteran's Day—6½ days of vacation with pay of 104 days of service; 1 additional day of vacation with pay for each additional 21½ days of service, all in 1 calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in 1 calendar year.						

State: Connecticut; county: Hartford.

Decision No. AM-9,692; Date: Apr. 14, 1972. Supersedes Decision No. AM-1,590, dated Aug. 6, 1971, in 36 F.R. 14548.

Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories), heavy and highway construction and dredging.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
2-Conn.-1-2-3-L:						
Building, heavy and highway construction:						
Asbestos workers:						
East Granby-Enfield-Granby-Hartland-Suffield-Windsor Locks	\$7.60	\$0.34	\$0.15		\$0.01	
Remainder of county	8.365	.37	.23			
Boilermakers	7.25	.40	10%		.01	
Bricklayers, cementmasons-finshers, marble setters, plasterers, stonemasons, terrazzo workers, tile setters (building only):						
Bristol-Plainville	8.60	.20	2%+ .40			
Marion-Canton	8.05	.20	\$0.40			
Berlin-Kensington-New Britain-Newington-Plantsville-Southington	8.50	.15	.40			
Remainder of county	8.50	.35	.25			
Bricklayers, cementmasons, finishers and stonemasons (heavy and highway)						
Carpenters and piledrivers (heavy and highway)						
Carpenters, soft-floor layers, piledrivers (building only):						
Burlington	8.25	.35	.20	a		
Bristol-Plainville-Canton-Berlin-East Berlin-Kingston-Newington-New Britain-Milldale	8.12	.35	.20			
Marion-Plantsville	8.04	.35	.20		.01	
Southington	8.12	.35	.20		.01	
Remainder of county						
Electricians:						
Berlin-Bristol-New Britain-Plainville-Southington-Newington	8.00	.20	1%+ .20		1/4 of 1%	
Hartland	7.30	.25	1%+ .20		1/2 of 1%	
Suffield Township-Thompsonville Village	6.80	.20	1%+ .15		b	
Remainder of county	8.15	.35	1%+ .20		1/2	
Elevator constructors						
Elevator constructors' helpers						
Elevator constructors' helpers (prob.)						
Glaziers:						
Glazing coordinator						
Plate cutter						
Outsde						
Ironworkers: Structural, ornamental, reinforcing						
Laborers (building):						
Laborers, carpenters tenders, wrecking laborers	6.00	.30	.25		.05	
Jackhammer operator, mason tenders, motor mixer, pipelayers, plasterer tenders and power buggy	6.25	.30	.25		.05	
Air track operators, wagon drill operators and sandblasters						
Open air caisson, cylindrical work and boring crew:						
Bottoman						
Topman						
Laborers (heavy and highway):						
Laborers						
Asphalt rakers, adzemen, bracers, burners, concrete and power buggy operators, concrete saw operators, chain saw operators, fence and guardrail erectors, form setters, mortar mixers, pipelayers, riprap and drywall builders, stone spreaders, mason tenders, pneumatic drill operators, tool operators, wagon drill operators, tree trimmers, tree toppers, mitchers, chippers, stumpers and all operations connected	6.25	.30	.25		.05	
Air track operators, block pavers, rammers, curb setters	6.50	.30	.25		.05	
Powdermen and blasters						
Powdermen and blasters	6.75	.30	.25		.05	

NOTICES

SUPERSeded Decisions—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
2-Conn.-1-2-3-L—Continued						
Building, heavy and highway construction—Continued						
Lathers:						
Bristol-Southington	8.25		.15			.01
Enfield-Suffield-Thompsonville-Windsor-Warehouse						
ville	7.60	.45	.25			
Remainder of county	8.70	.20	.30			.01
Lead burners	6.90	.30		e		.01
Line construction:						
Hartland Township:						
Linemen and dynamitemen	5.18	.15	1%		f	1/4 of 1%
Groundman-truck driver	3.85	.15	1%		f	1/4 of 1%
Groundman-experienced	3.41	.15	1%		f	1/4 of 1%
Groundman-inexperienced	2.98	.15	1%		f	1/4 of 1%
Equipment operator	4.37	.15	1%		f	1/4 of 1%
Remainder of county:						
Linemen and dynamitemen	5.18	.10	1%		f	
Groundman-truck driver	3.85	.10	1%		f	
Groundman-experienced	3.41	.10	1%		f	
Groundman-inexperienced	2.98	.10	1%		f	
Equipment operator	4.37	.10	1%		f	
Marble and tile setters' and terrazzo workers' helpers	7.50	.17	\$0.15			
Millwrights: Bristol-Plainville-Canton	8.12	.35	.20			
Painters:						
Berlin-Bristol-Burlington-Hartland-New Britain-Newington-Plainville-Southington-Kensington-Poestville-East Berlin-Milldale-Plantsville-Unionville:						
Brush	7.25	.50	.20			
Bridge	8.50	.50	.20			
Spray	10.875	.50	.20			
Remainder of county:						
Brush	7.50	.20	.20			
Spray	11.25	.20	.20			
Piledrivers (building only): Marlboro						
Plumbers:						
Southington	6.00	.15	.20			
Berlin-Bristol-New Britain-Plainville-East Berlin-Kensington-Newington-Farmington	9.05	.30	.30			
Remainder of county	8.65	5%	5%			.15
Roofers:						
Composition	7.55	\$0.325	\$0.35	\$0.30		
Composition helper—class A	6.975	.325	.35	.30		
Composition helper—class B	3.50	.325	.35	.30		
Slate, tile, precast concrete	8.05	.325	.35	.30		
Sheet metal workers	8.25	.25	.26			.02
Sprinkler fitters	8.00	.25	.40			.05
Steamfitters:						
Southington	6.00	.15	.20			
Berlin-Bristol-New Britain-Plainville	9.05	.30	.30			
Remainder of county	8.54	.50	.30			.05
Waterproofers	7.55	.325	.35	.30		
Welders—receive rate prescribed for craft performing operation to which welding is incidental.						
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Paid holidays: C, D, and E.						
b. \$0.15 per man per week.						
c. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% of basic hourly rate for 6 months to 5 years of service as vacation pay credit.						
d. Holidays: A through F.						
e. Holidays: A through F, Washington's Birthday and Good Friday, provided the employee has worked at least 45 full days during the 120 calendar days prior to the holiday and the regularly scheduled workdays preceding and following the holidays.						
f. Holidays: A through F, and Good Friday, provided the employee has been employed for at least 10 working days prior to the holiday and is available for work the day before and after the holiday.						
g. Paid holidays: B, C, and D.						
h. Paid holidays: A through F plus Good Friday.						
SW-Conn.-1-P:						
Lever equipment operators: Building construction:						
Derrick, hoist (2 drums or over), structural steel (hoisting and handling), stone setting, pile-driver, lighter derrick, stiff leg and guy derrick	\$7.50	.20	.15+a		b	
Tower crane, dragline, Gradall, hoist, Kohering scooper loader and/or hoe, shovel, front-end loader (3 yd. or over) forklift (over 4 ft. lift)	7.40	.20	.15+a		b	
Maintenance engineer	7.30	.20	.15+a		b	
Boiler (portable—high pressure), hammer (vibratory), front-end load (3-7 yd.), Coleman loader and screening plant or similar equipment, drill (Joy—heavyweight champion or equivalent), mucking machine, pumperete, rock and earth boring machine, compressor (battery operated) posthole and well digger, conveyor, central mix operator, combination hoe and loader (over 3/4 yd.)	7.15	.20	.15+a		b	
Asphalt spreader	7.15	.20	.15+a		b	
Bulldozer operator	7.05	.20	.15+a		b	
Grader, scraperpan, carryall operator	6.95	.20	.15+a		b	
Combination hoe and loader	6.95	.20	.15+a		b	
Concrete mixer (3 bags or over), front-end loader (under 3 yd.), powerstone spreader	6.90	.20	.15+a		b	
Compressor, generator, pump and well point operator, welding machine, air steam valve operators	6.88	.20	.15+a		b	
Steam Jenny, forklift (not over 4 ft.), mechanical heater operators	6.80	.20	.15+a		b	
Roller operators	6.75	.20	.15+a		b	
Dinky machine operator, firemen (high pressure), power pavement breaker	6.60	.20	.15+a		b	
Oiler	6.30	.20	.15+a		b	
Crane with boom, 150 ft.—additional \$0.25 per hour.						
Crane with boom, 200 ft.—additional \$0.50 per hour.						
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; E—Thanksgiving Day; F—Christmas Day.						
Footnote:						
a. Employer contributes \$0.15 to supplemental unemployment fund.						
b. 7 paid holidays: A and C through F, and Decoration Day and Good Friday.						

SUPERSDEDAS DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
SW-Conn.-2-3-T						
Power equipment operators: Heavy and highway construction:						
Erecting and handling structural steel	7.50	.20	.15+a	b		
Front-end loader (7 yd. or over), piledriver, crane shovel, dragline, Gradall, trenching machine, lighter derrick, paver (concrete), derrick (stiff leg and guy), steel pile sheeting, Kohering loader (scooper)	7.44	.20	.15+a	b		
Drill (Joy—heavyweight champion or equivalent) side boom, loader (Euclid), mucking machine, pumpcrete, rock and earth boring machine post and well digger compressor (battery operated), hammer (vibratory), central mix operator, combination hoe and loader (over $\frac{3}{4}$ yd.)	7.15	.20	.15+a	b		
Asphalt spreader	7.00	.20	.15+a	b		
Front-end loader (3 yd. or over), grader power stone spreader	6.90	.20	.15+a	b		
Well point system, combination hoe and loader	6.88	.20	.15+a	b		
Asphalt roller, bulldozer, carryall, maintenance engineer	6.75	.20	.15+a	b		
Front-end loader (under 3 yd.), roller, power chipper forklift, finishing machine, asphalt plant, firemen (high pressure), power pavement breaker, dinky machine	6.60	.20	.15+a	b		
Compressor, pump	6.52	.20	.15+a	b		
Batch plant, bulk cement plant, oiler	6.25	.20	.15+a	b		
Crane with 150 ft. boom—additional \$0.25 per hour						
Crane with 200 ft. boom—additional \$0.50 per hour						
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnote:						
a. Employer contributes \$0.15 to supplemental unemployment fund.						
b. 7 paid holidays: A and C through F, and Decoration Day and Good Friday.						
1-TD-SW-Conn.-1-2-3-E:						
Building, heavy, and highway construction: Truckdrivers:						
2-axle trucks	4.70	a	b	c		
3-axle trucks	4.80	a	b	c		
4-axle trucks	4.90	a	b	c		
2-axle ready-mix	4.80	a	b	c		
3-axle ready-mix	4.85	a	b	c		
4-axle ready-mix	4.95	a	b	c		
Heavy-duty trailer—to 40 tons	4.85	a	b	c		
Heavy-duty trailer—over 40 tons	5.00	a	b	c		
Helpers	4.70	a	b	c		
Specialized earth-moving equipment	4.95	a	b	c		
Paid holidays (where applicable): A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. \$11 per week for employees employed over 16 hours and \$0.2675 per hour for employees employed less than 16 hours during the week.						
b. \$14 per week for employees employed over 24 hours and \$0.30 per hour for employees employed less than 24 hours during the week.						
c. 7 holidays: A through F, and Good Friday, provided the employee has 31 calendar days service and is available for work the day preceding and following the holiday.						
Dredge I-Atlantic-V:						
Dipper and clamshell dredges:						
Operators	6.02	\$0.25	\$0.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic dredges:						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill boats:						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, welder, machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		
Paid holidays: A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. Holidays: A through F; Washington's Birthday and Veteran's Day.						
b. Holidays: A through F; Washington's Birthday and Veteran's Day—6½ days of vacation with pay for 104 days of service; 1 additional day of vacation with pay for each additional 21½ days of service, all in 1 calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in 1 calendar year.						

NOTICES

SUPERSEDAS DECISIONS—Continued

State: Kansas; County: Shawnee.

Decision No. AM-6,717; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-3,623, dated Aug. 25, 1971, in volume 36, page 16849.

Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories).

