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

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235	2801
236	2801
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Title 3—The President

MEMORANDUM OF JANUARY 29, 1975

Sale of Common Stock of the Student Loan Marketing Association

Memorandum for Chairman of the Board, Student Loan Marketing
Association

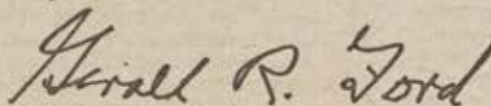
THE WHITE HOUSE,
Washington, January 29, 1975.

Pursuant to the authority vested in me by the Education Amendments of 1972 (P.L. 92-318), I hereby determine that sufficient common stock of the Student Loan Marketing Association has been purchased by educational institutions and banks or other financial institutions, and that therefore the holders of common stock which are educational institutions may elect seven members of the Board of Directors, and the holders of common stock which are banks or other financial institutions may elect seven members of the Board of Directors.

I shall appoint seven directors to represent the general public in advance of the first meeting of the new Board.

You are requested on my behalf to convey this determination to the holders of common stock in the Student Loan Marketing Association.

This determination shall be published in the FEDERAL REGISTER.



[FR Doc.75-3030 Filed 1-29-75;2:57 pm]

rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 5—Administrative Personnel
CHAPTER I—CIVIL SERVICE COMMISSION
PART 213—EXCEPTED SERVICE
Department of Commerce

Section 213.3314 is amended to reflect the following title change from Deputy Under Secretary for Legislative Affairs to the Assistant to the Secretary for Congressional Affairs and the position of Commissioner General of the International Exposition on the Environment is no longer excepted under Schedule C.

Effective on January 31, 1975, § 213.3314 (m) (15) is revoked and (a) (26) is amended as set out below.

§ 213.3314 Department of Commerce.

(a) Office of the Secretary. * * *

(26) Assistant to the Secretary for Congressional Affairs.

(m) Office of the Assistant Secretary for Domestic and International Business. * * *

(15) [Revoked]

(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. 75-2983 Filed 1-30-75; 8:45 am]

Title 7—Agriculture
CHAPTER VII—AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (AGRICULTURAL ADJUSTMENT), DEPARTMENT OF AGRICULTURE
SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS
PART 726—BURLEY TOBACCO

Subpart—Proclamations, Determinations and Announcements of National Marketing Quotas and Referendum Results

BASIS AND PURPOSE

Section 726.11 is issued pursuant to and in accordance with the Agricultural Adjustment Act of 1938, as amended, hereinafter referred to as the "Act", to determine and announce for burley tobacco the amounts of the national marketing quota and the national reserve, and the national factor for the 1975-76 marketing year. The material previously appearing in this section under center-head Determinations and Announcements—1974-75 Marketing Year remains

in full force and effect as to the crop to which it was applicable.

Section 319(c) of the Act provides that the national marketing quota determined under such section for burley tobacco for any marketing year shall be the amount produced in the United States which the Secretary estimates will be utilized in the United States and will be exported during such marketing year, adjusted upward or downward in such amount as the Secretary, in his discretion, determines is desirable for the purpose of maintaining an adequate supply or for effecting an orderly reduction of supplies to the reserve supply level. Any such downward adjustment shall not exceed five per centum of such estimated utilization and exports. For each marketing year for which marketing quotas are in effect under this section, the Secretary, in his discretion, may establish a reserve (hereinafter referred to as the "national reserve") from the national marketing quota in an amount not in excess of one per centum of the national marketing quota to be available for making corrections and adjusting inequities in farm marketing quotas, and for establishing marketing quotas for new farms.

Section 319(e) provides, in part, that the 1975 farm marketing quota shall be determined by multiplying the previous year's farm marketing quota by a national factor obtained by dividing the national marketing quota (less the national reserve) by the sum of the farm marketing quotas for the immediately preceding year for all farms for which burley tobacco marketing quotas will be determined for 1975: *Provided*, that such national factor shall not be less than 95 percent.

The reserve supply level is defined in the Act as 105 percent of the normal supply. The normal supply is defined in the Act as a normal year's domestic consumption and exports, plus 175 percent of a normal year's domestic consumption and 65 percent of a normal year's exports. A normal year's domestic consumption is defined in the Act as the yearly average quantity produced in the United States and consumed in the United States during the 10 marketing years immediately preceding the marketing year in which such consumption is determined, adjusted for current trends in such consumption. A normal year's exports is defined in the Act as the yearly average quantity produced in the United States which was exported from the United States during the 10 marketing years immediately preceding the marketing year in which such exports are

determined, adjusted for current trends in such exports.

The reserve supply level is 1,701 million pounds, based upon a normal year's domestic consumption of 538 million pounds and a normal year's exports of 85 million pounds. The average domestic usage for the past 10 marketing years amounts to 531 million pounds. Domestic use has averaged 519 million pounds during the past five marketing years and is expected to be about 545 million pounds for the 1974-75 marketing year. The 10 year average exports amounted to 61 million pounds. Exports have averaged 72 million pounds during the past three marketing years and are expected to be about 90 million pounds during the 1974-75 marketing year. In view of these data and estimates, a reserve supply level of 1,701 million pounds appears reasonable.

The total supply for the 1974-75 marketing year, October 1 carryover stocks plus estimated production of the 1974 crop, is 1,655 million pounds. This is 46 million pounds below the reserve supply level. Total disappearance for the 1975-76 marketing year is estimated at 650 million pounds. Because it is desirable to maintain an adequate supply, an upward adjustment of 20 million pounds has been made. Accordingly, the National Marketing Quota for burley tobacco for the marketing year beginning October 1, 1975 is determined to be 670 million pounds. The sum of the preliminary farm marketing quotas for the 1975-76 marketing year is 606,496,227 pounds. The quota of 670 million pounds, less a national reserve of 2,800,000 pounds results in a national factor of 1.100.

Public notice was given (39 FR 44455) that the Secretary was preparing to determine a national marketing quota for burley tobacco for the marketing year beginning October 1, 1975. Due consideration has been given to views and recommendations received pursuant to the notice.

In view of the fact that farmers are preparing for the production of the 1975 burley crop and need to know as soon as possible the 1975 farm marketing quotas for their farms, it is hereby determined that compliance with the 30 day effective date provision of 5 U.S.C. 553 is impracticable and contrary to the public interest. Therefore, this document shall be effective January 30, 1975.

Section 726.11 is revised to read as follows:

§ 726.11 Burley tobacco.

(a) *National marketing quota.* A national marketing quota for burley tobacco on a poundage basis for the marketing year beginning October 1, 1975, as hereby

determined and announced in the amount of 670 million pounds. This quota is based upon utilization and exports of 650 million pounds with an upward adjustment of 20 million pounds which is determined to be desirable for the purpose of maintaining an adequate supply.

(b) *National factor.* The national factor determined to be necessary to apportion the 1975 national quota to farms as provided in section 319(e) of the Act, is 1.100.

(c) *National reserve.* The national reserve for making corrections and adjusting inequities in old farm quotas and for establishing quotas for new farms is 2,800,000 pounds.

(Sec. 301, 319, 375, 52 Stat. 38, as amended, 85 Stat. 23, 52 Stat. 66, as amended (7 U.S.C. 1301, 1314e, 1375)).

Effective date: January 30, 1975.

Signed at Washington, D.C. on: January 28, 1975.

KENNETH E. FRICK,
Administrator, Agricultural Sta-
bilization and Conservation
Service.

[FR Doc.75-2941 Filed 1-30-75;8:45 am]

**CHAPTER IX—AGRICULTURAL MARKET-
ING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE**

[Lemon Regulation 677]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

This regulation fixes the quantity of California-Arizona lemons that may be shipped to fresh market during the weekly regulation period February 2-8, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 910. The quantity of lemons so fixed was arrived at after consideration of the total available supply of lemons, the quantity of lemons currently available for market, the fresh market demand for lemons, lemon prices, and the relationship of season average returns to the parity price for lemons.

§ 910.977 Lemon Regulation 677.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) The need for this section to limit the quantity of lemons that may be mar-

keted during the ensuing week stems from the production and marketing situation confronting the lemon industry.

(i) The committee has submitted its recommendation with respect to the quantity of lemons it deems advisable to be handled during the ensuing week. Such recommendation resulted from consideration of the factors enumerated in the order. The committee further reports the demand for lemons is fairly steady but continues to ease on 115's and larger fruit, because markets are oversupplied with large sizes. Average f.o.b. price was \$4.90 per carton the week ended January 25, 1975, compared to \$4.87 per carton the previous week. Track and rolling supplies at 130 cars were down 2 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the quantity of lemons which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on January 28, 1975.

(b) *Order.* (1) The quantity of lemons grown in California and Arizona which may be handled during the period February 2, 1975, through February 8, 1975, is hereby fixed at 190,000 cartons.

(2) As used in this section, "handled", and "carton(s)" have the same meaning

as when used in the said amended marketing agreement and order.

(Secs. 1-19, 48 Stat. 31, as amended; (7 U.S.C. 601-674))

Dated: January 29, 1975.

CHARLES R. BRADER,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc.75-3073 Filed 1-30-75;8:45 am]

**CHAPTER X—AGRICULTURAL MARKET-
ING SERVICE (MARKETING AGREEMENTS AND ORDERS; MILK), DEPARTMENT OF AGRICULTURE**

[Docket Nos. AO-160-A50-RO1, et al.]

MILK IN THE MIDDLE ATLANTIC, AND CERTAIN OTHER MARKETING AREAS

Emergency Decision on Proposed Amendments to Marketing Agreements and to Orders

7 CFR Part	Marketing area	Docket No.
1004	Middle Atlantic	AO-160-A50-RO1
1001	Boston Regional	AO-14-A55-RO1
1002	New York-New Jersey	AO-71-A67-RO1
1006	Upper Florida	AO-356-A13
1007	Georgia	AO-366-A13
1011	Appalachian	AO-251-A18
1012	Tampa Bay	AO-317-A17
1013	Southeastern Florida	AO-286-A25
1015	Connecticut	AO-305-A33-RO1
1030	Chicago Regional	AO-361-A13
1032	Southern Illinois	AO-313-A27
1033	Ohio Valley	AO-196-A47
1036	Eastern Ohio-Western Pennsylvania	AO-179-A41
1040	Southern Michigan	AO-225-A30
1044	Michigan Upper Peninsula	AO-299-A32
1046	Louisville-Lexington-Evanville	AO-123-A43
1049	Indiana	AO-319-A25
1050	Central Illinois	AO-355-A13
1060	Minnesota-North Dakota	AO-360-A10-RO1
1061	Southeastern Minnesota-Northern Iowa (Dairyland)	AO-367-A9-RO1
1062	St. Louis-Ozarks	AO-10-A49
1063	Quad Cities-Dubuque	AO-195-A41
1064	Greater Kansas City	AO-29-A48
1065	Nebraska-Western Iowa	AO-86-A34
1068	Minneapolis-St. Paul, Minn.	AO-178-A33-RO1
1069	Duluth-Superior	AO-153-A22-RO1
1070	Cedar Rapids-Iowa City	AO-229-A30
1071	Neosho Valley	AO-227-A31
1073	Wichita	AO-173-A32
1075	Black Hills, S. Dak.	AO-245-A17
1076	Eastern South Dakota	AO-280-A71-RO1
1078	North Central Iowa	AO-272-A25
1079	Des Moines, Iowa	AO-235-A30
1080	Chattanooga, Tenn.	AO-236-A23
1081	New Orleans, La.	AO-163-A37
1090	Northern Louisiana	AO-237-A25
1097	Memphis, Tenn.	AO-219-A31
1098	Nashville, Tenn.	AO-184-A33
1099	Paducah, Ky.	AO-183-A31
1101	Knoxville, Tenn.	AO-195-A24
1102	Fort Smith, Ark.	AO-237-A25
1104	Red River Valley	AO-286-A25
1106	Oklahoma Metropolitan	AO-210-A35
1108	Central Arkansas	AO-243-A29
1120	Lubbock-Plainview, Tex.	AO-328-A18
1121	South Texas	AO-304-A8-RO1
1124	Oregon-Washington	AO-368-A8
1125	Puget Sound, Wash.	AO-226-A28
1126	North Texas	AO-231-A11-RO1
1127	San Antonio, Tex.	AO-233-A27-RO1
1128	Central West Texas	AO-238-A30-RO1
1129	Austin-Waco, Tex.	AO-256-A23-RO1
1130	Corpus Christi, Tex.	AO-259-A27-RO1
1131	Central Arizona	AO-271-A19
1132	Texas Panhandle	AO-262-A27
1133	Inland Empire	AO-275-A28
1134	Western Colorado	AO-301-A16
1136	Great Basin	AO-309-A22
1137	Eastern Colorado	AO-326-A20
1138	Rio Grande Valley	AO-325-A34
1139	Lake Mead, Nev.	AO-371-A4

A public hearing was held upon proposed amendments to the marketing

agreements and the orders regulating the handling of milk in the Middle Atlantic and certain other marketing areas. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at the U.S. Department of Agriculture, Washington, D.C., pursuant to notice thereof issued on January 14, 1975 (40 FR 2589).

The material issues on the record relate to:

1. Basic formula prices for pricing Class I milk for February and March 1975.

2. Whether an emergency exists to warrant the omission of a recommended decision with respect to issue No. 1.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Class I prices.* The orders affected herein should be amended to provide that the Class I prices from the effective date hereof in February and for March 1975 should be computed from the basic formula price of the preceding month.

Presently, Class I prices of all orders are determined by adding a specified differential to a basic formula price, which is the average of prices paid during the second preceding month for manufacturing grade milk in Minnesota and Wisconsin. (The Red River Valley order does not have a basic formula provision. Class I prices under this order are tied to the Oklahoma Metropolitan order. Class I prices under the Southern Illinois order are similarly tied to the St. Louis-Ozarks order.)

As stated in the hearing notice, the purpose of the hearing was to receive evidence with respect to the economic and emergency marketing conditions that relate to the need for providing that Class I prices under all Federal orders for February and March 1975 reflect immediately any price increases for manufacturing milk that may result from the recently announced higher support price for manufacturing milk. The specific proposal considered was to "establish an appropriate basic formula price for determining the Class I prices for the months of February and March 1975 consistent with the adjustment made to the level of price supports announced by the Secretary of Agriculture effective on January 4, 1975."

Witnesses representing producer cooperative associations comprising a substantial proportion of the producers associated with all Federal milk orders proposed several alternatives to assure that the Class I prices of all orders for the entire months of February and March 1975 reflect more promptly any increase in manufacturing milk values resulting from the January 4 increase in the support price for manufacturing grade milk.

Briefly stated, producers proposed alternative actions that would:

(1) Amend the Class I price provisions to provide that the basic formula price be the support price for manufacturing milk containing 3.5 percent butterfat in computing the Class I prices for February and March 1975.

(2) Remove for February and March 1975 the word "second" from the Class I price provision. This would establish the Class I price at the basic formula price for the preceding month, rather than the second preceding month, plus the Class I differential.

Proponents indicated at the hearing that item 1 above could be accomplished only by amending the orders, whereas item 2 could be accomplished by amendment, by temporary suspension, or by a combination of both. Producer representatives stressed, however, the need for immediate action of some type, including a temporary suspension of affected provisions, by February 1, 1975, to adjust the February and March Class I prices as proposed.

Handler witnesses also testified in support of implementing the price support action of the Secretary. However, they differed from producers in the procedural method to be followed. They proposed that the orders be amended on an emergency basis by February 1 to continue the January Class I price into February. Their proposal was based on their estimate that the Minnesota-Wisconsin price for January 1975 would be little different from the price of \$6.76 for November 1974. Thus, emergency amendatory action on the basis they proposed would not, in their view, disrupt the handlers' need to know at least two weeks in advance what the Class I price would be for preparing price schedules to customers and carrying out contractual commitments. They proposed further that if additional price action appeared necessary for late February and for March when the January Minnesota-Wisconsin price is announced by February 5, further emergency amendment action should be taken but with at least 15 days' notice to handlers.

An overriding consideration in this proceeding is that all participants were united in proposing that appropriate action is necessary for February and March 1975 to reflect in the Class I prices of all orders the price support action taken by the Department effective January 4, 1975. The price support action was appropriate and necessary because farm milk prices have declined while costs have remained at high levels. This marketing situation was documented fully by exhibits introduced at the hearing. Without the price support action, farm milk prices would have dropped further in the coming months at a time when milk producers must feed greater quantities of grain and high-priced, commercially-prepared concentrate feeds. Under these circumstances it was anticipated that many producers would leave dairying and that the future production of milk and dairy products would decline.

The higher price support level can be expected to increase farm prices for both manufacturing grade milk and milk approved for fluid consumption. Under Federal orders, however, the immediate impact of the price support action will be limited to milk used in manufactured products. This is because Class I prices are based on manufacturing milk values for the second preceding month. With about one-third of the milk produced in the United States being priced as Class I milk under Federal orders, a very substantial part of the nation's milk production will not be immediately affected by the price support action unless the Class I price formulas of the orders are changed.

Because of the limited time available for completing amendatory procedures, temporary suspension action was taken on January 24 to assure that Class I prices for all of February would be brought in line immediately with the earlier price support action. The action taken through this decision would provide on an amendatory basis the pricing procedures implemented through the suspension of certain provisions.

The amendments adopted herein will result in Federal orders continuing to base Class I prices on the competitive market values of manufacturing grade milk, whatever their level. Use of the new support price level (about \$7.10 on a 3.5 percent butterfat basis) as the basic formula price, which was one of the pricing alternatives suggested by producers, would deviate from this basic pricing concept previously established for all Federal order markets. This also would be the case if the January 1975 Class I price level were extended into February on a fixed basis, as proposed by handlers. Present marketing conditions do not require that a fixed price level be incorporated in the Class I price formulas. It is consistent with the intent of the price support action, however, to have Class I prices reflect on an immediate basis the increase in manufacturing milk values that is expected to result from the higher support level.

2. *Emergency action.* The due and timely execution of the functions of the Secretary under the Act imperatively and unavoidably requires the omission of a recommended decision and an opportunity for exceptions thereto with respect to Issue No. 1. The continued orderly marketing of milk in the respective areas requires that the attached order be made effective on January 31, 1975. Handlers, cooperative associations and others should know promptly and with certainty the basis of pricing Class I milk through March 1975, the period covered by the order amendments contained herein.

The hearing notice stated that consideration would be given to the emergency marketing conditions relating to proposal No. 1. Action under the procedure described above was supported at the hearing and in briefs submitted by participants at the hearing.

It is therefore found that good cause exists for omission of the recommended decision and the opportunity for filing exceptions thereto.

RULINGS ON PROPOSED FINDINGS AND CONCLUSIONS

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the request to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

GENERAL FINDINGS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto, and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid tentative marketing agreements and orders:

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act:

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

MARKETING AGREEMENT AND ORDER

Annexed hereto and made a part hereof are two documents, a *marketing agreement* regulating the handling of milk, and an *Order* amending the order regulating the handling of milk in the aforesaid marketing areas which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That this entire decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of the marketing agreement are identical with those contained in the orders as hereby proposed to be amended by the attached order which is published with this decision.

DETERMINATION OF PRODUCER APPROVAL AND REPRESENTATIVE PERIOD

July 1974 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the order, as amended and as hereby proposed to be amended, regulating the handling of milk in the aforesaid marketing areas is approved or favored by producers, as defined under the terms of each of the orders (as amended and as hereby proposed to be amended), who during such representative period were engaged in the production of milk for sale within the respective marketing areas.

Signed at Washington, D.C., on January 28, 1975.

RICHARD L. FELTNER,
Assistant Secretary.

Order amending the orders, regulating the handling of milk in certain specified marketing areas.

FINDINGS AND DETERMINATIONS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid orders:

(a) Findings. A public hearing was held upon certain proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the aforesaid marketing areas. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price

¹ This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held;

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in each of the specified marketing areas shall be in conformity to and in compliance with the terms and conditions of each of the orders, as amended, and as hereby amended as follows:

PART 1004—MIDDLE ATLANTIC MARKETING AREA

1. In § 1004.50, paragraph (a) is revised as follows:

§ 1004.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.78; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.78.

2. In § 1004.53, paragraph (a) is revised as follows:

§ 1004.53 Announcement of class prices and producer butterfat differential.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and the market administrator on or before the fifth day of March 1975 shall publicly announce the Class I price for that month;

PART 1001—BOSTON REGIONAL MARKETING AREA

1. In § 1001.32, paragraph (j) (1) (i) is revised as follows:

§ 1001.32 Additional duties of the market administrator.

(j) * * *

(1) * * *

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1001.61, paragraph (a) is revised as follows:

§ 1001.61 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.58; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.58.

PART 1002—NEW YORK-NEW JERSEY MARKETING AREA

1. In § 1002.22, paragraph (m) (1) (i) is revised as follows:

§ 1002.22 Additional duties of the market administrator.

- (m)
- (1)

(i) The Class I price for the following month applicable at the 201-210-mile zone and at the 1-10-mile zone: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 at such zones and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month at such zones.

2. In § 1002.50a, paragraph (a) is revised as follows:

§ 1002.50a Class prices.

(a) For Class I-A milk the price shall be the basic formula price for the second preceding month plus \$2.40; *Provided*, That from the effective date hereof through March 1975 the Class I-A price shall be the basic formula price for the preceding month plus \$2.40.

PART 1006—UPPER FLORIDA MARKETING AREA

1. In § 1006.50, paragraph (a) is revised as follows:

§ 1006.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.85; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.85.

2. In § 1006.53, paragraph (a) is revised as follows:

§ 1006.53 Announcement of class prices and handler butterfat differentials.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and the market administrator

on or before the fifth day of March 1975 shall publicly announce the Class I price for the current month;

PART 1007—GEORGIA MARKETING AREA

1. In § 1007.50, paragraph (a) is revised as follows:

§ 1007.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.30; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.30.

2. Section 1007.53 is revised as follows:

§ 1007.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month; *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for that month.

PART 1011—APPALACHIAN MARKETING AREA

1. In § 1011.22, paragraph (k) (1) (i) is revised as follows:

§ 1011.22 Additional duties of the market administrator.

- (k)
- (1)

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for the current month;

2. In § 1011.51, paragraph (a) is revised as follows:

§ 1011.51 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.13; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.13.

PART 1012—TAMPA BAY MARKETING AREA

1. In § 1012.50, paragraph (a) is revised as follows:

§ 1012.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.95; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.95.

2. In § 1012.53, paragraph (a) is revised as follows:

§ 1012.53 Announcement of class prices and handler butterfat differentials.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and the market administrator on or before the fifth day of March 1975 shall publicly announce the Class I price for the current month;

PART 1013—SOUTHEASTERN FLORIDA MARKETING AREA

1. In § 1013.50, paragraph (a) is revised as follows:

§ 1013.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$3.15; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$3.15.

2. In § 1013.53, paragraph (a) is revised as follows:

§ 1013.53 Announcement of class prices and handler butterfat differentials.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and the market administrator on or before the fifth day of March 1975 shall publicly announce the Class I price for the current month;

PART 1015—CONNECTICUT MARKETING AREA

1. In § 1015.32, paragraph (g) (1) (i) is revised as follows:

§ 1015.32 Additional duties of the market administrator.

- (g)
- (1)

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market adminis-

trator shall publicly announce the Class I price for that month;

2. In § 1015.61, paragraph (a) is revised as follows:

§ 1015.61 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.98: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.98.

PART 1030—CHICAGO REGIONAL MARKETING AREA

1. In § 1030.50, paragraph (a) is revised as follows:

§ 1030.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.26: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.26.

2. Section 1030.53 is revised as follows:
§ 1030.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1032—SOUTHERN ILLINOIS MARKETING AREA

1. Section 1032.53 is revised as follows:
§ 1032.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1033—OHIO VALLEY MARKETING AREA

1. In § 1033.27, paragraph (k) (1) (i) is revised as follows:

§ 1033.27 Additional duties of the market administrator.

(k) * * *

(1) * * *

(i) *The Class I price for the following month: Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1033.51, paragraph (a) is revised as follows:

§ 1033.51 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.70: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.70.

PART 1036—EASTERN OHIO-WESTERN PENNSYLVANIA MARKETING AREA

1. In § 1036.50, paragraph (a) is revised as follows:

§ 1036.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.85: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.85.

2. Section 1036.53 is revised as follows:

§ 1036.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1040—SOUTHERN MICHIGAN MARKETING AREA

1. In § 1040.50, paragraph (a) is revised as follows:

§ 1040.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.60: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.60.

2. Section 1040.53 is revised as follows:

§ 1040.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1044—MICHIGAN UPPER PENINSULA MARKETING AREA

1. In § 1044.22, paragraph (i) (1) (i) is revised as follows:

§ 1044.22 Additional duties of the market administrator.

(i) * * *

(1) * * *

(i) *The Class I price for the following month: Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1044.51, paragraph (a) is revised as follows:

§ 1044.51 Class prices.

(a) *Class I price.* The Class I price for plants located in Zone 1 shall be the basic formula price for the second preceding month plus \$1.15. For plants located in Zone 1(a) the price shall be the price specified for Zone 1 less 10 cents; for plants located in Zone 2 the price shall be the price specified for Zone 1 plus 20 cents; and for plants located outside the marketing area and west of Lake Michigan, the price (subject to § 1044.53) shall be that specified for Zone 1 and for plants located outside the marketing area and east of Lake Michigan, the price (subject to § 1044.53) shall be that specified for Zone 2: *Provided*, That from the effective date hereof through March 1975 the Class I price for plants in Zone 1 shall be the basic formula price for the preceding month plus \$1.15.

PART 1046—LOUISVILLE-LEXINGTON-EVANSVILLE MARKETING AREA

1. In § 1046.50, paragraph (a) is revised as follows:

§ 1046.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.49: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.49.

2. Section 1046.53 is revised as follows:
 § 1046.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1049—INDIANA MARKETING AREA

1. In § 1049.50, paragraph (a) is revised as follows:
 § 1049.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.47: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.47.

2. Section 1049.53 is revised as follows:
 § 1049.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1050—CENTRAL ILLINOIS MARKETING AREA

1. In § 1050.50, paragraph (a) is revised as follows:
 § 1050.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.39: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.39.

2. Section 1050.53 is revised as follows:
 § 1050.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth

day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1060—MINNESOTA-NORTH DAKOTA MARKETING AREA

1. In § 1060.50, paragraph (a) is revised as follows:

§ 1060.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.30: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.30.

2. Section 1060.53 is revised as follows:
 § 1060.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1061—SOUTHEASTERN MINNESOTA-NORTHERN IOWA (DAIRYLAND) MARKETING AREA

1. In § 1061.50, paragraph (a) is revised as follows:

§ 1061.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.06: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.06.

2. Section 1061.53 is revised as follows:
 § 1061.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof, the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1062—ST. LOUIS-OZARKS MARKETING AREA

1. In § 1062.50, paragraph (a) is revised as follows:

§ 1062.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.60: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.60.

2. Section 1062.53 is revised as follows:
 § 1062.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1063—QUAD CITIES-DUBUQUE MARKETING AREA

1. In § 1063.50, paragraph (a) is revised as follows:

§ 1063.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.33: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.33.

2. Section 1063.53 is revised as follows:
 § 1063.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1064—GREATER KANSAS CITY MARKETING AREA

1. In § 1064.50, paragraph (a) is revised as follows:

§ 1064.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.74: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.74.

2. Section 1064.53 is revised as follows:
 § 1064.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth

day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1065—NEBRASKA-WESTERN IOWA MARKETING AREA

1. In § 1065.50, paragraph (a) is revised as follows:

§ 1065.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.60 for pool plants located in Zone 1, plus \$1.50 in Zone 2, and plus \$1.75 in Zone 3: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.60 for pool plants located in Zone 1, plus \$1.50 in Zone 2, and plus \$1.75 in Zone 3.

2. Section 1065.53 is revised as follows:

§ 1065.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1068—MINNEAPOLIS-ST. PAUL, MINNESOTA MARKETING AREA

1. In § 1068.50, paragraph (a) is revised as follows:

§ 1068.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.06: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.06.

2. Section 1068.53 is revised as follows:

§ 1068.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February

1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1069—DULUTH-SUPERIOR MARKETING AREA

1. In § 1069.50, paragraph (a) is revised as follows:

§ 1069.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.10: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.10.

2. Section 1069.53 is revised as follows:

§ 1069.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1070—CEDAR RAPIDS-IOWA CITY MARKETING AREA

1. In § 1070.50, paragraph (a) is revised as follows:

§ 1070.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.33: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.33.

2. Section 1070.53 is revised as follows:

§ 1070.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1071—NEOSHO VALLEY MARKETING AREA

1. In § 1071.50, paragraph (a), the introductory text is revised as follows:

§ 1071.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.54, except that from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.54: *Provided*, That the price so determined shall be further adjusted by subtracting any amount by which such price exceeds the higher of, or adding any amount by which such price is less than, the lower of the following:

2. Section 1071.53 is revised as follows:

§ 1071.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1073—WICHITA, KANSAS MARKETING AREA

1. In § 1073.50, paragraph (a) is revised as follows:

§ 1073.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.80, except that from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.80. Such price shall not be less than the Class I price established for the same month pursuant to Part 1064 (Greater Kansas City) of this chapter, nor more than the Greater Kansas City Class I price plus 60 cents.

2. Section 1073.53 is revised as follows:

§ 1073.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1075—BLACK HILLS, SOUTH DAKOTA MARKETING AREA

1. In § 1075.27, paragraph (j) (1) (i) is revised as follows:

§ 1075.27 Additional duties of the market administrator.

(j) * * *
(1) * * *

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1075.51, paragraph (a) is revised as follows:

§ 1075.51 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.95; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.95.

PART 1076—EASTERN SOUTH DAKOTA MARKETING AREA

1. In § 1076.50, paragraph (a) is revised as follows:

§ 1076.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.50; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.50.

2. Section 1076.53 is revised as follows:
§ 1076.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1078—NORTH CENTRAL IOWA MARKETING AREA

1. In § 1078.50, paragraph (a) is revised as follows:

§ 1078.50 Class prices:

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.25; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.25.

2. Section 1078.53 is revised as follows:

§ 1078.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1079—DES MOINES, IOWA MARKETING AREA

1. In § 1079.50, paragraph (a) is revised as follows:

§ 1079.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.40; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.40.

2. Section 1079.53 is revised as follows:

§ 1079.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1090—CHATTANOOGA, TENNESSEE MARKETING AREA

1. In § 1090.50, paragraph (a) is revised as follows:

§ 1090.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$2.15; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.15.

2. Section 1090.53 is revised as follows:

§ 1090.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of

February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1094—NEW ORLEANS, LOUISIANA MARKETING AREA

1. In § 1094.50, paragraph (a) is revised as follows:

§ 1094.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$2.85; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.85.

2. Section 1094.53 is revised as follows:

§ 1094.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1096—NORTHERN LOUISIANA MARKETING AREA

1. In § 1096.50, paragraph (a) is revised as follows:

§ 1096.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$2.47; *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.47.

2. Section 1096.53 is revised as follows:

§ 1096.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1097—MEMPHIS, TENNESSEE MARKETING AREA

1. In § 1097.50, paragraph (a) is revised as follows:

§ 1097.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.94: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.94.

2. Section 1097.53 is revised as follows:
 § 1097.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1098—NASHVILLE, TENNESSEE MARKETING AREA

1. In § 1098.50, paragraph (a) is revised as follows:

§ 1098.50 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.58: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.58.

2. Section 1098.53 is revised as follows:
 § 1098.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1099—PADUCAH, KENTUCKY MARKETING AREA

1. In § 1099.50, paragraph (a) is revised as follows:

§ 1099.50 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.70: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.70.

2. Section 1099.53 is revised as follows:
 § 1099.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth

day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1101—KNOXVILLE, TENNESSEE MARKETING AREA

1. In § 1101.22, paragraph (j) (1) (i) is revised as follows:

§ 1101.22 *Additional duties of the market administrator.*

(j)
 (1)

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1101.51, paragraph (a) is revised as follows:

§ 1101.51 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.70: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.70.

PART 1102—FORT SMITH, ARKANSAS MARKETING AREA

1. In § 1102.50, paragraph (a) is revised as follows:

§ 1102.50 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.95: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.95.

2. Section 1102.53 is revised as follows:
 § 1102.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1104—RED RIVER VALLEY MARKETING AREA

1. Section 1104.53 is revised as follows:

§ 1104.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1106—OKLAHOMA METROPOLITAN MARKETING AREA

1. In § 1106.50, paragraph (a) is revised as follows:

§ 1106.50 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.98: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.98.

2. Section 1106.53 is revised as follows:
 § 1106.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1108—CENTRAL ARKANSAS MARKETING AREA

1. In § 1108.50, paragraph (a) is revised as follows:

§ 1108.50 *Class prices.*

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.94: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.94.

2. Section 1108.53 is revised as follows:
 § 1108.53 *Announcement of class prices.*

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price

for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1120—LUBBOCK-PLAINVIEW, TEXAS MARKETING AREA

1. In § 1120.50, paragraph (a) is revised as follows:

§ 1120.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.42: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.42.

2. Section 1120.53 is revised as follows:

§ 1120.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1121—SOUTH TEXAS MARKETING AREA

1. In § 1121.50, paragraph (a) is revised as follows:

§ 1121.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.68: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.68.

2. Section 1121.53 is revised as follows:

§ 1121.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1124—OREGON-WASHINGTON MARKETING AREA

1. In § 1124.22, paragraph (i) (1) (i) is revised as follows:

§ 1124.22 Additional duties of the market administrator.

- (i)
- (1)

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1124.51, paragraph (a) is revised as follows:

§ 1124.51 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.95: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.95.

PART 1125—PUGET SOUND, WASHINGTON MARKETING AREA

1. In § 1125.50, paragraph (a) is revised as follows:

§ 1125.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.85: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price of the preceding month plus \$1.85.

2. Section 1125.53 is revised as follows:

§ 1125.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1126—NORTH TEXAS MARKETING AREA

1. In § 1126.50, paragraph (a) is revised as follows:

§ 1126.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.32: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.32.