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
10-Kansas-1-o:						
Building construction:						
Asbestos workers	\$7.95	\$0.30	\$0.30			\$0.92
Boilermakers	7.80	.30	.85			.02
Boilermakers helpers	7.55	.30	.85			.02
Bricklayers; stonemasons	7.45	.275	.25			
Carpenters:						
Carpenters	6.55	.275	.25			.05
Millwrights; piledrivers	6.925	.275	.25			.05
Cementmasons:						
Cementmasons	6.70	.275	.25			
Machine operators	6.825	.275	.25			
Composition color or chloride additives	6.95	.275	.25			
Electricians:						
Electricians	8.00	.25	1%+ .30			2/10%
Cable splicers	8.80	.25	1%+ .30			2/10%
Elevator constructors	7.57	.195	\$0.30	2%+a+b		
Elevator constructors' helpers	70%JR	.195	.20	2%+a+b		
Elevator constructors' helpers (prob.)	50%JR					
Glaziers	\$0.49	.35	.20	5%+c	\$0.01	
Ironworkers:						
Ornamental; structural	8.50	.25	.25	\$0.25	.05	
Reinforcing	8.50	.25	.25	.25	.05	
Laborers:						
General laborer	5.65	.275	.25			
Power tool operators; compactors; concrete breakers; chipping tools; drilling tools; concrete saws; mechanically operated Georgia buggy	5.85	.275	.25			
Mason tenders; mortar mixers for masons and cement finishers; all stocking scaffold; cleanup for masons (building and wrecking)	6.00	.275	.25			
Plaster tenders	6.00	.275	.25			
Sand and concrete gun nozzleman and powderman	6.05	.275	.25			
Lathers	6.675	.20	.25			
Painters:						
Brush; drywall; sanding; taping	6.85	.275				.01
Painting of structures over 50 ft. (all types)	7.45	.275				.01
Spray	7.75	.275				.01
Plasterers	7.125					.01
Plumbers; steamfitters	8.45	.15	.20			.02
Roofers:						
Flat, slate and tile; dampers and waterproofer	6.49	.18	.40			
Using pitch	7.34	.18	.40			
Sheet metal workers	7.05	.15	.52	.57		.01
Soft-floor layers	6.875	.275	.20	7%	.03	
Sprinkler fitters	8.00	.25	.40			.05
Tile setters	6.30					
Tile setters' helpers	4.50					
Truckdrivers:						
Light, pickups, station wagons	5.875	.275	.25			
Medium flatbeds and dumps, 5 tons or less; warehousemen and partsmen	5.975	.275	.25			
Trucks over 5 tons and semitrailers	6.225	.275	.25			
Welders: Receive rate prescribed for craft performing operation to which welding is incidental.						
Paid holidays: A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
Footnotes:						
a. 1st 6 months—none; 6 months to 5 years—2%; over 5 years—4%; of basic hourly rate.						
b. Paid holidays: A through F.						
c. Paid holidays: A through F, plus Friday after Thanksgiving Day.						
Kansas-2-PEO-1-K:						
Building construction: Power equipment operators:						
Group I: Frankie-type piledriving machine; tower cranes and derricks; boiler (2); boom cat, boring machine, ditching machine; concrete ready-mix plant; crane, truck crane, clamshell, dragline; dozer, scraper, all types, patrol; firemen (when operation steam or air valve); Grad-all; Hi-loaders; hoist, 2-drum; locomotive; mechanic or welder; mixer/mobile; paver; or any other machine with power swing; piledriver operator; power shovel; pump, concrete or other material	7.70	.26	.25	\$0.50	.05	
Group II: A-frame truck; Barber-Greene loader or similar type; boiler (1); ditching machine, small; elevator operator; firemen; forklift; greaser, equipment; hoist, 1 active drum; Hydrammer; jeep dumper; mixer, other than paver; power broom; pump, 4 in. or larger; small machine engineer; welding machine (1)	7.30	.26	.25	.50	.05	
Group III: Farm tractor (without attachments); and oiler	6.50	.26	.25	.50	.05	
Group IV: Crane, truck crane, clamshell, dragline; piledriver operator and power shovel:						
100 ft. of boom or over (including jib); or 2 yd. capacity or over	7.95	.26	.25	.50	.05	
Booms 200 ft. and over	8.20	.25	.25	.50	.05	
Motor crane oiler	6.75	.25	.25	.50	.05	
Farm tractor with attachments	6.75	.25	.25	.50	.05	
Hoist, each additional drum over 2—an additional \$0.25.						
Kansas-1-PEO-2-J:						
Site preparation and grading: Power equipment operators: Master mechanic	6.50	.26	.26	.25	.05	
Group I: Asphalt paver and spreader; back hoe; boring machine; clamshell; concrete mixer paver operator; concrete central plant operator (automatic); crane, truck crane, Pitman crane Hydrammer or any machine with power swing; derrick or derrick trucks; dragline operator; dredge operator; ditching machine; Euclid loader; hoist—2 active drums; loader, all types; mechanic or welder; Mixer/mobile; multiunit scraper; piledriver operator; power shovel operator; Quad track; sideboom cat—cherry picker; skimmer scoop operator						
Group II:						
Asphalt plant operator; elevating grader operator; pushcart operator	6.00	.25	.25	.25	.05	
Blades, all types; dozer; scoop operator, all types	6.25	.25	.25	.25	.05	
Group III:						
A-frame truck; asphalt roller operator; asphalt plant boiler fireman; backfill operator; Barber-Greene loader; boiler—other than asphalt; bulk float operator; churn drill operator; compressor operator (1); concrete central plant operator; concrete mixer operator skip; concrete pump operator; crusher operator; distributor operator; finish machine operator—concrete; fireman other than asphalt; Flex plane operator; forklift; form grader operator; greaser; hoist—1 drum; jeep ditching machine; pavement breaker, self-propelled (of the Hydrammer or similar type); pump operator, 4 in. or over (2); pump operator, other than dredge; screening and wash plant operator; small machine operator; spreader box operator, self-propelled; tractor operator over 50 h.p.	5.75	.25	.25	.25	.05	

NOTICES

7459

SUPERSEDING DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
Kansas-1-PEO-2-J—Continued							
Site preparation and grading—Continued							
Group III—Continued							
Self-propelled roller operator, other than asphalt; siphon and jets; subgrading machine operator; tank car heater operator, combination booster and boiler; towboat operator; vibrating machine operator, not hand.	5.75	.25	.25	.25	.05		
Group IV: Concrete gang saw, self-propelled (con-cut); conveyor operator; harrow, disc seeder; oiler; tractor operator, 50 hp. or less without attachments.	5.40	.25	.25	.25	.05		
Group V: Oiler, motor crane.	5.50	.25	.25	.25	.05		
Kan-1-Lab-2-3-d:							
Site preparation and grading: Laborers:							
Board mat weavers and cable tiers; georgia buggies (manually operated); mixerman no-skip lift; nailers; salamander tenders; trackmen; tractor swamper; truck dumper; wire mesh setter; water pump up to 4 in.; all other common labor.	4.10	.175	.25				
Air tool operator; cement handlers, bulk; chain saw; georgia buggies (mechanically operated); grade men; hot mastic kettleman; crusher feeder; jointman; jute man; mason tender; material batch hopper and scaleman; mixerman; pierholeman working hole 10 or more ft. deep; pipe-layer, drainage (concrete and/or corrugated metal); signalman (crane); truck dumper, dry batch; vibrator operator; wagon and churn drill operator.	4.25	.175	.25				
Asphalt raker; Barco tamper; concrete saw; creosote materials (handling and/or applying); nozzle burner (cutting torch).	4.35	.175	.25				
Conduit pipe, tile and duct line setter; form setter and liner on concrete paving; powderman, sandblasting and gunnite nozzle men; sanitary sewer pipelayer.	4.50	.175	.25				
Kan-1-TD-2-K:							
Site preparation and grading:							
Truckdrivers:							
Pickups, panel trucks, station wagons.	4.42	.275	.25				
Flatbeds, dump and batch trucks, single-axle.	4.57	.275	.25				
Tandem trucks.	4.62	.275	.25				
Lowboys, semitrailers, all transit mixer trucks (single or tandem axle) A-frame and winch trucks when used as such.	4.67	.275	.25				
Euclid, end and bottom dump, Tournarockers, Athneys, dumpsters and similar off-road equipment and mechanics on such equipment.	4.70	.275	.25				
Warehousemen or partsmen, mechanic helper.	4.67	.275	.25				
Servicemen.	4.67	.275	.25				
Kansas Line Construction No. 1							
Line construction:							
Lineman.	6.40	.25	1%		1%		
Cable splicers.	6.72	.25	1%		1%		
Groundman, over 1 year.	4.04	.25	1%		1%		
Groundman, 1st year.	3.19	.25	1%		1%		
Powderman.	5.35	.25	1%		1%		
Line truck and equipment operator:							
1st year.	4.14	.25	1%		1%		
2d year.	4.92	.25	1%		1%		
Over 2 years experience.	5.35	.25	1%		1%		
State: Kansas; Counties: Johnson, Leavenworth, Miami, and Wyandotte.							
Decision No. AM-6,718; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-3,622, dated Aug. 25, 1971, in volume 36, page 16843.							
Description of work: Highway construction.							
Classification	Basic hourly rates						
		H & W	Pensions	Vacation	App. Tr.	Other	
Carpenters and piledrivermen:							
Carpenters; piledrivermen (Johnson, Leavenworth, and Wyandotte Counties).	\$7.55	\$0.23	\$0.15		\$0.04		
Carpenters (Miami County).	7.175	.23	.15		.04		
Piledrivermen (Miami County).	7.55	.23	.15		.04		
Cementmasons.	8.905	.20	.45	\$0.50	.05		
Electricians:							
Johnson County (that portion east of Monticello, Olather and Spring Hill Townships); Leavenworth County (Delaware, High Prairie, Kickapoo and Leavenworth Townships) and Wyandotte County.	7.95	.15	1% + .20	.70	.03		
Miami County and the remainder of Johnson and Leavenworth Counties.	8.00	.25	1% + .30		2/10%		
Kansas-3-LAB-2-3:							
Leavenworth County: Laborers:							
Board mat weaver and cable tier; carpenter tender; form setter helpers; georgia buggies (manually operated); mixerman; no-skip lift; nailer; powderman helpers; salamander tender; trackman; truck dumper; water pumps up to 4 in.; all other construction and general laborers.	3.60	.15	\$0.20				
Air tool operator; asphalt raker and ironer; Barco tamper; bricklayer tender; cement handler; bulk; chain saw-cement saw, concrete feeder; georgia buggies (mechanically operated); hot mastic kettleman; material batch hopper and scaleman; mortar mixers; nozzle burner (cutting torch); signalman (crane); storm sewer pipelayer; tile layer (sewer); vibrator operator; wagon and churn drill operator; wood, concrete block, and brick setter.	3.75	.15	.20				
Former settler and liner; concrete paving; gunniting and sandblasting; powderman.	3.85	.15	.20				
Kan-7-LAB-2-3-d:							
Miami County: Laborers:							
Mixer, no-skip lift; nailers; salamander tenders; board mat weavers and cable tiers; carpenters tenders; trackmen; manually operated georgia buggies, water pumps up to 4 in.; all other construction and general laborers.	3.35	.175	.25				
Air tool operator; cement handler (bulk or sack); chain saw; concrete saw; concrete pumper (mechanical tools); mechanically operated georgia buggies; material batch hopper and scaleman; mixerman; pierholeman working below ground (over 10 ft.); riprap pavers; signalman; vibrator operator; transmission lines; wood-concrete block and brick setter; swinging scaffold supported by a nonrigid member; all work in connection with hydraulic or general dredging operations; all work in connection with sewer, water, drainage; conduit pipe, tile and duct lines; wire mesh setter (concrete paving); crusher feeder; handler, creosote ties and materials.	3.50	.175	.25				
Willow mat weavers; nozzle burners (cutting torch); hot mastic kettleman.	3.65	.175	.25				
Asphalt raker; Barco tamper operator; form setter and liner on concrete paving; hand blade operator; rubbing concrete; steel paving form setter; wagon and churn drill operator; air track drill operator.	3.80	.175	.25				

NOTICES

SUPERSeded DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
100-Kan-LAB-2-3-H:						
Johnson and Wyandotte Counties: Laborers:						
General laborer: Carpenter tenders, salamander tenders, dumpman and ticket takers on stock piles, flagmen, loading trucks under bins, hoppers and conveyors, trackmen and all other general laborers.	6.805	.40	.40	.50	\$0.10	.....
First semiskill: Air tool operator, cement handler (bulk or sack), chain or concrete saw, deck hands, dumpman on earth fill, grade checkers on cuts and fills, georgia buggies man, material batch hopperman, scallman, material mixerman (except on manholes, cofferdams, abutments and pierholemen working below ground, riprap pavers rock, block or brick, signalman, scaffolds over 10 ft., not self-supported from ground up, skipman on concrete paving, vibrator man, wire mesh setters on concrete paving, all work in connection with sewer, water, gas, gasoline, oil, drainage pipe, conduit pipe, tile and duct lines and all other pipelines, power tool operator, all work in connection with hydraulic or general dredging operations, form setter helpers puddlers (paving only).	6.90	.40	.40	.50	.10	.....
Second semiskill: Crusher feeder, men handling creosote ties or creosote materials, men working with and handling epoxy material or materials (where special protection is required), head pipelayer on sewer work, topper of standing trees, batterboard man on pipe and ditch work, feeder man on wood pulverizers, board and willow mat weavers and cable tiers on river work, all laborers working on underground tunnels where compressed air is not used.	7.00	.40	.40	.50	.10	.....
Third semiskill: Spreader or screedman on asphalt machine, asphalt raker, laser beam man, Barco tamper, Jackson or any other similar tamper, wagon driller, churn drills, air track drills and all other similar drills, cutting torch man, form setters, liners and stringline men on concrete paving, curb, gutters, etc., hot mastic kettleman, hot tar applicator, hand blade operators, manhole builders helpers and mortar men on brick or block manholes, sand-blasting and Gunite nozzlemen, rubbing concrete, air tool operator in tunnels.	7.125	.40	.40	.50	.10	.....
Fourth semiskill: Manhole builder (brick or block), dynamite and powdermen, welder, lead-man or working foreman, tunnel leadman or working foreman.	7.225	.40	.40	.50	.10	.....
Kansas-1-PEO-3:						
Miami County: Power equipment operators:						
Class II—Master mechanic.	5.25	.25	.25	.....	.05	.....
Group I: Asphalt paver and spreader; back hoe; boring machine; clamshell; concrete mixer paver operator; concrete central plant operator (automatic); crane, truck crane, Pitman crane-hydro crane or any machine with power swing; derrick or derrick trucks; dragline operator; dredge operator; ditching machine; Euclid loader; hoist—2 active drums; loader, all types; mechanic or welder; mixermobile; multilift scraper; piledriver operator; power shovel operator; Quad track; sideboom cat-cherry picker; skimmer scoop operator.	5.00	.25	.25	.....	.05	.....
Group II:						
Asphalt plant operator; elevating grader operator; pushcart operator.	4.75	.25	.25	.....	.05	.....
Blades, all types; dozer; scoop operator, all types.	4.75	.25	.25	.....	.05	.....
Group III: A-frame truck; asphalt roller operator; asphalt plant boiler fireman; backfiller operator; Barber-Greene loader; boiler—other than asphalt; bull float operator; churn drill operator; compressor operator (I); concrete central plant operator; concrete mixer operator; skip; concrete pump operator; crusher operator; distributor operator; finish machine operator—concrete; fireman other than asphalt; Flex plane operator; forklift; form grader operator; greaser; hoist—1 drum; jeep ditching machine; pavement breaker, self-propelled (of the Hydrammer or similar type); pump operator, 4 in. or over, 2-pump operator, other than dredge; screening and wash plant operator; small machine operator; spreader box operator, self-propelled; tractor operator over 50 h.p.; self-propelled roller operator, other than asphalt; siphons and jets; subgrading machine operator; tank-car heater operator, combination booster and boiler; towboat operator; vibrating machine, not hand.	4.50	.25	.25	.....	.05	.....
Group IV: Concrete gang saw, self-propelled (con-cut); conveyor operator; harrow, disc seeder; oiler; tractor operator, 50 h.p. or less without attachments.	4.15	.25	.25	.....	.05	.....
Group V: Oilier, motor crane.	4.25	.25	.25	.....	.05	.....
100-Kan-PEO-2-3-h:						
Johnson, Leavenworth, and Wyandotte Counties: Power equipment operators:						
Group I: Asphalt paver and spreader; Auto Grader; back hoe; blade operator, all types; boilers (2); booster pump on dredge; boring machine (truck or crane mounted); bulldozer operator; clamshell operator; compressor maintenance operator (2); concrete plant operator—central mix; concrete mixer paver; crane operator; derrick or derrick trucks; ditching machine; dragline operator; dredge engineman; dredge operator; driller with compressor mounted on cat; drilling or boring machine, rotary, self-propelled; high loader—forklift; locomotive operator, standard gage; mechanics and welders; maintenance operator; mucking machine; piledriver operator; Pitman crane operator; pump (2); Quad-Trac; scoop operator—all types; scoops in tandem; self-propelled rotary drill (Leroy or equal—not Air Trac); shovel operator; side discharge spreader; sideboom cats; skimmer scoop operator; throttle man; truck crane; welding machine maintenance operator (2).	8.00	.40	.40	.50	.10	.....
Group II: A-frame truck; asphalt hot mix silo; asphalt plant fireman, drum or boiler; asphalt plant mixer operator; asphalt plant operator; asphalt roller operators; backfiller operator; chip spreader; concrete batch plant, dry—power operated; concrete mixer operator, skip loader; concrete pump operator; crusher operator; elevating grader operator; greaser; hoisting engine—1 drum; LeTourneau rooter; multiple compactor; pavement breaker, self-propelled, of the Hydrammer or similar type; power shield; stump cutting machine; towboat operator; tractor operator—over 50 hp.	7.75	.40	.40	.50	.10	.....
Group III: Boilers (1); chip spreader (frontman); churn drill operator; compressor maintenance operator (1); concrete saws, self-propelled; conveyor operator; distributor operator; finishing machine operator; fireman, rig; float operator; form grader operator; oiler driver, all types; pump; pump maintenance operator, other than dredge; roller operator, other than high type asphalt; screening and washing plant operator.	7.50	.40	.40	.50	.10	.....
Self-propelled street broom or sweeper; siphons and jets; subgrading machine operator; tank car heater operator—combination boiler and booster; tractor—50 hp. or less, without attachments; vibrating machine operator, not hand; welding machine maintenance operator (1).	7.50	.40	.40	.50	.10	.....
Group IV:						
Mechanic's helper; oiler.	7.25	.40	.40	.50	.10	.....
Clamshells, 3 yd. or over.	8.25	.40	.40	.50	.10	.....
Crane or rigs, 80 ft. of boom or over (including jib).	8.25	.40	.40	.50	.10	.....
Crane or rigs, 200 ft. of boom or over.	8.50	.40	.40	.50	.10	.....
Dragline, 3 yd. or over.	8.25	.40	.40	.50	.10	.....
Hoisting engine—each additional drum over 1 drum.	8.00	.40	.40	.50	.10	.....
Piledrivers, 80 ft. of boom or over (including jib).	8.25	.40	.40	.50	.10	.....
Shovels, 3 yd. or over.	8.25	.40	.40	.50	.10	.....
Men working in tunnels or shafts (not air shafts or cofferdams) of 25 ft. or more in length or depth will be paid 50 cents per hour above the regular classification.						

SUPERSEDED DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
11-Kansas-TD-2-g:						
Miami County: Truckdrivers:						
Flatbed drivers	5.50	.25	.25	.50		
Station wagons	5.50	.25	.25	.50		
Pickup trucks	5.50	.25	.25	.50		
Material trucks	5.50	.25	.25	.50		
Material trucks, tandem	5.50	.25	.25	.50		
Semitrailers	5.50	.25	.25	.50		
Winch trucks	5.50	.25	.25	.50		
Distributor drivers and operators	5.50	.25	.25	.50		
Agitator and transit-mix	5.50	.25	.25	.50		
Tank wagon drivers, single-axle	5.50	.25	.25	.50		
Insley wagon dump trucks; dumpsters; half-tracks; Speedace; Euclids and other similar equipment	5.50	.25	.25	.50		
Derrick trucks	5.50	.25	.25	.50		
A-frame driver	5.50	.25	.25	.50		
Float or lowboy driver	5.50	.25	.25	.50		
Mechanics	5.50	.25	.25	.50		
Mechanics helper, oilers and greasers	5.50	.25	.25	.50		
100-Kansas-TD-2, 3-d:						
Johnson, Leavenworth, and Wyandotte Counties: Truck drivers:						
1 team; station wagons; pickup trucks; material trucks, single-axle; tank wagon drivers, single-axle	7.39	.25	.50	.50		
Material trucks, tandem; 2 teams; semitrailers; winch truck—fork trucks; distributor drivers and operators; agitator and transit mix; tank wagon drivers, tandem or semitrailer; Insley wagons; dump trucks; excavation, 5 cu. yd. and over; dumpsters; half-tracks; Speedace, Euclids, and other similar excavating equipment	7.59	.25	.50	.50		
A-frame; lowboy; boom truck drivers	7.90	.25	.50	.50		
Mechanics and welders	8.05	.25	.50	.50		
Mechanics' helpers, oilers and greasers	7.165	.25	.50	.50		
Kansas Line Construction No. 1:						
Western 1/4 of Johnson County; southwest 3/4 of Leavenworth County and Miami County: Line construction:						
Lineman	6.40	.25	1%	1%		
Cable splicers	6.72	.25	1%	1%		
Groundman, over 1 year	4.04	.25	1%	1%		
Groundman, 1st year	3.19	.25	1%	1%		
Powderman	5.35	.25	1%	1%		
Line truck and equipment operator:						
1st year	4.14	.25	1%	1%		
2d year	4.92	.25	1%	1%		
Over 2 years experience	5.35	.25	1%	1%		
Kansas Line Construction No. 2:						
Wyandotte County and remainder of Johnson and Leavenworth Counties: Line construction:						
Lineman	7.10	.10	1%+	15		
Lineman operator	6.70	.10	1%+	15		
Lineman mechanic	5.69	.10	1%+	15		
Groundman jackhammer operator	4.625	.10	1%+	15		
Groundman driver	4.625	.10	1%+	15		
Groundman powderman	4.88	.10	1%+	15		
Groundman	4.625	.10	1%+	15		
Groundman (1st year)	4.28	.10	1%+	15		
State: Oklahoma; Tulsa County.						
Decision No. AM-11,411; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-3,602, dated Aug. 25, 1971; in 36 F. R. 16758.						
Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories).						
Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
11-Oklahoma-1-M:						
Asbestos workers	86.55		\$0.20			\$0.025
Boilermakers	6.50	\$0.30	.40		.01	
Bricklayers; stonemasons	6.64	.30	.35	\$0.32		.06
Carpenters	6.41	.15				.03
Cementmasons:						
Cementmason	6.42					.03
Power tool operator	6.67					.03
Electricians	6.25	.29	1%+	10	.24	.04
Cable splicers	6.50	.29	1%+	10	.24	.04
Elevator constructors	6.23	.175	\$0.20	2%+a+b		
Elevator constructors' helpers	70%JR	.175	.20	2%+a+b		
Elevator constructors' helpers (probationary 6 months)	50%JR					
Glaziers	5.875		.30			.01
Ironworkers: Structural; ornamental; reinforcing	6.85	.15	.15			.03
Labors:						
Labors	4.15					
Air tool operators (jackhammer, vibrator); mason tender; mortar mixers; pipelayers (concrete and clay); plasterers tenders	4.35					
Wagon drill operator	4.55					
Powderman or blaster	5.00					
Lathers	5.625					
Marble setters	4.95	.25	.10	\$0.25		.05
Marble and tile setters	3.90					
Millwrights	6.71	.15				.03
Painters:						
Brush	5.96					
High work and stage	6.35					
Spray and sandblasting	6.60					
Hot or bituminous	7.25					
Sheetrock handtools	5.95					
Sheetrock power tools	6.30					
Hazardous work	8.15					
Piledrivers	6.71	.15				.03
Pipefitters	7.11	.35	.40			.05
Plasterers	6.06					.01
Plumbers	7.11	.35	.40			.05