2. Section 1126.53 is revised as follows:

§ 1126.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1127—SAN ANTONIO, TEXAS MARKETING AREA

1. In § 1127.50, paragraph (a) is revised as follows:

§ 1127.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.74: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.74.

2. Section 1127.53 is revised as follows:

§ 1127.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1128—CENTRAL WEST TEXAS MARKETING AREA

1. In § 1128.50, paragraph (a) is revised as follows:

§ 1128.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.57: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.57.

2. Section 1128.53 is revised as follows:

§ 1128.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day

of March 1975 the market administrator shall announce publicly the Class I price for the current month.

**PART 1129—AUSTIN-WACO, TEXAS
MARKETING AREA**

1. In § 1129.50, paragraph (a) is revised as follows:

§ 1129.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.70: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.70.

2. Section 1129.53 is revised as follows:

§ 1129.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

**PART 1130—CORPUS CHRISTI, TEXAS
MARKETING AREA**

1. In § 1130.50, paragraph (a) is revised as follows:

§ 1130.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$3.07: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$3.07.

2. Section 1130.53 is revised as follows:

§ 1130.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

**PART 1131—CENTRAL ARIZONA
MARKETING AREA**

1. In § 1131.50, paragraph (a) is revised as follows:

§ 1131.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.52: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.52.

2. Section 1131.53 is revised as follows:

§ 1131.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

**-PART 1132—TEXAS PANHANDLE
MARKETING AREA**

1. In § 1132.50, paragraph (a) is revised as follows:

§ 1132.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.25: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.25.

2. Section 1132.53 is revised as follows:

§ 1132.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, that on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

**PART 1133—INLAND EMPIRE
MARKETING AREA**

1. In § 1133.50, paragraph (a) is revised as follows:

§ 1133.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.95: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.95.

2. In § 1133.53, paragraph (a) is revised as follows:

§ 1133.53 Announcement of class prices and handler butterfat differentials.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and the market administrator on or before the fifth day of March 1975 shall publicly announce the Class I price for the current month;

**PART 1134—WESTERN COLORADO
MARKETING AREA**

1. In § 1134.22, paragraph (b) (1) (i) is revised as follows:

§ 1134.22 Additional duties of the market administrator.

(i) . . .

(1) . . .

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1134.51, paragraph (a) is revised as follows:

§ 1134.51 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$2.00: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.00.

**PART 1136—GREAT BASIN
MARKETING AREA**

1. In § 1136.22, paragraph (k) (1) (i) is revised as follows:

§ 1136.22 Additional duties of the market administrator.

(k) . . .

(1) . . .

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall publicly announce the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1136.50, paragraph (a) is revised as follows:

§ 1136.50 Class prices.

(a) *Class I price.* The Class I price shall be the basic formula price for the second preceding month plus \$1.90;

Provided, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.90.

PART 1137—EASTERN COLORADO MARKETING AREA

1. In § 1137.22, paragraph (i) (1) (i) is revised as follows:

§ 1137.22 Additional duties of the market administrator.

(1)
(i)

(i) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall publicly announce the Class I price for that month;

2. In § 1137.51, paragraph (a) is revised as follows:

§ 1137.51 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$2.30: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.30.

PART 1138—RIO GRANDE VALLEY MARKETING AREA

1. In § 1138.50, paragraph (a) is revised as follows:

§ 1138.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$2.35: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$2.35.

2. Section 1138.53 is revised as follows:

§ 1138.53 Announcement of class prices.

The market administrator shall announce publicly on or before the fifth day of each month the Class I price for the following month and the Class II and Class III prices for the preceding month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month.

PART 1139—LAKE MEAD MARKETING AREA

1. In § 1139.50, paragraph (a) is revised as follows:

§ 1139.50 Class prices.

(a) *Class I price*. The Class I price shall be the basic formula price for the second preceding month plus \$1.60: *Provided*, That from the effective date hereof through March 1975 the Class I price shall be the basic formula price for the preceding month plus \$1.60.

2. In § 1139.53, paragraph (a) is revised as follows:

§ 1139.53 Announcement of class prices and handler butterfat differentials.

(a) The Class I price for the following month: *Provided*, That on the effective date hereof the market administrator shall announce publicly the Class I price for the remainder of the month of February 1975 and on or before the fifth day of March 1975 the market administrator shall announce publicly the Class I price for the current month;

[PR Doc.75-2903 Filed 1-30-75;8:45 am]

Title 9—Animals and Animal Products

CHAPTER III—ANIMAL AND PLANT HEALTH INSPECTION SERVICE (MEAT AND POULTRY PRODUCTS INSPECTION) DEPARTMENT OF AGRICULTURE

PART 331—SPECIAL PROVISIONS FOR DESIGNATED STATES AND TERRITORIES; AND FOR DESIGNATION OF ESTABLISHMENTS WHICH ENDANGER PUBLIC HEALTH AND FOR SUCH DESIGNATED ESTABLISHMENTS

PART 381—POULTRY PRODUCTS INSPECTION REGULATIONS

Designation of the States of Missouri and Nebraska

Statement of Considerations. Sections 202 and 203 of the Federal Meat Inspection Act (21 U.S.C. 642, 643) provide for recordkeeping, access, and related requirements; and registration requirements; with respect to operators engaged in specified classes of business in or for "commerce" as defined in the Act. Similar provisions with respect to poultry and poultry products are contained in sections 11 (b) and (c) of the Poultry Products Inspection Act (21 U.S.C. 460 (b), (c)). Section 205 of the Federal Meat Inspection Act and section 11(e) of the Poultry Products Inspection Act (21 U.S.C. 645, 460(e)) authorize the Secretary of Agriculture to exercise the authorities under the aforesaid sections with respect to persons, firms, and corporations engaged in specified kinds of business but not in or for "commerce" in any State or organized Territory when he determines, after consultation with an appropriate advisory committee, that

the State or Territory does not have at least equal authority under its laws or is not exercising such authority in a manner to effectuate the purposes of the Acts.

The States of Missouri and Nebraska have been designated, pursuant to section 301(c) of the Federal Meat Inspection Act and section 5(c) of the Poultry Products Inspection Act, for the application, to intrastate activities of Titles I and IV of the Federal Meat Inspection Act and sections 1-4, 6-10, and 12-22 of the Poultry Products Inspection Act, and said provisions are now applicable to such activities in Missouri and Nebraska. The Secretary, after consultation with the appropriate advisory committee, has now determined that Missouri and Nebraska are not exercising, in a manner to effectuate the purpose of said Acts, with respect to intrastate businesses, authorities at least equal to those under sections 202 and 203 of the Federal Meat Inspection Act and sections 11 (b) and (c) of the Poultry Products Inspection Act, including the Secretary or his representatives being afforded access to such places of business and the facilities, inventories, and records thereof. Therefore, Missouri and Nebraska are hereby designated under section 205 of the Federal Meat Inspection Act and section 11(e) of the Poultry Products Inspection Act for the exercise of the specified authorities with respect to intrastate businesses, and hereafter sections 202 and 203 of the Federal Meat Inspection Act and sections 11 (b) and (c) of the Poultry Products Inspection Act shall apply as hereinafter provided to persons, firms, and corporations engaged in the kinds of business specified in said sections, but not in or for commerce, to the same extent and in the same manner as if they were engaged in such business in or for commerce and the transactions involved were in commerce.

§ 331.6 [Amended]

Accordingly, the table in § 331.6 of the meat inspection regulations (9 CFR 331.6) is amended as follows:

1. Missouri and Nebraska are added in alphabetical order to the list of States in which the provisions of sections 202 and 203 of the Federal Meat Inspection Act and related regulations are applicable.

2. In the "Effective Date" column, "January 31, 1975" is added on the line with Missouri and Nebraska in both places.

(Secs. 21 and 205, 34 Stat. 1250, as amended, 81 Stat. 584, 21 U.S.C. 621, 645; 37 FR 464, 28477)

§ 381.224 [Amended]

Further, the table in § 381.224 of the poultry products inspection regulations (9 CFR 381.224) is amended as follows:

1. Missouri and Nebraska are added in alphabetical order to the list of States in which the provisions of sections 11 (b) and (c) of the Poultry Products Inspec-

tion Act and related regulations are applicable.

2. In the "Effective Date" column, "January 31, 1975" is added on the line with Missouri and Nebraska in both places.

(Secs. 11(e) and 14, 71 Stat. 441, as amended, 82 Stat. 791, 21 U.S.C. 460(e), 463; 37 FR 28464, 28477)

These amendments of the regulations are necessary to reflect the determinations of the Secretary of Agriculture under section 205 of the Federal Meat Inspection Act and Section 11(e) of the Poultry Products Inspection Act, and to effectuate the purposes of the Acts by affording representatives of the Secretary of Agriculture access to places of business engaged in intrastate activities and otherwise facilitate the enforcement of the Acts. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Secretary. Therefore, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that such public procedure is impracticable and unnecessary and good cause is found for making the amendments effective less than 30 days after publication in the FEDERAL REGISTER.

These amendments and the notice given hereby shall become effective January 31, 1975.

Done at Washington, D.C., on: January 24, 1975.

F. J. MULHERN,
Administrator, Animal and Plant
Health Inspection Service.

[FR Doc. 75-2848 Filed 1-30-75; 8:45 am]

PART 331—SPECIAL PROVISIONS FOR DESIGNATED STATES AND TERRITORIES; AND FOR DESIGNATION OF ESTABLISHMENTS WHICH ENDANGER PUBLIC HEALTH AND FOR SUCH DESIGNATED ESTABLISHMENTS

PART 381—POULTRY PRODUCTS INSPECTION REGULATIONS

Designation of the States of Minnesota, Montana, Nevada, Oregon, and Washington

Statement of Considerations. Sections 202, 203, and 204 of the Federal Meat Inspection Act (21 U.S.C. 642, 643, 644) provide for recordkeeping, access, and related requirements; registration requirements; and regulation of transactions involving dead, dying, disabled, or diseased livestock of the specified kinds, or parts of the carcasses of such animals that died otherwise than by slaughter, with respect to operators engaged in specified classes of business in or for "commerce" as defined in the Act. Similar provisions with respect to poultry and poultry products are contained in sections 11 (b), (c), and (d) of the Poultry Products Inspection Act (21 U.S.C. 460 (b), (c), and (d)). Section 205 of the Federal Meat Inspection Act and section 11(e) of the Poultry Products Inspection Act (21 U.S.C. 645, 460(e)) au-

thorize the Secretary of Agriculture to exercise the authorities under the aforesaid sections with respect to persons, firms, and corporations engaged in the specified kinds of business but not in or for "commerce" in any State or organized Territory when he determines, after consultation with an appropriate advisory committee, that the State or Territory does not have at least equal authority under its laws or is not exercising such authority in a manner to effectuate the purposes of the Acts.

The States of Minnesota, Montana, Nevada, Oregon, and Washington have been designated, pursuant to section 301(c) of the Federal Meat Inspection Act and section 5(c) of the Poultry Products Inspection Act, for the application, to intrastate activities, of Titles I and IV of the Federal Meat Inspection Act and sections 1-4, 6-10, and 12-22 of the Poultry Products Inspection Act, and said provisions are now applicable to such activities in said States.

The Secretary, after consultation with the appropriate advisory committee, has now determined that said States are not exercising, in a manner to effectuate the purposes of the said Acts, with respect to intrastate businesses, authorities at least equal to those under sections 202, 203, and 204 of the Federal Meat Inspection Act and sections 11 (b) and (c) of the Poultry Products Inspection Act, including the Secretary or his representative being afforded access to such places of business and the facilities, inventories, and records thereof. Therefore, said States are hereby designated under section 205 of the Federal Meat Inspection Act and section 11(e) of the Poultry Products Inspection Act for the exercise of the specified authorities with respect to intrastate businesses, and hereafter sections 202, 203, and 204 of the Federal Meat Inspection Act and sections 11 (b) and (c) of the Poultry Products Inspection Act shall apply as hereinafter provided, to persons, firms, and corporations engaged in the kinds of business specified in said sections, but not in or for commerce, to the same extent and in the same manner as if they were engaged in such business in or for commerce and the transactions involved were in commerce.

§ 331.6 [Amended]

Accordingly, the table in § 331.6 of the meat inspection regulations (9 CFR 331.6) is amended as follows:

1. In the "State" column, "Minnesota, Montana, Nevada, Oregon, and Washington" are added in alphabetical order in all three places.

2. In the "Effective Date" column, "January 31, 1975" is added on the line with "Minnesota, Montana, Nevada, Oregon, and Washington" in all three places.

(Secs. 21 and 205, 34 Stat. 1260, as amended, 81 Stat. 564 (21 U.S.C. 621, 645); 37 FR 28464, 28477)

§ 381.224 [Amended]

Further, the table in § 381.224 of the poultry products inspection regulations (9 CFR 381.224) is amended as follows:

1. In the "State" column, "Minnesota, Montana, Nevada, Oregon, and Washington" are added in alphabetical order in both places.

2. In the "Effective Date" column, "January 31, 1975" is added on the line with "Minnesota, Montana, Nevada, Oregon, and Washington" in both places.

(Secs. 11(e) and 14, 71 Stat. 441, as amended, 82 Stat. 791, 21 U.S.C. 460(e), 463; 37 FR 28464, 28477)

These amendments of the regulations are necessary to reflect the determinations of the Secretary of Agriculture under section 205 of the Federal Meat Inspection Act and section 11(e) of the Poultry Products Inspection Act, and to effectuate the purposes of the Acts by affording representatives of the Secretary of Agriculture access to places of business engaged in intrastate activities and to otherwise facilitate the enforcement of the Acts. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Secretary. Therefore, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that such public procedure is impracticable and unnecessary and good cause is found for making these amendments effective less than 30 days after publication in the FEDERAL REGISTER.

These amendments and the notice given hereby shall become effective January 31, 1975.

Done at Washington, D.C., on January 24, 1975.

F. J. MULHERN,
Administrator, Animal and Plant
Health Inspection Service.

[FR Doc. 75-2849 Filed 1-30-75; 8:45 am]

[No. 75-56]

Title 12—Banks and Banking

CHAPTER V—FEDERAL HOME LOAN BANK BOARD

SUBCHAPTER D—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

PART 564—SETTLEMENT OF INSURANCE

Corrective Amendment Relating to Updating of Examples of Insurance Coverage

JANUARY 24, 1975.

The Federal Home Loan Bank Board hereby amends Board Resolution No. 74-1177 (FR Document No. 74-27654, 39 FR 41243, November 26, 1974, which amended Part 564 of the rules and regulations for insurance of accounts, 12 CFR Part 564, by updating the Examples of Insurance Coverage Afforded Accounts in Institutions Insured by the Federal Savings and Loan Insurance Corporation, published as an Appendix to said Part 564 to reflect the increases in maximum insurance authorized in Pub. L. 93-495) by correcting a typographical error in Example 3 (deleting the last reference to "\$40,000" in the Answer and substituting "\$80,000") under B. *Testamentary accounts* of said Appendix so, that said Example will read:

EXAMPLE 3

Question: H invests \$40,000 in each of four "payable-on-death" accounts. Under the terms of each account contract, H has the right to withdraw any or all of the funds in the account at any time. Any funds remaining in the account at the time of H's death are to be paid to a named beneficiary. The respective beneficiaries of the four accounts are H's wife, his mother, his brother and his son. H also holds an individual account containing \$40,000. What is the insurance coverage?

Answer: The accounts payable on death to H's wife and son are each separately insured to the \$40,000 maximum. (§ 564.4(a)). The accounts payable to H's mother and brother are added to H's individual account and insured to \$40,000 in the aggregate, leaving \$80,000 uninsured. (§ 564.4(b)).

(Secs. 401, 402, 403, 405, 48 Stat. 1255, 1256, 1257, 1259, as amended (12 U.S.C. 1724, 1725, 1726, 1728) Reorg. Plan No. 3 of 1947, 12 FR 4981, 3 CFR 1943-1948, Comp., p. 1071.)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, JR.,
Assistant Secretary.

[FR Doc. 75-2872 Filed 1-30-75; 8:45 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airworthiness Docket No. 75-WE-7-AD; Amdt. 39-2081]

PART 39—AIRWORTHINESS DIRECTIVES
Lockheed Model L-1011-385-1 Airplanes

During evaluation system operation tests at Lockheed and periodic maintenance checks conducted by the airlines, there have been numerous malfunctions of the passenger evacuation system resulting in degraded and/or unuseable evacuation slides.

Since these malfunctions are likely to exist or develop in other airplanes of the same type design, an airworthiness directive (AD) is being issued to require numerous modifications of the passenger evacuation system on all Lockheed Model L-1011 airplanes. These modifications to the passenger evacuation system will substantially reduce the possibility of similar malfunctions and improve the overall reliability of the passenger evacuation system.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impractical and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 FR 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

LOCKHEED. Applies to Model L-1011-385-1 airplanes certificated in all categories

Compliance required as indicated.

To prevent possible malfunctions resulting in unusable passenger evacuation slides and slide/rafts and improve the overall reliability of the passenger evacuation system, accomplish the following:

(a) Within the next 30 days' calendar time after the effective date of this AD, unless already accomplished, rework the escape slides and slide/raft primary valves; release cables and inspect slide/raft packs for steel reinforcing plate delamination in accordance with Lockheed Service Bulletin 093-25-206, dated January 10, 1975, or later FAA-approved revisions, or equivalent inspections and/or modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(b) Within the next 180 days' calendar time after the effective date of this AD, unless already accomplished, replace escape slide release pin assemblies in accordance with Air Cruisers Service Bulletin 25-16, dated March 22, 1974, or later FAA-approved revisions, or equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(c) Within the next 180 days' calendar time after the effective date of this AD, unless already accomplished, inspect for proper escape slide girt extension and pack height in accordance with Lockheed Service Bulletin 093-25-205, dated January 10, 1975, or later FAA-approved revisions, or equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(d) Within the next 180 days' calendar time after the effective date of this AD, unless already accomplished, install heat shrinkable tubing on escape slide and slide/raft release pin assemblies in accordance with Lockheed Service Bulletin 093-25-212, dated January 10, 1975, or later FAA-approved revisions, or equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(e) Upon completion of above Service Bulletins listed in paragraphs (a) through (d) above, re-identify escape slides and slide/rafts in accordance with Lockheed Service Bulletin 093-25-210, dated January 21, 1975, or later FAA-approved revisions, or equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(f) Aircraft may be flown to a base for performance of the maintenance required per this AD in accordance with FAR's 21.197 and 21.199.

This amendment becomes effective March 5, 1975.

(Sec. 313(a), 601, and 603, Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423), Sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, California, January 23, 1975.

LYNN L. HINK,
Acting Director,
FAA Western Region.

[FR Doc. 75-2870 Filed 1-30-75; 8:45 am]

[Docket No. 14292; Amdt. No. 953]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 3139,

8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 FR 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, SW, Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Document Inspection Facility, HQ-405, 800 Independence Avenue, SW, Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of \$150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for \$30.00 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, effective March 13, 1975

- Austin, Tex.—Robert Mueller Municipal Arpt., VORTAC Rwy 12R, Amdt. 3.
- Austin, Tex.—Robert Mueller Municipal Arpt., VORTAC Rwy 16R, Amdt. 2.
- Bethpage, N.Y.—Grumman-Bethpage Arpt., VOR-A (TAC), Amdt. 6.
- Columbia, Mo.—E. W. Cotton Woods Memorial Arpt., VOR-A, Amdt. 1.
- Columbia, Mo.—Columbia Regional Arpt., VOR Rwy 20, Amdt. 5.
- Corpus Christi, Tex.—Corpus Christi Int'l Arpt., VOR Rwy 17 (TAC), Amdt. 19.
- Corpus Christi, Tex.—Corpus Christi Int'l Arpt., VORTAC Rwy 35, Amdt. 4.
- Hibbing, Minn.—Chisholm-Hibbing Arpt., VOR Rwy 13, Amdt. 7.
- Hibbing, Minn.—Chisholm-Hibbing Arpt., VOR Rwy 31, Amdt. 11.
- Jefferson, Ga.—Jackson Co. Arpt., VOR/DME Rwy 34, Amdt. 2, cancelled.
- Lakeland, Fla.—Lakeland Municipal Arpt., VOR-A, Orig., cancelled.
- Lakeland, Fla.—Lakeland Municipal Arpt., VOR Rwy 4, Amdt. 2, cancelled.
- Lakeland, Fla.—Lakeland Municipal Arpt., VOR Rwy 27, Orig.
- Mena, Ark.—Mena Municipal Arpt., VOR/DME-A, Amdt. 1.
- St. Louis, Mo.—Lambert-St. Louis Int'l Arpt., VOR Rwy 6, Amdt. 2, cancelled.
- St. Louis, Mo.—Lambert-St. Louis Int'l Arpt., VOR Rwy 24, Amdt. 2, cancelled.

* * * effective February 20, 1975.

Brewton, Ala.—Brewton Municipal Arpt., VOR Rwy 30, Amdt. 2.

*** effective February 13, 1975.

Louisville, Ky.—Standiford Arpt., VOR Rwy 19 (TAC), Orig., cancelled.

*** effective January 17, 1975.

Nashville, Tenn.—Nashville Metropolitan Arpt., VOR/DME Rwy 13, Amdt. 5.

Nashville, Tenn.—Nashville Metropolitan Arpt., VOR/DME Rwy 20R, Amdt. 3.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, effective March 13, 1975.

Albany, Ga.—Albany-Dougherty County Arpt., LOC (BC) Rwy 22, Orig.

Columbia, Mo.—Columbia Regional Arpt., LOC (BC) Rwy 20, Amdt. 2.

Corpus Christi, Tex.—Corpus Christi Int'l. Arpt., Loc (BC) Rwy 31, Amdt. 5.

Hibbing, Minn.—Chisholm-Hibbing Arpt., LOC (BC) Rwy 20, Amdt. 2.

*** effective February 27, 1975.

Homer, Alaska—Homer Arpt., LOC/DME Rwy 3, Amdt. 1.

*** effective February 13, 1975.

Louisville, Ky.—Standiford Field, LOC Rwy 19, Amdt. 1.

*** effective January 16, 1975.

Miami, Fla.—Miami Int'l. Arpt., LOC (BC) Rwy 9L, Amdt. 3.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, effective March 13, 1975.

Austin, Tex.—Robert Mueller Municipal Arpt., NDB Rwy 30L, Amdt. 26.

Columbia, Mo.—Columbia Regional Arpt., NDB Rwy 2, Amdt. 2.

Corpus Christi, Tex.—Corpus Christi Int'l. Arpt., NDB Rwy 13, Amdt. 17.

Hudson, N.Y.—Columbia Co. Arpt., NDB-A, Orig.

Jackson, Minn.—Jackson Municipal Arpt., NDB Rwy 13, Amdt. 2.

St. Louis, Mo.—Lambert-St. Louis Int'l. Arpt., NDB Rwy 24, Amdt. 28.

*** effective February 13, 1975.

Los Angeles, Calif.—Los Angeles Int'l. Arpt., NDB Rwy 24L/R, Amdt. 9.

*** effective January 17, 1975.

Carbondale-Murphysboro, Ill.—Southern Illinois Arpt., NDB Rwy 18, Amdt. 1.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, effective March 13, 1975.

Austin, Tex.—Robert Mueller Municipal Arpt., ILS Rwy 30L, Amdt. 26.

Columbia, Mo.—Columbia Regional Arpt., ILS Rwy 2, Amdt. 3.

Corpus Christi, Tex.—Corpus Christi Int'l. Arpt., ILS Rwy 13, Amdt. 16.

Hibbing, Minn.—Chisholm-Hibbing Arpt., ILS Rwy 31, Amdt. 4.

Santa Ana, Calif.—El Toro MCAS Arpt., ILS Rwy 34R, Amdt. 5, cancelled.

*** effective February 13, 1975.

Fairbanks, Alaska—Fairbanks Int'l. Arpt., ILS/DME Rwy 1L, Orig., cancelled.

*** effective January 22, 1975.

Chicago, Ill.—Chicago Midway Arpt., ILS Rwy 4R, Amdt. 1.

*** effective January 17, 1975.

Carbondale-Murphysboro, Ill.—Southern Illinois Arpt., ILS Rwy 18, Amdt. 1.

*** effective January 16, 1975.

Miami, Fla.—Miami Int'l. Arpt., ILS Rwy 9L, Amdt. 20.

Miami, Fla.—Miami Int'l. Arpt., ILS Rwy 27R, Amdt. 5.

5. Section 97.31 is amended by originating, amending, or canceling the following RADAR SIAPs, effective January 22, 1975.

Savannah, Ga.—Savannah Municipal Arpt., RADAR-A, Amdt. 6.

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, effective March 13, 1975.

Chapel Hill, N.C.—Horace Williams Arpt., RNAV Rwy 8, Orig.

St. Louis, Mo.—Lambert-St. Louis Int'l. Arpt., RNAV Rwy 30L, Amdt. 2.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1948; (49 U.S.C. 1438, 1354, 1421, 1510) and sec. 6(c) Department of Transportation Act, (49 U.S.C. 1655(c)) and (5 U.S.C. 552(a)(1)))

Issued in Washington, D.C., on January 23, 1975.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 approved by the Director of the Federal Register on May 12, 1969, (35 FR 5610).

JAMES M. VINES,

Chief, Aircraft Programs Division.

[FR Doc. 75-2871 Filed 1-30-75; 8:45 am]

Title 15—Commerce and Foreign Trade

CHAPTER IX—NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION, DEPARTMENT OF COMMERCE

PART 923—COASTAL ZONE MANAGEMENT PROGRAM APPROVAL REGULATIONS

PART 926—COASTAL ZONE MANAGEMENT PROGRAM DEVELOPMENT GRANTS, ALLOCATION OF FUNDS TO STATES

Correction and Redesignation

In the FEDERAL REGISTER of April 2, 1974, on page 11999, a new Part 923—Coastal Zone Management Program Development Grants, Allocation of Funds to States, was added to 15 CFR Chapter IX (FR Doc. 74-7596). It has become necessary to redesignate this part as Part 926—Coastal Zone Management Program Development Grants, Allocation of Funds to States.

This redesignation is necessary because a new Part 923—Coastal Zone Management Program Approval Regulations, was adopted in the FEDERAL REGISTER of January 9, 1975, on page 1683 (FR Doc. 75-738). These regulations constitute a new part distinct from Part 923 as published on April 2, 1974, but do not supersede those regulations in any way.

Therefore, the regulations published on April 2, 1974, are hereby redesignated as Part 926—Coastal Zone Management Program Development Grants, Alloca-

tion of Funds to States, and all references within the text of this part are redesignated accordingly. Part 923—Coastal Zone Management Program Approval Regulations, as published on January 9, 1975, remains unchanged.

Title 16—Commercial Practices

CHAPTER II—CONSUMER PRODUCT SAFETY COMMISSION

SUBCHAPTER E—POISON PREVENTION PACKAGING ACT OF 1970 REGULATIONS

PART 1700—POISON PREVENTION PACKAGING

Labeling Requirements for Noncomplying Packaging

The purpose of this CPSC document is to promulgate a regulation (16 CFR 1700.5) to govern the labeling of non-complying packages of substances subject to child-protection packaging requirements under the Poison Prevention Packaging Act of 1970 (15 U.S.C. 1471-76) and its regulations (16 CFR Part 1700). Child-protection packaging is also referred to herein as "child-resistant packaging" and "special packaging," which is defined in section 2(4) of the act (repeated in 16 CFR 1700.1(a)(4)).

Section 4(a) of the act provides that for the purpose of making any product which is subject to child-protection packaging requirements available to elderly or handicapped persons who would be unable to use such product in child-resistant packaging, the manufacturer or packer may package the product in noncomplying packaging in a single size if (1) the manufacturer or packer also supplies the product in child-resistant packaging and (2) the non-complying package is clearly and conspicuously labeled with the statement "This package for households without young children." Section 4(a) also provides that a substitute labeling statement may be prescribed by regulation for noncomplying packages too small to accommodate said statement.

BACKGROUND

In the FEDERAL REGISTER of October 18, 1972 (37 FR 22001), the Food and Drug Administration (then responsible for administering the act) proposed a regulation (21 CFR 295.8) to (1) specify the circumstances under which products used by elderly or handicapped persons would be exempt from the child-protection packaging requirements; (2) establish specific requirements for the size, contrast, and placement of the labeling statement required to appear on non-complying packages; and (3) prescribe the wording for a shorter, substitute labeling statement and the conditions under which it could be used.

On May 14, 1973, functions under the Poison Prevention Packaging Act of 1970 were transferred to the Consumer Product Safety Commission by section 30(a) of the Consumer Product Safety Act (Pub. L. 92-573, 86 Stat. 1231; 15 U.S.C. 2079(a)).

Subsequently, in the FEDERAL REGISTER of August 7, 1973 (38 FR 21247), the

Consumer Product Safety Commission revised and transferred the regulations under the Poison Prevention Packaging Act of 1970 (21 CFR Part 295 became 16 CFR Part 1700). Accordingly, proposed 21 CFR 295.8 is acted upon below as 16 CFR 1700.5.

RESPONSE TO PROPOSAL

In response to the proposal of October 18, 1972, ten comments were received, each stating one or more objections. Six were from manufacturers of products subject to child-protection packaging requirements, two were from associations of manufacturers of such products, one was from an association of pediatricians, and one was from a member of the public. The principal issues raised in those comments and the Commission's conclusions thereon are as follows:

A. Conditions for noncompliance. Proposed § 295.8(a) set forth six conditions a manufacturer or packer would be required to meet in order to market products subject to special packaging requirements in noncomplying packaging for use by the elderly or handicapped.

Proposed § 295.8(a)(1) specified that the special packaging must create "significant difficulty in use" for the elderly or handicapped. An association of manufacturers comments that this requirement is inconsistent with section 4(a) of the act which states that manufacturers and packers are authorized to use noncomplying packaging in a single size to make products, subject to special packaging requirements, available to elderly or handicapped persons "unable to use" such products in special packaging. The association adds that the term "significant difficulty" is imprecise and conjectural.

Proposed § 295.8(a)(2) specified that special packaging must be supplied by the manufacturer or packer in "popular sizes."

Proposed § 295.8(a)(3) required as a condition to the use of noncomplying packaging that the manufacturer adequately distribute and advertise the specially packaged substance. A manufacturer states that the advertising requirements could create a hardship for small companies that engage in little or no advertising.

Proposed § 295.8(a)(4) specified that the noncomplying packaging must be "a size most likely to be used" by the elderly or handicapped. A manufacturer comments that this could conflict with the requirement of proposed § 295.8(a)(2) that special packaging be available in "popular sizes," contending that a size "most likely to be used" by elderly or handicapped persons could also be a "popular size." A trade association states that proposed § 295.8(a)(4) would require the manufacturer to determine the single size most likely to be used by the elderly or handicapped in order to use noncomplying packaging.

An association of manufacturers and two manufacturers state that one or more of the requirements of proposed § 295.8(a)(1) through (4) would impose limitations on marketing household sub-

stances in noncomplying packaging that are not prescribed by section 4 of the act and that promulgation of such requirements would be beyond the Commission's authority.

Proposed § 295.8(a)(5) specified that the noncomplying package must be labeled in accordance with proposed § 295.8(b) or (c). Section 295.8(a)(6) stated that the manufacturer or packer must not have been ordered under proposed § 295.8(e) to use special packaging exclusively for the product. No responses objected to proposed § 295.8(a)(5) and (6).

The Commission concludes that to the extent that proposed § 295.8(a)(3) would require a manufacturer or packer to advertise the availability of a subject product in special packaging before the product could be packaged in noncomplying packaging of a single size, the regulation would impose an inappropriate obligation on the manufacturer or packer.

Regarding the remaining conditions in proposed § 295.8(a)(1) through (6), the Commission concludes that section 4 of the act prescribes with sufficient precision the conditions under which a manufacturer or packer of any substance subject to child-protection packaging requirements may package that substance in a noncomplying package. Accordingly, the general requirements of proposed § 295.8(a)(1) through (6) have not been included in the regulation promulgated below except for the requirement that the noncomplying package bear the labeling statement required by the act or the shorter, substitute statement required by the regulation (§ 1700.5(a)(1) and (b) below). Manufacturers and packers, however, must also meet all conditions specified in section 4(a) of the act to be authorized to use noncomplying packaging for any product subject to child-protection packaging requirements.

B. Labeling statement. Proposed § 295.8(b)(1) specified a labeling statement that must appear conspicuously on all noncomplying packages, reading "This Package for Households Without Young Children." An association of pediatricians and a manufacturer object to the wording of the statement because it does not give the reason why the noncomplying package is intended only for households without young children. Another manufacturer comments that the statement could be confusing to the elderly or handicapped who have difficulty using specially packaged substances but who live in households with young children. Section 4(a)(2) of the act, however, prescribes the labeling statement specified in proposed § 295.8(b)(1). Accordingly, the Commission does not have the authority to change the statement's wording (§ 1700.5(a)(1) below).

Proposed § 295.8(b)(2) and (5)(iii) contained language which could be confusing where a product is marketed in an immediate container as well as in an outer container. Although no comments were received on this point, the language

has been changed to more clearly express the requirement that the noncomplying packaging labeling is required on the immediate container as well as on the outer container or wrapping used in the retail display of the substance. This change is consistent with section 2(3) of the Act which includes outer containers or wrappings in the definition of "package" when the term is used in the context of noncomplying packaging (§ 1700.5(a)(2) and (5)(a)(5)(ii) below).

C. Substitute labeling statement. Section 4(a)(2) of the act authorizes the Commission to specify the language of a substitute labeling statement for packaging too small to accommodate the statutorily required labeling statement. Proposed § 295.8(c) specified as the substitute labeling statement "Caution: This Package Is Not Child-Safe." A manufacturer suggests deleting the word "Caution," noting that this word is required to appear on the labeling of certain products regulated under the Federal Hazardous Substances Act (15 U.S.C. 1261-74) which products are also subject to regulation under the Poison Prevention Packaging Act of 1970. The manufacturer observes that using "Caution" at two different places on the packaging of one product might cause confusion. Another manufacturer suggests that the statement "Cap Not Child Safe" would be shorter and more accurate.