NOTICES

SUPERSEDES DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
11-Oklahoma-1-M—Continued						
Roofers	5.65		.25			.04
Sheet metal workers	6.30	.20	.40			.08
Soft-floor layers	5.12		.15	.18		.03
Sprinkler fitters	5.25		.40			.05
Terrazzo workers	3.90					
Terrazzo workers' helpers	4.00					
Terrazzo workers' helper, floor machine operator	4.20					
Terrazzo workers' helpers, base machine operator	5.25					
Tile layers						
Truckdrivers						
Truckdrivers, including pickup, 1½ tons or 2½ yd., up to but not including 3 tons or 4 yd. such as dump trucks, flatbeds, stake body or bus driver	4.50					
3 tons or 4 yd., up to but not including 4 tons or 6 yd.	4.55					
5 tons or 6 yd. and over, including heavy equipment	4.65					
Truckdrivers' helpers	4.45					
Tractor-trailer and similar equipment	4.65					
Footnotes:						
a. 1st 6 months—none; 6 months to 5 years—2%; over 5 years—4% of basic hourly rate.						
b. Paid holidays—A through F.						
Paid holidays: A—New Years' Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
77-Oklahoma-1-F:						
Power equipment operators:						
All crane-type equipment with 100 ft. of boom or over (including jib), all tower cranes and all crane-type equipment of 3 cu. yd. or more	6.85	.25	.25			.07
Heavy duty mechanician; welder; crane-hook and overhead monorail; Whirley; derrick; piledriver engineer; dragline; shovel; clamshell; backhoe; sideboom; Gradall; Hydro crane; hoists while operating 2 or more drums; cherry picker	6.60	.25	.25			.07
Motor patrol (blade); dozer (engine h.p. 65 or more); scraper type equipment; Tournapull; DW 10, 15, 16, 20, 21, and similar rubber-tired equipment; Euclid, TS-24 and similar; loader operator or Hi-lift (engine h.p. 65 or over); asphalt lay machine; tall boom; conveyor—multiple, panel board control; power driver; hole digger; trenching machine; Fordson tractor or like equipment with hoe or loader equipment or ditcher	6.45	.25	.25			.07
Locomotive engineer; boring machine; tugboat; mixer, 18 cu. ft. and over; sand barge; dredging machine; tugger; hoist—when operating 1 drum; welding machine, 3 to 6; air compressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1); pumps, battery, 3 to 6; forklift and similar equipment; generator plant engineers, diesel electric; winch truck with A-frame; pumps, battery, 3 to 6; batch plant operator (portable); roller, all types; elevator, building type or personnel hoist; concrete buster or tamper; heaters under jurisdiction of operations engineers; fireman; boiler operator; crushing plants; oiler distributor; Pulvimixer; farm tractor—with or without attachments; conveyor operator—dual, continuous or belt—bulk handling; screed operator; concrete pump; form grader; screening plant; well point pump operator; signalman on large Whirleys when and if required	6.20	.25	.25			.07
Operator for rotary drilling machines when operated from console or machine	6.20	.25	.25			.07
Concrete mixer, with hopper less than 13 cu. ft.; air compressor, 500 cu. ft. and under (1 or 2); welding machine (1 or 2); pump (1 or 2); fuelman; conveyor operator—single—continuous belt—bulk handling	5.70	.25	.25			.07
Greaser; tilt top trailer operator	5.80	.25	.25			.07
Asphalt lay machine back end man; helpers	5.50	.25	.25			.07
Track crane operator or truck crane driver	5.40	.25	.25			.07
Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.						
Engineers of all classifications when working in caverns or tunnels shall receive 25 cents per hour above all the above listed rates.						
Oklahoma Line Construction:						
Linemen	5.95		1%			1%
Cable splicers	6.35		1%			1%
Hole digger operator	5.41		1%			1%
Heavy equipment operator (or pole cats equivalent)	5.41		1%			1%
Line truck driver (winch operator)	4.90		1%			1%
Jackhammer man	4.47		1%			1%
Powdermen	5.41		1%			1%
Groundmen	3.98		1%			1%
Groundmen, 1st year	2.98		1%			1%
Truckdriver (flatbed, ton and half and under)	4.21		1%			1%
State: Oklahoma; Oklahoma County.						
Decision No. AM-11,412; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-3,601, dated Aug. 25, 1971; in 36 F.R. 16755.						
Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories).						
Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
10-Oklahoma-1-J:						
Asbestos workers	\$6.45	\$0.10	\$0.20			
Boilermakers	6.00	.30	.40			\$0.01
Bricklayers—stonemasons	7.12		.25			.02
Carpenters:						
Carpenters	5.90	.20				.02
Millwrights	6.15	.20				.02
Piledrivermen and power saw operator	6.15	.20				.02
Cementmasons	6.65					
Electricians:						
Electricians (zone 1)	6.80	.15	1%+ .10			1%
Electricians (zone 2)	7.00	.15	1%+ .10			1%
Cable splicers (zone 1)	7.05	.15	1%+ .10			1%
Cable splicers (zone 2)	7.25	.15	1%+ .10			1%
Elevator constructors	6.67	.17	\$0.185	2%+ a+b		
Elevator constructors' helpers	70%JR	.17	.185	2%+ a+b		
Elevator constructors' helpers (probationary)	50%					
Glaziers	\$5.82					
Ironworkers: Structural; ornamental; reinforcing	6.85	.15	.15			\$0.03
Laborers:						
Air tool operator (jackhammer, vibrator); mason tenders; mortar mixers; pipelayers (concrete and clay); plasterers' tenders	4.18					
Unskilled	4.03					
Lathers	6.475					.01
Marble masons	5.60					

SUPERSeded DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
10—Oklahoma—1-J—Continued						
Painters:						
Brush, tapping and bedding	5.25	.15	.20	\$0.15	.01	
Spray painting and sandblasting under 30 ft.	5.75	.15	.20	.15	.01	
Spray painting and sandblasting over 30 ft.	6.25	.15	.20	.15	.01	
Paperhangers	6.25	.15	.20	.15	.01	
Hazardous work	5.75	.15	.20	.15	.01	
Plasterers	6.475					.01
Plumbers—steamfitters	6.97	.25	.30		.05	
Roofers	5.65		.25		.04	
Sheet metal workers	5.20	.15	.15		.02	
Soft-floor layers:						
Resilient floor layers	5.35	.15				
Carpet layers	5.35	.15				
Sprinkler fitters	7.60	.25	.40		.05	
Terrazzo workers	5.05					
Terrazzo workers' helpers	3.90					
Terrazzo floor machine man	4.05					
Terrazzo base machine man	4.25					
Tile setters	5.25					
Tile and marble helpers:						
Intermediate helpers	3.60					
Experienced helpers	3.75					
Truckdrivers:						
Truckdrivers for heavy equipment, such as lowboys, heavy winch and floats	3.40					
Heavy earth-moving equipment such as Euclid, Mississippi wagons, 10 yd., and tall dumps	3.60					
Truckdrivers and swimmers, such as dump trucks, flatbeds, stake bodies and $\frac{3}{4}$ - and $\frac{1}{2}$ -ton pickup trucks	3.30					
Footnotes:						
a. 1st 6 months—none; 6 months to 5 years—2% over 5 years—4% of basic hourly rate.						
b. Paid holidays: A through F.						
Paid holidays: A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
11—Oklahoma—1-F:						
Power equipment operators:						
All crane-type equipment with 100 ft. of boom or over (including jib), all tower cranes and all crane-type equipment of 3 cu. yd. or more	6.85	.25	.25		.07	
Heavy duty mechanic; welder; crane-hook and overhead monorail; Whirley; derrick; piledriver; engineer; dragline shovel; clamshell; backhoe; sideboom; Gradall; Hydro crane; hoists while operating 2 or more drums; cherry picker	6.60	.25	.25		.07	
Motor patrol (blade); dozer (engine h.p. 65 or more); scraper-type equipment; Tournapull; DW 10, 15, 16, 20, 21, and similar rubber-tired equipment; Euclid, TS-24 and similar; loader operator or Hi-lift (engine h.p. 65 or over); asphalt lay machine; tall boom; conveyor—multiple, panel board control; power driver hole digger; trenching machine; Fordson tractor or like equipment with hoe or loader equipment or ditcher	6.45	.25	.25		.07	
Locomotive engineer; boring machine; tugboat; mixer, 18 cu. ft. and over; sand barge; dredging machine; tugger; hoist—when operating 1 drum; welding machine, 3 to 6; air compressor, 3 to 6, 500 cu. ft. and under; air compressor, over 500 cu. ft. (1); pumps, battery, 3 to 6; forklift and similar equipment; generator plant engineers, diesel electric; winch truck with A-frame; pumps, battery, 3 to 6; batch plant operator (portable); roller, all types; elevator, building type or personnel hoist; concrete buster or tamper; heaters under jurisdiction of operations engineers; fireman; boiler operator; crushing plants; oiler distributor; pulvimeter; farm tractor—with or without attachments; conveyor operator—dual, continuous or belt—bulk handling; screed operator; concrete pump; form grader; screening plant; well point pump operator; signalman on large Whirleys when and if required	6.20	.25	.25		.07	
Operator for rotary drilling machines when operated from console or machine	6.20	.25	.25		.07	
Concrete mixer, with hopper less than 13 cu. ft.; air compressor, 500 cu. ft. and under (1 or 2); welding machine (1 or 2); pump (1 or 2); fuelman; conveyor operator—single—Continuous belt—bulk handling	5.70	.25	.25		.07	
Greaser; tilt top trailer operator	5.80	.25	.25		.07	
Asphalt lay machine back end man; helpers	5.50	.25	.25		.07	
Track crane oiler or truck crane driver	5.40	.25	.25		.07	
Engineers for machine not listed under the above classifications shall receive the scale comparable to these classifications.						
Engineers of all classifications when working in caverns or tunnels shall receive 25 cents per hour above all the above listed rates.						
Oklahoma Line Construction:						
Linemen	5.95		1%		1%	
Cable splicers	6.35		1%		1%	
Hole digger operator	5.41		1%		1%	
Heavy equipment operator (or pole cats equivalent)	5.41		1%		1%	
Line truckdriver (winch operator)	4.90		1%		1%	
Jackhammer man	4.47		1%		1%	
Powdermen	5.41		1%		1%	
Groundmen	3.98		1%		1%	
Groundman, 1st year	2.98		1%		1%	
Truckdriver (flatbed, ton and half and under)	4.21		1%		1%	

State: South Dakota; counties: statewide.
Decision No.: AM-6,719; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-2,460, dated Aug. 27, 1971, in 36 F.R. 17138.
Description of work: Highway construction.