The Commission observes that the labeling statement specified by section 4(a) of the act and § 1700.5(a)(1) below contains seven words and that the substitute labeling statement in proposed § 295.8(c) contains six words. The Commission also observes that the substitute labeling statement declares that the noncomplying package is not "Child-Safe," thereby suggesting that special packaging is unconditionally safe when placed in the hands of young children. Section 2(4) of the act defines "special packaging" as packaging designed to be "significantly difficult" but not impossible for young children to open.

The Commission concludes that a shorter and more accurate substitute labeling statement than the one initially proposed should be adopted; specifically, "Package Not Child-Resistant" (§ 1700.5(b) below).

D. Labeling size and other display requirements. 1. Provisions of proposed § 295.8(b)(2) through (5) specified the manner of placement of the labeling statement on packaging; required the statement to appear within a square or rectangle enclosed within a ruled border; required the statement to be printed in capital letters in distinct contrast by typography, layout, color, or embossing with other matter on the package; and specified minimum sizes for the labeling statement in relation to the size of the package's principal display panel. Two associations of manufacturers and three manufacturers question the Commission's authority to promulgate those requirements.

Two comments observe that the proposal's preamble stated in effect that the specifications on labeling conspicuous-

ness were based on regulations issued by FDA pursuant to the Fair Packaging and Labeling Act. The Commission finds that the intention, however, was to indicate that the requirements concerning labeling statement conspicuousness were similar to labeling requirements promulgated under the Fair Packaging and Labeling Act; not that the authority in this matter was derived from the Fair Packaging and Labeling Act.

Two others cite sections 3(d) and 4(a)(2) of the act as indicative that the Commission lacks authority to promulgate regulations specifying size, placement, and contrast of the labeling statement on noncomplying packaging. Section 3(d) of the act provides that with the exception of authority granted in section 4(a)(2), nothing in the act gives the Commission authority to prescribe specific labeling. Section 4(a)(2) provides that for the purpose of making any household substance, which is subject to a special packaging standard, available to elderly or handicapped persons, a manufacturer or packer may package that substance in noncomplying packaging of a single size if it bears conspicuous labeling stating "This package for households without young children," except that the Commission may by regulation prescribe a substitute statement to the same effect for packaging too small to accommodate such statement. Thus, section 4(a)(2) not only authorizes the Commission to prescribe a substitute labeling statement, but also requires noncomplying packaging to bear a "conspicuous labeling statement." Provisions of proposed § 295.8 (b) and (c) concerning size, placement, and content of the labeling statement are clearly related to obtaining a conspicuous display of the labeling statement and are therefore authorized by section 4(a)(2) and are not affected by section 3(d)'s prohibiting of specific requirements for packaging designs, product content, package quantity, or labeling. Accordingly, those provisions appear in § 1700.5 (a) (2) through (5) below.

2. A manufacturer comments that the schedule of type sizes in proposed § 295.8 (b)(4) was undesirable because the labeling statement that would be required for a package with a principal display panel slightly larger than 5 square inches would occupy approximately one-fourth of the panel. The Commission agrees and the schedule has been modified by introducing one intermediate type size and by altering the schedule of area sizes for the principal display panel to eliminate the problem (§ 1700.5(a)(4) below).

3. Four manufacturers state that one or more of the requirements in proposed § 295.8(b)(2) through (5) regarding the size, placement, and contrast of the labeling statement on noncomplying packaging would be unnecessarily burdensome. They suggest that the public could be given adequate notice about the absence of special packaging if one or more of those requirements were eliminated. A member of the public comments that the provisions of proposed § 295.8(b)(2) through (5) are inadequate

because they do not require the labeling statement to appear in a standardized shape printed in a specified color against a specified background.

The Commission concludes that the provisions of proposed § 295.8(b)(2) through (5), with the modification discussed in paragraph 2 above, are necessary and will be adequate to alert the consuming public to the absence of special packaging and should not be unnecessarily burdensome to manufacturers and packers. Accordingly, those provisions appear in § 1700.5(a)(2) through (5) below.

4. A member of the public suggests that a provision be added to prohibit the sale of any subject substance in noncomplying packaging at a price lower than the same size of that substance when sold in special packaging. The Commission finds that it lacks authority to promulgate such a requirement.

E. *Prescription drugs.* Section 4(b) of the act provides that a substance subject to special packaging requirements that is dispensed at the order of a licensed medical practitioner authorized to prescribe may be dispensed in noncomplying packaging only (1) at the order of the prescribing medical practitioner or (2) at the request of the purchaser. Proposed § 295.8(d) was intended to include this requirement. The Commission observes that proposed § 295.8(d) does not clarify or interpret section 4(b) of the act and has, accordingly, concluded that including such provision in the regulation below is unnecessary.

The Commission also observes that section 4(b) does not require substances that are subject to special packaging requirements and are dispensed in noncomplying packaging at the order of the prescribing medical practitioner, or at the request of the purchaser, to bear any labeling statement. The Commission notes, however, that the substitute labeling statement prescribed by § 1700.5(b) below is suitable for the size of noncomplying packages of substances dispensed under authority of section 4(b) of the act and for the circumstances under which such packages will be used, and encourages pharmacists and others who dispense at the order of a licensed medical practitioner to use that statement on such noncomplying packages.

F. *Exclusive use of special packaging.* Section 4(c) of the act authorizes the Commission to require a manufacturer or packer of any substance subject to special packaging requirements to use special packaging exclusively if (1) the substance is packaged in noncomplying packaging under section 4(a) of the act and (2) the Commission determines that the substance is not also supplied by the manufacturer or packer in packages of a popular size complying with the special packaging requirements and (3) the manufacturer or packer has been given an opportunity to comply with the purposes of the act and (4) the Commission, after giving opportunity for a hearing, determines that exclusive use of special packaging is necessary to accomplish the purposes of the act. Proposed § 295.8 (a) (6) and (e) set forth these provisions

of section 4(c) without clarification or interpretation. Accordingly, the Commission finds such inclusion unnecessary and these provisions do not appear below.

G. *Effective date.* Although no comments addressed the specific issue of effective date of the regulation, two manufacturers and a trade association state that some products that would be affected by the labeling requirements of proposed § 295.8 (b) and (c) are also subject to labeling requirements issued under other Federal laws including the Fair Packaging and Labeling Act, the Federal Hazardous Substances Act, and the Federal Food, Drug, and Cosmetic Act. These commenters express concern that manufacturers will experience difficulty complying with the labeling requirements of proposed § 295.8 in addition to the other labeling requirements already in effect.

The Commission concludes that through July 30, 1975, is an adequate and reasonable period of time for redesign of labels for noncomplying packaging and for the use of stocks of existing labels now on hand. Section 4(a) of the act requires that any noncomplying package of any household substance subject to special packaging requirements must bear conspicuous labeling stating "This package for households without young children." This requirement has been in effect since the date of enactment of the act, and is not suspended or in any way altered by the effective date of the regulation issued by this notice. However, the Commission has concluded that notwithstanding the delayed effective date of this regulation, manufacturers and packers may use the substitute labeling statement prescribed by paragraph (b) of the regulation issued below at any time after publication of this notice in the FEDERAL REGISTER if they meet all of the conditions prescribed in the regulation for use of the substitute labeling statement.

Therefore, having evaluated the comments received and other relevant material, the Commission concludes that the proposed regulation, with changes, should be adopted as set forth below.

Accordingly, pursuant to provisions of the Poison Prevention Packaging Act of 1970 (sec. 4, 84 Stat. 1671; 15 U.S.C. 1473) and under authority vested in the Commission by the Consumer Product Safety Act (sec. 30(a), 86 Stat. 1231; 15 U.S.C. 2079(a)), a new section is added to 16 CFR Part 1700, as follows:

§ 1700.5 Noncomplying package requirements.

To make household substances that are subject to requirements for special packaging readily available to elderly or handicapped persons who are unable to use those substances in special packaging, section 4(a) of the act authorizes manufacturers and packers to package such substances in noncomplying packaging of a single size provided that complying packaging is also supplied and the noncomplying packages are conspicuously labeled to indicate that they should not be used in households where young children are present. The purpose of this § 1700.5 is to implement section 4(a) of

the act by prescribing requirements for the labeling of noncomplying packages.

(a) *Labeling statement.* (1) The statement "This Package for Households Without Young Children" shall appear conspicuously, and in accordance with all of the requirements of paragraph (a) of this section, on the package of any household substance subject to the special packaging requirements of this Part 1700 that is supplied in noncomplying packaging under section 4(a) of the act, unless the package bears the substitute labeling statement in accordance with all of the requirements of paragraph (b) of this section.

(2) The statement required by paragraph (a) (1) of this section shall appear on the principal display panel of the immediate container as well as on the principal display panel of any outer container or wrapping used in the retail display of the substance. If a package bears more than one principal display panel, the required statement shall appear on each principal display panel of the immediate container as well as on each principal display panel of any outer container or wrapping used in the retail display of the substance. The principal display panel is the part of the labeling most likely to be displayed, presented, shown, or examined.

(3) The required labeling statement shall appear within the borderline of a square or rectangle on the principal display panel in conspicuous and easily legible capital letters, shall be in distinct contrast, by typography, layout, color, or embossing, to other matter on the package, and shall appear in lines generally parallel to the base on which the package rests as it is designed to be displayed.

(4) The declaration shall be in letters in type size established in relationship to the area of the principal display panel of the package and shall be uniform for all packages of substantially the same size by complying with the following type-size specifications:

(i) Not less than $\frac{1}{16}$ inch in height on packages the principal display panel of which has an area of 7 square inches or less.

(ii) Not less than $\frac{3}{32}$ inch in height on packages the principal display panel of which has an area of more than 7 but not more than 15 square inches.

(iii) Not less than $\frac{1}{8}$ inch in height on packages the principal display panel of which has an area of more than 15 but not more than 25 square inches.

(iv) Not less than $\frac{3}{16}$ inch in height on packages the principal display panel of which has an area of more than 25 but not more than 100 square inches.

(v) Not less than $\frac{1}{4}$ inch in height on packages the principal display panel of which has an area of more than 100 square inches.

(5) (i) For the purposes of obtaining uniform type size for the required statement for all packages of substantially the same size, the area of the principal display panel is the area of the side or surface that bears the principal display panel, which shall be:

(A) In the case of a rectangular package where one entire side properly can be considered to be the principal display

panel, the product of the height times the width of that side.

(B) In the case of a cylindrical or nearly cylindrical container, 40 percent of the product of the height of the container times the circumference.

(C) In the case of any other shape of container, 40 percent of the total surface of the container; however, if such container presents an obvious principal display (such as the top of a triangular or circular package), the area shall consist of the entire area of such obvious principal display panel.

(ii) In determining the area of the principal display panel exclude tops, bottoms, flanges at the tops and bottoms of cans, and shoulders and necks of bottles or jars. In the case of cylindrical or nearly cylindrical containers, the labeling statement required by this section to appear on the principal display panel shall appear within that 40 percent of the circumference most likely to be displayed, presented, shown, or examined.

(b) *Substitute labeling statement.* If the area of the principal display panel, as determined in accordance with paragraph (a) (5) of this section, is too small to accommodate the statement required by paragraph (a) (1) using the type size required by paragraph (a) (4), the substitute statement "Package Not Child-Resistant" may be used. This substitute statement must comply with all of the requirements for size, placement, and conspicuousness prescribed by paragraph (a) of this section.

Effective date. The regulation promulgated above (16 CFR 1700.5) shall become applicable to any substance subject to any special packaging standard prescribed by 16 CFR Part 1700 that is packaged in noncomplying packaging on or after July 30, 1975, except for any provision of 16 CFR 1700.5 that is already in effect as a provision also of the Poison Prevention Packaging Act of 1970. Manufacturers and packers may use the substitute labeling statement prescribed by paragraph 1700.5(b) at any time after publication of this notice in the FEDERAL REGISTER if they meet all of the conditions prescribed in § 1700.5 for use of the substitute labeling statement.

(Sec. 4, 84 Stat. 1671 (15 U.S.C. 1473))

Dated: January 28, 1975.

SADYE E. DUNN,
Secretary, Consumer Product
Safety Commission.

[FR Doc. 75-2923 Filed 1-30-75; 8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

SUBCHAPTER A—GENERAL

PART 2—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart H—Delegations of Authority

COMMISSIONER OF FOOD AND DRUGS

The Commissioner of Food and Drugs is amending "Part 2—Administrative Functions, Practices, and Procedures" (21 CFR Part 2) to incorporate a dele-

gation of authority to the Commissioner from the Assistant Secretary for Health relating to acceptance of volunteer services under section 223 of the Public Health Services Act.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055; 21 U.S.C. 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 2 is amended in § 2.120 by revising paragraph (c) to read as follows:

§ 2.120 Delegations from the Secretary and Assistant Secretary.

(c) The Assistant Secretary for Health has redelegated to the Commissioner of Food and Drugs, with authority to redelegate, the authority delegated to him by the Assistant Secretary for Administration and Management: (1) To certify true copies of any books, records, papers, or other documents on file within the Department, or extracts from such; to certify that true copies are true copies of the entire file of the Department; to certify the complete original record or to certify the nonexistence of records on file within the Department; and to cause the Seal of the Department to be affixed to such certifications and to agreements, awards, citations, diplomas, and similar documents.

(2) To establish volunteer service programs and accept volunteer services for use in the operation of a health care facility or the provision of health care under section 223 of the Public Health Services Act (42 U.S.C. 217b).

Effective date. This order shall be effective January 31, 1975.

(Sec. 701(a), 52 Stat. 1055; 21 U.S.C. 371(a))

Dated: JANUARY 24, 1975.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 75-2912 Filed 1-30-75; 8:45 am]

Title 24—Housing and Urban Development

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

PART 1915—IDENTIFICATION OF SPECIAL FLOOD HAZARD AREAS

List of Communities With Special Hazard Areas; Correction

On November 25, 1972 at 87 FR 25040, the Federal Insurance Administrator published a list of communities with Special Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the unincorporated areas of Blue Earth County, Minnesota, as an eligible community and included maps No. H 27 013 000 01-14 which indicate that the Village of Skyline is, in its entirety within the Special Flood Hazard Area. A review of the above map by the Federal Insurance Administration indicates that the Village of Skyline is an incorporated area of Blue Earth County. Accordingly, effective November 25, 1972, maps No.

H 27 013 000 01-14 are hereby corrected by deleting the Village of Skyline in its entirety.

(National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 170804, November 28, 1968), as amended (secs. 406-410, Pub. L. 91-152, December 24, 1969) (42 U.S.C. 4001-4127, January 24, 1974))

Issued: December 31, 1974.

J. ROBERT HUNTER,
*Acting Federal
Insurance Administrator.*

[FR Doc. 75-2913 Filed 1-30-75; 8:45 am]

PART 1915—IDENTIFICATION OF SPECIAL HAZARD AREAS

List of Communities With Special Hazard Areas; Correction

On July 31, 1971, in 36 FR 14182, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Insurance Rate Maps were available for public inspection. This list included the City of Mesquite, Texas, as an eligible community and included map No. H 48 113 4530 04 which indicates that Skyline No. 5 subdivision, Mesquite, Texas, as recorded in Volume 72085 at page 2255 of the records of the County Clerk of Dallas County, Texas, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in view of additional, recently acquired flood information, that, with the exception of Block A, Lot No. 1, the above property is not within the Special Flood Hazard Area. Accordingly, effective August 7, 1970, Map No. H 48 113 4530 04 is hereby corrected to reflect that, except for Block A, Lot No. 1, the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended (secs. 408-410, Pub. L. 91-152, December 24, 1969) (42 U.S.C. 4001-4127); and Secretary's delegation of authority to Federal Insurance Administrator, 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974)

Issued: January 17, 1975.

J. ROBERT HUNTER,
*Acting Federal
Insurance Administrator.*

[FR Doc. 75-2914 Filed 1-30-75; 8:45 am]

CHAPTER XIII—FEDERAL DISASTER ASSISTANCE ADMINISTRATION

[Docket No. R-75-254]

PART 2200—FEDERAL DISASTER ASSISTANCE

Repair and Replacement of Facilities

Section 45 of the Water Resources Development Act of 1974 (88 Stat. 12, Pub. L. 93-251) amends the Disaster Relief Act of 1970 (84 Stat. 1744, Pub. L. 91-

606) by adding section 252(d). The amendment provides that the cost of restoration of certain public facilities shall include the cost of obtaining substitute services insofar as they exceed those costs which would have been incurred but for the major disaster. An amendment to the Federal Disaster Assistance Administration Regulations, Part 2200 of Title 24 of the Code of Federal Regulations, is required to implement section 45 of Public Law 93-251.

On July 12, 1974, a notice of proposed rulemaking was published in the FEDERAL REGISTER (39 FR 25667) proposing an amendment to the FDAA Regulations by adding a new § 2200.11(d) to implement section 45 of Public Law 93-251. Interested persons were invited to submit written data, views, or arguments regarding the proposed regulations. A number of responses were received and individual replies are being made.

Considering the proposed amendment within the context of section 252 of Public Law 91-606, the reference to a public utility in paragraph (d) of the interim regulations is unnecessary and confusing. Therefore, the words, "A public utility's", were deleted from this paragraph in the final regulations.

The substance of the comments and the office's response thereto is summarized below:

The majority of comments were in reference to § 2200.11(d) which limits Federal reimbursement to public utilities for the excess costs they incurred in providing services, such as water and power. The comments indicated that reimbursement should be extended to include all public or private non-profit facilities, particularly private non-profit hospitals, which incurred excess costs in providing medical services. However, private non-profit medical care facilities are eligible for Federal disaster assistance only under section 255 of Public Law 91-606, as amended. Section 45 of Public Law 93-251, which this regulation implements, applies only to section 252 of Public Law 91-606 concerning State and local government facilities. Since private medical care facilities are not eligible for Federal disaster assistance under section 252 of Public Law 91-606, as amended by section 45 of Public Law 93-251, they cannot be eligible under this new regulation, § 200.11(d). The legislative history supports this limitation to services such as water and power. Therefore, no change has been made.

Two comments were in reference to § 2200.11(d)(7) regarding customer reimbursement prior to Federal reimbursement. Existing regulations provide for an advance of funds, which may be used to alleviate the applicant's cash flow problem. Since an administrative procedure may be employed to remedy this situation, no change has been made.

One comment indicated that the need for all health-related services may increase as the result of a major disaster, and these disaster-related costs should likewise be considered eligible. Since austere and conservative usage will normally be required by a local or State

government, the overall requirement for services may not be necessary. Priority may be assigned to critical needs of customers, such as hospitals, during emergencies. These priority customers are eligible under these regulations for reimbursement of the increased utility costs if the applicant incurs excess costs in obtaining substitute services. No change appears necessary to the proposed amendment as the result of this comment.

One comment addressed the applicability of this amendment with reference to specific cases of eligibility. Since existing Federal regulations and handbooks provide adequate coverage of eligibility, no change has been made.

In consideration of the foregoing, and for the reasons given in R-74-254, § 2200.11 of Title 24 of the Code of Federal Regulations is amended by adding the following:

§ 2200.11 Repair and replacement of facilities.

(d) Federal reimbursement of costs actually incurred in replacing services, such as water and power, with services from other sources during the period of restoration of such facility may be based on the following criteria:

(1) Such services must be essential to the health and well-being of the community.

(2) Federal reimbursement shall not exceed the amount of such costs in excess of costs which would have been incurred in providing such services but for the major disaster.

(3) Such reimbursable services shall not exceed those services provided for a like period prior to the major disaster by the facility eligible for repair or replacement as a result of the major disaster.

(4) The applicant shall consider all alternate methods available for providing the interim services to select the most economical method. The applicant shall provide justification for such selection in submitting his project application for Federal assistance.

(5) As soon as possible the applicant shall submit a schedule for repair or replacement of the facility to the Governor's Authorized Representative with his project application for approval by the Regional Director. For all retroactive project applications, the applicant shall submit his project application and accompanying schedule on or before June 2, 1975.

(6) Payment shall be based on auditable cost records and clear documentation and justification of each element of cost, provided by the applicant.

(7) If excess costs have been paid by the customers of the services based on regular billing for these services, no reimbursement of such costs shall be made by the Federal government until the applicant has reimbursed such costs to the customers involved.

AUTHORITY: Sec. 7(d), Department of Housing and Urban Development Act, (42

U.S.C. 3535(d)), 79 Stat. 670; Disaster Relief Act of 1970, 84 Stat. 1744.

Effective date: This amendment shall be effective for all major disasters declared under Public Law 91-606, as amended, subsequent to August 1, 1969.

THOMAS P. DUNNE,
Administrator, Federal Disaster
Assistance Administration.

[FR Doc.75-2936 Filed 1-30-75;8:45 am]

Title 25—Indians
SUBCHAPTER T—OPERATION AND
MAINTENANCE
PART 221—OPERATION AND
MAINTENANCE CHARGES

Crow Indian Irrigation Project, Montana

On page 40030 of the FEDERAL REGISTER of November 13, 1974, there was published a notice of intention to modify § 221.12 of Title 25, Code of Federal Regulations, dealing with the irrigable lands of the Crow Indian Irrigation Project, Mont., that are not subject to the jurisdiction of the several irrigation districts. Purpose of this amendment is to establish the assessment charges for the season 1975 and thereafter until further notice, and which charges are applicable to all irrigable lands in the Crow Indian Irrigation Project that are not included in the irrigation districts organizations.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendment is hereby adopted without change as set forth below.

Section 221.12 is revised to read as follows:

§ 221.12 Charges.

In compliance with the provisions of the Act of August 1, 1914 (38 Stat. 583; 25 U.S.C. 385), the operation and maintenance charges, for irrigable lands under the Crow Indian Irrigation Project and under certain private ditches for the calendar year 1975 and subsequent years until further notice, are hereby fixed as follows:

	Per acre
For the assessable nondistrict area under constructed works on all Government-operated units expecting Coburn Ditch.....	\$4.60
For the assessable area under constructed works on certain tracts of irrigable trust patent Indian land within and benefited by the Two Leggins Unit.....	2.39
For the assessable area on certain tracts of irrigable trust patent Indian land within and benefited by the Bozeman Trail Unit.....	1.40
For all lands in Indian ownership under the Bozeman Trail Unit on June 28, 1946, and under constructed works on all Government-operated units in the Little Big Horn watershed; for non-Indian, non-irrigation district lands, under private ditches, contracting for the benefits and repayment for the costs of the Willow Creek Storage Work; for operation of said works.....	.20

Per acre
For certain tracts of irrigable trust patent Indian lands within and benefited by the Two Leggins Drainage District (contract dated June 29, 1932).....

On page 40031 of the FEDERAL REGISTER of November 13, 1974, there was published a notice of intention to modify § 221.13a, 221.13b, and 221.13c, Code of Federal Regulations, dealing with the irrigable lands of the Crow Indian Irrigation Project, Mont., that are subject to the jurisdiction of the several irrigation districts. Purpose of this assessment is to establish the assessment charges for the season 1975 and thereafter until further notice, and which charges are applicable to all irrigation districts organization that are subject to the jurisdiction of the three irrigation districts.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendments are hereby adopted without change as set forth below.

Part 221 is amended by revising §§ 221.13a, 221.13b and 221.13c as follows:

§ 221.13a Charges, Big Horn Irrigation District.

Pursuant to a contract executed by the Big Horn Irrigation District, Crow Indian Irrigation Project, Montana, and approved by the Secretary of the Interior on June 28, 1948, notice is hereby given that an assessment of \$4.60 per acre is hereby fixed for the season of 1975 and subsequent years until further notice, for the operation and maintenance of the irrigation systems which serve that portion of the project within the confines and under the jurisdiction of the Big Horn Irrigation District. This assessment is applicable to an area of approximately 8,000 acres; does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

§ 221.13b Charges, Lower Little Horn and Lodge Grass Irrigation District.

(a) Pursuant to a contract executed by the Lower Little Horn and Lodge Grass Irrigation District, Crow Indian Irrigation Project, Montana, and approved by the Secretary of the Interior on June 28, 1948, notice is hereby given that an assessment of \$4.60 per acre is hereby fixed for the season of 1975 and subsequent years until further notice, for the operation and maintenance of the irrigation systems which serve the portion of the project within the confines and under the jurisdiction of the Lower Little Horn and Lodge Grass Irrigation District. This assessment is applicable to an area of approximately 2,500 acres; does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

(b) Pursuant to a second contract executed by the above district and approved by the Assistant Secretary of the Interior on June 28, 1961, a notice is

hereby given that an assessment of twenty cents (\$.20) per acre is hereby fixed for the season of 1975 and subsequent years until further notice for the operation and maintenance of the Willow Creek storage water either directly or by substitution to that portion of the project within the confines and under the jurisdiction of the Lower Little Horn and Lodge Grass Irrigation Districts.

§ 221.13c Charges, Upper Little Horn Irrigation District.

(a) Pursuant to a contract executed by the Upper Little Horn Irrigation District, Crow Indian Irrigation Project, Montana, and approved by the Secretary of the Interior on June 28, 1948, notice is hereby given that an assessment of \$4.60 per acre is hereby fixed for the season of 1975 and subsequent years until further notice for the operation and maintenance of the irrigation systems which serve storage water either directly or by substitution to that portion of the project within the confines and under the jurisdiction of the Upper Little Horn Irrigation District. This assessment includes an area of approximately 1,500 acres; does not include any lands held in trust for Indians and covers all proper general charges and project overhead.

(b) Pursuant to a second contract executed by the above district and approved by the Assistant Secretary of the Interior on June 28, 1951, notice is hereby given that an assessment of twenty cents (0.20) per acre is hereby fixed for the season of 1975 and subsequent years until further notice, for the operation and maintenance of the Willow Creek storage works which serve storage water either directly or by substitutions to that portion of the project within the confines and under the jurisdiction of the Upper Little Horn Irrigation District.

GEORGE A. LAVERDURE,
Superintendent, Crow Agency.

[FR Doc.75-2875 Filed 1-30-75;8:45 am]

Title 39—Postal Service

CHAPTER I—U.S. POSTAL SERVICE

SUBCHAPTER H—PROCUREMENT SYSTEM FOR THE U.S. POSTAL SERVICE

PART 601—PROCUREMENT OF PROPERTY AND SERVICES

Patent Rights Policy

On June 14, 1974, the Postal Service published in the FEDERAL REGISTER (39 FR 20849) a notice of proposed rule-making on this subject setting forth a proposed amendment to section 9 of the Postal Contracting Manual, Publication 41, adding a new paragraph 9-105. The proposal would adopt a new patent policy providing for the acquisition and management of patent rights so as to foster economy in providing postal services. Interested persons were invited to submit written data, views, or arguments concerning the proposed policy at any time on or before July 19, 1974.

After giving due consideration to all comments received, the Postal Service has determined to adopt the proposed policy, with certain changes. The text of the new regulation is set forth below.

Comments received fundamentally disagreed as to the extent to which the Postal Service should reserve all right, title, and interest in inventions funded entirely or principally with Postal Service funds, contending either that the proposed policy did not go far enough or that it went too far. On the one hand, it was asserted that to the extent that the regulations would allow a contractor to acquire rights greater than a nonexclusive license, they would be unconstitutional; that on the authority of litigation involving patent regulations of the General Services Administration, only Congress can authorize the extension of such rights in federally financed inventions. We believe that these arguments overlook the decisive distinction between the comparatively limited statutory authority of GSA under section 203 of the Federal Property and Administrative Services Act to dispose of surplus property and the quite broad authority of the Postal Service over its contracts and the disposition of its property under 39 U.S.C. 401. However, as a policy matter, we agree that the public interest in assuring full value for Postal Service dollars funding contracts which produce inventions normally will be served if the Postal Service takes all rights in such inventions other than a non-exclusive, revenue-bearing license for the contractor. The principal purpose of this new regulation is to effectuate that policy.

From another perspective, several comments urged that the policy presently in force, under which a contractor takes title while the Postal Service takes an irrevocable, non-exclusive, royalty-free license, should be continued; or at least, that the contractor should take title where he has displayed technical or commercial competence in the field of technology in which the invention is discovered. Since we continue to believe that the financial benefit of inventions created through Postal Service funding should accrue to the Postal Service, and thereby to the public, we have rejected these recommendations to perpetuate the practices which the new patent policy is designed to correct. The principal justification cited for these recommendations is the argument that the proposed policy is noncommercial, so that potential contractors would decline to compete for postal contracts. This criticism overlooks the fact that the policy permits contractors to acquire greater than normal rights, where such an exception can be shown to be in the interest of the public and the Postal Service. 9-105.4-5.

In addition, recommendations that contractors be permitted greater than normal rights were considered persuasive with respect to certain situations appearing after contract performance is underway. It was suggested that the contractor be granted title where the invention is constructively reduced to practice prior to award but actually reduced to practice during contract performance; and that the contractor be granted title and the Postal Service take, for Postal Service purposes only, no more than an irrevocable, non-exclusive, royalty-free

license, where the contractor demonstrates the existence of background rights. We also determined that provision should be made for the situation where granting the contractor greater rights than usual is necessary in order to attract the private risk capital and expense needed to bring the invention to the point of practical application. In order to accomplish these changes, original paragraph 9-105.2(b) dealing with conditions under which the Postal Service would take only a license, to which all comments objected, has been deleted. In its place new paragraph 9-105.2(b), entitled "Contractor's Rights", provides that contractors normally will receive a non-exclusive, royalty-bearing license. It provides further that "greater rights" normally will be granted when the conditions set out in paragraph (h) of the revised Patent Rights Clause (January, 1975), provided in 9-105.10(a), are met. Several further changes have been made to reflect recommendations judged worthy of adoption:

(1) The provision in the original Patent Rights Clause which authorized the contracting officer to direct the contractor to prepare patent applications for Postal Service filing has been deleted.

(2) The Patent Rights Clause now provides that the contractor taking a license from the Postal Service is authorized to sublicense existing and future associated and affiliated companies.

(3) So much of the original Patent Rights Clause as provided for equal sharing of royalties received by the contractor from other licenses where the contractor takes title and the Postal Service takes a license has been deleted, and the matter left open to negotiation under the new version of the clause.

(4) Paragraphs 9-105.1, *Background*; 9-105.2, *Policy*; 9-105.4, *Deviations*; and 9-105.5, *Contractor Acceptance*, have been modified for further emphasis of the principle that promoting the public welfare through encouraging early public use of Postal Service patents is a prime consideration underlying the need for acquisition and business-like management of such patents by the Postal Service. Promoting early public use of inventions developed from Federally-sponsored research is a basic consideration under the President's Statement of Government Patent Policy, 36 FR 16889 (1971), and should also, in our view, be a prime concern of the Postal Service.

The remainder of the changes are minor, technical, or editorial in nature. The following additional recommendations were not considered worthy of adoption:

(1) It was recommended that where the Postal Service takes title the contractor should not be required to pay a royalty for a license granted by the Postal Service, since "the contractor should not have to pay for rights to its own inventions." We believe that where the contractor's "own inventions" are funded by the Postal Service, the Postal Service should enjoy all rights of ownership, including the payment of royalties by all licensees, except as otherwise required by special circumstances.

(2) It was recommended that contractors not be required to divulge plans for commercial use of an invention nor make pertinent books, records, etc., available for examination by the Postal Service, in order to prevent possible compromise of such information by the Postal Service. We believe that these requirements are necessary to protect the interests of the Postal Service and are consistent with similar provisions in the Armed Services Procurement Regulation. Nothing in the Patent Rights Clause authorizes the Postal Service to disclose unfairly any information received in this manner.

(3) With respect to the Intellectual Property Rights Clause contained in 9-105.10(c), it was recommended that the Postal Service receive sole rights only to the total end product delivered under the contract, and that the contractor receive the right to use previously developed concepts and techniques employed by the contractor in creating the end product. While a particular contractor might be able to establish his entitlement to such rights under the deviation provisions of the Patent Policy, we do not consider these recommendations appropriate as a standard rule for contracts with experts and consultants, for which the Intellectual Property Rights Clause is principally intended.

In view of the considerations discussed above, the Postal Service hereby adopts the following amendments of the Postal Contracting Manual:

In section 9 of the Postal Contracting Manual, add new 9-105, as follows:

9-105 Patent Rights.

9-105.1 Background. The Postal Service is under Congressional mandate to provide prompt, reliable, efficient, and economical postal service. Accordingly, businesslike management of all Postal Service property, including patent rights, will promote the public use and welfare.

9-105.2 Policy. Patent rights shall be acquired and managed in such manner as to promote the early public use and welfare and the economic, operational, and competitive well-being of the Postal Service. In furtherance of this general policy, the following specific policies apply:

(a) *Postal Service Title.* The entire right, title, and interest shall be acquired in and to any invention under applicable contracts (see 9-105.3) except as prescribed in (b) and (c) below.

(b) *Contractor Rights.* A nonexclusive and royalty bearing license normally shall be reserved to the Contractor under every contract, a purpose of which is research, development, or engineering; however, greater rights normally shall be granted under the conditions described in paragraph (h) of the clause in 9-105.10(a).

(c) *Early Public Use.* To insure the early public use of Postal Service patent rights, commercial license or sale at fair market value shall be actively promoted on a non-exclusive basis.

9-105.3 Application. The applicable patent rights clause set forth in 9-105.10 shall be included in every contract, a purpose of which is research, development or engineering; architect-engineer or other personal or professional services; or other similar work.

9-105.4 Deviations. Notwithstanding the provisions of 1-109, approval of the Assistant Postmaster General, Procurement and Supply Department, is required for any proposed deviation to this 9-105. Proposed deviations shall be supported by a written justification,

reviewed by the Patent Rights Board (see 9-105.6(d)) and signed by the contracting officer, clearly demonstrating that the deviation will be in the overall best interest of the public and the Postal Service.