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Concrete finisher	\$4.36					
Form builder	4.36					
Form setter	4.36					
Painter	3.50					
Laborers:						
Air tool operator	3.10					
Common laborer	3.10					
Landscape workers	3.10					
Form builder helpers (bridges and culvert)	3.50					
Manhole builder	4.10					
Piledriver (deadman)	4.00					
Pipelay (other than culvert)	4.80					
Powdermen (blaster)						

NOTICES

SUPERSEDES DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
Power equipment operators:						
Asphalt distributor	4.30					
Asphalt distributor helper	3.60					
Asphalt paving machine	4.40					
Asphalt paving machine helper	3.10					
Asphalt plant helper	3.10					
Asphalt plant, stationary and traveling	4.40					
Auger operator (truck type)	3.50					
Automatic fine grader operator	4.50					
Beginner operator (1 year or less experience as power equipment operator)	3.70					
Broom, self-propelled	3.50					
Bulldozer, 80 h.p. or less	3.90					
Bulldozer, over 80 h.p.	4.40					
Bullfloat machine	4.20					
Concrete batch plant	4.40					
Concrete mixer	3.70					
Concrete paver	4.80					
Concrete paving cure machine	3.80					
Concrete paving finishing machine	4.50					
Concrete paving form grader	4.50					
Concrete paving joint machine	4.30					
Concrete paving joint sealer	3.80					
Concrete paving saw	4.20					
Concrete paving spreader	4.50					
Concrete paving subgrader	4.40					
Conveyor	3.10					
Cranes, derricks, draglines, piledrivers, backhoes and shovels, 1 1/4 cu. yd. or less	4.40					
Cranes, derricks, draglines, piledrivers, backhoes and shovels, over 1 1/4 cu. yd.	4.80					
Crusher (including those with integral screening plant)	4.40					
Curb machine	3.80					
Fireman (boiler and retort)	3.60					
Front-end loader, 1 1/4 cu. yd. or less	3.70					
Front-end loader, 1 1/4 cu. yd. to 3 1/4 cu. yd.	4.20					
Front-end loader, over 3 1/4 cu. yd.	4.40					
Mechanic, heavy duty	4.70					
Mechanic, helper	3.70					
Mechanic, maintenance	4.20					
Motor grader (finish)	4.80					
Motor grader (rough)	4.30					
Oilier and greaser	4.20					
Roller, self-propelled (hot mix)	3.90					
Roller, self-propelled (other)	3.50					
Roller, sheepfoot or 50-ton pneumatic	3.90					
Scrapers	5.00					
Spreader (materials)	4.20					
Stationary plant	3.80					
Tractor (crawler or pneumatic)	3.80					
Tractor, farm type w/attachments (including loader)	3.10					
Tractor—pusher	4.60					
Traveling plant (stabilization)	4.40					
Traveling plant, helper	3.10					
Trenching machine	4.20					
Wagon drill (including Airtrac-Traedrill, etc.)	4.20					
Truckdrivers:						
Euclid or Dumper	3.46					
Truck crane	3.36					
Truckdriver, single-axle	3.10					
Truckdriver, tandem or semitrailer	3.26					
Welder:						
Welder, certified	4.50					
Welder, general	4.20					

State: Texas; county: Galveston.

Decision No. AM-11,413; date of decision: Apr. 14, 1972. Supersedes Decision No. AM-7,715, dated Nov. 19, 1971, in 36 F.R. 22121.

Description of work: Building construction (excluding single-family homes and garden-type apartments up to and including 4 stories).

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
33-Texas-1-E:						
Building construction:						
Asbestos workers	\$6.32	\$0.275	\$0.30			
Boilermakers	6.50	.30	.40		\$0.01	
Bricklayers	7.30	.175	.30		.03	
Carpenters:						
Carpenters	6.35	.40	.22		.05	
Millwrights	6.52	.48	.22		.05	
Piledrivers	6.00	.40	.22			
Cementmasons	6.00	.30	.35			
Electricians	7.21	.17	1%+ .21		.01	
Elevator constructors	6.60	.195	\$0.20	2%+a+b		
Elevator constructors' helpers	70%JR	.195	.20	2%+a+b		
Elevator constructors' helpers (probationary)	50%JR					
Glaziers	\$6.40	.225	.20		.01	
Ironworkers: Structural; ornamental; reinforcing	6.575	.25	.40		.03	
Laborers:						
Common	4.55	.18	.10		.02	
Air tool operator (jackhammer—vibrator)	4.725	.18	.10		.02	
Mason tenders	4.725	.18	.10		.02	
Pipelayers (concrete and clay)	4.725	.18	.10		.02	
Sandblasters	4.725	.18	.10		.02	
Power buggy operators	4.725	.18	.10		.02	
Lather tenders	4.825	.18	.10		.02	
Mortar mixers	4.825	.18	.10		.02	
Well driller	5.10	.18	.10		.02	
Well drillers' helpers	4.675	.18	.10		.02	
Blaster, powderman	4.975	.18	.10		.02	
Plasterer tender and hod carrier	4.825	.18	.10		.02	
Marble masons		6.00				

SUPERSeded Decisions—Continued

Classification	Basic hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Other
23 Texas—E—Continued						
Painters:						
Painters	5.25	.175	.45	\$0.30	.02	
Painters on swinging stage work or using materials injurious to the skin	5.50	.175	.45	.30	.02	
Plasterers	6.525	.27	.30		.05	
Plumbers and pipefitters	7.075	.225	.29		.02	
Roofers:						
Roofers	5.59	.20	.10	.15	.03	
Kettleman	4.68	.20	.10	.15	.03	
Helpers	3.48	.20	.10	.15	.03	
Sheet metal workers	5.72		.125			
Soft-floor layers	6.15		.10		.03	
Sprinkler fitters	7.60	.25	.40		.05	
Stonemasons	7.30	.175	.30		.03	
Terrazzo workers	6.00					
Tile setters	6.00					
Truckdrivers:						
Under 1½ tons; wash, grease, tireman, fuel pump operation when used on construction jobs	5.05					
1½ through 2½ tons; dump truck less than 7 yd.	5.34					
Over 2½ tons; farm tractor; forklifts, floats	5.50					
Enclids (not self-loading)	5.60					
Warehousemen	5.24					
Material checkers; pickup drivers	6.01					
Welders—receive rate prescribed for craft performing operation to which welding is incidental.						
Footnotes:						
a. 1st 6 months—none; 6 months to 5 years—2%; over 5 years—4% of basic hourly rate.						
b. Paid holidays—A through F.						
Paid holidays: A—New Year's Day; B—Memorial Day; C—Independence Day; D—Labor Day; E—Thanksgiving Day; F—Christmas Day.						
14 Texas—PEO—1-k:						
Building construction:						
Asphalt plant mixer operator; backfiller; blade grader (self-propelled); building elevator (used on construction); bull clam; bulldozer and all types cat tractors; cableway; clamshells, drag-lines, backhoe; concrete batch plant operator; concrete mixer (14 cu. ft. or more); crane—power operated (all types); crusher operator; derrick—power operated (all types); D-W-10 caterpillar, S-18 Euclid and similar tractors; elevating grader (self-propelled); forklift used on construction (not including warehousing); foundation boring machine; gasoline or diesel driven welding machines (7 or more); Gradall; heavy duty mechanic; high-lift; hoist (motor driven, 2 drum or more); locomotive crane; mixmobile; paving mixer (all types); piledriver; pneumatic rollers (self-propelled); pumperet machine operator; push cat operator; Scoopmobiles; scraper (heavy type, over 3 cu. yd.); shovel (power operated); trenching machine (all sizes); tugboat operator (assigned to construction); Turnapulls; water well drilling machines (used on construction); well point pump; winch truck; all other equipment of similar nature coming under the heavy equipment class, when power operated.	6.35	.20	.30	.01		
Air compressors; blade grader (towed); concrete mixer (less than 14 cu. ft.); conveyor; Flex plant; form grader; gasoline or diesel driven welding machines (on 3 or more, up to 6 machines); generator (gasoline or diesel driven, over 1,500 watts); hoist (single drum); Pulsometer; pumps; rubber-tired farm tractor with attachments; scraper (3 cu. yd. or less); truck crane driver; wagon drill operator; a light equipment operator may run 1 or 2 105-c.f.m. compressors. All other equipment of similar nature coming under the light equipment class, when power operated.	5.77	.20	.30	.01		
Fireman	5.37	.20	.30	.01		
Oiler	5.26	.20	.30	.01		
14 Texas—3-f:						
Incidental paving and utilities:						
Air toolman	2.80					
Asphalt heaterman	2.85					
Asphalt raker	3.00					
Asphalt shoveler	2.50					
Batching plant scaleman	2.60					
Carpenter	4.00					
Carpenter helper	3.00					
Concrete finisher (paving)	3.75					
Concrete finisher helper (paving)	2.75					
Concrete finisher (structures)	3.45					
Concrete finisher helper (structures)	3.00					
Concrete rubber	3.00					
Electrician	5.50					
Form builder (structures)	3.50					
Form builder helper (structures)	2.55					
Form liner (paving and curb)	3.68					
Form setter (paving and curb)	3.45					
Form setter helper (paving and curb)	2.75					
Form setter (structures)	3.75					
Form setter helper (structures)	2.65					
Laborer, common	2.25					
Laborer, utility man	2.50					
Manhole builder, brick	3.75					
Mechanic	4.00					
Mechanic helper	3.10					
Oiler	2.95					
Serviceman	3.10					
Painter (structures)	3.90					
Painter helper (structures)	2.80					
Piledriverman	3.50					
Pipelayar	3.00					
Pipelayar helper	2.75					
Reinforcing steel setter (paving)	3.00					
Reinforcing steel setter (structures)	3.40					
Reinforcing steel setter helper	2.50					
Steel worker (structural)	3.90					
Steel worker helper (structural)	2.75					
Spreader box man	3.50					
Power equipment operators:						
Asphalt distributor	3.25					
Asphalt paving machine	3.20					
Bulldozer, 150 h.p. and less	3.25					
Bulldozer, over 150 h.p.	3.50					
Concrete paving curling machine	3.35					
Concrete paving finishing machine	3.35					
Concrete paving longitudinal float	3.25					

NOTICES

SUPERSeded DECISIONS—Continued

Classification	Basic hourly rates	Fringe benefits payments					
		H & W	Pensions	Vacation	App. Tr.	Other	
14—Texas—3-f—Continued							
Incidental paving and utilities—Continued							
Concrete paving mixer	3.75						
Concrete paving spreader	3.50						
Crane, clamshell, backhoe, derrick, dragline, shovel (less than 1½ cu. yd.)	3.50						
Crane, clamshell, backhoe, derrick, dragline, shovel (1½ cu. yd. and over)	4.00						
Crusher or screening plant operator	3.25						
Foundation drill operator (crawler mounted)	4.00						
Foundation drill operator (truck mounted)	3.85						
Front-end loader (2½ cu. yd. and less)	3.25						
Front-end loader (over 2½ cu. yd.)	3.50						
Mixer (16 cu. ft. and less)	3.55						
Motor grader operator, fine grade	3.75						
Motor grader operator	3.50						
Roller, steel wheel (plant-mix pavements)	2.75						
Roller, steel wheel (other—flat wheel or tamping)	2.75						
Roller, pneumatic (self-propelled)	2.50						
Scrapers (17 cu. yd. and less)	3.00						
Scrapers (over 17 cu. yd.)	3.25						
Tractor (crawler type) 150 hp. and less	3.00						
Tractor (crawler type) over 150 hp.	3.15						
Tractor (pneumatic) 80 hp. and less	2.40						
Tractor (pneumatic) over 80 hp.	2.55						
Trenching machine, heavy	4.00						
Wagon drill, boring machine or post hole driller operator	3.25						
Truck drivers:							
Single-axle, light	2.50						
Single-axle heavy	2.75						
Tandem axle or semitrailer	2.50						
Winch	2.50						
Welder	4.00						
Welder helper	3.00						
4—Texas—LC-i:							
Line construction:							
Linemen	7.465	.17	1%			15%	
Ground mechanics	6.42	.17	1%			15%	
Groundmen	5.15	.17	1%			15%	
Groundmen (1st 6 months)	3.77	.17	1%			15%	

[FR Doc.72-5568 Filed 4-13-72; 8:45 am]

Office of the Secretary
**ADVISORY COUNCIL ON EMPLOYEE
 WELFARE AND PENSION BENEFIT
 PLANS**

Recommendations for Appointment

Section 14 of the Welfare and Pension Plans Disclosure Act Amendments of 1962 (76 Stat. 40, 29 U.S.C. 308e) provides for the establishment of an "Advisory Council on Employee Welfare and Pension Benefit Plans" which is to consist of 13 members to be appointed as follows. One from the insurance field, one from the corporate trust field, two from management, four from labor, and two from other interested groups, all of whom are to be appointed by the Secretary from among persons recommended by organizations in the respective groups. The additional three representatives are to be appointed from the general public

by the Secretary. The prescribed duties of the Council are to advise the Secretary with respect to the carrying out of his functions under the Welfare and Pension Plans Disclosure Act, as amended, and to submit to the Secretary recommendations with respect thereto. The Council is required to meet at least twice each year.