9-105. Contractor Acceptance. Where a prospective contractor is unwilling to accept, requires revisions to, or proposes profit or other concessions concerning inclusion of a required patent rights clause, an analysis, including any necessary discussions, shall be conducted to determine the course of action which is in the overall best interest of the public and the Postal Service. The analysis shall include consideration of such factors as obtaining the work from other sources, the estimated fair market value of any probable patent rights, possible effect on early public use, possible effect on the competitive position of the Postal Service, and the contractor's absorption of equivalent costs of contract performance. Should the prospective contractor's position prevail, in whole or in part, it shall be considered a deviation and processed in accordance with 9-105.4.

9-105.6 Responsibilities.

(a) **Technical Personnel.** Technical personnel are responsible for determining that the contractor has identified and reported all inventions, and for analyzing the potential application and value of each invention.

(b) **Contracting Officer.** The contracting officer is responsible for including the appropriate patent rights provisions in the contract, for conducting all negotiations for purchase, sale, royalty, use and other agreements thereon, and for administering contracts, licenses and agreements therefor in such manner that the Postal Service receives full compliance and benefits thereunder.

(c) **Law Department.** The Law Department is responsible for maintaining the Postal Service patent rights portfolio and insuring that all appropriate patent applications, licenses, agreements and similar safeguards are properly filed and prosecuted.

(d) **Patent Rights Board.** A Patent Rights Board consisting of one representative of the Procurement and Supply Department, who shall be the chairman, and one representative each of the Law Department, Finance Department, Planning and New Development Department, Postal Engineering Systems Office, Customer Services Department, and Real Estate and Buildings Department shall be responsible for the overall business management and commercial promotion of the Postal Service patent rights portfolio.

9-105.7 Approval. Approval in accordance with the procedures of 9-105.4 is required, except where patent rights are obtained through use of the clauses in 9-105.10, for all acquisition or disposition of patent rights. Examples are:

- (I) Specific acquisition of patents rights by contract, license, or agreement.
- (II) Specific disposition of patent rights by contract, license, or agreement, and
- (III) Granting of greater contractor rights under paragraph (h), of the Patent Rights clause in 9-105.10(a).

9-105.8 Consideration. Fair market value shall be obtained for all disposition of patent rights, except that lesser or no consideration, as appropriate, may be obtained from Governmental and non-profit organizations or where greater contractor rights are granted under paragraph (h) of the Patent Rights clause in 9-105.10(a).

9-105.9 Joint Arrangements. Notwithstanding any other provisions of this 9-105, joint ventures, joint ownership of patent rights, or other joint arrangements may be entered into with contractors when approved in accordance with 9-105.4.

9-105.10 Clauses.

(a) **Research, Development or Engineering.** The following clause shall be included in every contract, a purpose of which is research, development, or engineering.

PATENT RIGHTS (JANUARY 1975)

(a) **Definitions Used in This Clause.**

(1) **Subject Invention** means any invention or discovery whether or not patentable, conceived or first actually reduced to practice in the course of or under this contract. The term "Subject Invention" includes, but is not limited to, any art, method, process, machine, manufacture, design or composition of matter, or any new and useful improvement thereof, or any variety of plant, which is or may be patentable under the patent laws of the United States of America or any foreign country.

(2) **Postal Service purpose** means the right of the Postal Service to practice and have practiced (make or have made, use or have used, sell or have sold) any Subject Invention throughout the world by or on behalf of the Postal Service.

(3) **Contract** means any contract, agreement, grant, or other arrangement, or subcontract entered into with or for the benefit of the Postal Service where a purpose of the contract is the conduct of experimental, developmental, research or engineering work.

(4) **Subcontract and subcontractor** means any subcontract or subcontractor of the Contractor, any lower-tier subcontract or subcontractor under this contract.

(5) **To bring to the point of practical application** means to manufacture in the case of a composition or product, to practice in the case of a process, or to operate in the case of a machine or system and, in each case, under such conditions as to establish that the invention is being worked and that its benefits are reasonably accessible to the public.

(b) **Rights Granted to the Postal Service.** Except as provided in (e) and (h) of this clause, the Contractor agrees to grant the Postal Service all right, title and interest in and to each Subject Invention (made by the Contractor), subject to the reservation of a nonexclusive and royalty-bearing license to the Contractor (with the royalty to be established at fair market value). The license shall extend to existing and future associated and affiliated companies, if any, within the corporate structure of which the Contractor is a part and shall be assignable to the successor of that part of the contractor's business to which such invention pertains. Nothing contained in this Patent Rights clause shall be deemed to grant any rights with respect to any invention other than a Subject Invention.

(c) **Invention Disclosures and Reports.**

(1) With respect to Subject Inventions (made by the Contractor), except those which are obviously unpatentable under the patent laws of the United States, the Contractor shall furnish to the Contracting Officer:

(i) A written disclosure of each invention promptly after conception or first actual reduction to practice, whichever occurs first under this contract, sufficiently complete in technical detail to convey to one skilled in the art to which the invention pertains a clear understanding of the nature, purpose, operation, and to the extent known the physical, chemical, or electrical characteristics of the invention; when unable to submit a complete disclosure, the Contractor shall within three (3) months thereof submit a disclosure which includes all such technical detail then known to him and shall, unless the Contracting Officer authorizes a different period, submit all other technical

detail necessary to complete the disclosure within three (3) additional months.

(ii) Interim reports at least every six (6) months, the initial period of which shall commence with the date of this contract, each report listing all such Inventions conceived or first actually reduced to practice more than three (3) months prior to the date of the report and not listed on a prior interim report, or certifying that there are no such unreported Inventions;

(iii) Prior to final settlement of this contract, a final report listing all such Inventions including all those previously listed in interim reports, or certifying that there are no such unreported Inventions (This Final Report and any Interim Report under (ii) above shall be submitted on FS Form 7398 or other format acceptable to the Contracting Officer);

(iv) Information in writing, as soon as practicable, of the date and identity of any public use, sale, or publication of such Invention made by or known to the Contractor or of any contemplated publication by the Contractor;

(v) Upon request, such duly executed instruments and other papers (prepared by the Postal Service) as are deemed necessary to vest in the Postal Service the rights granted it under this clause and to enable the Postal Service to apply for and prosecute any patent application, in any country, covering such invention where the Postal Service has the right under this clause to file such application; and

(vi) Upon request, an irrevocable power of attorney to inspect and make copies of each United States patent application filed by, or on behalf of, the Contractor covering any such invention.

(2) With respect to each Subject Invention in which the Contractor has been granted greater rights under paragraph (h) of this clause, the Contractor agrees to provide written reports at reasonable intervals, when requested by the Postal Service as to:

- (i) The commercial use that is being made or is intended to be made of such invention;
- (ii) The steps taken by the Contractor to bring the invention to the point of practical application, or to make the invention available for licensing.

(d) **Subcontracts.**

(1) The Contractor shall, unless otherwise authorized or directed by the Contracting Officer, include a patent rights clause containing all the provisions of this Patent Rights clause except provision (g) in any subcontract hereunder where a purpose of the subcontract is the conduct of experimental, developmental, research or engineering work. In the event of refusal by a subcontractor to accept this Patent Rights clause, the Contractor:

- (i) Shall promptly submit a written report to the Contracting Officer setting forth the subcontractor's reasons for such refusal and other pertinent information which may expedite disposition of the matter; and
- (ii) Shall not proceed with the subcontract without the written authorization of the Contracting Officer.

The Contractor shall not, in any subcontract or by using such a subcontract as consideration thereof, acquire any rights to Subject Inventions for his own use (as distinguished from such rights as may be required solely to fulfill his contract obligations to the Postal Service in the performance of this contract). Reports, instruments, and other information required to be furnished by a subcontractor to the Contracting Officer under the provisions of such a patent rights clause in a subcontract hereunder may, upon mutual consent of the Contractor and the subcontractor (or by direction of the Contracting Officer) be fur-

nished to the Contractor for transmission to the Contracting Officer.

(2) The Contractor, at the earliest practicable date, shall also notify the Contracting Officer in writing of any subcontract containing a patent rights clause, furnish to the Contracting Officer a copy of such subcontract, and notify him when such subcontract is completed. It is understood that the Postal Service is a third party beneficiary of any subcontract clause granting rights to the Postal Service in Subject Inventions, and the Contractor hereby assigns to the Postal Service all the rights that the Contractor would have to enforce the subcontractor's obligations for the benefit of the Postal Service with respect to Subject Inventions. If there are no subcontracts containing patent rights clauses, a negative report is required. The Contractor shall not be obligated to enforce the agreements of any subcontractor hereunder relating to the obligations of the subcontractor to the Postal Service in regard to Subject Inventions.

(e) *Domestic Filing of Patent Applications by Contractor.*

(1) If greater rights are granted in and to a Subject Invention pursuant to paragraph (h) (1) of this clause, to the extent that the Contractor may claim the Invention, the Contractor shall file in due form and within six (6) months of the granting of such greater rights a United States Patent application claiming the Invention referred to in said paragraph, and shall furnish, as soon as practicable, the serial number and filing date of each such application and the patent number of any resulting patent. As to each Invention in which the Contractor has been given greater rights, the Contractor shall notify the Contracting Officer at the end of the six (6) month period if he has failed to file or caused to be filed a patent application covering such invention. If the Contractor has filed or caused to be filed such an application within the six (6) month period, but elects not to continue prosecution of such application, he shall notify the Contracting Officer not less than sixty (60) days before the expiration of the response period. In either of the situations covered by the two immediately-preceding sentences, the Postal Service shall be entitled to all rights, title and interest in such Invention subject to the reservation to the Contractor of a license as specified in paragraph (b).

(2) The following statement shall be included within the first paragraph of any patent application filed and any patent issued on an Invention which was made under Postal Service contract or subcontract thereunder: "The Invention herein described was made in the course of or under a contract or subcontract thereunder (or grant) with the United States Postal Service."

(f) *Foreign Filing of Patent Applications.*

(1) If the Contractor acquires greater rights in a Subject Invention pursuant to paragraph (h) of this clause and has filed a United States patent application claiming the Invention, the Contractor, or those other than the Postal Service deriving rights from the Contractor, shall as between the parties hereto, have the exclusive right, subject to the rights of the Postal Service under paragraph (1) of this clause, to file applications on the Inventions in each foreign country within:

(i) Six (6) months from the date a corresponding United States patent application is filed; or

(ii) Such longer period as may be approved by the Contracting Officer.

The Contractor shall notify the Contracting Officer of each foreign application filed and, upon written request of the Contracting Officer, furnish an English translation of such application, and, convey to the Postal

Service the entire right, title and interest in the Invention in each foreign country in which an application has not been filed within the time specified above, subject to the reservation of a license as specified in paragraph (b).

(2) If the Contractor does not acquire greater rights pursuant to paragraph (h) of this clause and the Postal Service determines not to file a patent application on any Subject Invention (made by the Contractor) in any particular foreign country, the Contracting Officer, upon request of the Contractor, may authorize the Contractor to file a patent application on such Invention in such foreign country and retain ownership thereof, subject to an irrevocable, nonexclusive and royalty-free license to practice and have practiced such Subject Invention throughout the world for Postal Service purposes, including the practice of each such Subject Invention (i) in the manufacture, use, and disposition of any article or material, (ii) in the use of any method, or (iii) in the performance of any service, acquired by or for the Postal Service or with funds otherwise derived through the Postal Service.

(g) *Withholding of Payment.*

(1) Final payment under this contract shall not be made before the Contractor delivers to the Contracting Officer the final report required by (c) (1) (iii), all written invention disclosures required by (c) (1) (i), and all information as to subcontractors required by (d) (2).

(2) If at any time before final payment under this contract the Contractor fails to deliver an interim report required by (c) (1) (ii), or a written invention disclosure required by (c) (1) (i), the Contracting Officer shall withhold from payment \$50,000 or ten percent (10%), of the amount of this contract whichever is less (or whatever lesser sum is available if payments have exceeded ninety percent (90%) of the amount of this contract) until the Contractor corrects all such failures.

(3) After payments total eighty percent (80%) of the amount of this contract, and if no amount is required to be withheld under (2) above, the Contracting Officer may, if he deems such action warranted because of the Contractor's performance under the Patent Rights clause of this contract or other known Postal Service contracts, withhold from payment such sum as he considers appropriate, not exceeding \$50,000 or ten percent (10%), of the amount of this contract whichever is less, to be held as a reserve until the Contractor delivers all the reports, disclosures, and information specified in (1) above. Subject to the ten percent (10%) or \$50,000 limitation, the sum withheld under this subparagraph (3) may be increased or decreased from time to time at the discretion of the Contracting Officer.

(4) No amount shall be withheld under this paragraph (g) while the amount specified by this paragraph is being withheld under other provisions of this contract. The total amount withheld under (1), (2) and (3) above shall not exceed \$50,000 or ten percent (10%), of the amount of this contract whichever is less. The withholding of any amount or subsequent payment thereof to the Contractor shall not be construed as requiring the Contractor to withhold any amounts from a subcontractor to enforce compliance with the patent provision of a subcontract. As used in this paragraph (g), "this contract" means "this contract as from time to time amended." In cost-type contracts, "amount of this contract" means "estimated cost of this contract."

(h) *Contractor's Request for Greater Rights.* The Contractor at the time of first disclosing a Subject Invention pursuant to paragraph (c) (1) (i) of this clause, but not later than three (3) months thereafter, may

submit in writing to the Contracting Officer, in accordance with applicable regulations, a request for greater rights than the license reserved to the Contractor in paragraph (b) of this clause if:

(i) The Invention is not a primary object of this contract; and either

(ii) The acquisition of such greater rights is a necessary incentive to call forth private risk capital and expense to bring the Invention to the point of practical application, or

(iii) The Contractor had constructively reduced the Invention to practice prior to the time of contract award.

The Contracting Officer will review the Contractor's request for greater rights and will notify the contractor whether such request is granted in whole or in part. Any rights granted to the contractor shall be subject to, but not necessarily limited to, the provisions of paragraph (1) of this clause.

(i) *Reservation of Rights to the Postal Service.*

(1) In the event greater rights in any Subject Invention are vested in or granted to the Contractor pursuant to paragraph (h) above, such greater rights shall, as a minimum, be subject to an irrevocable, nonexclusive and royalty-free license to practice and have practiced each such Subject Invention (made by the Contractor) throughout the world for Postal Service purposes, and including the practice of each such Subject Invention (i) in the manufacture, use, and disposition of any article or material, (ii) in the use of any method, or (iii) in the performance of any service, acquired by or for the Postal Service or with funds otherwise derived through the Postal Service.

(2) In the event greater rights are vested in the Contractor, the Contractor further agrees to and does hereby grant to the Postal Service the right to require the granting of a license to an applicant under any such Invention:

(1) On a nonexclusive, royalty-free basis, unless the Contractor, his licensee, or his assignee demonstrates to the Postal Service, at its request, that effective steps have been taken within three (3) years after a patent issues on such Invention to bring the Invention to the point of practical application or that the Invention has been made available for licensing royalty-free or on terms that are reasonable in the circumstances, or can show cause why the title should be retained for a further period of time; or

(ii) royalty-free or on terms that are reasonable in the circumstances to the extent that the Invention is required for public use by Postal Service regulations or as may be necessary to fulfill health needs, or for other public purposes stipulated in the Schedule of this contract.

(j) *Right to Disclose Subject Inventions.* The Postal Service may duplicate and disclose reports and disclosures of Subject Inventions required to be furnished by the Contractor pursuant to this Patent Rights clause.

(k) *Forfeiture of Rights in Unreported Subject Inventions.* The Contractor shall forfeit to the Postal Service all rights in any Subject Invention which he fails to report to the Contracting Officer at or prior to the time he (1) files or causes to be filed a United States or foreign application thereon, or (ii) submits the final report required by (c) (iii) of this clause, whichever is later, provided that the Contractor shall not forfeit rights in a Subject Invention if (A) contending that the Invention is not a Subject Invention, he nevertheless reports the Invention and all the facts pertinent to his contention to the Contracting Officer within the time specified in (1) or (ii) above, or (B) he establishes that the failure to report was due entirely to causes beyond his control

and without his fault or negligence. The Contractor shall be deemed to hold any such forfeited Subject Invention, and the patent applications and patents pertaining thereto, in trust for the Postal Service pending written assignment of the Invention. The rights accruing to the Postal Service under this paragraph shall be in addition to and shall not supersede any other rights which the Postal Service may have in relation to unreported Subject Inventions. Nothing contained herein shall be construed to require the Contractor to report any invention which is not in fact a Subject Invention.

(1) *Examination of Records Relating to Inventions.* The Contracting Officer, or his authorized representative shall, until the expiration of three (3) years after final payment under this contract, have the right to examine any books, records, documents, and other supporting data of the Contractor which the Contracting Officer or his authorized representative shall reasonably deem directly pertinent to the discovery or identification of Subject Inventions or to compliance by the Contractor with the requirements of this clause.

(b) *Architect-Engineer.* Clause 7 of PS Form 7490 shall be included in every contract, a purpose of which is architect-engineer services. That clause reads as follows:

DRAWINGS AND OTHER DATA TO BECOME PROPERTY OF POSTAL SERVICE (JANUARY 1975)

(a) All designs, drawings, specifications, notes, and other work developed in the performance of this contract shall be and remain the sole property of the Postal Service and may be used on any other work without additional compensation to the Architect-Engineer. With respect thereto, the Architect-Engineer agrees not to assert any rights and not to establish any claim under the design patent or copyright laws. The Architect-Engineer for a period of 3 years after completion of the project agrees to furnish and provide access to all retained materials on the request of the Contracting Officer. Unless otherwise provided in this contract, the Architect-Engineer shall have the right to retain copies of all such materials beyond such period. Prior to final settlement of this contract, a final report shall be submitted on PS Form 7398 or other format acceptable to the Contracting Officer.

(b) The Postal Service shall have the right to assign this contract or any part hereof, including the transfer of the aforementioned documents. Any such assignment, however, shall not release the Postal Service from any of its obligations under this contract.

(c) *Other Personal or Professional Services.* Except for (a) and (b) above, the following clause shall be included in every contract, a purpose of which is personal or professional services.

INTELLECTUAL PROPERTY RIGHTS (JANUARY 1975)

All intellectual property rights evolving from studies, reports, or other data delivered under this Contract shall be the sole property of the Postal Service. The Contractor agrees to make, execute and deliver to the Postal Service any and all papers or other instruments in such terms and contents as may be required for the filing of any required instrument necessary for preserving an intellectual property right and does hereby assign and transfer to the Postal Service the entire right, title and interest in and to said intellectual property rights. Prior to final settlement of this Contract, a final report shall be submitted on PS Form 7398 or other format acceptable to the Contracting Officer.

(d) *Other Contracts.* One of the foregoing clauses shall be included in all other

contracts where a patent rights clause is considered appropriate.

The above amendment is effective immediately.

A Postal Contracting Manual transmittal letter making this change in the pages of the Postal Contracting Manual is in the process of being published and will be transmitted to subscribers automatically as soon as possible. Notice of the issuance of this transmittal letter will be published in the usual manner in the FEDERAL REGISTER, as prescribed in 39 CFR 601.105. (39 U.S.C. 401)

LOUIS A. COX,
General Counsel.

[FR Doc.75-2880 Filed 1-30-75; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER E—PESTICIDE PROGRAMS

[FRL 328-8]

PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Carbofuran

A petition (PP 4F1482) was filed (39 FR 20538) by FMC Corp., 100 Niagara Street, Middleport, NY 14105, in accordance with provisions of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a), proposing establishment of a tolerance for combined residues of the insecticide carbofuran (2,3-dihydro-2,2-dimethyl-7-benzofuranyl-N-methylcarbamate), its carbamate metabolite 2,3-dihydro-2,2-dimethyl - 3 - hydroxy - 7 - benzofuranyl-N-methylcarbamate, and its phenolic metabolites 2,3-dihydro-2,2-dimethyl-7-benzofuranoj, 2,3-dihydro-2,2-dimethyl-3-oxo-7-benzofuranoj, and 2,3 - dihydro - 2,2 - dimethyl - 3,7 - benzofurandiol in or on the raw agricultural commodity strawberries at 0.5 part per million (of which no more than 0.2 part per million is carbamates).

Based on consideration given the data submitted in the petition and other relevant material, it is concluded that:

1. The insecticide is useful for the purpose for which the tolerance is being established.

2. There is no reasonable expectation of residues in eggs, meat, milk, or poultry, and § 181.6(a) (3) applies.

3. The tolerance established by this order will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (39 FR 18805), § 180.254 is amended by adding the following new paragraph after the paragraph "1 part per million * * *":

§ 180.254 Carbofuran; tolerances for residues.

0.5 part per million in or on strawberries (of which no more than 0.2 part per million is carbamates).

Any person who will be adversely affected by the foregoing order may at any time on or before March 3, 1975 file with the Hearing Clerk, Environmental Protection Agency, Room 1019E, 4th & M Streets, SW., Waterside Mall, Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on January 31, 1975.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated January 23, 1975.

LOWELL E. MILLER,
Acting Deputy Assistant Administrator for Pesticide Programs.

[FR Doc.75-2959 Filed 1-30-75; 8:45 am]

[FRL 328-7]

PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Desmedipham

A petition (PP 4F1459) was filed (39 FR 11626) by NOR-AM Agricultural Products, Inc., Woodstock, IL 60098, in accordance with provisions of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a), proposing establishment of a tolerance for negligible residues of the herbicide desmedipham (ethyl-m-hydroxycarbanilate carbanilate) in or on the raw agricultural commodity sugar beets (roots and tops) at 0.2 part per million.

Based on consideration given the data submitted in the petition and other relevant material, it is concluded that:

1. The herbicide is useful for the purpose for which the tolerance is being established.

2. There is no reasonable expectation of residues in eggs, meat, milk, or poultry, and § 180.6(a) (3) applies.

3. The tolerance established by this order will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (39 FR 18805), Part 180 is amended by adding the following new section to Subpart C:

RULES AND REGULATIONS

§ 180.353 Desmedipham; tolerances for residues.

A tolerance of 0.2 part per million is established for negligible residues of the herbicide desmedipham (ethyl-*m*-hydroxycarbanilate carbanilate) in or on the raw agricultural commodity sugar beets (roots and tops).

Any person who will be adversely affected by the foregoing order may at any time on or before March 3, 1975 file with the Hearing Clerk, Environmental Protection Agency, Room 1019E, 4th & M Streets, SW, Waterside Mall, Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on January 31, 1975.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a (d)(2))

Dated January 23, 1975.

LOWELL E. MILLER,
Deputy Assistant Administrator
for Pesticide Programs.

[FR Doc.75-2958 Filed 1-30-75;8:45 am]

Title 49—Transportation

CHAPTER X—INTERSTATE COMMERCE COMMISSION

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1043, 5th Rev., Amdt. 3]

PART 1033—CAR SERVICE
Return of Hopper Cars

At a Session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 23rd day of January 1975.

Upon further consideration of Fifth Revised Service Order No. 1043 (38 FR 18659, 35001 and 39 FR 24373), and good cause appearing therefor:

It is ordered, That:

§ 1033.1043 S.O. 1043.

Regulations for return of hopper cars. Fifth Revised Service Order No. 1043 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., July 31, 1975, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., January 31, 1975.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies Secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That copies of this amendment 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 notice of this amendment be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc.75-2953 Filed 1-30-75;8:45 am]

proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF THE TREASURY

Fiscal Service
[31 CFR Part 215]

WITHHOLDING OF CITY INCOME OR EMPLOYMENT TAXES BY FEDERAL AGENCIES

Notice of Proposed Rulemaking

The Department of the Treasury finds it necessary to promulgate a new regulation to implement Pub. L. 93-340 which added a new section 5520 to title 5 of the United States Code entitled "Withholding of city income or employment taxes," and to implement the authority delegated to the Secretary of the Treasury by section 6 of Executive Order 11833, January 13, 1975, entitled "Withholding of City Income or Employment Taxes by Federal Agencies" (40 FR 2673). The Law and Executive order direct the Secretary of the Treasury to enter into an agreement with a qualified city for the withholding of city income or employment taxes from the compensation of Federal employees subject thereto.

The proposed regulations prescribe the necessary technical provisions. The proposal also sets out the text of a standard form agreement between the Secretary of the Treasury and a qualified city. This Department intends thereby to standardize the agreement form to make it applicable to all qualified cities and to expedite and simplify the process of entering into city tax withholding agreements. The Treasury does not intend to vary the agreement terms except in extraordinary circumstances.

Prior to adoption of the proposed regulations, consideration will be given to views submitted in writing to the Commissioner of the Bureau of Government Financial Operations, U.S. Department of the Treasury, Washington, D.C. 20220, and received not later than March 3, 1975.

Accordingly, notice is hereby given pursuant to 5 U.S.C. 553 that the Secretary of the Treasury is considering the amendment of Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations by the addition of a new part, designated Part 215, to read as follows:

PART 215—WITHHOLDING OF CITY INCOME OR EMPLOYMENT TAXES BY FEDERAL AGENCIES

Subpart A—General Information

- | | |
|----------------------|--|
| Sec. | |
| 215.1 | Scope of regulations. |
| 215.2 | Definitions. |
| Subpart B—Procedures | |
| 215.3 | Procedure for standard agreement. |
| 215.4 | Procedure for agreement other than standard agreement. |

Subpart C—Standard Agreement Text

- | | |
|--------|--|
| 215.5 | Parties. |
| 215.6 | Compliance by agencies. |
| 215.7 | Employee withholding certificates. |
| 215.8 | Agency withholding procedures. |
| 215.9 | Miscellaneous provisions. |
| 215.10 | Amendment; cancellation. |
| 215.11 | Effective date; commencement of withholding. |

AUTHORITY: 5 U.S.C. 5520 and section 6 of Executive Order 11833, January 13, 1975 (40 FR 2673), unless otherwise noted.

Subpart A—General Information

§ 215.1 Scope of regulations.

The regulations in this part govern agreements between the Secretary of the Treasury (hereinafter referred to as the Secretary) and qualified cities for the withholding of city income or employment taxes from the compensation of Federal employees subject to those taxes. Subpart A is informational. Subpart B prescribes the procedures to be followed in entering into an agreement for the withholding of such city taxes. Subpart C is the Standard Agreement which the Secretary will enter into with any qualified city. The Department of the Treasury intends to adhere to the Standard Agreement and, thus, will not agree to other provisions which may be proposed by a qualified city unless the city's unique circumstances require such provisions.

§ 215.2 Definitions.

As used in this part:

(a) "Agency" means (1) an Executive agency as defined in section 105 of Title 5 of the United States Code, (2) the judicial branch, and (3) the United States Postal Service;

(b) "Armed Forces" means all regular and reserve components of the Army, Navy, Air Force, Marine Corps, and Coast Guard;

(c) "Employee" as applied to employees of an agency includes officers and means individuals (1) appointed by a Federal officer or employee acting in his official capacity, (2) engaged in the performance of a Federal function under authority of law or an Executive act, and (3) subject to the supervision of the Federal officer or employee in the performance of the duties of his position. The term does not include retired personnel, pensioners, annuitants or similar beneficiaries of the Federal Government who are not performing acts of service, or persons receiving remuneration for services on a contract-fee basis;

(d) "City" means a city which is duly incorporated under the laws of a State, and, on the date of the agreement with

the Secretary, has within its political boundaries 500 or more employees who are regularly employed by all agencies of the Federal Government;

(e) "City income or employment taxes" means any form of tax for which, in accordance with an ordinance of the city, collection is provided by imposing on employers generally the duty of withholding sums from the compensation of employees and making returns of the sums to the city, regardless of whether the tax is described as an income, wage, payroll, earnings, occupational license tax, or otherwise;

(f) "Regular place of Federal employment" means the official duty station where an employee regularly reports for duty to actually perform his services, irrespective of his residence, except when such services are performed in a travel or temporary duty status, in which case his "regular place of Federal employment" will be the official duty station to which he will normally be expected to proceed for the purpose of performing further services in connection with his Federal employment on the termination of travel or temporary duty status;

(g) "Compensation" as applied to employees of an agency shall mean "wages" as defined in section 3401(a) of the Internal Revenue Code of 1954, and regulations issued thereunder.

Subpart B—Procedures

§ 215.3 Procedure for standard agreement.

(a) A city which has an ordinance which provides for a city income or employment tax and wishes to enter into the Standard Agreement as set out in Subpart C shall, by a letter addressed to the Fiscal Assistant Secretary, Department of the Treasury, Washington, D.C. 20220, and signed by an appropriate city official, state its agreement to be bound by all of the provisions of the Standard Agreement set forth below. Copies of all applicable city ordinances, regulations, instructions, and forms shall be enclosed. The letter shall also state the title and address of the official whom the agencies may contact to obtain forms and other information necessary to implement withholding.

(b) Within 120 days of the receipt of the letter from the city official, the Fiscal Assistant Secretary or his designee will by letter notify the city either (1) that the Standard Agreement has been entered into as of the date of the Fiscal Assistant Secretary's letter, or (2) that an agreement cannot be entered into with the city and the reasons for that determination.

§ 215.4 Procedure for agreement other than standard agreement.

(a) If a city which has an ordinance which provides for a city income or employment tax proposes an agreement which varies from the Standard Agreement, the city shall follow the procedure in section 215.3, except that its letter shall state which provisions of the Standard Agreement are not acceptable, propose substitute provisions, and give the reasons therefor.

(b) Within 60 days, the Fiscal Assistant Secretary or his designee will notify the city which substitute provisions may be included in the agreement. The city shall, by letter, notify the Fiscal Assistant Secretary if it accepts such an agreement. When accepted by the city, the effective date of that agreement shall be the date such acceptance is received by the Fiscal Assistant Secretary.

Subpart C—Standard Agreement Text

§ 215.5 Parties.

The parties to this agreement are the Secretary of the Treasury, acting through his designee, and the city which has entered into this agreement pursuant to 31 CFR 215.3 or 215.4.

§ 215.6 Compliance by agencies.

Except as otherwise provided in this agreement, the head of each agency of the United States shall comply with all ordinances of the city which provide for a city income or employment tax, and all regulations and procedural instructions issued thereunder, with respect to employees of the agency who are subject to the tax and whose regular place of Federal employment is within the territorial jurisdiction of the city.

§ 215.7 Employee withholding certificates.

Each agency may require its employees to complete a withholding certificate as the basis for calculating the amount to be withheld regularly from each employee's compensation. The agency may rely on the information in the certificate, unless it is contrary to information in the possession of the agency. The agency may use the certificate which the city has prescribed, if any, or any other certificate, approved by the Department of the Treasury, which the agency finds suitable. Copies of such certificates will be provided to cities by agencies upon request.

§ 215.8 Agency withholding procedures.

(a) Where it is the practice of an agency to file returns and make payments of the Federal income tax withheld, on an estimated basis, subject to later adjustments based on audited figures, such practice may be followed in the withholding of city income or employment taxes if the agency has made appropriate arrangements with the city.

(b) In calculating the amount to be withheld from an employee's compensa-

tion, each agency shall use the method prescribed by the city, or any percentage or formula method which produces at a minimum approximately the tax required to be withheld by the city ordinance.

(c) Procedures for the withholding, the filing of returns, and the payment of tax to the city shall conform to the usual fiscal practices of agencies.

(d) Federal Form W-2, "Wage and Tax Statement," may be used by agencies for the reporting of withheld taxes to the city.

(e) Agencies shall not withhold the city income or employment tax from the unpaid compensation of a deceased employee.

§ 215.9 Miscellaneous provisions.

(a) This agreement does not (1) allow agencies to collect delinquent city taxes or penalties from Federal employees, (2) apply to pay for service as a member of the Armed Forces, or (3) permit the withholding of city income or employment taxes from the pay of a Federal employee who is not a resident of the State in which the city is located unless the employee consents to the withholding.

(b) Agencies may not accept pay from the city for services performed in withholding the city income or employment tax.

§ 215.10 Amendment; cancellation.

The Secretary of the Treasury or his designee may at any time amend or waive any part of this agreement, which is also subject to the provisions of 5 U.S.C. 5520 and other applicable laws, and any rules or regulations issued thereunder, including amendments to such provisions occurring after the effective date of this agreement. Either the Secretary (or his designee) or the city may cancel this agreement at any time after 30 days written notice to that effect has been given to the other party.

§ 215.11 Effective date; commencement of withholding.

(a) The effective date of this agreement shall be:

(1) In the case of a city accepting all of the provisions of this agreement, the date of the letter to the city from the Fiscal Assistant Secretary of the Treasury, or his designee stating that the agreement has been entered into, or

(2) In the case of an agreement which varies from this Standard Agreement, the date that the Fiscal Assistant Secretary receives the letter from the city accepting the Department's determination as to the inclusion of such variations.

(b) The withholding of the city income or employment tax shall commence within ninety days after the effective date of this agreement.

Dated: January 27, 1975.

[SEAL] JOHN K. CARLOCK,
Fiscal Assistant Secretary.

[FR Doc.75-2902 Filed 1-30-75;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric
Administration

[50 CFR Part 216]

TAKING AND IMPORTING OF MARINE MAMMALS

Proposed Policy on Applications and Restrictions

The Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), expressed the finding of Congress that marine mammals should be protected and encouraged to develop to the greatest extent feasible, commensurate with sound policies of resource management, with the primary object of such management being to maintain the health and stability of the marine ecosystem.

Section 102(b) of the Act (16 U.S.C. 1372(b)), provides in part that, except for scientific purposes, it is unlawful to import a marine mammal into the United States, if such mammal was (1) pregnant at the time of taking; or (2) nursing at the time of taking or less than eight months old, whichever occurs later.

The National Marine Fisheries Service (NMFS) proposes to establish a policy under which the above conditions will also be applied to the taking of marine mammals on the high seas and in waters or on lands subject to the jurisdiction of the United States. This policy will be utilized by the NMFS in considering all permit applications; all applications for a waiver of the moratorium; and foreign programs with respect to taking marine mammals.

Interested persons may submit comments concerning the proposed policy to the Director, National Marine Fisheries Service, NOAA, U.S. Department of Commerce, Washington, D.C. 20235. All material received on or before February 20, 1975, will be considered. All comments in response to this Notice will be available for public inspection during normal business hours at the foregoing address.

The proposed policy is set forth below:

The National Marine Fisheries Service will not determine to be consistent with the purposes and policies of the Marine Mammal Protection Act of 1972 (the Act), nor issue a permit for, any taking of marine mammals which are:

1. Pregnant at the time of taking; or,
2. Nursing at the time of taking, or less than eight months old, whichever occurs later; except in the following situations:

a. Such taking is for the purpose of public display, will further the education of the public, and will not be detrimental to the health and well-being of animals taking into captivity; or

b. Such taking is determined by the Director in consultation with the Marine Mammal Commission to be a part of a resource management program which is consistent with the purposes and policies set forth in Section 2 of the Act; or

c. Such taking is for approved scientific purposes.

For purposes of this policy, and for the purpose of applying restrictions on importation set forth in section 102(b) of the Act, "nursing" means nursing which is obligatory for the health and development of the nursing animal.

Dated: January 28, 1975.

ROBERT W. SCHONING,
Director, National Marine
Fisheries Service.

[FR Doc. 75-2987 Filed 1-30-75; 8:45 am]

FEDERAL HOME LOAN BANK BOARD

[12 CFR Part 545]

[No. 75-81]

FEDERAL SAVINGS AND LOAN SYSTEM

Amended Proposal Relating to Interest on Escrow Funds

JANUARY 24, 1975.

The following summary of the amendment proposed by this Resolution is provided for the reader's convenience and is subject to the full explanation in the preamble and to the specific provisions of the regulations.

I. Maximum amount to be held in escrow account. A. Under present regulation—one-twelfth of estimated charge for all escrow accounts

B. Under present proposal—limits on escrow accounts for loans secured by single-family owner-occupied dwellings; detailed provisions taken from the new Real Estate Settlement Procedures Act, basically one-twelfth of estimated charges plus any amount accrued between last payment and settlement date

II. Interest on escrow accounts. A. Under present regulation—no provision.

B. Under earlier proposal—only if contracted for by Federal association and borrower

C. Under present new proposal. (1) Only if contracted for by Federal association and borrower, except if the loan:

(a) is made on a single-family dwelling to be occupied by borrower,

(b) the dwelling is located in a State where State-chartered thrift institutions generally are so required, and

(c) the loan is made on or after the effective date of the regulation (except for loans made pursuant to commitments outstanding before the effective date)

(2) If interest payment required, payment shall be at not less than State rate but not in excess of passbook rate.

The Federal Home Loan Bank Board on October 24, 1974, proposed an amendment to § 545.6-11 of the rule: and regulations for the Federal Savings and Loan System (12 CFR 545.6-11) for the purpose of making clear that the amount of escrowed funds may not exceed an amount, calculated on a reasonable basis, necessary to assure payment of charges on the real estate security, and that payment of interest on such escrowed funds is a matter of contract between a Federal association and the borrowers therefrom. (Board Resolution No. 74-1111, October 24, 1974; FR Doc. No. 27684, November 27, 1974; 30 FR 41386). The

comment period for submission of views by interested persons closed on December 31, 1974. In view of the enactment on December 22, 1974, of the Real Estate Settlement Procedures Act of 1974, and in light of the Board's consideration of comments received on the proposal, the Board considers it desirable to withdraw the proposal as originally drawn and to propose new amendments to § 545.6-11, as described below.

The present proposal would group the provisions of § 545.6-11 into three paragraphs. The first paragraph, entitled "Required and authorized provisions," would contain all of the existing language of § 545.6-11 with the exception of the fifth sentence, which would be omitted. The second paragraph would be entitled "Escrow accounts" and would authorize Federal associations to require certain advance payments of charges on the property; the third paragraph would set out provisions regarding payment of interest on such accounts.

Present § 545.6-11 requires that loan contracts shall provide full protection to Federal associations. In particular, § 545.6-11 requires that the loan contract shall provide specifically for full protection with respect to insurance, taxes, assessments, other governmental levies, maintenance, and repairs. In that regard, § 545.6-11 permits Federal associations to require borrowers to pay in advance the equivalent of one-twelfth of the estimated annual taxes, assessments, insurance premiums, and other charges on real estate security to enable the association to pay such charges as they become due from the funds so received. Federal associations are permitted but not required to establish escrow accounts in connection with such advance payments.

Paragraph (b) of the present proposal would continue to allow Federal associations to establish escrow accounts for any loan, but for loans secured by homes (1-4 family dwellings) the amount of the escrow could not exceed the limitations established by section 10 of the Real Estate Settlement Procedures Act of 1974 (Pub. L. 93-533; December 22, 1974). Basically, section 10 limits the advance payment of charges to those payable or accrued at the time of the loan settlement plus one-twelfth of the estimated amount of such charges as will become payable during the 12-month period following the loan settlement date.

Present § 545.6-11 does not contain a specific reference to payment of interest on escrow accounts which a Federal association might choose to establish. The previous proposal would have provided that such payment in all cases would depend upon the provisions contained in the mortgage contract. Paragraph (c) of the present proposal would continue to look to the agreement of the parties, except that a requirement to pay interest on escrow would be imposed if: (1) the security property is located in a State which has in effect a specific statutory provision or provisions by or under which all State-chartered thrift institutions are generally required to pay interest on escrow accounts, including pay-

ment of interest on escrow accounts if mortgage interest rates exceed certain percentages; (2) the security property is a single-family dwelling to be occupied by the borrower; and (3) the loan is made by the Federal association on or after the effective date of the final regulation (unless the loan is made on or after that date pursuant to a bona fide commitment outstanding before that date).

The formula for payment of interest on escrow accounts, when such payment is required by the proposed regulation, is set out in paragraph (c) (2) of the proposal: the interest rate shall be not less than the rate required to be paid by State-chartered institutions, but not to exceed the passbook rate.

Accordingly, the Board hereby proposes to amend § 545.6-11 to read as set forth below.

Interested persons are invited to submit written data, views and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 320 First Street NW., Washington, D.C. 20552, by March 4, 1975, as to whether this proposal should be adopted, rejected, or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.6 of the general regulations of the Federal Home Loan Bank Board (12 CFR 65.6).

§ 545.6-11 Loan contract.

(a) *Required and authorized provisions.* Each loan shall be evidenced by note, bond, or other instrument and shall be secured by such security instrument as is in keeping with sound lending practices in the locality. The loan contract shall provide for full protection to the Federal association and shall be recorded; it shall provide specifically for full protection with respect to insurance, taxes, assessments, other governmental levies, maintenance, and repairs, and it may provide for an assignment of rents and for such other protection as may be lawful and appropriate. Such Federal association may pay taxes, assessments, insurance premiums, and other similar charges for the protection of its interest in the property on which it has loans; all such payments may, when lawful, be added to the unpaid balance of the loan. A Federal association may require life insurance to be assigned to it by its borrowers as additional collateral for loans on the security of real estate; such association may advance premiums on any such life insurance and, when lawful, may add the premium so advanced to the unpaid balance of the loan. A Federal association shall keep a record of the status of taxes, assessments, insurance premiums, and other charges on all real estate on which such association has loans or which is owned by it. All loan instruments shall comply with applicable provisions of law, governmental regulations, and the Federal association's charter.

(b) *Escrow accounts.* A Federal association may require that all or any por-

tion of the estimated annual taxes, assessments, insurance premiums, and other charges on any loan, or any of them, be paid in advance to such association in addition to interest and principal payments on its loans, to enable the association to pay such charges as they become due from the funds so received. With regard to any loan on the security of a home made in whole or in part by the association, the association shall not require that the borrower:

(1) deposit in any escrow account which may be established in connection with such loan for the purpose of assuring payment of taxes, assessments, insurance premiums, and other charges with respect to the property, prior to or upon the date of settlement, an aggregate sum for such purpose in excess of:

(i) in any jurisdiction where such charges are postpaid, the total amount of such charges which will actually be due and payable on the date of settlement and the pro rata portion thereof which has accrued, plus one-twelfth of the estimated total amount of such charges which will become due and payable during the twelve-month period beginning on the date of settlement, or

(ii) in any jurisdiction where such charges are prepaid, a pro rata portion

of the estimated charges corresponding to the number of months from the last date of payment to the date of settlement, plus one-twelfth of the estimated total amount of such charges which will become due and payable during the twelve-month period beginning on the date of settlement; or

(2) deposit in any such escrow account in any month beginning after the date of settlement a sum (for the purpose of assuring payment of such charges) in excess of one-twelfth of the total amount of the estimated charges which will become due and payable during the twelve-month period beginning on the first day of such month, except that in the event the association determines there will be a deficiency on the due date it shall not be prohibited from requiring additional monthly deposits in such escrow account of pro rata portions of the deficiency corresponding to the number of months from the date of the association's determination of such deficiency to the date upon which such charges become due and payable.

(c) *Payment of interest on escrow accounts.* A Federal association may pay interest on escrow accounts solely as a matter of contract between the association and borrowers therefrom, except

that, on or after [effective date of regulation], an association which makes a loan on the security of a single-family dwelling occupied or to be occupied by the borrower (except such a loan for which a bona fide commitment was made before that date) shall pay interest on any escrow account maintained in connection with such a loan (1) if there is in effect a specific statutory provision or provisions of the State in which such dwelling is located by or under which State-chartered savings and loan associations, mutual savings banks and similar institutions are generally required to pay interest on such escrow accounts, and (2) at not less than the rate required to be paid by such State-chartered institutions but not to exceed the rate being paid by the Federal association on its regular accounts (as defined in § 526.1 of this chapter).

(Sec. 5, 48 Stat., 132, as amended (12 U.S.C. 1464). Reorg. Plan No. 3 of 1947, 12 F.R. 4931, 3 CFR, 1943-48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, JR.,
Assistant Secretary.

[FR Doc.75-2946 Filed 1-30-75;8:45 am]

notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF STATE

[Public Notice GM-5/10]

ADVISORY COMMITTEE ON THE LAW OF THE SEA

Notice of Closed Meeting

In accordance with section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463), notice is hereby given that the Advisory Committee on the Law of the Sea will hold both closed and open meetings on Friday, February 28 and Saturday, March 1, 1975, in the International Conference Room, Room 1309, U.S. Department of State, Washington, D.C. The open session of the meeting will take place on Saturday, March 1, 1975, at 2:00 p.m.

The purpose of the closed meeting is to discuss specific conference issues and formal planning and policy preparations for the U.S. Delegation to the 1975 Geneva Session of the Third United Nations Conference on the Law of the Sea. During these closed sessions, documents classified under the provisions of Executive Order 11652 will be discussed.

These documents, which contain new substantive proposals as well as revisions of earlier policy statements, relate to the issues which the United States will be negotiating at the Conference. The documents are exempt under 5 USC 552 (b) (1), and are required to be withheld from disclosure in the public interest.

The issues cover such subjects as freedom of navigation on the high seas and in international straits, the establishment of a deep seabeds mining regime, the breadth of the continental margin, the juridical content of the economic zone, and other related topics involving U.S. national security matters. Premature disclosure of the contents of these documents could adversely affect our foreign relations interests and jeopardize the chances of obtaining a timely and satisfactory Law of the Sea Treaty.

The open session of the Advisory Committee meeting will discuss all principal agenda issues to be considered during the Third United Nations Conference on the Law of the Sea, including those issues stated above, but will not examine the classified items discussed during the closed session.

The Advisory Committee on the Law of the Sea represents a broad cross-section of industries, professions, academic disciplines and other public groups. As such, it will comprehensively review the proposals which will come before the Conference.

Dated: January 20, 1975.

OTHO E. ESKIN,
Staff Director, NSC Inter-
agency Task Force on the
Law of the Sea.

[FR Doc.75-2931 Filed 1-30-75;8:45 am]

DEPARTMENT OF THE TREASURY

CUSTOMS SERVICE

[T.D. 75-33]

Preclearance Operations

REIMBURSABLE EXCESS COSTS

JANUARY 24, 1975.

Notice is hereby given that pursuant to § 24.18(d), Customs regulations (19 CFR 24.18(d)), the biweekly reimbursable excess costs for each preclearance installation are determined to be as set forth below and will be effective with the pay period beginning February 16, 1975.

Installation:	Biweekly excess cost
Montreal, Canada.....	\$8,538
Toronto, Canada.....	16,125
Kindley Field, Bermuda.....	5,662
Nassau, Bahama Islands.....	7,703
Vancouver, Canada.....	1,446
Winnipeg, Canada.....	1,386

[SEAL] VERNON D. ACHER,
Commissioner of Customs.

[FR Doc.75-2945 Filed 1-30-75;8:45 am]

DEPARTMENT OF DEFENSE

Office of the Secretary

DEFENSE SCIENCE BOARD TASK FORCE ON "SYSTEMS VULNERABILITY"

Advisory Committee Meeting

A Defense Science Board Task Force on "Systems Vulnerability" will meet in closed session on 18-19 February 1975 at the Air Force Weapons Laboratory, Albuquerque, New Mexico.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Director of Defense Research and Engineering on overall research and engineering and to provide long range guidance in these areas to the Department of Defense. The Task Force will provide an assessment of current and future EMP simulators and the impact these simulators will have upon strategic systems.

In accordance with Pub. L. 92-463, section 10, paragraph (d), it has been determined that Defense Science Board

meetings concern matters listed in Section 532(b) of Title 5 of the United States code, particularly subparagraph (1) thereof, and that the public interest requires such meetings to be closed insofar as the requirements of subsections (a) (1) and (a) (3) of section 10, Pub. L. 92-463 are concerned.

MAURICE W. ROCHE,
Director, Correspondence and
Directives, OASD (Comptrol-
ler).

JANUARY 28, 1975.

[FR Doc.75-2942 Filed 1-30-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

SHIPPERS ADVISORY COMMITTEE

Notice of Public Meetings

Pursuant to the provisions of section 10(a) (2) of the Federal Advisory Committee Act (86 Stat. 770), notice is hereby given of meetings of the Shippers Advisory Committee established under Marketing Order No. 905 (7 CFR) Part 905). This order regulates the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida and is effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The committee will hold meetings on February 18 and February 25, 1975, at 10:30 a.m. in the A. B. Michael Auditorium of the Florida Citrus Mutual Building, 302 South Massachusetts Avenue, Lakeland, Florida.

The meetings will be open to the public and a brief period will be set aside at each meeting for public comments and questions. The agenda of each meeting includes analysis of current information concerning market supply and demand factors, and consideration of recommendations for regulation of shipments of the named fruits.

The names of committee members, agenda, and other information pertaining to each meeting may be obtained from Frank D. Trovillion, Manager, Growers Administrative Committee, P.O. Box R, Lakeland, Florida 33802; telephone 813-682-3103.

Dated: January 28, 1975.

JOHN C. BLUM,
Associate Administrator.

[FR Doc.75-2949 Filed 1-30-75;8:45 am]

Forest Service

EAGLE CREEK PLANNING UNIT,
MT. HOOD NATIONAL FOREST, OREG.Availability of Final Environmental
Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act, the Forest Service, Department of Agriculture, has prepared a final environmental statement for the Eagle Creek Planning Unit, Mt. Hood National Forest, Oregon: USDA-FS-FES-(Adm)-74-60.

This statement proposes a management plan for approximately 75,260 acres of National Forest land in Multnomah and Hood River Counties, Oregon. This proposal includes allocation of 40,900 acres as a New Study Area, to be studied for wilderness suitability, and 26,940 acres to be classified as a Special Interest Zone-Scenic. An additional 2,910 acres would be managed in conformance with Special Interest Zone-Scenic management direction for ten years, and 4,510 acres would be managed under the Landscape Management Zone concept. The proposed allocation of a New Study Area and classification as a Special Interest Zone-Scenic Area would replace the past administrative classifications of Columbia Gorge Park Division and Eagle Creek Limited Area.

This final environmental statement was transmitted to CEQ on January 24, 1975.

Copies are available for inspection at all local universities, colleges and public libraries, and during regular working hours at the following locations:

USDA Forest Service
South Agriculture Bldg., Room 3231
12th St. & Independence Ave., S.W.
Washington, D.C. 20250

USDA Forest Service
Pacific Northwest Region
319 S.W. Pine

Portland, Oregon 97204
Mt. Hood National Forest
2440 S.E. 195th Ave.

Portland, Oregon 97233
Columbia Gorge Ranger Station
Route 3, Box 44A

Troutdale, Oregon 97060
Hood River Valley Ranger Station
Route 1, Box 573
Parkdale, Oregon 97047

A limited number of single copies are available upon request to Wright T. Mallery, Supervisor, Mt. Hood National Forest, 2440 S.E. 195th Ave., Portland, Oregon 97233.

Copies of the environmental statement have been sent to various Federal, state and local agencies as outlined in the CEQ guidelines.

WRIGHT T. MALLERY,
Forest Supervisor,
Mt. Hood National Forest.

JANUARY 24, 1975.

[FR Doc.75-2874 Filed 1-30-75;8:45 am]

Packers and Stockyards Administration
ARIZONA LIVESTOCK AUCTION, INC.,
PHOENIX, ARIZONA, ET AL.

Depositing of Stockyards

It has been ascertained, and notice is hereby given, that the livestock markets named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

Facility No., name, location of stockyard,
and date of posting

AZ-100	Arizona Livestock Auction, Inc., Phoenix, Ariz., Nov. 5, 1957.
KS-154	Leavenworth Livestock Auction Co., Leavenworth, Kans., July 22, 1968.
KS-198	Arkansas Valley Community Sale, Wichita, Kans., Mar. 22, 1973.
MS-105	Clarksdale Livestock Sales Co., Clarksdale, Miss., Jan. 13, 1959.
MO-169	Farmers Auction Company, Mountain View, Mo., May 21, 1959.
OH-139	Tiffin Livestock, Tiffin, Ohio, Mar. 20, 1964.
TN-147	Union Stock Yards, Nashville, Tenn., Nov. 1, 1921.
VA-102	Bedford Livestock Market, Inc., Bedford, Va., Mar. 11, 1959.

Notice or other public procedure has not preceded promulgation of the foregoing rule. There is no legal justification for not promptly depositing a stockyard which is no longer within the definition of that term contained in the Act.

The foregoing is in the nature of a rule relieving a restriction and may be made effective in less than 30 days after publication in the FEDERAL REGISTER. This notice shall become effective January 31, 1975.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 et seq.)

Done at Washington, D.C., this 27th day of January, 1975.

EDWARD L. THOMPSON,
Chief, Registrations, Bonds, and
Reports Branch, Livestock
Marketing Division.

[FR Doc.75-2905 Filed 1-30-75;8:45 am]

Rural Electrification Administration
BIG RIVERS ELECTRIC CORP.

Draft Environmental Impact Statement

On October 9, 1974 the Rural Electrification Administration announced its intent to prepare a Draft Environmental Impact Statement in accordance with section 102(2)(C) of the National Environmental Policy Act of 1969 in connection with an anticipated request for a loan guarantee for Big Rivers Electric Corporation, P.O. Box 24, Henderson, Kentucky 42420, "which will provide for the installation of new generation facilities and possibly some transmission and

terminal facilities." (FEDERAL REGISTER, Vol. 39, No. 197-Wednesday, October 9, 1974).

Subsequent to October 9, 1974 as a result of studies it was determined that additional transmission facilities would be required consisting of approximately 50 miles of 161 kV transmission line originating at the proposed location for the new generating units at the site of the existing Robert Reid Station 2.5 miles northeast of Sebree, Kentucky, and terminating at the existing Kenneth C. Coleman Station located in Hancock County, four miles downstream from Hawesville, Kentucky. The proposed transmission line and related terminal facilities will be located in McLean, Daviess, and Hancock Counties.

The Rural Electrification Administration intends to include these transmission facilities in the Environmental Impact Statement that is being prepared for the proposed generation facilities.

Additional information may be obtained at the borrower's office during regular business hours.

Interested parties are invited to submit comments which may be helpful in preparing the Draft Environmental Impact Statement.

Comments should be forwarded to the Assistant Administrator-Electric Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250, with a copy to the borrower whose address is given.

Dated at Washington, D.C., this 24th day of January.

DAVID A. HAMIL,
Administrator,
Rural Electrification Administration,
[FR Doc.75-2906 Filed 1-30-75;8:45 am]

Office of the Secretary
AGRICULTURAL RESEARCH POLICY
ADVISORY COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Agricultural Research Policy Advisory Committee (ARPAC) will be held at 9 a.m. on Wednesday, March 19, 1975 in Room 218-A of the USDA Administration Building, Independence Avenue between 12th and 14th Streets, SW., Washington, D.C.

The Committee is jointly sponsored and chaired by the Department of Agriculture and the National Association of State Universities and Land Grant Colleges.

The matters to be considered at this meeting include activities and progress in national and regional planning for agricultural research, general relationships between USDA and university research agencies, activities by other or-

ganizations of interest to ARPAC, and future ARPAC plans and actions.

The meeting will be open to the public. Attendance will be limited to the space available. While no oral presentations will be entertained, anyone may file with the Committee, before or after the meeting a written statement concerning the matters to be discussed. Persons who wish to file written statements, may submit them to Dr. David J. Ward, Research Planning and Coordination, Office of the Secretary, Room 307-A, USDA, Washington, D.C. 20250—Telephone 202-447-3854. A record of the meeting will be available for public inspection at the above address three weeks after the meeting.

Dated: January 28, 1975.

ROBERT W. LONG,
*Assistant Secretary for Conservation,
Research, and Education.*

[FR Doc.75-2950 Filed 1-30-75;8:45 am]

NATIONAL AGRICULTURAL RESEARCH PLANNING COMMITTEE

Notice of Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the National Agricultural Research Planning Committee (NPC) will be held beginning at 9 a.m., February 20, 1975, in Room 509A, Administration Building, U.S. Department of Agriculture, Washington, D.C.

The Committee is jointly sponsored and chaired by the Department of Agriculture and the National Association of State Universities and Land Grant Colleges. The Committee deals with the planning element of the Agricultural Research Policy Advisory Committee (ARPAC).

The matters to be considered at this meeting include activities and progress in national and regional planning for agricultural research, implementation of task force reports, and future NPC plans and actions.

The meeting will be open to the public. Attendance will be limited to the space available. While no oral presentations will be entertained, anyone may file with the Committee, before or after the meeting, a written statement concerning the matters to be discussed. Persons who wish to file written statements may submit them to Dr. David J. Ward, Research Planning and Coordination, Office of the Secretary, Room 307-A, USDA, Washington, D.C. 20250—Telephone 202-447-3854. A record of the meeting will be available for public inspection at the above address three weeks after the meeting.

Dated: January 28, 1975.

ROBERT W. LONG,
*Assistant Secretary for Conservation,
Research, and Education.*

[FR Doc.75-2951 Filed 1-30-75;8:45 am]

DEPARTMENT OF COMMERCE

Social and Economic Statistics
Administration

CENSUS ADVISORY COMMITTEE OF THE AMERICAN STATISTICAL ASSOCIATION

Notice of Public Meetings

The Census Advisory Committee of the American Statistical Association will convene on March 6 and 7, 1975 at 9:00 a.m. The Committee will meet in Room 2113, Federal Building 3, at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee of the American Statistical Association was established in 1919 to advise the Director, Bureau of the Census in all aspects of the Bureau's statistical programs, and to respond to the Bureau's requests for opinions and judgments in the whole area of its operations.

The Committee is composed of 14 members appointed by the President of the American Statistical Association.

The agenda for the March 6 meeting is: 1) Topics of current Census Bureau interests including: major budget program developments, status of Black and Spanish Advisory Committees, National Academy of Science studies on confidentiality, survey on business use of statistics, and the year 2000 planning program, 2) The statistical system planning process, including 1975 program planning for 1977 and interagency task forces on technical problems in statistics, 3) Planning for long-range computer needs, 4) Current technical issues, and 5) Current status and proposed improvements in the Manufactures, Shipments, Inventories and Orders Survey.

The agenda for the March 7 meeting, which will adjourn at 12:30 p.m., is: 1) Overview of Demographic Surveys, 2) Overview of Economic Surveys, and 3) Discussion of future agenda items.

A limited number of seats—approximately 15—will be available to the public. A brief period will be set aside on March 7 for public comment and questions. Extensive questions or statements must be submitted in writing to the Committee Control Officer at least three days prior to the meeting.

Persons planning to attend and wishing additional information concerning this meeting should contact the Committee Control Officer, Mr. James L. O'Brien, Assistant Chief, Statistical Research Division, Bureau of the Census, Room 3581, Federal Building 3, Suitland, Maryland. (Mail address: Washington, D.C. 20233). Telephone 301-763-7134.

Dated: January 28, 1975.

VINCENT P. BARABBA,
*Director,
Bureau of the Census.*

[FR Doc.75-2971 Filed 1-30-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education

OFFICE OF CAREER EDUCATION

Statement of Organization, Functions, and Delegations of Authority

Part 2 (Office of Education) Section 2-B, Organization and Functions, of the Statement of Organization, Functions and Delegations of Authority for the Department of Health, Education, and Welfare is hereby amended to attain the purposes of the Education Amendments of 1974, section 406, by establishing an Office of Career Education. Therefore previously published statements in the FEDERAL REGISTER are hereby amended as follows:

The statement published in the FEDERAL REGISTER on November 21, 1973 at 38 FR 32154 is amended by addition of a new statement after the statement following the Office of the Commissioner, Right to Read Program, to read as follows:

OFFICE OF CAREER EDUCATION

Plans, develops and coordinates all career education conceptualization, policy formulation and program activity within the Office of Education designed to improve the prospects of all Americans to have a successful life by enhancing the educational experience with career options. Develops objectives and plans for career education activities, coordinates activities that implement and support those efforts and administers assigned programs of grants and contracts.

The statement published in the FEDERAL REGISTER on April 26, 1974 at 39 FR 14738 is amended by deletion of the words "career education" from the statement immediately following the heading Bureau of Occupational and Adult Education. Also, the heading Bureau of Occupational and Adult Education, Division of Career Education Programs and the statement following immediately thereafter are deleted in their entirety.

Dated: January 24, 1975.

JOHN OTTINA,
*Assistant Secretary for
Administration and Management.*

[FR Doc.75-2939 Filed 1-30-75;8:45 am]

Office of the Secretary

OFFICE OF THE REGIONAL DIRECTOR, REGION VI, DALLAS, TEXAS

Statement of Organization, Functions, and Delegations of Authority

Part 1 of the Statement of Organization, Functions, and Delegations of Authority of the Department of Health, Education, and Welfare, Office of the Secretary is amended to delete Sections 1E (35 FR 13546), 8/25/70, and 1E8109 (39 FR 20713), 6/13/74. Section 1E80, Assistant Regional Director for Human

Development (38 FR 17262), 6/29/73, is retained and redesignated 1R95. New Sections are added for the several regions. Section 1E86.10 reflects the official organization of the Office of the Regional Director, Region VI, whose headquarters is Dallas, Texas. The new chapter reads as follows:

Section 1E86.00 Mission. The Regional Director represents the Secretary in his Region. Under his direction, the Office of the Regional Director provides leadership and coordination in various Department programs and activities within the Region and represents the Department in direct official dealings with State and other governmental units, representatives of the Congress, and the general public.

Section 1E86.10 Organization. The Office of the Regional Director, Region VI, is under the direction and control of the Regional Director who reports directly to the Secretary and Under Secretary, and consists of the following:

Office of the Regional Director
Regional Director
Deputy Regional Director
Executive Secretariat
Assistant Regional Director/Administration and Management
Surplus Property Division
Facilities Engineering and Construction Division
Assistant Regional Director/Financial Management
Assistant Regional Director/Program Coordination
Assistant Regional Director/Intergovernmental Operations
Special Assistant to Regional Director for Regional Council
Assistant Regional Director/Public Affairs
Assistant Regional Director/Human Development
Office of the Regional Attorney
Office of Audit Agency
Office for Civil Rights
Office of Long Term Care Standards Enforcement

Equal Employment Opportunity/FWPC/
Spanish-speaking

Section 1E86.20 Functions. A. Regional Director (1E86101).

The functions of the Regional Director are:

1. Serves as the Secretary's representative in direct official dealings with State and other governmental units, and evaluates Regional, State, and local activities related to the Department's programs.

2. Develops regional priorities which emphasize the Department goals and highlight areas of particular needs or opportunities in the region, so that efforts and resources may be brought to bear on them. Formulates regional plans for each priority and assures that regional agency heads achieve all their objectives in accordance with their plans. Conducts formalized planning conferences with regional representatives to assure a complete exchange of significant management information.

3. Exercises general coordination and supervision of personnel and activities in the region to ensure proper execution of policies, regulations, and instructions applicable to the Department as a whole. Recognizes interprogram disparities, exercises leadership to keep these disparities within constructive limits to assure effective, efficient, and responsive actions in the interest of total service to the public.

4. Assures that staff offices provide full support to agency operating programs.

5. Provides coordination of the activities of the principal representatives of the principal operating components who are sta-

tioned in or detailed to the region, including determination of regional program priorities and official communications with representatives of State or other Federal agencies.

6. Through coordination and supervision, exercises leadership in bringing about necessary awareness of the status of other programs of the Regional Office, and fosters cooperative relationships among program and staff representatives in seeing that plans are effectively made, operations are smoothly carried out, and performance is adequately evaluated.

7. Promotes general public understanding of the programs, policies, and objectives of the Department, and participates in the development and carrying out of a Regionwide information and public information program.

8. Establishes and maintains working relationships with Governors and key State and local officials; furnishes advice and assistance and strives to develop a mutually beneficial, Federal-State-local partnership. Provides guidance to regional staff members on the priorities, emphases, and merits of various requirements based on expressions of need and analyses by governors, mayors, and other key officials.

9. Maintains working relationships with private agencies and institutions; develops ways in which their plans and programs and those of the Department can actively complement each other.

10. Develops continuing cooperative relationships with officials of the Federal agencies in the Region; through the medium of Regional Councils seeks ways in which interdepartmental delivery of program services can be made more effective.

11. In accordance with regulations and guidelines established at headquarters, administers the child development programs in the region, including the Head Start program. Makes certain Head Start grants and takes other grants actions, as required.

12. Through liaison, periodic conferences, and other means, takes action to coordinate and integrate activities which are not directly associated with the regional office with regional office activities.

13. Develops plans for emergency preparedness and directs all Department activities necessary to ensure continuity of essential functions within the Region in case of an emergency due to enemy action; maintains a written plan for regional emergency operations; maintains liaison with all Federal authorities engaged in mobilization planning; acts in cooperation with them in an emergency situation; directs on behalf of The Secretary all Department activities in the Region if communications with national headquarters are cut off.

14. Directs regional activities for assistance and alleviation of distress within the region resulting from natural disasters, including major disasters under Public Law 865; takes all necessary and appropriate action in connection with disaster situations and reports thereon.

15. In accordance with regulations and guidelines established at headquarters, administers, through the Office of Long Term Care Standards Enforcement, activities as herein described relating to the approval and termination of agreements with skilled nursing facilities for the purpose of participation in either the Medicare (Title XVIII) or in both the Medicare and Medicaid (Title XIX) programs.

B. Deputy Regional Director (1E86102). Serves as Acting Regional Director in the absence or disability of the Regional Director or in the event of a vacancy in the Office of the Regional Director. The Deputy Regional Director performs other duties and functions at the request of the Regional Director.

C. Executive Secretariat (1E86105). Monitors the decision-making process for the Regional Director and facilitates the internal processes of coordination and communication, as follows:

1. Screens Regional Director's correspondence and filters out those items which require immediate attention by the Regional Director and Regional Director's staff, as well as the assignment of time deadlines for Regional Director's action items. Takes appropriate action to clarify issues and instructions before a request for information is forwarded to the appropriate action office. Provides current and consolidated information or indicates where such information may be obtained for all policy issues and projects in the Region.

2. Operates a comprehensive system for tracking action items and ensures that the Regional Director has timely and quality input from all appropriate offices on which to base his decisions. Assures that all outgoing correspondence are quality products that represent the best possible presentation of the Regional Director's views; synthesizes detailed responses from various offices into a single document for outgoing correspondence going to the Secretary and other Headquarters units, and for Regional Director's decision memoranda.

3. Provides for feedback to the Regional Director on the impact of his decisions. By obtaining periodic status reports on selected key issues and projects, ensures proper compliance with past decisions, highlights problem areas for renewed Regional Director's attention, and develops an ever current supply of data for management conferences and for responding to incoming requests from the Secretary, various elected officials, and regional staff.

D. Office of the Regional Attorney (1E86103). The functions of the Office of the Regional Attorney are as follows:

1. Advises and counsels the Regional Director and operating program personnel on legal issues relating to their responsibilities with the region; on all matters within the competence of the legal profession the Regional Attorney is subject to the supervision of the General Counsel; on all other matters he is subject to the supervision of the Regional Director.

2. As requested by the Regional Director, assists in legal aspects of program development and of policy problem solutions;

3. Provides professional legal services, such as preparation of legal instruments, memoranda, reports and interpretative analyses;

4. Represents or counsels the Regional Director in negotiations to resolve actual and potential problems of a legal nature;

5. Provides appropriate legal assistance to state agencies and officials in connection with DHEW programs, as requested by the Regional Director;

6. As requested by the General Counsel, prepares for and conducts administrative hearings, aids the U.S. attorney in preparation for and conduct of litigation, and performs such other duties as may be requested by the General Counsel;

7. Seeks to so order his time and workload priorities as to meet the needs of the Regional Office as determined by the Regional Director;

8. Subject to final approval by the Regional Director, selects, promotes, and takes all personnel actions with respect to his professional and clerical staff, in accordance with the personnel policies of the Office of the General Counsel.

E. Office of Equal Opportunity (1E86104). Serves as the Regional Director's staff for the establishment and maintenance of a positive program of non-discrimination in Departmental employment in the Region. Has responsibility for the Regional HEW Federal

Women's Program and the Regional Spanish-Surnamed Program. Monitors the OS EEO complaint system and issues proposed dispositions on all OS formal complaints. Prepares the Regional Annual Affirmative Action Plan.