To assure continuity in the handling of the business of the Council, a rotation system is provided whereby the 2-year terms of approximately half the members expire each year. The groups represented by the members whose terms expire on June 30, 1972, are as follows: Labor (2), the corporate trust field (1), management (1), the public (2), and other interested groups (1). Appointments of new members will be for terms beginning July 1, 1972.

Accordingly, notice is hereby given that any organization desiring to recommend

persons for appointment to the "Advisory Council on Employee Welfare and Pension Benefit Plans" may submit recommendations to the Secretary of Labor, 14th Street and Constitution Avenue NW, Washington, DC 20210, on or before May 15, 1972. The recommendation may be in the form of a letter, resolution, or petition, signed by an authorized official of the organization. Each recommendation shall identify the candidate by name, occupation, or position, and address. It shall specify the field or group which he would represent for purposes of section 14 of the Act, and whether he is available and would accept.

Signed at Washington, D.C., this 10th day of April 1972.

W. J. USERY, Jr.,
*Assistant Secretary for
 Labor-Management Relations.*

[FR Doc.72-5691 Filed 4-13-72; 8:47 am]

CUMULATIVE LIST OF PARTS AFFECTED—APRIL

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during April.

Page	7 CFR—Continued	Page	14 CFR—Continued	Page
PROPOSED RULES:	PROPOSED RULES—Continued	PROPOSED RULES—Continued	PROPOSED RULES—Continued	
Ch. I.....6804	1046.....6693	73.....7166, 7410	73.....7166, 7410	
Ch. II.....6817	1049.....7329	75.....7103	75.....7103	
3 CFR	1108.....7341	91.....7104	91.....7104	
PROCLAMATIONS:	1125.....7259	221.....7344	221.....7344	
2290 (see PLO 5204).....7206	1127.....7342	241.....7216	241.....7216	
4120.....6825	1201.....6745			
4121.....7073	1488.....6745			
4122.....7143	1701.....6867, 6868, 7407			
EXECUTIVE ORDERS:	1823.....7101			
April 17, 1926 (revoked in part by PLO 5204).....7206	1861.....6930			
11663.....6647	8 CFR			
11664.....6651	PROPOSED RULES:			
11665.....7145	103.....7099			
11666.....7199	205.....7099			
PRESIDENTIAL DOCUMENTS OTHER THAN PROCLAMATIONS AND EXECUTIVE ORDERS:	235.....7099			
Memorandum of March 1, 1972.....7289	242.....7099			
5 CFR	246.....7099			
213.....6851, 6852, 7147, 7385	247.....7099			
351.....7075	280.....7099			
6 CFR	292.....7099			
101.....6827	9 CFR			
300.....6827	76.....7385			
301.....6653	Ch. III.....7311			
401.....6653	327.....6922			
7 CFR	PROPOSED RULES:			
51.....6828	322.....6694			
59.....6656	204.....6694			
68.....7291	210.....6695			
301.....6991-6994	Ch. VI.....7218			
722.....7147	701.....7218			
905.....6729	741.....6873			
907.....6921, 7075, 7291	10 CFR			
908.....6660, 6921, 7292	PROPOSED RULES:			
910.....6660, 7076	50.....6948			
914.....6661, 7076	204.....6694			
987.....6729	210.....6695			
989.....7148	Ch. VI.....7218			
1131.....6922	701.....7218			
1421.....6730, 7292	741.....6873			
1434.....6830	12 CFR			
1468.....6994	220.....6831			
1472.....6994	PROPOSED RULES:			
1474.....7148	204.....6694			
1475.....7149	210.....6695			
1832.....7293	Ch. VI.....7218			
1864.....7310	701.....7218			
PROPOSED RULES:	741.....6873			
47.....6854	13 CFR			
51.....6854	115.....6922			
101.....7258	121.....7077			
711.....7342	PROPOSED RULES:			
911.....6855	1.....7386			
946.....6927	39.....6731			
966.....6857, 7100	6831, 6832, 7077, 7149, 7201, 7202, 7386.....6661, 6925			
987.....6693	71.....6731, 6924, 6995, 7150, 7203, 7387			
1030.....7329	73.....6832, 7311			
1040.....7338	75.....7150			
1043.....7338	97.....6833, 6995, 7203			
	121.....7150			
	250.....6924			
	385.....6661, 6925			
	PROPOSED RULES:			
	39.....7409			
	71.....6746, 6947, 7006, 7164-7166, 7209, 7210, 7342, 7343, 7409, 7410			
	41.....7156			
	602.....6665			
	603.....6665			
	801.....7312			

24 CFR

200	7156
236	7157
511	7388
540	7391
541	7391
551	7393
561	7395
600	6667
1710	6674
1914	7081
1915	7082

PROPOSED RULES:

235

25 CFR

16	7082
43h	7204
221	6835

PROPOSED RULES:

161

26 CFR

1	7088
13	7091
147	7157
301	7316

PROPOSED RULES:

1 6688, 7003, 7162
301 6689**29 CFR**

1604	6835
1926	6837

PROPOSED RULES:

606 7004
670 7004
675 7004
677 7004
678 7004**31 CFR**

102	6912
103	6912

32 CFR

504	7204
591	7084
592	7086
593	7086
594	7086
596	7087
598	7087
599	7087
600	7087
601	7088
602	7088
603	7088
606	7088

PROPOSED RULES:

1606 6696
1608 6696
1670 6696

Page

33 CFR

117	6846, 6847, 6926
PROPOSED RULES:	
82	6946
128	7103
171	6869

36 CFR

2	6735
PROPOSED RULES:	
7	7329, 7407

38 CFR

1	7157
3	6676, 7092
17	6847
21	6679

39 CFR

952	7321
953	7321

40 CFR

180	6847-6849, 7158
PROPOSED RULES:	

180	6872
-----	------

41 CFR

4-4	6735
4-12	6736
4-16	6737
5A-1	6996
5A-2	6998
5A-7	6998
5A-16	6998
5A-73	6998
5A-76	6998
9-7	6680
9-16	6680
9-53	6999
14-1	7321
14-6	7321
14-7	7322
14-10	7322
14-12	7322
14-18	7322
114-1	7092
114-25	7092
114-26	7092

42 CFR

51b	6999
59	7093
75	7322
PROPOSED RULES:	
71	7005
72	7005

43 CFR

PUBLIC LAND ORDERS:	
1091 (revoked in part by PLO 5200)	7322
5196	7095
5197	7159
5198	7159
5199	7205

43 CFR—Continued

PUBLIC LAND ORDERS—Continued	
5200	7322
5201	7206
5202	7206
5203	7206
5204	7206
5205	7206
PROPOSED RULES:	
1820	7004

45 CFR

82	7323
151	7096
177	6849

46 CFR

221	6995
310	6661
548	7326
PROPOSED RULES:	
146	6694
177	6947
251	6759, 7163

47 CFR

0	6737
73	6738, 7396
74	6738
76	7083
89	6685
91	6687
93	6687
1	6752
73	6753, 6754
76	7108
81	6752
87	6752
89	6752
91	6752, 6757
93	6752
PROPOSED RULES:	

49 CFR

233	7096
234	7096
571	7097, 7207
1033	7159
1056	7159
1115	7160
1252	7328
PROPOSED RULES:	
71	7344
171	6747
173	6871, 7104
178	6747
179	6871, 7104
571	7107, 7108, 7210

50 CFR

28	7406
32	7328
33	6687, 7002, 7160, 7161
PROPOSED RULES:	
260	7164

LIST OF FEDERAL REGISTER PAGES AND DATES—APRIL

Pages	Date	Pages	Date	Pages	Date
6641-6722	Apr. 1	6917-6985	Apr. 6	7137-7194	Apr. 11
6723-6818	4	6987-7066	7	7195-7282	12
6819-6915	5	7067-7135	8	7283-7380	13
				7381-7471	14

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FRIDAY, APRIL 14, 1972

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PART II



COMPTROLLER GENERAL

Federal Election Expenditure
Limitations and Presidential
Campaign Filing Dates

NOTICES

COMPTROLLER GENERAL

FEDERAL ELECTION EXPENDITURE
LIMITATIONS AND PRESIDENTIAL
CAMPAIGN FILING DATES

The Federal Election Campaign Act of 1971¹ became effective on April 7, 1972. On March 24, 1972, the Comptroller General of the United States issued his regulations thereunder in the *FEDERAL REGISTER*.² The regulations also became effective on April 7, 1972.³

Title I of the Federal Election Campaign Act of 1971⁴ imposes a spending limitation on candidates for Federal elective office (President, Senate, and House of Representatives) for campaign use of communications media. Under the Act and our regulations, "communications media" means radio, television, cable television, magazines, newspapers, billboards, display space in any public place of a type customarily leased to commercial advertisers, and telephones when used to communicate with potential voters by general canvass methods.

Section 104(a) of the Act provides that the limitation for a Federal candidate in each election—primary, primary runoff, special or general—for the use of communications media is a total amount equal to 10 cents multiplied by the voting age population of the geographical area in which the election is held, or \$50,000, whichever is greater. A maximum of 60 percent of such total amount may be spent for the use of broadcasting stations (radio, television, and cable television).

Section 104(a)(4) of the Act provides that the total amount will be increased by the percentage increase in the Consumer Price Index for the preceding calendar year over the price index for the base period (calendar year 1970). The Secretary of Labor has certified to the Comptroller General that the U.S. city average All Items Consumer Price Index (1967=100) increased 4.3 percent from its 1970 annual average of 116.3 to its 1971 annual average of 121.3. Therefore, during calendar year 1972, the total amounts allowed under section 104(a) are increased by 4.3 percent; i.e., the statutory limit of 10 cents times voting age population is increased to 10.43

¹ Public Law 92-225, 86 Stat. 3, Feb. 7, 1972.

² 37 F.R. 6156. The regulations, entitled "Campaign Communications and Disclosure of Federal Campaign Funds," will be included in the Code of Federal Regulations as Chapter I of a new Title 11, entitled "Federal Elections."

³ See also the guidelines of the Federal Communications Commission, "Use of Broadcast and Cablecast Facilities," 37 F.R. 5796, Tuesday, Mar. 21, 1972. In addition, regulations for congressional campaigns have been issued and published in the Congressional Record by the Clerk of the House of Representatives and the Secretary of the Senate.

⁴ Section 101 of the Act provides that title I may be cited as the "Campaign Communications Reform Act."

cents, and the statutory limit of \$50,000 is increased to \$52,150.

Section 104(a)(5) of the Act provides that the Secretary of Commerce shall certify an estimate of the voting age population of each State and congressional district for the preceding calendar year. Pursuant thereto, the Secretary of Commerce has certified to the Comptroller General an estimate of the voting age population of each State (which includes the District of Columbia and the Commonwealth of Puerto Rico) as of July 1, 1971, but he has advised that he is unable to furnish an estimate for each congressional district because a number of States are still redistricting or their redistricting is in litigation. However, he has further advised that it is highly unlikely that any congressional district for the 93d Congress will have as many as 500,000 persons of voting age, and he therefore has certified "that in no case is the estimated voting age population in the geographical area known to be included or likely to be included in any congressional district for the 93d Congress in excess of 500,000. Thus, the media spending limitation applicable to each congressional district will become \$50,000, subject to any increase by the price index increase factor provided in section 104(a)(4)(B) of the Act."

As stated above, the price index increase is 4.3 percent. Thus, the communications media spending limitation applicable to each congressional district during 1972 (with the exception of the District of Columbia and Puerto Rico, whose voting age population estimates are included below) is \$52,150 of which not to exceed \$31,290 may be spent for the use of broadcasting stations.

Based on the certifications received from the Secretary of Labor and the Secretary of Commerce, the spending limitations applicable to each election during 1972 for each State and for the Nation are set forth in Appendix A below. Candidates for the U.S. Senate (or for Delegate or Resident Commissioner from the District of Columbia or the Commonwealth of Puerto Rico) may not spend more than the amounts applicable to their respective States, as shown in Appendix A. Candidates for presidential nomination may not spend in any State more than the amounts applicable to such State, as shown in Appendix A. Legally qualified candidates for the office of President of the United States in the general election may not spend more than the amounts applicable to the Nation as a whole, as shown in Appendix A. The term "calendar year" as used in this notice and as in Appendix A, for 1972 means the period beginning April 7, 1972, and ending December 31, 1972.