F. Office of Long Term Care Standards Enforcement (1E86171). Performs these functions as follows:

1. Provides recommendations to the Regional Director on administrative actions necessary to carry out those portions of Titles XVIII and XIX of the Social Security Act related to the certification by State agencies of skilled nursing facilities (SNFs) for participation in the Medicare and Medicaid programs. Those activities, within the region, which pertain to Title XVIII and the Title XIX certification include: the issuance of Title XVIII or under both Titles XVIII and XIX, the approval of corrective plans of action for deficiencies in SNFs which participate either as components of larger institutions or as free standing units; granting waivers of provisions of the Life Safety Code of the National Fire Protection Association (21st edition, 1967) or provisions of Standard No. A117.1 of the American National Standards Institute, and waivers of certain other provisions of physical environment standards as they pertain to SNFs; public disclosure of State agency reports of deficiencies in SNF compliance with standards in accordance with section 1864(a) of the Social Security Act; approval of State fire codes in lieu of the Life Safety Code; and granting waivers, under specified circumstances, of the requirement that an SNF have on duty more than one registered nurse more than 40 hours per week.

2. Establish and maintain close working relationships with administrators of State health, welfare, and other departments involved under established agreements in the certification of and assistance to SNFs and ICFs. Perform evaluations of: State agency performance with respect to enforcing health and safety standards for SNFs and ICFs; and the State agencies' recommendations for waivers of provisions of the 1967 Life Safety Code with respect to SNFs and ICFs. Monitor States' implementation of the ICF regulations.

3. Participate in the negotiations of budgets with State survey agencies for their services and review those portions of the State agency budget relative to SNF/ICF certification and the provision of state consultative services to SNFs and ICFs and recommend to the Social Security Administration (SSA), Regional Commissioner and to the Social and Rehabilitation Service (SRS), Regional Commissioner, amounts that should be approved for SNF and ICF certification and certification-related activities.

4. Participate with other appropriate Federal programs in evaluations of State agency certification operations which are designed to assess State survey agency performance in program management, in applying established health, safety, and Life Safety Code standards and in evaluating quality of care (e.g., participates in SSA's comprehensive program reviews of State survey agency performance and in SRS's program reviews of the Title XIX single state agency).

5. Develop and implement procedures to assure the timely and effective conduct of the following: (a) State surveys of individual SNFs and ICFs, (b) Federal review and processing of State agency certifications and documentation pertaining to SNF compliance, (c) Federal decisions approving agreements, terminations or the granting of waivers to SNFs and (d) Federal direct validation surveys of selected SNF and ICF facilities.

6. Provide technical assistance for the professional training of State agency personnel on their duties in survey/certification and evaluation of the functional performance of SNFs and ICFs with respect to the quality of health care delivered.

7. Assist State agencies to develop their capabilities for the provision of specialized technical assistance to SNFs and ICFs on highly complex aspects of the survey requirements and on the development of acceptable plans of corrective action for overcoming deficiencies.

8. Assist States, provider organizations, and educational institutions in the stimulation, development, and implementation of training opportunities for SNF and ICF personnel in order to correct deficiencies and upgrade the quality of care offered, including mental health aspects of long term care.

9. Review complaints received by the Regional Directors concerning State agency and SNF/ICF activities and initiate appropriate action for investigation and resolution.

10. With SSA, SRS and the Public Health Service (PHS), as appropriate provide information and interpretations concerning standards for the delivery of SNF and ICF services to media, consumer and provider groups, professional health associations, and other health and welfare groups.

11. Based on regional conditions and trends related to SNFs and ICFs, make recommendations to the Office of Nursing Home Affairs (ONHA) or through ONHA, to the headquarters components of SSA, PHS and SRS, as appropriate, on revisions to present program policies criteria, standards or procedures.

12. Provide data and reports to ONHA on SNF/ICF survey/certification activities on SNF and ICF health service utilization and on the impact of certification and assessment procedures on the delivery of SNF and ICF health service utilization and on the impact of certification and assessment procedures on the delivery of SNF and ICF health services. Provide reports to SSA, SRS, and PHS on the status of SNF and ICF facility compliance in the region.

13. Work with and provide information as requested to, the Social Security Administration, on the following SNF related activities:

- Utilization review processes of SNFs;
- Change of provider status in the Medicare program (e.g., change of ownership, termination because of failure to provide proper financial information or because of requests for payment substantially in excess of costs or for improper or unnecessary services, or withdrawal from program);
- Certification of SNFs as a "distinct part" of another facility; and
- Requests for hearings on terminated SNFs participating in Medicare.

14. Work with, and provide information as requested to, the Social and Rehabilitation Service, on the following SNF and ICF related activities:

- Utilization and periodic medical review procedures for SNFs;
- Utilization and independent professional review procedures for ICFs;
- Level of care determinations;
- Recipient eligibility issues; and
- Cost-sharing requirements.

15. Work with, and provide information as requested to, the Public Health Service on the following SNF and ICF related activities:

- Health care standards development efforts of the Bureau of Quality Assurance;
- Utilization review determinations under Professional Standards Review Organizations;
- Provider improvement program initiatives of the Health Resources Administration;
- Comprehensive health planning determinations under section 1122 of the Social Security Act; and

e. Other relevant SNF and ICF program activities conducted by the Health Resources Administration, Health Services Administration, Alcohol, Drug Abuse, and Mental Health Administration, National Institutes of Health, Center for Disease Control, and the Food and Drug Administration.

16. Coordinate with the Office of Human Development in the areas of their delegated responsibilities for, and concern with, the mentally retarded and aging.

17. Coordinate, under the Office for Civil Rights in monitoring the implementation of Title VI of the Civil Rights Act of 1964 with respect to SNFs and ICFs.

18. Coordinate, under the direction of the Regional Director, with regional personnel of the Office of Facilities Engineering and Property Management on matters relating to the interpretation and enforcement of provisions of the Life Safety Code.

19. Coordinate with the Department of Housing and Urban Development in implementation of Public Law 93-204.

G. Office of the Assistant Regional Director for Public Affairs (1E86151). 1. Serves as the principal advisor to the Regional Director in the formulation of policies, approaches, and procedures in the field of public information and in the formulation of approaches to major policy issues, and has a broad range of responsibility in developing overall strategies and techniques for long range Public Affairs activities, in line with the Secretary's policy and the trend toward inter-agency coordination and decentralization.

2. Advises key officials of the Regional Office, including the Regional Director and agency representatives on public information, public reporting, and related aspects of program matters.

3. Serves as a central point of communication with all news media, issuing all news materials originating within the Regional Office and amplifying, clarifying or explaining the impact and effect within the Region of national news issued by Departmental headquarters.

4. Is responsible for the overall program supervision of the Regional Office's total public information program. Coordinates and exercises functional supervision over information services and all other activities of the Regional Office related to publications, public reports, and other informational and public affairs matters. Is responsible for the clearance of all information for public distribution before its release and certification as to the necessity for illustrations and related materials.

5. Provides briefings for field trips by the President, Vice President, Secretary and Under Secretary, and as appropriate, for Members of Congress.

6. Administers the Freedom of Information Act and under Departmental Regulations is the only official on the Regional level with authority to deny requests for information.

7. Maintains liaison with governors' offices, appropriate state agencies, regional governmental entities and national, regional, state and local non-governmental organizations as a means of communication to assure a broad scope of mutual exchange concerning Departmental policies, programs and procedures.

8. As prescribed in the Departmental Public Affairs Manual, sets procedures for planning, production, clearance, release, and distribution of all material prepared within the Region for release through Government channels.

9. Issues policies, standards, and procedures as may be necessary to carry out the public affairs functions and responsibilities of the Regional Office.

10. Performs other duties and responsibilities as outlined in the Departmental Public Affairs Manual.

H. Office of the Assistant Regional Director for Planning and Evaluation (Program Coordination) (1E86161).

(Reserved)

I. Office of the Assistant Regional Director for Intergovernmental Affairs (Intergovernmental Operations) (1E86141).

(Reserved)

J. Office of the Assistant Regional Director for Financial Management. (1E86121)

1. Provides financial management support to the Regional Director and regional agency heads for decentralized programs and activities. Under policies and procedures established by the Office of the Assistant Secretary, Comptroller, supervises the performance of the following financial management functions: accounting and financial reporting, budget formulation and execution, and work with State and local government and HEW grantees to include indirect cost negotiation, single letter-of-credit implementation, technical assistance, and audit follow-up.

2. On behalf of the Regional Director, provides coordination and liaison with the HEW Audit Agency, the Treasury Department, the General Services Administration, and the General Accounting Office on financial management matters.

3. Is responsible for the financial administration and management of allotments or allowances which are issued to the Regional Director.

4. Performs regional accounting and reporting activities: accounting, controlling, fiscal services, and reporting for all HEW activities for which the Regional Director is delegated the authority to provide such services.

5. Performs budget activities as follows: Prepares the regional budget for activities for which the Regional Director has delegated authority and assists other regional staffs in developing their budgets; prepares consolidated regional budget estimates and justifications and assists the Regional Director and regional agency heads in advocating program budget priorities for centralized and decentralized programs based on regional needs and characteristics; supervises budget execution in the Region including the recording and distribution of budget resources based on allocations, allotments and allowances for regional activities; prepares recommended allowances and manpower allocations for activities delegated directly to the Regional Director; oversees the development of financial operating plans for other regional activities, reviews these plans, and provides comments to the Regional Director and other regional personnel; develops and implements a budget data system capable of monitoring financial operating plans and maintaining current information of fund availability for regional programs; and receives regional personnel ceiling allowances and monitors recruitment and employment against these allowances.

6. Carries on cost allocation and payment systems activities as follows: Pursuant to delegations of authority from the Regional Director is responsible for indirect cost rate negotiations (including State and local cost allocation plans) based on cost policies and procedures established by the Division of Financial Management Standards and Procedures; provides financial management technical assistance to State and local governments and to other HEW grantees and contractors; assists the Office of the Assistant Secretary, Comptroller to develop the single letter of credit system within the Region; and assists the Regional Director and regional agency heads in assuring effective follow-up of audit findings of major managerial significance as disclosed by reviews of grantees' management systems.

K. Office of the Assistant Regional Director for Administration and Management (1E86111).

1. Serves as the principal adviser to the Regional Director on and directs or participates actively in all aspects of administrative management, including organization, procedures, management systems, delegations of authority, management surveys and studies, and paperwork management.

2. Directs and coordinates the regional activities related to the operation of the Operational Planning System. Assume the effective interphasing of the OPS with related program and budgetary operations.

3. Serves as the principal advisor to the Regional Director on all aspects of personnel management. Administers the regional program, including the classification of positions, the processing of appointments, and selected on-the-job training activities.

4. Provides the leadership in the establishment, maintenance, and effective use of management information and the system related thereto.

5. Administers the Regional Surplus Property Utilization program.

6. Establishes a system of effective property management, including the maintenance of item and financial property accounts.

7. Conducts periodic inspections of regional space and facilities to assure the application of optimum standards and practices related to physical and personnel safety and security.

8. Provides office services to all activities in and near the regional headquarters location, including mail pick-up and delivery; procurement, stocking, and distribution of common supplies; maintenance of the official regional files; printing and reproduction services, moving and storage services.

9. Assures the delivery of the total architectural/engineering services in support of HEW grant and loan and direct Federal construction programs and of HEW owned and utilized facilities.

L. Office of the Assistant Regional Director for Human Development. (See Chapter 1R95, HEW Organization Manual (38 FR 17262 8/29/73) (formerly numbered as 1E80).)

Section 1E8.30 Relationships to Agency Regional Staffs and Regional Audit and Regional Civil Rights Staff. Agency regional staffs and Regional Civil Rights and Regional Audit staffs are under the line direction and control of their parent headquarters organizations. The regional staffs are subject to the general leadership and coordination of the Regional Director and receive administrative, financial, and other support services from him and his staff. The functional statements for these offices are to be found with the statements of their parent organizations.

Section 1E8.40 Order of Succession. In the absence or disability of the Regional Director, the Deputy Regional Director serves as acting Regional Director. In the event of the absence or disability of both the Regional Director and Deputy Regional Director and where there is a vacancy in both positions, the Secretary or Under Secretary will designate the acting Regional Director. In the temporary short-time absence of the Regional Director and Deputy Regional Director, the Regional Director will designate someone on his staff to serve as the Acting Regional Director.

Section 1E8.50 Delegations of Authority. The delegations of authority of the Regional Directors are:

A. Surplus Property Utilization

1. Regional Directors have been delegated certain authority which may not be redelegated as follows.

a. Real property. This delegation relates to the conveyance and utilization of surplus real property and related personal property for educational and public health purposes,

pursuant to section 203(k) of the Federal Property and Administrative Services Act of 1949, as amended. Each Regional Director, consistent with policies and procedures set forth in applicable regulations of the Department is authorized:

(1) To execute deeds, contracts of sale, and all instruments incident or corollary to the transfer of land and improvements thereon, or in modification of previous transfers with respect to land and improvement costs of property was less than \$1 million;

(2) To execute all instruments of conveyance or in modification of previous transfers with respect to land and improvements thereon where the acquisition and improvement cost was \$1 million or more and the Office of Surplus Property Utilization specifically authorizes closing the transaction by the Regional Office; and

(3) To execute all instruments of conveyance relating to the transfer of improvements located outside his jurisdiction and intended for removal to and use within his jurisdiction.

b. Personal property. To act or designate a member of his staff (other than the SPU Regional Representative) to act as reviewing officer to approve or disapprove determinations by the Regional Representative authorizing State Agencies to abandon or destroy surplus personal property having a line item acquisition cost of \$1,000 or more.

2. Regional Directors have been delegated certain authority related to real property which they may redelegate in writing to the SPU Regional Representative as follows:

a. Consistent with policies and procedures set forth in applicable regulations of the Department, to perform or take the actions stated below, with respect to disposal and utilization of surplus real and related personal property.

(1) To request and accept assignments from Federal Agencies of:

(a) Improvements for removal and use away from the site;

(b) Improvements for removal to and use in another regional jurisdiction; and

(c) Land and improvements thereon where the acquisition and improvement cost of the property was less than \$1 million.

(2) To make determinations incident to the disposal of assigned property described in a(1)(a) and a(1)(c) above;

(3) To issue and execute licenses and interim permits affecting assigned property described in a(1)(a) and a(1)(c) above;

(4) To execute instruments of transfer relative to property described in a(1)a above; except in those cases provided for in a(1) a(3);

(5) Except for execution of instruments of conveyance or in modification of previous transfers, to take all action with respect to land and improvements thereon where the acquisition and improvement cost was \$1 million or more and the Office of Surplus Property Utilization specifically authorizes closing of the transaction by the Regional Director; and

(6) Incident to the exercise of the authority hereinbefore provided to receive remittances and performance guarantee deposits and bonds, to request refunds or payments, and to request forfeiture or release of performance bonds.

b. Consistent with the policies and procedures set forth in applicable regulations of the Department, with respect to the disposal of educational and public health purposes of surplus real property improvements and related personal property located outside his jurisdiction, but intended for removal to and use within his jurisdiction, to take actions set forth in a(2), a(3), and a(6) above.

c. Consistent with the policies and procedures set forth in applicable regulations of

the Department, with respect to property within his jurisdiction previously conveyed for educational and public health purposes:

(1) To make determinations concerning the utilization and the enforcement of compliance with the terms and conditions of disposal of:

(a) Improvements for removal and use away from the site; and

(b) Land and any improvements thereon regardless of the acquisition and improvement cost;

(2) To accept voluntary reconveyances and to effect reverter of title to land and improvements located thereon, without regard to acquisition costs;

(3) To report to the General Services Administration reversioned properties excess to program requirements in accordance with applicable regulations;

(4) To execute instruments necessary to carry out, or incident to the exercise of, the authority delegated in this paragraph; and

(5) Incident to the exercise of the authority delegated in this paragraph, to receive remittances and performance guarantee deposits and bonds, to request refunds or payments, and to request forfeiture or release of performance bonds.

d. With respect to the States within the jurisdiction of his region, consistent with the policies and procedures of the Department, to enter into cooperative agreements, under section 203(n) of the Act, with State Agencies for Surplus Property.

3. Regional Directors may redelegate in writing the following authority related to personal property to the SPU Regional Representative; the latter may likewise redelegate in writing the authority to the Assistant Regional Representative. Regional Representative may also redelegate in writing to his allocator(s) the authority stipulated in a(1)(a), a(1)(b), and a(1)(e), insofar as a(1)(e) pertains to a(1)(a) and a(1)(b):

a. Consistent with policies set forth in applicable regulations and procedures of the Department.

(1) To perform or take the actions stated below with respect to the allocation for donation of surplus personal property located within his jurisdiction for educational, health, or civil defense purposes.

(a) To make determinations concerning the usability of and need for surplus personal property by educational or health institutions and civil defense organizations;

(b) To allocate surplus personal property and to take all actions necessary to accomplish donation, or transfer of property so allocated;

(c) To make determinations of eligibility of educational and public health donees to acquire donable property;

(d) To designate individuals recommended by State Agencies as State representatives for the purpose of inspecting and screening surplus personal property; and

(e) To execute all instruments, documents, and forms necessary to carry out, or incident to the exercise of, the foregoing authority.

(2) To allocate property within his jurisdiction and to take the actions set forth in (1)(b) above in connection with such out-of-region allocation.

(3) To take the actions set forth in (1)(b), (c) and (e) above in connection with any property that is available for transfer to his jurisdiction from another region.

(4) With respect to personal property located within his jurisdiction and in possession of State agencies for subsequent donation for education, public health, and civil defense purposes;

(a) To effect redistribution of usable and needed property to other State Agencies;

(b) To authorize and execute instruments necessary to carry out cannibalization, secondary utilization, and revision of acquisition cost of property;

(c) To recommend to GSA for disposal, property excess to the needs of State Agencies; and

(5) With respect to personal property located within his jurisdiction previously donated for educational and public health purposes:

(a) To make determinations and take actions appropriate thereto concerning the utilization of such property, including retransfer and the enforcement of compliance with terms and conditions which may have been imposed on and which are currently applicable to such property;

(b) To execute instruments necessary to carry out, or incident to the exercise of, the authority delegated in (a) above;

(c) To recommend to GSA for disposal, property excess to the needs of donees, except boats over 50 feet in length and aircraft;

(d) Incident to the exercise of the authority delegated in this paragraph, to request refunds or payments; and

(e) To authorize and execute instruments necessary to carry out sales, abrogations, revision of the period of restriction, secondary utilization or cannibalization, revision of acquisition cost, trade-in of an item on a similar replacement, and destruction or abandonment of property in the custody of donees.

(6) With respect to the States within the jurisdiction of his region, to approve State plans of operation and amendments thereto submitted by State Agencies for surplus property: Provided, however, that disapproval of a State plan in whole or in part is concurred in by the Director, Office of Surplus Property Utilization.

(7) With respect to the States within the jurisdiction of his region, to enter into cooperative agreements, under section 203(n) of the Act, with State Agencies for surplus property of such States, either individually or collectively.

4. Regional Representatives have been delegated certain authority related to personal property directly by the Director of the Office of Surplus Property Utilization; the authority may be redelegated in writing to the Assistant Regional Representative:

a. Consistent with policies set forth in applicable regulations and procedures of the Department.

(1) To authorize destruction or abandonment by a determination in writing that the property has no commercial value, subject, however, to approval of such determination in the case of property having a line item acquisition cost of \$1,000 or more, by a reviewing officer before authorization to destroy or abandon is given to the State Agency.

B. Human Development

1. Regional Directors have been delegated the certain authorities by the Assistant Secretary for Human Development as follows:

a. Under the general policies and in such form as prescribed by the Director, Office of Child Development (and approved by the Assistant Secretary for Human Development) and in conformity to the allocations and financial guidelines of the Director, Office of Child Development to make grants under Section 222(a)(1) of the Economic Opportunity Act of 1964 (Project Head Start), except insofar as such grants are for programs which primarily serve migrants or Indians living on Federal reservations. This authority may be redelegated.

b. Under the general policies and in such form as prescribed by the Assistant Secretary for Human Development and in conformance with the allocations and financial guidelines issued by him, Regional Directors are au-

thorized to make grants or contracts under the authority of Title I of the Juvenile Delinquency Prevention Act. The Regional Director is authorized to redelegate this authority only to the Assistant Regional Director for Human Development without the concurrence of the Assistant Secretary for Human Development.

c. To make, amend, suspend, and cancel the grants and contracts authorized in "a." and "b." above and to issue audit disallowances as well as to receive appeals on and make final decisions on such disallowances.

C. Long Term Care Standards Enforcement
1. Regional Directors have been delegated the following authorities under Title XVIII of the Social Security Act, as amended, which pertain to skilled nursing facility standards enforcement and which may be redelegated only to the Director, Office of Long Term Care Standards Enforcement:

a. To approve or disapprove certifications made by State Agencies under the provisions of section 1864(a), that a health care institution is or is not a skilled nursing facility as defined in section 1861(j);

b. To enter into agreements with skilled nursing facilities as provided in Section 1863(a), including authority to determine the term of such agreements;

c. To terminate agreements, under the provisions of section 1863(b)(2)(B), with skilled nursing facilities where such facilities no longer substantially meet the requirements of section 1861(j);

d. To waive, for such periods as are deemed appropriate, specific provisions of the Life Safety Code of the National Fire Protection Association (21st edition, 1967) as provided in section 1861(j)(13);

e. To determine, in accordance with section 1861(j)(13), that the Life Safety Code of the National Fire Protection Association (21st edition, 1967) is not applicable in a State because a fire and safety code, imposed by State law, adequately protects patients in skilled nursing facilities;

f. To waive the requirement that a skilled nursing facility engage the services of a registered professional nurse for more than 40 hours a week as provided in Section 1861(j)(15);

g. To waive in accordance with 20 CFR 405.1134(e), for such periods as are deemed appropriate, specific provisions of American National Standards Institute Standard No. A117.1, American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by, the Physically Handicapped;

h. To waive, based on regulations, 20 CFR 405.1134(e), requirements relating to the number of beds per room and the minimum size for rooms in skilled nursing facilities; and

1. To determine, under the provisions of section 1864(a) that State Agency survey reports (including reports of followup reviews), and statements of deficiencies based upon official survey reports, relating to the certification of skilled nursing facilities for compliance with the applicable provisions of Section 1861 are final and official. This includes the authority to: (1) assure that references to internal tolerance rules and practices are excluded from such reports or deficiency statements; (2) determine that such reports and deficiency statements have not identified individual patients, physicians, other practitioners, or individuals; (3) determine that involved skilled nursing facilities have been afforded a reasonable opportunity to offer comments; and (4) make final and official reports and deficiency statements available to the public in readily accessible form and place, along with any pertinent written statements submitted by skilled nursing facilities.

2. Regional Directors have been delegated the following authorities under Title XIX of the Social Security Act, as amended, which

pertain to nursing facility standards enforcement and which may be redelegated only to the Director, Office of Long Term Care Standards Enforcement:

a. Authority under the provisions of section 1910(b) to notify the State agency administering the Title XIX State plan of the approval or disapproval of any institution which has applied for certification under Title XVIII, and the term of such approval.

b. Authority to waive, for Title XIX skilled nursing facilities for such periods as are deemed appropriate, specific provisions of the Life Safety Code of the National Fire Protection Association (21st edition, 1967) as provided in section 1861(j)(13) of the Social Security Act.

c. Authority to waive for Title XIX skilled nursing facilities the requirement that a skilled nursing facility engage the services of a registered professional nurse for more than 40 hours a week as provided in section 1861(j)(15) of the Social Security Act.

d. Authority vested in the Secretary under section 1905(c) of the Social Security Act to certify intermediate care facilities located on Indian reservations.

e. Authority vested in the Secretary under section 1905(b) of the Social Security Act to certify skilled nursing facilities located on Indian reservations.

Dated: January 24, 1975.

JOHN OTTINA,
Assistant Secretary for
Administration and Management.

[FR Doc.75-2938 Filed 1-30-75; 8:45 am]

SOCIAL AND REHABILITATION SERVICE Statement of Organization, Functions, and Delegations of Authority

Part 5 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare, Social and Rehabilitation Service (34 FR 1279, January 25, 1969, as amended) is hereby further amended to reflect the reorganization of the Medical Services Administration. For such purposes, section 5-B is amended as follows:

By striking out all that follows under the heading "Medical Services Administration" and inserting in lieu thereof the following:

"The mission of the Medical Services Administration is to provide leadership in the planning, development, coordination, and administration of the programs under title XIX of the Social Security Act, as amended.

Office of the Commissioner—5301. The Commissioner, directs the planning, coordination, and development of the programs under title XIX of the Social Security Act, as amended, and the coordination between these programs and other federally supported health and health related programs.

Within broad Department of Health, Education, and Welfare and Social and Rehabilitation Service policy and guidelines and subject to the health policy direction and other authority of the Assistant Secretary for Health, the Medical Services Administration establishes program goals and objectives; develops policies, standards, and guidelines to accomplish stated goals; provides program management guidance to the regional

office staffs and coordinates with the Regions on individual State problems; develops modifications and innovations in program and in administration; works with and coordinates with other Social and Rehabilitation Service organizations and related health components of the Department to organize training programs to promote and provide skilled medical and medically related manpower to better assist the needy; obtains, analyzes, and provides information related to medical assistance; maintains relationships with a variety of governmental and non-governmental organizations which have an interest in the health and welfare of the Nation and which have an impact on Medical Services Administration programs; evaluates progress in administration of the title XIX programs and takes required action to direct or redirect efforts to achieve program objectives; proposes legislation to provide for changing needs of program directions and for financing of better health care to program recipients; promotes experimental programs in financing of health delivery systems; provides administrative management services; conducts program and administrative budget activities; and coordinates its activities and programs with other concerned SRS organizations.

Division of Program Planning and Evaluation—5321. Develops policies and plans for the administration and coordination of financing aspects of the Federal/State medical care programs for persons eligible under applicable titles of the Social Security Act. Determines statistical data to be collected. Develops the program budget for title XIX programs. Conducts studies of the economy with emphasis on areas relating to the medical aspects of the title XIX programs. Coordinates with all other health-related Department of Health, Education, and Welfare policymaking agencies and other governmental and nongovernmental organizations interested in health care for the poor. Develops legislative proposals for improvements in medical assistance to the needy; serves as the focus in Medical Services Administration for activities related to support of the Department's legislative objectives. Develops objectives and goals for Medical Services Administration; guides program and administrative planning; reviews total program effort and prepares appraisal of programs of national impact; serves as a focus for Medical Services Administration research and evaluation activities.

Division of Policy and Standards—5315. Develops and prepares policies, standards and guides for program participation, operations, and administration relating to amount, duration, and scope of services; assures that program policies, standards, and other issuances are consistent with others such as those of the Health Services Administration and with the Social Security Administration; develops reimbursement standards for skilled nursing facilities, hospitals, and other providers of medical care under title XIX programs; coordinates with Regions on individual State problems.

Division of Long-Term Care—5318. Develops and prepares in coordination with the Office of Nursing Home Affairs standards and guides for program participation, operations, and administration relating to long-term care, which includes skilled nursing facilities, intermediate care facilities, home health care and licensure of nursing home administrators; provides technical assistance and consultation to the Regions on individual State problems; proposes legislation to provide for changing needs in long-term care; participates in manpower development and training programs relating to long-term care.

Division of Program Monitoring—5317. Provides technical assistance, instruction and guidance to regions in monitoring and review of State administration of the Medicaid program; analyzes the adequacy of Medicaid monitoring and reporting activities; acts as the focal point in the Medical Services Administration for HEW and General Accounting Office audits and assures that corrective action is carried out; participates with other SRS and HEW elements in developing principles and guidelines for combined health program monitoring systems and audits.

Division of Early and Periodic Screening, Diagnosis and Treatment—5319. Directs the planning and implementation of the national effort on Early and Periodic Screening, Diagnosis and Treatment (EPSDT); advises on major developments and problems; works closely with SRS Regional Offices in interpretation of regulations and development and implementation of Regional work plans; directs the development of program goals, regulations and guidelines; develops overall strategy and monitors implementation of the enforcement of the EPSDT penalty regulations; serves as liaison with other SRS offices, with other HEW agencies and assists SRS Regional Commissioners in their coordination with other HEW Regional Office agencies; acts as focal point in contact with State and professional organizations on EPSDT related matters.

Division of Utilization Control—5320. Directs the planning and implementation of Federal initiatives for improving utilization of services of the Federal-State medical assistance program. Responsible for the development and preparation of utilization review and control policies standards and guidelines to accomplish program goals and objectives. Provides program management guidance to the Regional Offices and coordinates with the Regions on individual State problems relating to Utilization Control (UC). Responsible for consultation and technical assistance to the Regional Offices on UC. Develops plans and policies to assure compatibility of State Utilization Review (UR) and UC activities with PSRO functions. Represents ERS in inter-agency relationships regarding the PSRO program. Responsible for development, testing, technical advice and consultation to the Regional Offices on the surveillance and utilization review and management and administrative re-

porting subsystems of the Medicaid Management Information System. Maintains liaison with other related SRS activities and other DHEW agencies concerned with utilization control activities.

Dated: January 24, 1975.

JOHN OTTINA,
Assistant Secretary for
Administration and Management.

[FR Doc.75-2940 Filed 1-30-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration TRUCKS ON INTERSTATE SYSTEM HIGHWAYS

Maximum Weight; Interpretation Correction

In FR Doc. 1820, appearing at page 3329 in the issue of Tuesday, January 21, 1975, make these changes:

On page 3330, below the signature, the following material at the beginning of the first paragraph and the end of the second and third paragraphs should be italicized:

Construction of the "Grandfather Clause" in 23 U.S.C.:127 As Amended by Section 106(b) of the Federal-Aid Highway Amendments of 1974.

*** *except in the case of the overall gross weight of any group of two or more consecutive axles, on the date of enactment of the Federal-Aid Highway Amendments of 1974,* ***

*** *except in the case of the overall gross weight of any group of two or more consecutive axles, on the date of enactment of the Federal-Aid Highway Amendments of 1974.*

Federal Highway Administration OUTDOOR ADVERTISING AND JUNKYARD CONTROL PROGRAMS

Federal-Aid Highway Amendments of 1974

1. *Purpose.* The FHWA hereby gives notice of amendments to the Highway Beautification Act of 1965 regarding compliance with the outdoor advertising and junkyard control programs and indicates interim changes in existing FHWA procedures necessitated thereby, pending the publication of revised rules.

2. *Background.* The Federal-Aid Highway Amendments of 1974 include the following amendments to the Highway Beautification Act of 1965 relating to outdoor advertising and junkyard control:

a. *Outdoor Advertising Control.* (i). Section 131(b) of Title 23, U.S.C., is amended by inserting after "main traveled way of the system" the following:

and Federal-aid highway funds apportioned on or after January 1, 1975, or after the expiration of the next regular session of the State legislature, whichever is later, to any State which the Secretary determines has not made provision for effective control of the erection and maintenance along the In-

terstate System and the primary system of those additional outdoor advertising signs, displays, and devices which are more than six hundred and sixty feet off the nearest edge of the right-of-way, located outside of urban areas, visible from the main traveled way of the system, and erected with the purpose of their message being read from such main traveled way. * * *

This language was originally proposed by the House Committee on Public Works. In explaining this amendment, the House report [H.R. No. 93-1567, 93d Cong., 2d Sess. 4 (1974)] states:

Extending controls to include such signs outside of urban areas is necessary to prevent the mushrooming of giant billboards which are being erected beyond the present 660 feet limit to circumvent the intention of the Beautification Act. In determining whether State controls over signs located beyond 660 feet from the right-of-way are in compliance with the requirements of this bill the Committee believes that the Secretary should be able to exercise a certain amount of discretion and flexibility. For instance, he might approve a State law which extended controls to a specified distance beyond 660 feet, if it would be demonstrated that such a limit, combined with restrictions on the size of signs, would in effect eliminate the possibility of signs being visible, and erected with the purpose of being read, from the main-traveled ways of the controlled roadway.

The effect of this amendment is that the States do not have to literally track the language of the Federal amendment to comply as long as the intent of the legislation is achieved.

An "urban area" as defined in Section 101 of Title 23, U.S.C., is governing for the purpose of this amendment.

(ii) Section 131(c) has similarly been amended to extend control beyond 660 feet by the following language:

and, on or after July 1, 1975, or after the expiration of the next regular session of the State legislature, whichever is later, if located beyond six hundred and sixty feet of the right-of-way, located outside of urban areas, visible from the main traveled way of the system, and erected with the purpose of their message being read from such main traveled way.

Thus, the States will have until July 1, 1975, or the end of the next legislative session commenced after the effective date of the Federal-Aid Highway Amendments of 1974 (January 4, 1975), whichever is later, to adopt controls for signs which fall into the new category.

(iii) Section 131(c) is further amended to add the following category of permitted signs:

(4) Signs lawfully in existence on October 22, 1965, determined by the State, subject to approval of the Secretary, to be landmark signs, including signs on farm structures or natural surfaces, of historic or artistic significance the preservation of which would be consistent with the purpose of this section.

This language was originally proposed by the Senate Committee on Public Works. In explaining this amendment, the Senate Report [S. 93-1111, 93d Cong., 2d Sess. 14 (1974)] states:

While a major objective of the highway beautification program is the control of outdoor advertising, including the removal of

billboards, there are some types of outdoor advertising of a unique character that justify preservation. Some firms advertise their products or services exclusively with signs painted on the sides of rural barns. Others have their messages displayed on rocks in natural settings. Some of this advertising has been utilized for many years and has become a part of the American folk heritage.

Under the Highway Beautification Act, signs of a particular artistic or historic character, including those of such character on barns and natural surfaces, are not differentiated from the majority of outdoor advertising which the Act is intended to control. The bill, therefore, authorizes the Secretary to exempt from removal those types of signs if they were erected before October 22, 1965.

(iv) Section 131(g) is amended by striking out the first sentence and inserting the following:

Just compensation shall be paid upon the removal of any outdoor advertising sign, display, or device lawfully erected under State law.

This language was proposed by both the House and Senate Public Works Committees except that the Senate bill would have been limited to signs lawfully erected under State law "prior to the date of enactment of the Federal-Aid Highway Amendments of 1974." Both the House and the Senate reports explain this amendment. The House report states:

Third, subsection (g) of section 131 would be amended to assure that just compensation will be paid for all signs required to be removed which were lawfully erected under State law. This amendment would eliminate the previous ambiguities by assuring that all lawfully erected signs will be treated alike.

The Senate report states in further detail:

Another significant provision of the Committee bill would provide compensation for those signs lawfully erected under State law after October 22, 1965, and before January 1, 1968. This is the so-called "hiatus period" in the beautification program, which has resulted in some severe hardship to the States and to sign owners.

Present law limits signs eligible for Federal participation in compensation payments to those lawfully in existence on October 22, 1965, or which were lawfully erected after January 1, 1968. A problem has arisen because of a misunderstanding over the meaning of the term "lawfully erected." The Committee feels that fairness requires that the test of whether a sign was "lawfully erected" after October 22, 1965, and prior to the enactment of this Act is State, not Federal law, and if signs were lawful under State law during this period, just compensation should be paid for them.

Unless Federal participation is available to help compensate for removal of these signs, some States could be faced with an unduly heavy burden of paying 100 percent of the cost of removal of signs erected after 1965. In other States, signs erected after 1965 may not be removed because the State law provides that no sign need be removed to comply with the Highway Beautification Act of 1965 unless Federal participation is available for compensation for removal.

The effect of this amendment is to provide just compensation for all signs which become nonconforming and subject to removal under State law enacted for the purpose of complying with the

Highway Beautification Act. It does not provide compensation for signs which are illegal under State law.

(v) Originally the House and Senate bills had proposed amendment to section 131(d) to cover the extended control area. The Conference Report on S. 3934 [H.R. 93-1622, 93rd Cong. 2d Sess. 21 (1974)] states that the House amendment would have amended section 131(d) " * * * to assure that outdoor advertising in areas zoned industrial or commercial will be permitted in the extended control zone."

It is significant to note that section 131(d) was not amended. Therefore, signs may continue to be permitted in zoned and unzoned commercial and industrial areas within 660 feet of the nearest edge of the right-of-way adjacent to Interstate and Primary Systems. However, signs may not be permitted in commercial and industrial areas in the extended control area beyond 660 feet outside of urban areas. As a result, no State/Federal agreement executed pursuant to Section 131(d) will require amendment.

b. *Junkyard Control.* Section 136(j) of Title 23, U.S.C., is amended by striking out the first sentence and inserting in lieu thereof the following:

(j) Just compensation shall be paid the owner for the relocation, removal, or disposal of junkyards lawfully established under State law.

The effect of this amendment is to remove the so-called "hiatus period" in the same manner as the corresponding amendment to section 131(g) on outdoor advertising control.

c. *Authorization for Appropriations.* The Act authorized the appropriation of \$50 million for outdoor advertising control, \$15 million for junkyard control, and \$10 million for landscaping and scenic enhancement for fiscal year 1975 out of general funds in the Treasury.

These funds are available under the same rules as Federal-aid primary highway funds which means that they continue to be available for a period of 2 years after the close of the fiscal year for which they are authorized.

3. *Action.* a. Guidelines and other changes required by the 1974 amendments will be incorporated in revised directives.

b. Landmark signs are permitted provided they were lawfully in existence on October 22, 1965. States electing to permit this type of sign by appropriately amending State legislation or State rules and regulations may submit a one-time list to FHWA for approval. The list shall identify the sign as being in the 1966 inventory. In the event a sign was omitted in the 1966 inventory, the State may submit other evidence to support a determination that the sign was in existence on October 22, 1965. States not electing to permit this type of sign are requested to submit a negative statement.

c. A majority of States will require amended State legislation to comply with the Federal-Aid Highway Amendments of 1974. Each State is urged to seek amendments, if needed, in the following areas during the 1975 regular legislative session:

(i). Control beyond 660 feet,
(ii). Removal and compensation authority for signs and junkyards lawfully erected or established after October 22, 1965, and before January 1, 1968, or the effective date of State compliance legislation, whichever was later,

(iii). Removal and compensation authority for signs lawfully erected beyond 660 feet outside of urban areas,

(iv). Authority to allow landmark signs to remain provided they were lawfully in existence on October 22, 1965.

d. Each State is requested to update its 1966 sign inventory and cost estimate and advise FHWA no later than May 31, 1975. The data should be broken down into the following categories:

(i). Number of and cost to remove remaining nonconforming signs in the State prior to the 1974 amendments.

(ii). Number of and cost to remove signs erected in the so-called "hiatus period."

(iii). Number of and cost to remove signs erected beyond 660 feet outside of urban areas.

The cost of the above-mentioned inventory is eligible for Federal reimbursement. Illegal signs should not be included. Detailed data which parallels the 1966 inventory and identifies the signs covered above should be retained in the division office and State files. It is suggested that each State which does not presently control signs beyond 660 feet outside of urban areas develop a reporting system to identify signs erected in such areas in the interim period between this inventory and the passage of amendatory State legislation.

Signs erected by a sign owner before the passage of a State amendment and after January 5, 1975, beyond 660 feet, are deemed to be erected with the knowledge that the law will require removal after July 1, 1975, or the end of the next State legislative session after January 4, 1975. These signs will be considered on the basis that the owner knew and expected this change in the legality of the site for outdoor advertising purposes and may not have acted in good faith.

e. Upon receipt of additional fiscal year 1975 obligational authority from OMB, funds will be allocated and obligational authority released to the States in accordance with existing procedures on State requests for funds.

Effective date. This notice will become effective on the date it is issued.

Issued on: JANUARY 23, 1975.

NORBERT T. TIEMANN,
Federal Highway Administrator.

[FR Doc.75-2876 Filed 1-30-75; 8:45 am]

APPLICATION OF AIR QUALITY GUIDELINES FOR USE IN FEDERAL-AID HIGHWAY PROGRAMS

Indirect Source Review

On December 30, 1974 (39 FR 45014) the Environmental Protection Agency (EPA) amended its regulation relating to the review of indirect sources con-

tained in 40 CFR 52.22(b). 40 CFR 52.22(b) establishes Federal indirect source review regulations that are applicable in those States that have failed to develop their own indirect source review procedures, as required by 40 CFR 51.18.

The amendment suspended implementation of the Federal indirect source review requirements in § 52.22(b) pending further notice. It also provided that an indirect source that commences modification or construction prior to July 1, 1975, is not subject to the Federal indirect source review requirements.

Federal Highway Administration Air Quality Guidelines, 23 CFR Part 770, provide that preferred project alternatives shall be submitted to the appropriate indirect source review agency for review and approval where required by EPA regulations, 40 CFR 51.18. Until Federal indirect source review requirements are promulgated by EPA, the provisions of the Federal Highway Administration Air Quality Guidelines relating to review and approval by indirect source review agencies can only be applied in States that have their own approved indirect source review regulations. Currently, these States include Alabama, Florida, North Carolina, Kentucky, Washington, and the territory of Guam.

Issued on: January 23, 1975.

NORBERT T. TIEMANN,
Federal Highway Administrator.

[FR Doc.75-2877 Filed 1-30-75; 8:45 am]

National Highway Traffic Safety Administration

NATIONAL HIGHWAY SAFETY ADVISORY COMMITTEE

Joint Meeting of Highway Environment and Vehicle Subcommittees

On February 18 and 19, 1975 the Highway Environment and Vehicle Subcommittees of the National Highway Safety Advisory Committee will hold open meetings at the DOT Headquarters Building, 400 Seventh Street, SW, Washington, D.C.

The National Highway Safety Advisory Committee is composed of 35 members appointed by the President in accordance with the Highway Safety Act of 1966 (23 U.S.C. 401 et seq.). The Committee consists of representatives of State and local governments, State legislatures, public and private interests contributing to, affected by, or concerned with highway safety, other public and private agencies, organizations, and groups demonstrating an active interest in highway safety, and research scientists and other experts in highway safety.

The Advisory Committee advises, consults with, and makes recommendations to the Secretary of Transportation on matters relating to the activities of the Department in the field of highway safety. The Committee is specifically authorized (1) to review research projects or programs, and (2) to review, prior to issuance, standards proposed to be issued by the Secretary under the national highway safety program.

On February 18 at 9 a.m. in room 4234 of the DOT Headquarters Building the Highway Environment and Vehicle Subcommittees will meet with the following agenda:

Roadside Safety Projects as a Public Works Program
 Improving Roadside Safety Before Expanding New Highway Construction
 Briefing on "The Yellow Book Road" Report on Implementation of Roadside Safety Programs
 Briefings and Reports on Large Truck Safety Research and Statistics
 Discussion of Proposed Legislation to Delete Increase in Truck Weights Allowed by Federal-Aid Highway Amendments of 1974
 Discussion of National Uniform Limits for Truck Size and Weight

On February 19 beginning at 9 a.m. in room 4234 the Highway Environment and Vehicle Subcommittees will meet with the following agenda:

Overview of Federal Highway Administration's Three Plus Highway Safety Standards and Possible Modification Thereof:
 Identification and Surveillance of Accident Locations;
 Highway Design, Construction and Maintenance;
 Traffic Engineering Services; and
 The Engineering and Traffic Control Devices Portions of the Pedestrian Safety Standard
 Old Business/New Business

The above meetings are subject to the approval of the Secretary.

Further information may be obtained from the Executive Secretariat, National Highway Traffic Safety Administration, Department of Transportation, 400 Seventh Street SW, Washington, D.C. 20590, telephone 202-426-2872.

This notice is given pursuant to section 10(a)(2) of Public Law 92-463, Federal Advisory Committee Act (FACA), effective January 5, 1973.

Issued: January 28, 1975.

WM. H. MARSH,
Executive Secretary.

[FR Doc.75-3018 Filed 1-30-75;8:45 am]

National Highway Traffic Safety Administration

EFFECTIVE DATE OF HYDRAULIC BRAKE SYSTEMS STANDARD

Notice of Public Meeting

This notice announces that the National Highway Traffic Safety Administration will hold a public meeting to permit interested persons to present oral and written views on petitions for postponement of the September 1, 1975, effectiveness of Standard No. 105-75, *Hydraulic brake systems*.

Standard No. 105-75 was published as a final rule on September 2, 1972 (37 FR 17970), to upgrade passenger car braking performance and to establish minimum braking performance standards for multipurpose passenger vehicles, trucks, and buses. Several amendments of the standard have been made since that date in response to petitions and comments of interested parties.

The NHTSA has now received petitions for delay or revocation of the standard from Chrysler Corporation, General Motors Corporation, the American Trucking Associations, Ford Motor Company, International Harvester, and Midland-Ross Corporation. These petitions raise issues of the standard's reasonableness, its possible inflationary effects, and added vehicle weight in the heavier vehicle categories. These petitions appear in the Public Docket, Room 5108, 400 Seventh Street SW., Washington, D.C. In the interest of furthering the prompt resolution of these petitions, the NHTSA has scheduled a public meeting at which the issues raised by these petitions and other issues that bear on the advisability of delay or cancellation of the standard can be addressed.

Interested persons are invited to attend the meeting. Persons who desire to make a formal presentation should contact Mr. Vern Bloom, National Highway Traffic Safety Administration, 400 Seventh Street SW., Washington, D.C. 20590 (telephone 202-426-2153), before February 10, 1975, so that limitations (if necessary) and the need for any special equipment, such as projectors, can be discussed and final arrangements can be made. A general outline of the planned presentation should also be submitted at this time. Persons whose presentations include slides, motion pictures, or other visual aids should plan to submit copies of them for the record at the meeting.

An agenda will be available at the meeting. A transcript of the meeting will be made, and will be available for examination in the Docket Section, Room 5108, 400 Seventh Street SW., Washington, D.C., approximately 3 days after the meeting.

The meeting will be held at the Departmental Auditorium, Constitution Avenue NW. (between 12th and 14th Streets), Washington, D.C. The meeting will be in session from 8:30 a.m. to 5 p.m. on February 11, 1975, and, depending on the requests for time, during the same hours on February 12, 1975.

The Department of Transportation regrets the administrative delays which resulted in less than the usual 15 days notice for this meeting.

(Sec. 103, 119, Pub. L. 89-563, 80 Stat. 718 (15 U.S.C. 1392, 1407); delegations of authority at 49 CFR 1.51 and 49 CFR 501.8)

Issued on January 29, 1975.

ROBERT L. CARTER,
*Associate Administrator,
 Motor Vehicle Programs.*

[FR Doc.75-3086 Filed 1-30-75;8:36 am]

CIVIL AERONAUTICS BOARD

[Docket No. 26348; Order 75-1-35]

INSTITUTIONAL CONTROL OF AIR CARRIERS

Procedures for Investigation

Correction

In FR Doc. 75-1322 appearing at page 2745 in the issue for Wednesday, Janu-

ary 15, 1975, add the following phrase to the second line of the first paragraph: ", on the ninth day of January, 1975."

[Docket No. 26494; Order 75-1-67]

JOINT TRAFFIC CONFERENCES OF THE INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to South Pacific Air Fares Agreement

Correction

In FR Doc. 75-1769 appearing at page 3330 in the issue for January 21, 1975, the following statement should appear at the beginning of the text: "Issued under delegated authority January 14, 1975."

[Docket Nos. 25280, 25513, 26494; Agreements C.A.B. 24008 R-15, 24024 R-5, 24233 R-6, 24265 R-5; Order 75-1-104]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Currency Matters Over and Within North/Central Pacific; Order Denying Petition for Reconsideration

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 27th day of January, 1975.

By a petition filed December 19, 1974, Japan Air Lines Company, Ltd. (JAL) requests reconsideration of Order 74-11-153 (November 29, 1974), which disapproved several agreements among the carrier members of the International Air Transport Association (IATA) providing for a 3 percent surcharge on westbound North/Central Pacific passenger fares and cargo rates paid in United States dollars.¹

In support of its petition, JAL contends that the Board used an arbitrary yen/dollar exchange rate (October 12, 1974) as the current exchange rate for comparison with the monthly average exchange rate from January 1, 1972 through February 12, 1973, whereas the current average exchange rate since the 1973 devaluation should be used as long as the rate continues to fluctuate since the impact of devaluation is felt over time and not on a single day; that the Board has drawn erroneous conclusions from data previously submitted by JAL in support of the surcharge; and that a correct interpretation of JAL's position demonstrates that the surcharge is still warranted. JAL states that its previous submissions reflected revenues and expenses only from passenger service and all-cargo operations, and excluded belly cargo carried in combination service. JAL's total revenues earned in the United States from April 1973 through March 1974 were \$116,612,000 while expenses were \$75,252,000, for a margin of \$41,360,000 or 12,489,000,000 yen at the pre-devaluation exchange rate of 301.96 yen=\$1.00.² At the post-devaluation rate

¹ The Flying Tiger Line Inc. filed an answer in support of JAL's petition on December 31, 1974.

² Monthly average of the official Rate of Exchange from January 1, 1972 through February 12, 1973.

of 279,528 yen=\$1.00,³ this margin was reduced to 11,561,000,000 yen, for a net decline in JAL's profit position of 927,000,000 yen. This would require \$3,320,000 in additional revenue at the average post-devaluation exchange rate. The three percent surcharge produces \$3,382,000 in additional revenue, only \$62,000 in excess of that required to offset the effects of devaluation. JAL contends that a slight fluctuation in revenues, costs, or exchange rates could easily erase that excess.⁴

Upon full consideration of JAL's petition, and all other relevant factors, the Board has concluded to deny the petition. The Board is unable to concur in JAL's exclusive use of monthly averages of the yen/dollar exchange rate. The currency surcharges in various world areas were adopted by IATA as a direct result of the February 1973 devaluation of the U.S. dollar, at a time when the dollar was worth considerably less relative to most other currencies than before devaluation. Accordingly, more dollars were necessary to purchase the same transportation value. The surcharges were approved by the Board on this basis. When current exchange rates indicate that the dollar has regained most of its previous value vis-a-vis a particular foreign currency, there is no longer justification for continuing a surcharge on dollar fares from the U.S. to that country. This is now the case with Japan.

Even accepting, arguendo, JAL's use of average exchange rates for the years preceding and following devaluation, its revenues and expenses from April 1973 through March 1974 indicate that it has already more than recouped through the surcharge the decline in its annual yen profit attributable to devaluation. Based on current exchange rates the windfall to JAL would be even greater. Moreover, JAL has apparently ignored the effects of the recently approved four percent increase in yen fares and rates from Japan to the U.S., adopted as a result of the recent depreciation of the yen.⁵

Accordingly, it is ordered, That:

The petition of Japan Air Lines Company, Ltd. for reconsideration of Order 74-11-153 be and hereby is denied.

³ Monthly average of the official Rate of Exchange from February 13, 1973 through October 1974.

⁴ In further support of its petition, JAL reiterates arguments advanced in a previous motion to stay the effectiveness of Order 74-11-153. These points have been adequately dealt with in Order 74-12-51 (December 13, 1974) denying JAL's motion to stay, and will not be treated herein.

⁵ As noted in Order 74-11-153 approving the four percent increase from Japan, the second-round fuel-related increase in North/Central Pacific fares was limited to three percent to/from Japan because of the currency situation at that time, while other fares were increased by seven percent. Thus, the four percent increase in yen fares realigned yen fares with the general level of Pacific fares based on current exchange relationships.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] EDWIN Z. HOLLAND,
Secretary.

[FR Doc. 75-2943 Filed 1-30-75; 8:45 am]

COMMISSION ON CIVIL RIGHTS TEXAS STATE ADVISORY COMMITTEE

Meeting; Change of Date and Place

The meeting of the Texas State Advisory Committee to the United States Commission on Civil Rights, originally scheduled for February 1-2, 1975 has been changed to February 2, 1975 and at the Villa Capri changed to the Sheraton-Crest Inn Room 206, 111 East First Street, Austin, Texas 78701. The notice referred to was previously published on page 3033 in the FEDERAL REGISTER on Friday, January 17, 1975 (39 FR Doc. 75-1623).

Dated at Washington, D.C. on January 23, 1975.

ISAIAH T. CRESWELL, Jr.,
Advisory Committee
Management Officer.

[FR Doc. 75-3028 Filed 1-30-75; 8:45 am]

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

PROCUREMENT LIST 1975

Additions

Notice of proposed addition to Procurement List 1975, November 12, 1974 (39 FR 39964) was published in the FEDERAL REGISTER on December 24, 1974 (39 FR 44485).

Pursuant to the above notice the following commodities are added to the Procurement List.

Pen, Stick-Type, Ballpoint with Imprinting (IB)	Price
RAD 19019.....do.....	\$0.74
RAD 19022.....do.....	0.74

By the Committee.

E. R. ALLEY, Jr.,
Acting Executive Director.

[FR Doc. 75-2926 Filed 1-30-75; 8:45 am]

PROCUREMENT LIST 1975

Additions

Notice of proposed addition to Procurement List 1975, November 12, 1974 (39 FR 39964) was published in the FEDERAL REGISTER on December 10, 1974 (39 FR 43102).

Pursuant to the above notice the following commodities are added to the Procurement List.

Strap, Tie, Mail Carrier's, Nylon (IB)	Price
D-1216AX.....Each.....	\$0.392
D-1216BX.....do.....	0.415
D-1216CX.....do.....	0.515

By the Committee.

C. W. FLETCHER,
Executive Director.

[FR Doc. 75-2927 Filed 1-30-75; 8:45 am]

PROCUREMENT LIST 1975

Deletions

Notice of proposed deletion from Procurement List 1975, November 12, 1974 (39 FR 39964) was published in the FEDERAL REGISTER on November 22, 1974 (39 FR 40973).

Pursuant to the above notice the following commodities and service are deleted from the Procurement List.

CLASS 7210

MATTRESS (IB)

Cotton-Felt
7210-00-205-3574
7210-00-205-3575
7210-00-205-3576
7210-00-205-3579
7210-00-252-9628
7210-00-274-3760
7210-00-205-3581
7210-00-531-6477
7210-00-205-3906
7210-00-205-3907
7210-00-253-4649
7210-00-253-4648
7210-00-205-3904
7210-00-205-3906
7210-00-205-3902
7210-00-205-3900

Innerspring

7210-00-205-3535
7210-00-551-5497
7210-00-205-3488
7210-00-205-3489
7210-00-205-3490
7210-00-205-3893
7210-00-680-0938
7210-00-205-3894
7210-00-205-3889
7210-00-710-0500
7210-00-274-7001
7210-00-205-3485
7210-00-531-6480
7210-00-205-3532
7210-00-205-3454
7210-00-205-3455
7210-00-269-9198
7210-00-205-3915
7210-00-205-3916
7210-00-205-3913
7210-00-205-3898

INDUSTRIAL CLASS 8331

Lending Library (CP)
50 States, Washington, D.C., and the Commonwealth of Puerto Rico (Domestic Portion Only)

By the Committee.

C. W. FLETCHER,
Executive Director.

[FR Doc. 75-2925 Filed 1-30-75; 8:45 am]

COUNCIL ON ENVIRONMENTAL QUALITY

ENVIRONMENTAL IMPACT STATEMENTS

Notice of Availability

Environmental impact statements received by the Council on Environmental Quality from January 20 through Janu-

ary 24, 1975. The date of receipt for each statement is noted in the statement summary. Under Council Guidelines the minimum period for public review and comment on draft environmental impact statements is forty-five (45) days from this FEDERAL REGISTER notice of availability. (March 17, 1975) The thirty (30) day period for each final statement begins on the day the statement is made available for review from the originating agency. Back copies will also be available at cost, from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.

DEPARTMENT OF AGRICULTURE

Contact: David Ward, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agriculture, Room 331-E, Administration Building, Washington, D.C. 20250, (202) 447-3965.

FOREST SERVICE

Final

Proposed Land Exchange, Superior N.F., St. Louis, Lake, and Cook Counties, Minn., January 23: Proposed is an exchange of lands between the Inland Steel Company and the Federal government. Inland Steel would receive 3,080 acres of National Forest lands, which would be used for overburden waste dumps and a tailings basin for its taconite mining operation. The Forest Service would receive 6,500 acres, which will aid in Forest consolidation (81 pages). Comments made by: DOT, EPA, ISDA, and state agencies. (ELR Order No. 50110.)

SOIL CONSERVATION SERVICE

Draft

Twenty-five Mile Stream Watershed Project, several counties in Maine, January 20: The statement refers to watershed protection and flood prevention in Waldo, Kennebec, Penobscot and Somerset Counties, Maine. The project provides for accelerating the installation of land treatment measures, the construction of structural measures, and channel enlargement and realignment. The project will reduce flood frequency and lower ground water table on about 800 acres of wetland. (ELR Order No. 50102.)

Final

Indian Creek Watershed, Lapeer, Sanilac, and Tuscola Counties, Mich., January 24: The statement refers to a project which is intended to provide watershed protection, flood prevention, and improved drainage on lands of the Indian Creek Watershed. Project measures will include land treatment and multiple-purpose channel work. Impact will include the conversion of 220 acres of grassland-brushland wildlife habitat to cropland, and the conversion of 17.1 acres of forest to grassland (117 pages). Comments made by: COE, HEW, DOI, DOT, EPA, AHP, FPC, GLBC, and one state agency. (ELR Order No. 50114.)

Chicod Creek Watershed (2), Pitt, and Beaufort Counties, N.C., January 20: The revised statement refers to a watershed protection project on the Chicod Creek Watershed. Project measures will include land treatment; 66 miles of stream channel work; two wildlife wetland preservation areas; one warmwater impoundment; eleven rock structures; 30 watercontrol structures; and 10 sediment traps. Adverse impact will include the commitment of 76 acres of cropland, 140 acres of upland forest; and 360 acres of hardwood wildlife habitat to project measures; and the reduction of carrying capacity on 657 acres of wetland habitat and 14 miles

of stream fishery (four volumes). Comments made by: DOC, HEW, COE, USCG, EPA, DOI, and state and local agencies and concerned citizens. (ELR Order No. 50099.)

DEPARTMENT OF COMMERCE

Contact: Dr. Sidney R. Galler, Deputy Assistant Secretary for Environmental Affairs, Department of Commerce, Washington, D.C. 20230, (202) 967-4335.

Draft

Proposed NOAA Western Regional Headquarters, King County, Wash., January 22: The National Oceanic and Atmospheric Administration (NOAA) proposes to construct a Western Regional Headquarters facility on a 100-acre site in the northwest portion of the 312-acre former Sand Point Naval Air Station, Seattle. Facilities would include research laboratories, administrative offices, storage facilities, a Weather Service forecast office, a cafeteria and auditorium. Approximately 1,100 parking spaces will be needed. Adverse impacts will result from dredging and construction activities (86 pages). (ELR Order No. 50109.)

Interim Convention on Conservation of N. Pacific Fur Seals, January 24: The statement refers to the renegotiation of the present Interim Convention on Conservation of North Pacific Fur Seals. The United States intends to negotiate a new convention which will essentially continue the present management arrangements and amend the management objectives, as stated in the Convention, to provide for the maintenance of the health and stability of the marine ecosystem and in other ways bring the language of the Convention into conformity with the Marine Mammal Protection Act of 1972. (ELR Order No. 50130.)

DEPARTMENT OF DEFENSE

ARMY CORPS

Contact: Mr. Francis X. Kelly, Director, Office of Public Affairs, Attn: DAEN-PAP, Office of the Chief of Engineers, U.S. Army Corps of Engineers, 1000 Independence Avenue, SW., Washington, D.C. 20314, (202) 693-7108.

Draft

Provincetown Harbor Permit Application, Massachusetts, January 22: The statement refers to the reinstatement of a suspended permit to the Cee-Jay Corporation for the construction and maintenance of a steel sheet pile, solid fill pier, floats, mooring piles and floating breakwater. An irregularly shaped area 1400'x530' will be dredged to a depth of 14.0 MLW. The production of the marine organisms in the area to be dredged (17 acres) will be altered and will be eliminated in the fill area (3.5 acres). Structures on the marina will pose an aesthetic change to the waterfront area (Waitham District). (ELR Order No. 50106.)

Freeport Harbor Maintenance Dredging, Brazoria County, Tex., January 20: Proposed is the widening and deepening of Freeport Harbor, Texas, by periodic removal of shoal deposits from the harbor. Dredge material will be deposited in leveed land areas and in the Gulf of Mexico. Adverse impacts include removal of bottom dwelling organisms, destruction of vegetation used for fishery resource habitat, high localized turbidity, and objectionable odors from land disposal operations (Galveston District). (ELR Order No. 50103.)

FEDERAL ENERGY ADMINISTRATION

Contact: Mr. Earnest E. Sligh, Director, Environmental Impact Division, New Post Office Building, 12th and Pennsylvania Avenue NW., Washington, D.C., (202) 961-6214.

Draft

Coal Conversion Program, January 24: The statement analyzes FEA's proposed strategy for the implementation of the Energy Supply and Environmental Coordination Act of 1974. The eis presents the methodology by which major fuel burning installations will be selected to receive an order prohibiting the use of natural gas or petroleum products as the primary energy source. The procedures which may be used are described, along with the impacts associated with differing degrees of program implementation. Impacts of the proposal include those generally associated with coal burning, and vary in degree from site to site: 1) temporary increases in air pollution emissions; 2) increases in solid waste generation; 3) potential increases in land requirements; 4) increases in water pollution; 5) increases in coal mining, processing, and transport. The statement deals with the overall program impacts rather than those of specific sites. In order to give the agency more time to review comments received on the draft, and in order to meet the statutory deadline for agency action by June 30, 1975, the Council has granted the agency's request for a waiver of a portion of the thirty day waiting period on the final statement. The waiting period after the final statement will be twenty rather than thirty days. (ELR Order No. 50116.)

GENERAL SERVICES ADMINISTRATION

Contact: Mr. Andrew E. Kauders, Executive Director of Environmental Affairs, General Services Administration, 18th and F Streets NW., Washington, D.C. 20405, (202) 343-4161.

Draft

Alabama Army Ammunition Plant Disposal, Talladega County, Ala., January 21: Proposed is the disposal of 1354 acres of land at the Alabama Army Ammunition Plant, Childersburg, Alabama. Disposal will be by negotiated sale to the Kimberly-Clark Company. The statement indicates that conveyance of the property would result in significant lessening of the impacts on the area with respect to air and water pollution. (ELR Order No. 50105.)

DEPARTMENT OF INTERIOR

Contact: Mr. Bruce Blanchard, Director, Environmental Project Review, Room 7260, Department of the Interior, Washington, D.C. 20240 (202) 343-3891.

BUREAU OF LAND MANAGEMENT

Final

Livestock Grazing on National Resource Lands, January 23: The statement analyzes the livestock grazing management program on lands administered by the BLM. The analysis includes the improvement of rangeland conditions for watersheds and wildlife habitat, and provision of a sustained yield of livestock forage consistent with environmental protection and enhancement. About 20,000 livestock operations and 13 million animal unit months annually are involved. Among the impacts of the program are continued competition for forage among livestock, wildlife, and wild horses and burros; and the effects of fence, water facility, and land treatment developments (3 volumes). Comments made by: USDA, EPA, AEC, DOI, and state agencies. (ELR Order No. 50108.)

Phoenix-Tucson Transmission Lines, Maricopa, Pinal, and Pima Counties, Ariz., January 20: The statement refers to the proposed granting of rights-of-ways across Federal and Indian lands for the purpose of constructing two 345 kV transmission lines from Phoenix to Tucson. The lines would extend the power distribution system from the

FEDERAL HIGHWAY ADMINISTRATION

Draft

I-88, Schenectady and Albany Counties, Supplement, Schenectady and Albany Counties, N.Y., January 24: The statement is a draft supplement to a final statement submitted to CEQ June 26, 1972. Proposed is the construction of an 18-mile segment of I-88 from the Schoharie-Schenectady County line to the New York State Thruway (I-90). The number of families and businesses displaced varies with alternative. 4(f) determinations are necessary concerning the Duane Manston, the Dellamont-Wemple House, and Quaker Street Hamlet (3 volumes). (ELR Order No. 50115.)

Final

Tehama Bridge, Aramayo Way, F.A.S. 1079, Tehama County, Calif., January 24: Proposed is the replacement of the Tehama Bridge on Aramayo Way, F.A.S. Route 1079. Depending upon the alternative chosen, the project will require between one and seven acres of right of way, and the displacement of a small number of mobile homes. Between 0.42 and 1.56 miles of new roadway would be constructed. Comments made by: USDA, DOI, and state and local agencies and concerned citizens. (ELR Order No. 50112.)

Monroe Bypass, STH 11, Green County, Wis., January 20: The project involves the completion of a northerly bypass of the city of Monroe in Green County. The project length is 4.8 miles. Adverse impacts include the use of 226 acres of land, temporary stream sedimentation, increased air pollution, and normal negative impacts, associated with construction (64 pages). Comments made by: DOI, EPA, HEW, and state agencies. (ELR Order No. 50101.)

GARY L. WIDMAN,
General Counsel.

[FR Doc.75-2922 Filed 1-30-75; 8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 329-1]

AMERICAN CYANAMID CO.

Extension of Temporary Tolerances

American Cyanamid Co., P.O. Box 400, Princeton, NJ 08540, was granted temporary tolerances for residues of the herbicide difenzoquat methyl sulfate (1,2-dimethyl-3,5-diphenyl-1H-pyrazolium methyl sulfate) (formerly 1,2-dimethyl-3,5-diphenylpyrazolium methyl sulfate) in or on the raw agricultural commodities barley straw at 0.5 part per million and in or on barley grain and in the meat, fat, and meat byproducts of cattle, goats, hogs, horses, and sheep at 0.05 part per million (negligible residue) on May 8, 1974, in connection with Pesticide Petition No. 4G1453 (notice was published in the FEDERAL REGISTER of May 15, 1974 (39 FR 17346)). These temporary tolerances expire May 8, 1975.

The company has requested a 1-year extension of the temporary tolerances for residues of the herbicide in meat, fat, and meat byproducts of cattle, goats, hogs, horses, and sheep at 0.05 part per million (negligible residue) and at higher levels of 20 parts per million in or on barley straw and 0.2 part per million in or on barley grain to obtain additional experimental data.

It is concluded that such extension of the temporary tolerances will protect

the public health. A condition under which these temporary tolerances are extended is that the herbicide will be used in accordance with the temporary permit which is being issued concurrently and which provides for distribution under the American Cyanamid Co. name.

These temporary tolerances expire January 24, 1976. Residues remaining in or on the above raw agricultural commodity after expiration of these tolerances will not be considered actionable if the pesticide is legally applied during the term, and in accordance with provisions of the temporary permit/tolerances.

This action is taken pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(j), 68 Stat. 516; 21 U.S.C. 346a(j)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (39 FR 18805).

Dated: January 24, 1975.

EDWIN L. JOHNSON,
Acting Deputy Assistant
Administrator for Pesticide Programs.

[FR Doc.75-2964 Filed 1-30-75; 8:45 am]

[FRL 329-4]

DIAMOND SHAMROCK CHEMICAL CORP.

Filing of Petition Regarding Pesticide Chemical

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 5F1572) has been filed by Diamond Shamrock Chemical Co., 1100 Superior Avenue, Cleveland, OH 44114, proposing establishment of tolerances (40 CFR Part 180) for the combined residues of the herbicide cisanilide (cis-2,5-dimethyl-N-phenyl-1-pyrrolidinecarboxamide) and its phenyl urea-containing metabolites (calculated as cisanilide) in or on the raw agricultural commodities field corn fodder and forage at 1.0 part per million; field corn grain at 0.1 part per million (negligible residue); and in eggs; milk; and meat, fat, and meat byproducts of cattle, goats, hogs, horses, poultry, and sheep at 0.05 part per million (negligible residue).

The analytical method proposed in the petition for determining residues of the herbicide is a gas chromatographic procedure in which aniline is derivatized with trichloroacetyl chloride to trichloroacetylaniline, which is determined by an electron-capture detector.

Dated: January 27, 1975.

JOHN B. RITCH, JR.,
Director,
Registration Division.