Under title III of the Act, presidential candidates and supporting political committees must file reports of receipts and expenditures with the Comptroller General on June 10 and September 10, 1972, and on January 31, 1973. In addition, such reports must be filed 15 days and 5 days before presidential primary elec-

tions, national nominating conventions, and the general election on November 7, 1972. Each preelection report is to be complete as of midnight of the 7th day preceding the filing date.

A table of the primary election dates and filing dates for preelection reports appears below as Appendix B. Note that, under § 14.9 of our regulations, a pre-election or preconvention report which is due on or within 10 days of the specified filing date for a regular periodic report (March 10, June 10, September 10, or January 31) may, at the option of the committee or candidate, be used to fulfill both reporting requirements.

All political committees are reminded of the registration requirements contained in section 303 of the Act, as interpreted in Part 13 of our regulations dated March 24, 1972, and are advised to consult Part 13 to determine if they are or will be required to register with the Comptroller General. Any committee, which is in existence on April 7, 1972, and which is required to register, shall file a statement of organization (Comp. Gen. Election Form 1) on or before April 17, 1972. Forms and further information may be obtained from the Office of Federal Elections, U.S. General Accounting Office, 441 G Street NW., Washington, DC 20548, or from any General Accounting Office regional office.

[SEAL]

ELMER B. STAATS,
Comptroller General
of the United States.

APPENDIX A

FEDERAL ELECTION CAMPAIGN SPENDING LIMITATIONS
(CALENDAR YEAR 1972, PUBLIC LAW 92-225)

State/ Congressional district	Voting age population	Communi- cation media limit (total)	Broad- casting media limit
United States	136,620,000	\$14,250,509	\$8,550,305
Alabama	2,259,000	235,614	141,368
Alaska	187,000	25,150	31,290
Arizona	1,189,000	124,013	74,408
Arkansas	1,296,000	135,173	81,104
California	18,586,000	1,417,020	860,212
Colorado	1,492,000	155,616	93,370
Connecticut	2,056,000	214,441	128,665
Delaware	360,000	52,150	31,290
District of Columbia	523,000	54,549	32,729
Florida	4,891,000	510,131	306,079
Georgia	3,020,000	314,986	188,922
Hawaii	512,000	63,402	32,041
Idaho	468,000	52,150	31,290
Illinois	7,413,000	773,176	463,906
Indiana	3,433,000	358,062	214,537
Iowa	1,884,000	196,501	117,901
Kansas	1,523,000	158,849	95,309
Kentucky	2,167,000	226,018	135,611
Louisiana	2,302,000	240,059	144,059
Maine	661,000	68,942	41,365
Maryland	2,610,000	272,223	163,334
Massachusetts	8,883,000	404,997	242,998
Michigan	5,750,000	599,725	339,535
Minnesota	2,493,000	260,020	156,012
Mississippi	1,397,000	145,707	87,424
Missouri	3,193,000	333,030	199,818
Montana	455,000	52,150	31,290
Nebraska	1,003,000	104,613	62,768
Nevada	332,000	52,150	31,290
New Hampshire	503,000	52,463	31,478
New Jersey	4,899,000	510,966	306,580
New Mexico	627,000	65,396	39,238
New York	12,563,000	1,310,321	785,193
North Carolina	3,397,000	354,307	212,884
North Dakota	401,000	52,150	31,290
Ohio	7,052,000	738,524	441,314
Oklahoma	1,770,000	184,611	116,767
Oregon	1,482,000	151,444	90,566
Pennsylvania	8,065,000	841,180	604,708
Rhode Island	660,000	68,838	41,303
South Carolina	1,682,000	175,433	105,200

APPENDIX A—Continued

FEDERAL ELECTION CAMPAIGN SPENDING LIMITATIONS
(CALENDAR YEAR 1972, PUBLIC LAW 92-225)

State/ Congressional district	Voting age population	Communi- cation media limit (total)	Broad- casting media limit
South Dakota	432,000	52,150	31,290
Tennessee	2,668,000	278,272	166,963
Texas	7,434,000	775,366	465,220
Utah	668,000	69,672	41,803
Vermont	299,000	52,150	31,290
Virginia	3,126,000	326,042	195,625
Washington	2,294,000	239,264	143,558
West Virginia	1,186,000	123,700	74,220
Wisconsin	2,894,000	301,844	181,106
Wyoming	220,000	52,150	31,290
Puerto Rico	1,581,000	164,898	98,939

The Secretary of Commerce has certified to the Comptroller General that no congressional district (except the District of Columbia and Puerto Rico) has a voting age population which exceeds 500,000. As a result of this certification, each congressional district (except the District of Columbia and Puerto Rico) has a Communication Media Expenditure limit of \$52,150 for each election during calendar year 1972. Sixty percent of that amount (\$31,290) may be spent for the use of broadcasting stations.

APPENDIX B

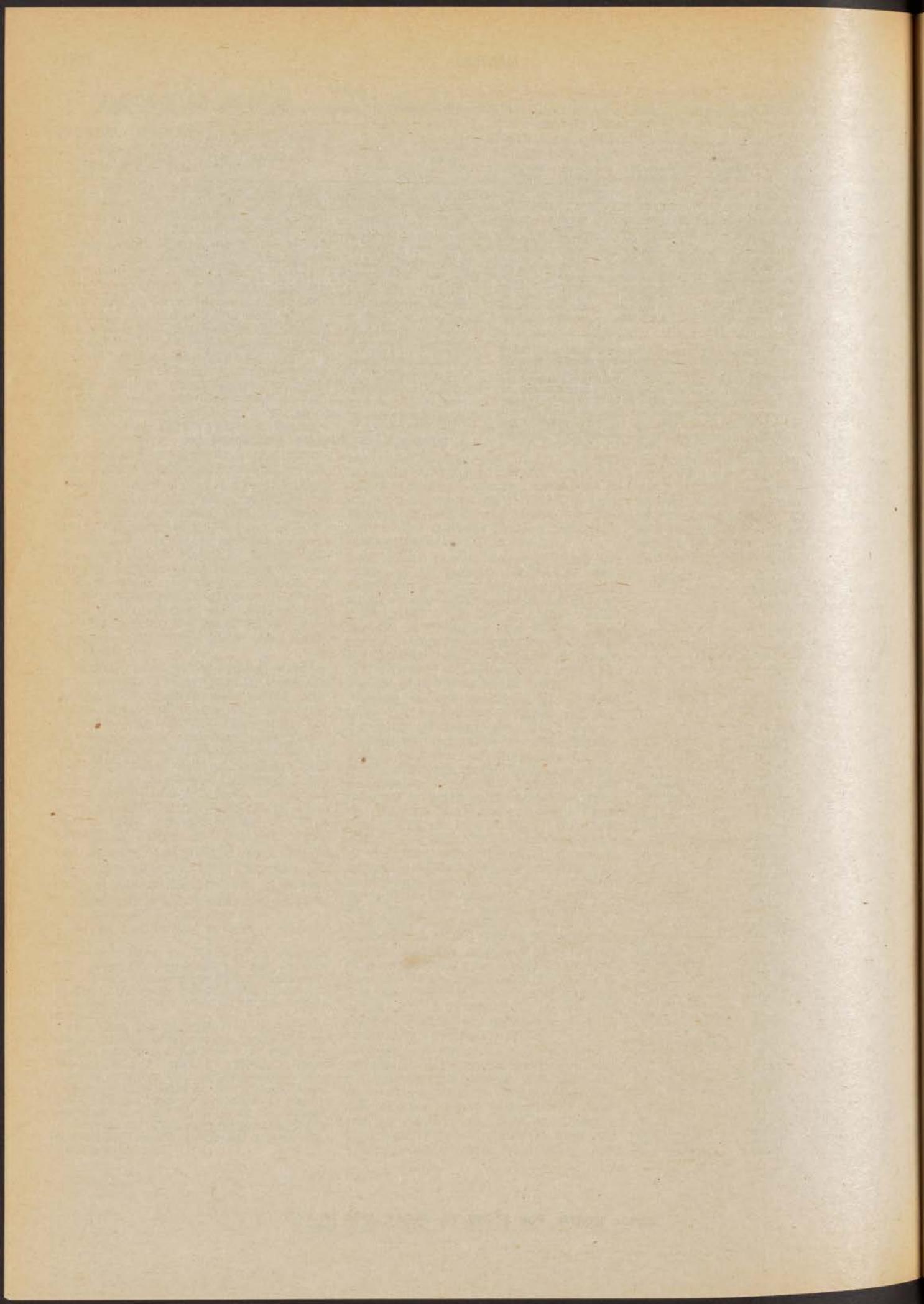
1972 PRESIDENTIAL PRIMARY ELECTIONS, BY DATES

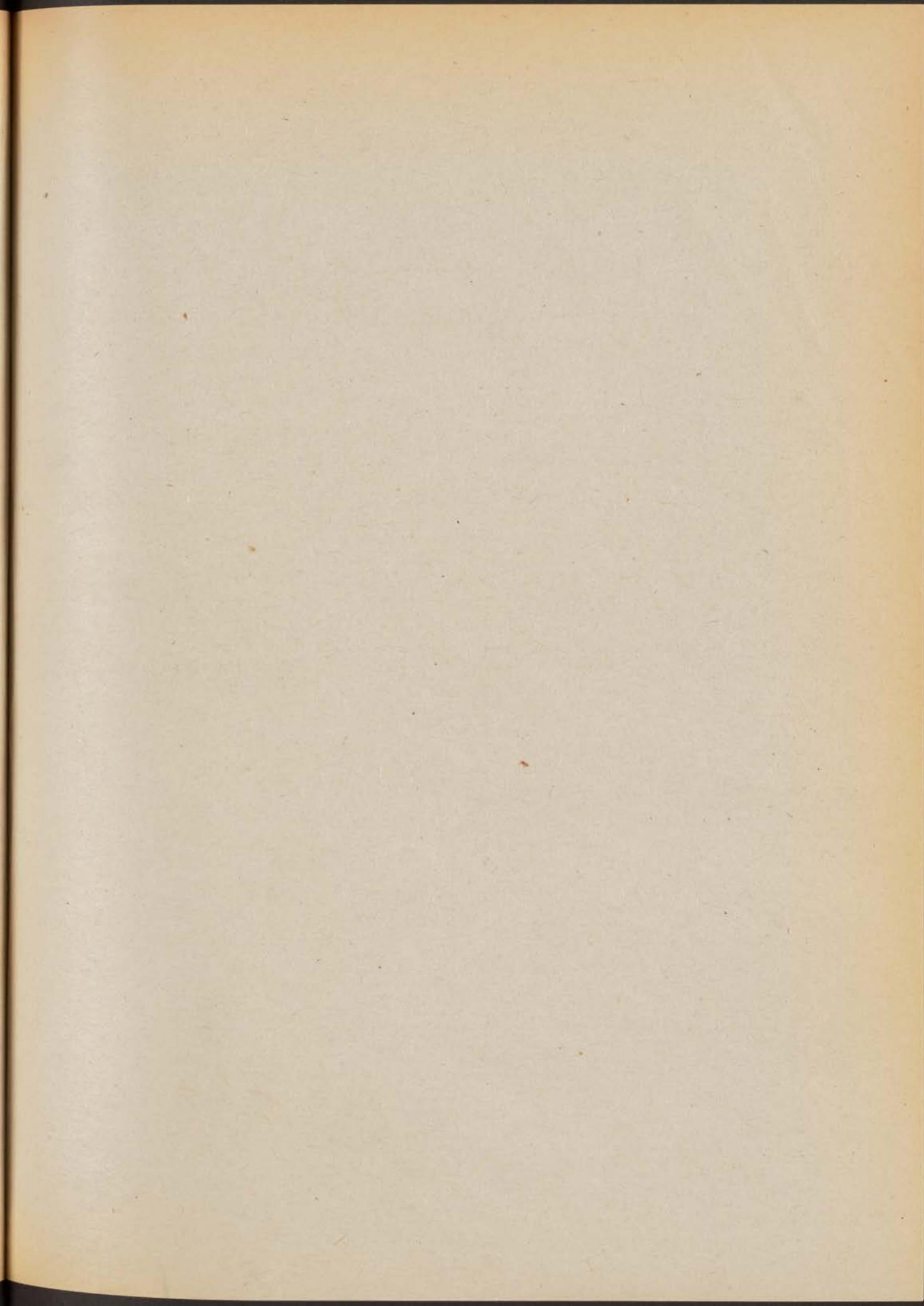
Primary election	State	Preelection filing dates	
		15-day report	5-day report
April 25	Massachusetts	Not required	April 20
Do.	Pennsylvania	do	Do
May 2	Alabama ¹	April 17	April 27
Do.	District of Columbia	do	Do
Do.	Indiana	do	Do
Do.	Ohio ¹	do	Do
May 4	Tennessee	April 19	April 29
May 6	North Carolina	April 21	May 1
May 9	Nebraska	April 24	May 4
Do.	West Virginia	do	Do
May 16	Maryland	May 1	May 11
Do.	Michigan	do	Do
May 23	Oregon	May 8	May 18
Do.	Rhode Island	do	Do
May 30	Arkansas ²	May 15	May 25
June 6	California	May 22	June 1
Do.	New Jersey	do	Do
Do.	New Mexico	do	Do
Do.	South Dakota ¹	do	Do
June 20	New York ¹	June 5	June 15

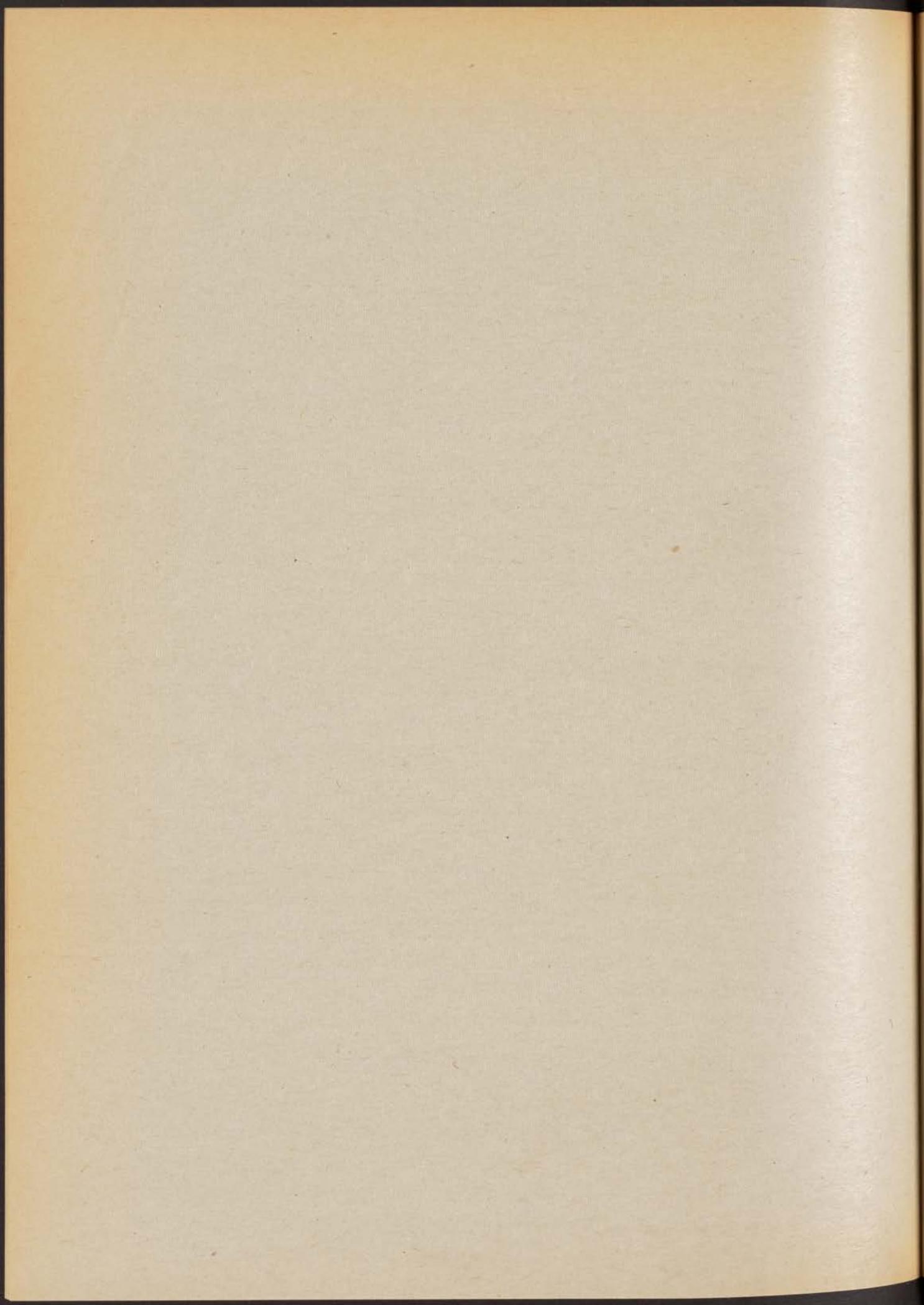
¹ Delegate selection primary only.

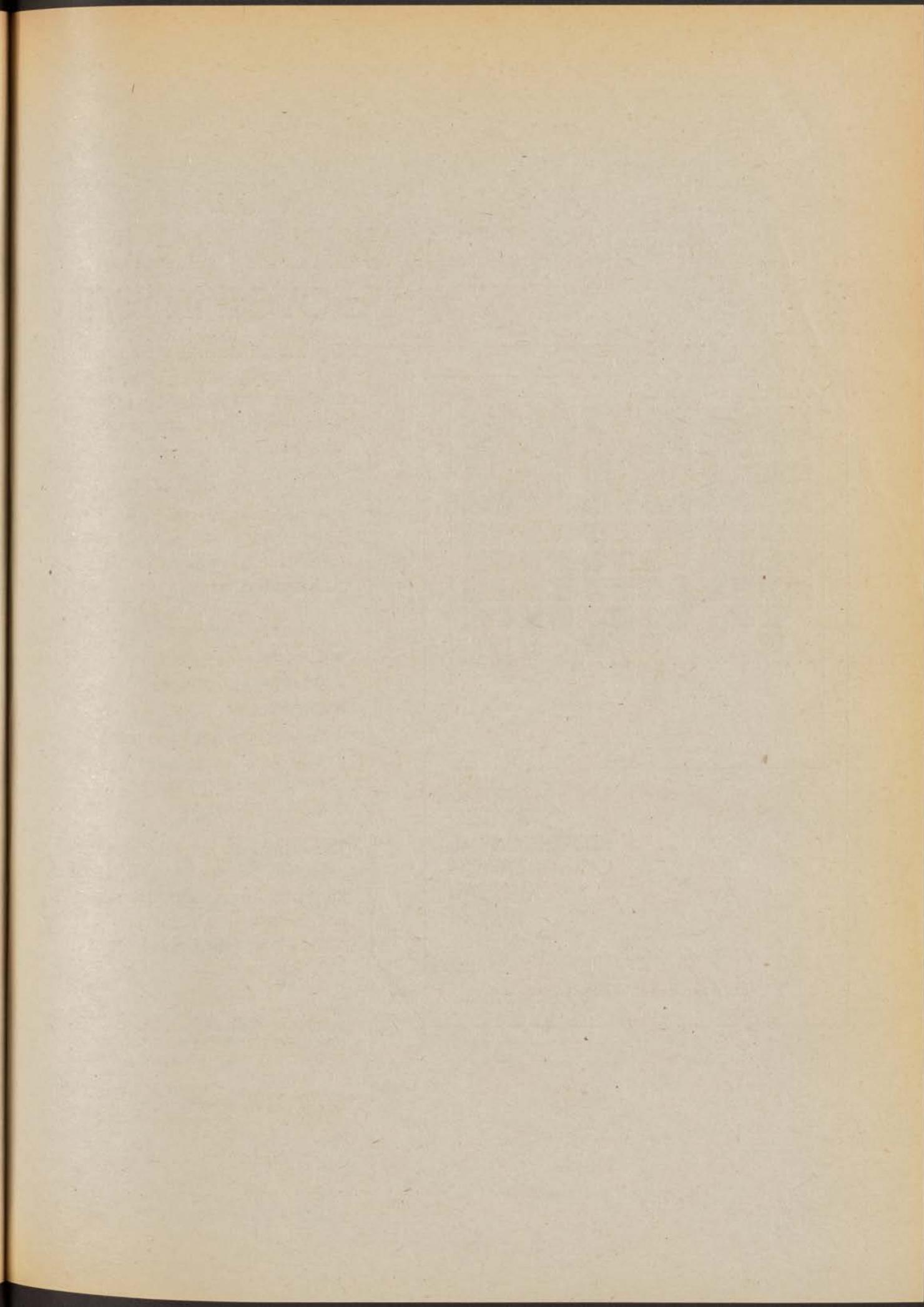
² Optional primary.

[FR Doc. 72-5685 Filed 4-13-72; 8:45 am]



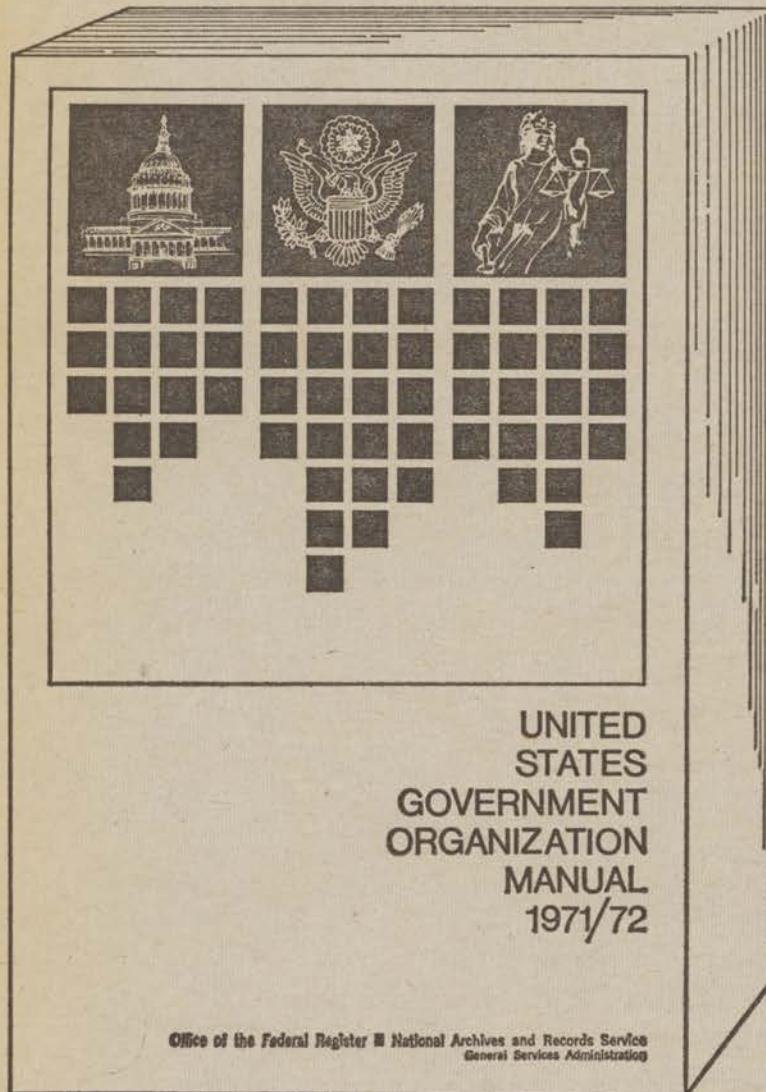








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