[FR Doc.75-2962 Filed 1-30-75; 8:45 am]

[FRL 329-3]

NATIONAL CANNERS ASSOCIATION

Filing of Petition for Food Additive

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409

Navajo Generating Plant. Impacts of the action would include intrusion into a wild area; possible loss or degradation of archeological artifacts; and intrusion and possible negative effects to Indian cultural values (241 pages). Comments made by: DOI, USDA, DOT, COE, USCG, HEW, FPC, HUD, AHP, EPA, and state and local agencies. (ELR Order No. 50104.)

Fort Mohave Land Transfer, Clark County, Nev., January 24: The statement refers to the proposed transfer of 9,000 acres of public domain adjacent to the Colorado River to the Colorado River Commission of Nevada. Several alternative uses of the land are evaluated, including high and low density development, retention of the flood plain in public ownership, and no action, among others (280 pages). Comments made by: DOI, AEC, EPA, DOC, and state and local agencies and concerned citizens. (ELR Order No. 50111.)

BUREAU OF RECLAMATION

Final

Unit 2, Huntington Canyon, and Transmission Line, Emery County, Utah, January 24: Proposed is Federal approval, (because of the terms of a water sale contract), for the addition of a 415 MW coal burning generating unit to the Utah Power & Light Co.'s Huntington Station. There will also be 75 miles of 345 kV transmission line constructed in conjunction with the plant. Operation of the unit would require an additional 1.4 million tons of coal annually from Deer Creek Mine. There will be emissions of particulates, sulfur dioxide. The transmission lines will interfere with deer and elk range lands. Comments made by: AHP, USDA, DOC, EPA, FPC, DOI, DOT, AEC, HEW, TVA, and state agencies and concerned citizens. (ELR Order No. 50113.)

NUCLEAR REGULATORY COMMISSION

Mr. A. Giambusso, Deputy Director for Reactor Projects, Directorate of Licensing, P-722, NRC, Washington, D.C. 20545, (301) 973-7373.

Draft

Skagit Nuclear Project, Units 1 and 2, Skagit County, Wash., January 22: Proposed is the issuance of construction permits to four power utilities for the joint construction of a two unit plant. Each unit will employ a boiling water nuclear reactor with maximum expected thermal power levels of 4100 MWt. At the initial 3800 MWt power level, the net electrical capacity of each unit will be 1268 MWe. Exhaust steam will be cooled by hyperbolic-natural draft towers, with makeup water drawn from the Skagit River. Approximately 1750 acres of forested and agricultural land will be removed from production; 380 acres of this land will be diverted to industrial use. (ELR Order No. 50107.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Convisser, Director, Office of Environmental Affairs, 400 7th Street SW., Washington, D.C. 20590, (202) 426-4357.

FEDERAL AVIATION ADMINISTRATION

Final

Chesapeake Municipal Airport, Virginia, January 20: The statement refers to the construction of a new general aviation airport to serve the city of Chesapeake and other Tidewater communities. First-stage construction consists of a paved runway and parallel taxiway, paved apron, hangar space, and medium intensity lighting. Adverse impacts are increased noise pollution, some displacement of wildlife from the 140 acres to be cleared, and lowering of the ground water tables. Comments made by: EPA, DOI, DOT, DOC, HEW, and State agencies. (ELR Order No. 50100.)

(b) (5), 72 Stat. 1786; 21 U.S.C. 348(b) (5)), notice is given that a petition (FAP 5H5072) has been filed by the National Cannery Association, 1133 20th Street, NW., Washington, DC 20036, proposing establishment of a food additive tolerance (21 CFR Part 121) for residues of the insecticide toxaphene (chlorinated camphene containing 67-69 percent chlorine) in dried tomato pomace for livestock feed at 100 parts per million when present therein as a result of application of the fungicide to tomatoes.

Dated: January 27, 1975.

JOHN B. RITCH, Jr.,
Director,
Registration Division.

[FR Doc.75-2963 Filed 1-30-75; 8:45 am]

[PRL 321-7]

RENEWAL OF ADVISORY COMMITTEES SCHEDULED TO TERMINATE JANUARY 5, 1975

Certification Notice

Pursuant to section 7(a) of OMB Circular No. A-63, Transmittal Memorandum No. 1, dated July 19, 1974, it is hereby determined that renewal of the following nonstatutory advisory committees is in the public interest in connection with the performance of duties imposed on the U.S. Environmental Protection Agency by law. Charters are on file at the Library of Congress continuing these committees for the periods indicated below, unless otherwise sooner terminated.

Air Pollution Chemistry and Physics Advisory Committee (2 years)
Environmental Radiation Exposure Advisory Committee (2 years)
National Air Pollution Manpower Development Advisory Committee (1 year)
President's Advisory Committee on the Environmental Merit Awards Program (2 years)

RUSSELL E. TRAIN,
Administrator.

JANUARY 27, 1975.

[FR Doc.75-2966 Filed 1-30-75; 8:45 am]

[PRL 329-2]

VOLUNTARY SELF-CERTIFICATION PROGRAM FOR CERTAIN AFTERMARKET PARTS

Extension of Comment Period on Advance Notice of Proposed Guidelines

Several requests for an extension of comment period for the proposed self-certification program for automotive after-market parts (39 FR 40192 (1974)) have been received by the Agency. In view of the importance of this program to the automotive industry and the relatively short original comment period, this request has been viewed favorably. Therefore, the comment period for the proposed program is hereby extended two (2) months from the original January 31, 1975, deadline.

Additional comments received from persons who have previously submitted comments will be treated as being supplementary to or superseding earlier comments, as desired by the person commenting. Comments should be addressed to: Mobile Source Enforcement Division (EG-340), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460. They should reach the Agency no later than March 31, 1975.

Dated: January 27, 1975.

ALAN G. KIRK II,
Assistant Administrator for
Enforcement and General Counsel.

[FR Doc.75-2965 Filed 1-30-75; 8:45 am]

FEDERAL MARITIME COMMISSION AMERICAN PRESIDENT LINES, LTD. AND EVERETT ORIENT LINE

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before February 25, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

D. J. Morris
Assistant Director of Pricing
American President Lines
601 California Street
San Francisco, California 94108

Agreement No. 10094-1, between American President Lines, Ltd. and Everett Orient Line, modifies Article 1 of the basic agreement by adding Singapore as a transshipment port.

By Order of the Federal Maritime Commission.

Dated: January 28, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-2935 Filed 1-30-75; 8:45 am]

NEW ZEALAND RATE AGREEMENT

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street NW, Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before February 10, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Stanley O. Sher, Esq.
Billig, Sher & Jones, P.C.
Suite 300
1126 Sixteenth Street, NW
Washington, D.C. 20036

Agreement No. 9831-2, among the member lines of the New Zealand Rate Agreement, modifies the approved basic agreement by expanding the ports of discharge under the agreement to include ports in Puerto Rico and the Virgin Islands either direct or via transshipment, and to provide that whenever the term "United States" is used in the agreement it shall include Puerto Rico and the Virgin Islands.

By Order of the Federal Maritime Commission.

Dated: January 28, 1975.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.75-2934 Filed 1-30-75; 8:45 am]

OFFICE OF MANAGEMENT AND BUDGET
BUSINESS ADVISORY COUNCIL ON FEDERAL REPORTS
Notice of Public Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of a meeting of the Business Advisory Council on Federal Reports to be held in Room 10103, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C., on February 27, 1975, at 9:30 a.m.

The purpose of the meeting is to conduct Council business such as the Treasurer's Report, Membership Committee Report, and Council budget; to hear remarks from the Deputy Associate Director for Statistical Policy; and to receive reports of recent actions by the Office of Management and Budget which affect the burden on business firms of reporting to Federal agencies. The meeting will be open to public observation and participation.

Anyone wishing to participate should contact the Deputy Associate Director for Statistical Policy, Room 10202, New Ex-

ecutive Office Building, Washington, D.C. 20503, Telephone (202) 395-3730.

VELMA N. BALDWIN,
Assistant to the Director
for Administration.

[FR Doc.75-2930 Filed 1-30-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket Nos. RI75-102, RI75-103]

SOUTHERN UNION PRODUCTION CO. AND AUSTRAL OIL CO., INC.
Order on Proposed Rate Changes¹

JANUARY 23, 1975.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A below.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds. It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and

¹ Does not consolidate for hearing or dispose of the several matters herein.

their use be deferred as ordered below.

The Commission orders. (A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR, Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the Respondent or by the Commission. Each Respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(C) Unless otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period, whichever is earlier.

By the Commission.

[SEAL]

KENNETH F. PLUMB,
Secretary.

APPENDIX A

Docket No.	Respondent	Rate scheduled No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf ¹		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI75-102..	Southern Union Production Co.	3	34	Southern Union Gathering Co. (Rocky Mountain Area).	\$15,060	12-27-74	.....	6-27-75	\$ 24.98	\$ 25.48	RI74-151.
RI75-103..	Austral Oil Co., Inc.	21	10	Northwest Pipeline Corp. (Rocky Mountain Area).	693	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	
.....do.....	.....do.....	22	8	.....do.....	4,623	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	
.....do.....	.....do.....	24	9	El Paso Natural Gas Co. (Rocky Mountain Area).	1,748	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	
.....do.....	.....do.....	36	8	Northwest Pipeline Corp. (Rocky Mountain Area).	.....	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	
.....do.....	.....do.....	26	12	El Paso Natural Gas Co. (Rocky Mountain Area).	465	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	
.....do.....	.....do.....	37	12	Northwest Pipeline Corp. (Rocky Mountain Area).	.....	12-30-74	.....	6-30-75	\$ 24.9907	\$ 25.5007	

¹ Unless otherwise stated, the pressure base is 15.025 lb/in².

² Rate suspended in Docket No. RI75-16.

³ Base rate—subject to applicable taxes and Btu adjustment.

⁴ Excludes production under supplemental agreement dated Dec. 2, 1968, and filed as Supplement No. 29.

⁵ Rate schedule established by Commission order issued Dec. 31, 1974, in Docket No. G-4547, et al., Atlantic Richfield Co., et al.

The proposed rate increases of Southern Union and Austral Oil exceed the applicable area ceiling rate in Opinion No. 658 and are suspended for five months.

In regard to any sale of natural gas for which the proposed increased rate is filed under the provisions of Opinion No. 699-H, issued December 4, 1974, in Docket No. R-389-B, no part of the proposed rate increase above the prior applicable area ceiling rate may be made effective until the seller submits a statement in writing demonstrating that Opinion No. 699-H is applicable to the particular increased rate filing, in whole or in part.

The proposed increased rates for which such support shall have been satisfactorily demonstrated on or before January 31, 1975, will be made effective as of June 21, 1974.

[FR Doc.75-2758 Filed 1-30-75;8:45 am]

[Docket No. E-9046]

MONTAUP ELECTRIC CO.
Refiling of Agreement

JANUARY 28, 1975.

Take notice that on January 17, 1975, Montaup Electric Company (Montaup)

retendered for filing, appurtenant to an Application for Rehearing, amendments to a rate schedule for service to the Narragansett Electric Company (Narragansett). The amendments, originally filed on October 1, 1974, were rejected as being contractually barred¹ by Commission Order dated December 18, 1974 in

¹ *United Gas Pipeline Co. v. Mobile Gas Service Corp.*, 350 U.S. 332 (1956) and *F.P.C. v. Sierra Pacific Power Co.*, 350 U.S. 848 (1956).

the above-referenced docket. Montaup states that in the event its Application for Rehearing on the Mobile-Sierra issue is denied, the above-mentioned rate schedule (contract) will nevertheless terminate on April 30, 1975 pursuant to contractual notice (dated October 29, 1974), and that Montaup seeks, by this filing, to have the revised rates for service to Narragansett that it originally proposed, made effective subject to refund on May 19, 1975, the same date the rates to other customers filed in this proceeding will become effective subject to refund. Montaup further states that in addition to its retender for filing of the amendatory agreement as previously tendered, it has added a supplement expressly permitting changes in rates by unilateral filing in accordance with Section 205 of the Federal Power Act.

Montaup requests that the requirements of § 35.3(a) of the Commission's regulations be waived so as to allow this filing to be tendered more than ninety days before its proposed effective date.

Montaup states that copies of this filing have been sent to Narragansett, the Massachusetts Department of Public Utilities, and the Rhode Island Public Utilities Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 5, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2878 Filed 1-28-75; 11:13 am]

[Docket Nos. RP75-16-13¹ etc.]

**TRANSCONTINENTAL GAS PIPE LINE
CORP. AND SOUTH JERSEY GAS CO.
ET AL.**

Notice of Motions and Petitions

In the matter of Transcontinental Gas Pipe Line Corp. and South Jersey Gas Co., Eastern Shore Natural Gas Company and Stauffer Chemical Company (Docket Nos. RP75-16-1, RP75-17-1); Penn Fuel Gas, Inc. and New Jersey Zinc Company (Docket No. RP75-16-4); City of Linden, Alabama, Marengo Corporation, and Gulf States Paper Corporation (Docket No. RP75-16-5); City of Dan-

¹ South Jersey Gas Company's motion and petition were filed originally in Docket No. RP75-16-3; however, said motion and petition have been given the new docket number RP75-16-13.

ville, Virginia (Docket No. RP75-16-6); The Commission of Public Works of the City of Laurens, South Carolina (Docket No. RP75-16-7); North Carolina Natural Gas Company and Farmers Chemical Association, Inc. (Docket No. RP75-16-8).

**MOTIONS TO REINSTATE PROCEEDING AND
TO CONSOLIDATE AND PETITIONS TO INTERVENE
OUT OF TIME**

JANUARY 27, 1975.

Take notice that on January 17, 1975, South Jersey Gas Company (South Jersey) filed in Docket No. RP75-16-13, pursuant to §§ 1.7, 1.8, and 1.11 of the Commission's rules of practice and procedure (18 CFR 1.7, 1.8, 1.11), a motion to reinstate South Jersey's petition for extraordinary relief and to consolidate that petition with those petitions for extraordinary relief in Docket Nos. RP75-16-1, et al., and to grant South Jersey's petition to intervene out of time in Docket No. RP75-16-1, et al., so that it is made a party in that proceeding, with full rights to have notice of and participate in hearings, to present evidence, cross-examine witnesses, file briefs and participate in oral argument, if any, all as more fully set forth in the motion in this proceeding which is on file with the Commission and open to public inspection.

On October 17, 1974, South Jersey filed a petition for extraordinary relief on behalf of nineteen large firm industrial customers and on November 25, 1974, moved that it be granted interim extraordinary relief pendente lite. On December 23, 1974, interim relief was denied and the case was set for hearing on January 21, 1975. South Jersey states that subsequent to the issuance of the Commission's order, it was able to arrange for the procurement of synthetic natural gas (SNG) and propane-air from three other New Jersey utilities to offset the projected shortfall between its winter supply and its essential firm requirements caused by the greatly increasing curtailments by Transcontinental Gas Pipe Line Corporation (Transco). South Jersey states that the price for such relief was dear but that since it has sufficient gas to meet the firm requirements of its industrial customers and prevent widespread unemployment in its service area, it filed a notice of withdrawal of its petition for extraordinary relief in Docket No. RP75-16-3. By order of January 16, 1975, the Commission stated that this withdrawal would become effective February 6, 1975, and cancelled the hearing thereon.

South Jersey asserts that in withdrawing its petition for extraordinary relief, it believed that if a petitioner could receive natural gas, no matter what the price, it would be ineligible to receive extraordinary relief from curtailment under § 2.78 of the Commission's general policy and interpretations (18 CFR 2.78). However, South Jersey alleges that it now appears that the Commission is willing to consider petitions for extraordinary relief where SNG and other high-priced alternative supplies are available,

on the basis that it is uneconomical for a petitioner to purchase such supplies.² South Jersey submits that the SNG and propane-air which it must purchase during the winter season to offset Transco's curtailment are also extremely uneconomical and will place a tremendous financial strain upon its customers and that since this SNG and propane-air amount to nearly one-seventh of its entire winter sendout, it will increase its systemwide cost of service by \$1.05 per Mcf. South Jersey further alleges that while it is not certain at this time how this greatly increased cost will be passed through to its consumers, these purchases of SNG and propane-air may result in residential consumers' paying an increased rate of up to \$71 on an average bill over a four-month period.

South Jersey further states that in his initial remarks in Docket No. RP75-16-1, et al., the Presiding Judge stated that it was his tentative disposition to grant extraordinary relief pendente lite to all petitioners, but on condition that all grantees of extraordinary relief pay for the SNG available on a pro rata basis. South Jersey asserts that since it purchased 2.32 million Mcf of SNG and propane-air to avoid extraordinary relief, the issue of whether these other grantees should be forced to pay their pro rata share of South Jersey's cost of these purchases should also be considered in these proceedings. South Jersey avers that since the issue of whether extraordinary relief from Transco's curtailment plan is necessary because the purchase of SNG or propane air would be uneconomical to the ultimate end-user is common to South Jersey's petition and the petitions in Docket No. RP75-16-1, et al., and since the issue of whether grantees of extraordinary relief should pay on a pro rata basis for all SNG available to avoid extraordinary relief are common issues to both South Jersey's petition and the other mentioned petitions, it is appropriate to consolidate these proceedings.

South Jersey states that it is aware that the proceedings are already under way in Docket No. RP75-16-1, et al., but that it has been advised that they will go on for several more days. South Jersey is willing to present testimony and evidence in support of its position after other petitioners have presented their cases. Therefore, South Jersey requests an immediate hearing, at least as to its request for relief pendente lite, so that an initial decision could still be issued within the same timetable set for the Presiding Judge's decision in Docket No. RP75-16-1, et al. South Jersey states that in view of the common facts and issues involved in all of these petitions for extraordinary relief, it submits that such a procedure is in keeping with administrative common sense and at the same time could provide expeditious relief to all petitioners, including South Jersey.

² South Jersey cites the Commission's order issued January 9, 1975, in Docket No. RP75-16-1, et al.

Further, South Jersey states that since any grant of extraordinary relief to the petitioners in Docket No. RP75-16-1, et al., may adversely affect South Jersey's gas supply, South Jersey has a vital interest in these proceedings which cannot be adequately represented by any other party. South Jersey states that it is willing to take the record as it stands in this case and submits that its participation herein will not unduly delay or hinder these proceedings.

Take further notice that on January 20, 1975, Kerr Glass Manufacturing Corporation, Certain-Teed Products Corporation, Owens-Illinois, Inc., Star City Glass Company, Anchor Hocking Corporation, and Johns-Manville Fiber Glass, Inc., each being customers of South Jersey, filed in Docket No. RP75-16-13, pursuant to §§ 1.7, 1.8, and 1.11 of the Commission's rules of practice and procedure (18 CFR 1.7, 1.8, 1.11), motions to reinstate South Jersey's petition for extraordinary relief and to consolidate that petition with those petitions for extraordinary relief in Docket No. RP75-16-1, et al., and to grant each company's petition to intervene out of time in Docket No. RP75-16-1, et al., all as more fully set forth in the motions in this proceeding which are on file with the Commission and open to public inspection. Each company essentially asserts the same allegations set forth in South Jersey's motion.

It appears reasonable and consistent with the public interest in this proceeding to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said motions should on or before February 4, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest 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 by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules. Persons who have heretofore filed petitions to intervene need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2879 Filed 1-28-75; 11:13 am]

FEDERAL POWER COMMISSION

[Docket No. CP73-30]

LONE STAR GAS CO.

Order to Answer Complaint

JANUARY 21, 1975.

By order of November 2, 1973, the Commission granted, pursuant to section 7(b) of the Natural Gas Act, permission for and approval of the abandonment of certain facilities in the Aylesworth Southeast Field Area, Bryan County, Oklahoma, as sought by Lone Star Gas

Company (Lone Star) in its application in Docket No. CP73-30. Lone Star proposed in its application to abandon by sale to Pioneer Gas Products Company (Pioneer) approximately 3.56 miles of 6-inch transmission line and approximately 0.25 mile of 3-inch and 4-inch transmission line. Lone Star also proposed to abandon by removal and salvage approximately 3.74 miles of 10-inch pipeline.

The Commission received on November 5, 1974, a complain from Mr. and Mrs. Robert J. Davis, et al. (Davis),¹ in the form of a letter to the Commission's Secretary dated October 29, 1974, with supporting documents, alleging that they are customers whose service will be terminated by Lone Star under authorizations granted in Docket No. CP73-30. Davis states that there are seven customers on the lines to be abandoned by Lone Star, but that Lone Star's application stated that no consumer would be affected. According to the complaint, five consumers are connected to a pipeline that Lone Star intends to remove and salvage and two customers are on a small spur of that pipeline, thus making service to them impossible. In light of the alleged intended removal of the pipeline, Davis questions the statement by Lone Star in its application that under its agreement with Pioneer, Pioneer will process gas and sell it back to Lone Star for resale to the same customers now receiving that gas.

Davis further states that one of the complainants, Alpha Lamar, was told by Lone Star that the spur which services his house will be used to carry sour gas. The complainants conclude from this that domestic service will cease when the pipeline begins to carry sour gas. Davis also alleges that Alpha Lamar has been told by Lone Star that Lone Star does not own the portion of the pipeline to which Lamar's house is connected although he is billed by Lone Star for gas.

Davis states that Lone Star has told them that through Lone Star's contract with Stone Propane Company, propane is available to the complainants at approximately the same cost as natural gas. The Davis complaint doubts the availability of the supply of propane as well as the price compared with natural gas.

Davis concludes by contending that the FPC order granting permission for and approval of the abandonment in Docket No. CP73-30 was obtained by Lone Star under a false premise and further that Lone Star made deliberate misrepresentation of the status of its pipelines to prevent the affected customers from being heard by the FPC. The complaint asks the Commission to order Lone Star to cease and desist the alleged harassment of the complainants.

The Commission by this order directs Lone Star to provide written answer to the Davis complaint as provided for in § 1.6(a) of the Commission's rules of practice and procedure (18 CFR 1.6(a)). In its answer, Lone Star should supply

¹ The other complainants are Elmer Nelson, Mr. and Mrs. Sam Goodwin, Roy Cox, Alpha Lamar, and Lloyd Lamar.

information to the Commission concerning ownership of the pipelines in question, the exact location of the pipelines, whether those pipelines are the same as those authorized to be abandoned in Docket No. CP73-30, whether the pipelines have in fact been abandoned as authorized by sale or removal, and whether the complaining customers are affected customers whose service will be terminated under authorizations granted in Docket No. CP73-30 and who therefore should have been referred to in Lone Star's application in that Docket. Lone Star should give its reasons for the omission of such affected customers from its application. Each of the other allegations as discussed above and set forth more fully in the complaint should be answered and supporting information and explanations should be supplied to the Commission.

The Commission finds. It is necessary and proper in the public interest to require that Lone Star answer the complaint filed by Davis.

The Commission orders. On or before March 3, 1975, Lone Star is hereby directed to file a written answer to the attached Davis complaint and supporting documents answering the allegations as discussed above and set forth more fully in the complaint in accordance with § 1.6(a) of the Commission's rules of practice and procedure (18 CFR 1.6(a)).

By the Commission.²

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2889 Filed 1-30-75; 8:45 am]

[Docket No. E-8721]

NEVADA POWER CO. Order Granting Interventions

JANUARY 24, 1975.

On April 9, 1974, the Nevada Power Company (Nevada) tendered for filing a proposed change in rate schedule for California-Pacific Utilities Company.

Nevada's filing was noticed by the Commission on April 9, 1974, with protests and petitions to intervene due on or before April 29, 1974.

An untimely notice of intervention was filed by the Public Utilities Commission of the State of California.

The Commission finds. It is desirable and in the public interest to allow the above-named petitioner to intervene.

The Commission orders. (A) The above-named petitioner is hereby permitted to intervene in this proceeding subject to the rules and regulations of the Commission; *Provided, however,* That participation of such intervenor shall be limited to matters affecting asserted rights and interests as specifically set forth in the petition to intervene; and *Provided, further,* That the admission of such intervenor shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.

² Complainants statements filed as part of the original document.

(B) The intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious position of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2890 Filed 1-30-75; 8:45 am]

[Docket No. E-9204]

NIAGARA MOHAWK POWER CORP.

Notice of Cancellation

JANUARY 21, 1975.

Take notice that Niagara Mohawk Power Corporation, on January 2, 1975, tendered for filing proposed changes in its FPC Electric Service Tariff, No. 78. The proposed change is the cancellation of the transmission agreement between Niagara Mohawk Power Corporation and Consolidated Edison Company of New York, Inc. for the transmission of up to 480 Mw of Consolidated Edison Company of New York, Inc.'s proportionate power interests in the Roseton Electric Generating Plant between Niagara Mohawk Power Corporation's Leeds Substation connection with the Roseton Electric Generating Plant and Niagara Mohawk Power Corporation's transmission interconnections with Consolidated Edison Company of New York, Inc.'s Pleasant Valley Substation.

The transmission agreement between Niagara Mohawk Power Corporation and Consolidated Edison Company of New York, Inc. was effective on September 14, 1974 and terminated November 25, 1974.

Copies of the filing were served upon Consolidated Edison Company of New York, Inc.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 3, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2891 Filed 1-30-75; 8:45 am]

[Docket Nos. RP74-91-15, etc.]

**TENNESSEE GAS PIPELINE CO. AND
EAST TENNESSEE NATURAL GAS CO.**

Order Consolidating Proceedings, Modifying Previous Order, Denying Interim Relief Pendente Lite, Denying Motion and Granting Interventions

JANUARY 24, 1975.

By order issued January 17, 1975,¹ the Commission, inter alia, consolidated Docket Nos. RP74-91-16, RP74-91-17, RP74-91-18, RP75-41-1, RP75-41-2, RP75-41-3, and RP75-41-4, ordered a formal hearing to convene on January 28, 1975, and prescribed procedures to be followed therein. This action was taken in response to the many petitions filed with this Commission seeking extraordinary relief from the curtailments imposed by Tennessee Gas Pipeline Company, a Division of Tenneco, Inc. (Tennessee) and its subsidiary, East Tennessee Natural Gas Company (East Tennessee). To date, petitions seeking relief from the curtailment imposed by Tennessee have been filed by Humphrey's County Utility District of Tennessee (Humphrey's County), East Tennessee, Pennsylvania Gas and Water Company (Penn Gas) and Kerr-McGee Chemical Corporation (Kerr-McGee). Since East Tennessee is totally dependent on Tennessee for its supply of natural gas, the initiation of curtailment by Tennessee has required East Tennessee to curtail deliveries to its customers. The following customers of East Tennessee have filed petitions requesting extraordinary relief from curtailment: Natural Gas Utilities District of Hawkins County (Hawkins County), Colonial Natural Gas Company (Colonial), the Atomic Energy Commission (AEC), the Aluminum Company of America (Alcoa), and the East Tennessee Group.

By order of January 2, 1975, in Docket No. RP74-91-15, the Commission granted Kerr-McGee, Tennessee's sole direct industrial customer, temporary extraordinary relief, ordered a formal hearing to convene on February 12, 1975, and granted interventions. Since the issues of law and fact raised by Kerr-McGee's petition are similar to the petitions filed in the aforementioned consolidated proceedings, we shall, as hereinafter ordered, consolidate Kerr-McGee's petition with those listed above, and further modify the procedural dates in our January 2, 1975, order to conform to those as set forth in our January 17, 1975, order.

Subsequent to the issuance of the Commission's January 17, 1975 order (see

¹ Order Granting Motion for Consolidation of Proceedings, Consolidating Proceedings, Modifying Previous Order, Granting Temporary Relief, Setting Formal Hearing, Establishing Procedures, Permitting Interventions, and Denying Request for Rehearing of Notice, Docket No. RP74-91-16, et al.

footnote 1, supra), the East Tennessee Group,² filed on January 20, 1975, in Docket No. RP75-41-5, a petition requesting extraordinary relief from the curtailment imposed by their sole supplier of natural gas, East Tennessee. The East Tennessee Group states in its petition that East Tennessee informed it on December 13, 1975, that effective December 16, 1975, new curtailment period quantity entitlements (CPQE's) would be in effect until April 1, 1975. The East Tennessee Group states that the new CPQE's have eliminated all interruptible sales for the December 16, 1974—April 1, 1975, period and have impaired deliveries to firm residential, commercial and industrial customers. Accordingly, the East Tennessee Group requests the Commission grant it extraordinary relief from curtailment and interim relief pendente lite for eighteen (18) of its members totalling 897, 688 Mcf for the December 16, 1974—April 1, 1975, curtailment period. (See Appendix A). We shall deny, without prejudice, the East Tennessee Group's request for interim relief pendente lite, since it failed to provide the information required by Order No. 467-C (18 CFR 2.78(k)). We note, however, that the issues raised by the East Tennessee Group's petition for extraordinary relief are similar to those raised in the above referenced dockets. We shall, therefore, consolidate the East Tennessee Group's filing for permanent extraordinary relief in Docket No. RP75-41-5 with the filings in Docket Nos. RP74-91-16, et al.

On January 17, 1975, Holliston Mills, Inc., and Kingsport Press, Inc., filed a Motion for Consolidation and Motion for Postponement of Hearing. Holliston and Kingsport requested that the Commission consolidate the proceedings in Docket Nos. RP75-41-1, RP75-41-2, RP75-41-3, and RP75-41-4, since such action would "... eliminate unnecessary and time-consuming evidentiary duplication ..." Holliston's and Kings-

² East Tennessee Group is comprised of twenty-two (22) private and municipal gas companies as follows: Athens Utilities Board, Citizens Gas Utility District, Cookeville Gas Department, The Elk River Public Utility District, Etowah Utilities Department, Fayetteville Gas System, Gallatin Natural Gas System, Harriman Utility Board, Knoxville Utilities Board, Lenoir City Utilities Board, Lewisburg Gas Department, Loudon Utilities Board, Madisonville Gas System, First Utility District of Maury County, Middle Tennessee Utility District, Rockwood Natural Gas Company, Marion Natural Gas System, Sweetwater Board of Public Utilities, Jefferson Cocke County Utility District, Sevier-County Utility District, Volunteer Natural Gas Company, and United Cities Gas Company, Citizens Gas, Cookeville Gas, Elk River, and United Cities are not seeking relief at this time, but join in seeking the relief requested by various parties under the conditions prescribed herein. Hawkins County Utility District, another member of the Group, has already filed a request for emergency relief in Docket No. RP75-41-1.

port's motion has been mooted by our order of January 17, 1975, and need not be considered further.

On January 17, 1975, Holliston Mills and Kingsport Press also filed a Motion for Postponement of the hearing scheduled for January 28, 1975. The motion is hereby denied, since its primary goal, the avoidance of a piecemeal view and approach to the problem, has, in our view, been resolved by our January 17, 1975, order.

Petitions to intervene in one or more of these consolidated proceedings were filed by:

Gould, Incorporated
Consolidated Edison Company of New York, Inc.
The Secretary of the Army
Holliston Mills, Inc.
Chattanooga Gas Company
General Shale Products Corporation
White Motor Corporation
The Commonwealth of Virginia
Columbia Gas Transmission Corporation
Lynchburg Foundry Company
Corning Glass Works
Aluminum Company of America
Natural Gas Utilities District of Hawkins County
Kingsport Press, Inc.
Westinghouse Electric Corporation
Knoxville Utilities Board, et al.²
Burlington Industries, Inc.
ASG Industries, Inc.
Schott Optical Glass, Inc.
Congressman Joseph McDade
Corning Glass Works
Texas Gas Transmission Corporation

A statement in support of Colonial Natural Gas Company's petition for emergency relief (Docket No. RP75-41-2) was filed by Sundstrand Corporation, and shall be treated as a petition to intervene.

A notice of intention was filed by the State Corporation Commission of the Commonwealth of Virginia.

The Commission finds. (1) The participation of the above-named persons who filed petitions to intervene may be in the public interest.

(2) The proceedings involved in Docket Nos. RP74-91-15 and RP75-41-5, contain common questions of law and fact with the proceedings in Docket Nos. RP74-91-16, et al., consequently, good cause exists to consolidate these proceedings and to set that consolidated proceedings for formal hearing to convene on January 28, 1975.

(3) Good cause exists to deny without prejudice the East Tennessee Group's petition for interim relief, pendente lite.

(4) Good cause exists to modify the procedural dates set forth in the Commission's Order of January 2, 1975, in Docket No. RP74-91-15.

(5) Good cause exists to deny Holliston Mills, Inc., and Kingsport Press, Inc.'s motion to postpone the January 28, 1975, hearing.

² See footnote 2, supra, for a listing of the customers comprising Knoxville Utilities Board, et al.

The Commission orders. (A) The above-named parties are hereby permitted to intervene in this proceeding subject to the Rules and Regulations of the Commission; *Provided, however,* That participation of such petitioners shall be limited to matters affecting asserted rights and interests as specifically set forth in their petitions to intervene and *Provided further,* that the admission of such petitioners shall not be construed as recognition by the Commission that they might be aggrieved because of any order of the Commission entered in these proceedings. Parties who filed petitions or notices of intervention in one or more of the instant docketed proceedings are deemed to be interveners in all of the consolidated proceedings.

(B) The proceedings involved in Docket Nos. RP74-91-15 and RP75-41-5 are hereby consolidated with the proceedings in Docket Nos. RP74-91-16, et

al., for purposes of hearing and decision.

(C) The procedural dates set forth in our order of January 2, 1975, in Docket No. RP74-91-15 are hereby modified; Kerr-McGee and the East Tennessee Group shall file and serve their evidence on all parties including Commission Staff at the start of the hearing on January 28, 1975, at 10 a.m. (e.s.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426.

(D) The East Tennessee Group's petition for interim relief pendente lite is hereby denied.

(E) The motion of Holliston Mills, Inc., and Kingsport Press, Inc. to postpone the January 28, 1975, hearing in the instant proceeding, is hereby denied.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

APPENDIX A.—Quantity of gas required by East Tennessee Group—Gas available and deficiency for curtailment period Dec. 16, 1974, through Mar. 31, 1975

Customers	Test period requirement for firm customers (thousands of cubic feet)	CPQE for period of Dec. 16, 1974, through Mar. 31, 1975 (thousands of cubic feet)	Deficiency (thousands of cubic feet)
1	2	3	4
Athens Utilities Board.....	266,597	242,902	23,695
Etowah Utilities Department.....	83,000	73,419	9,581
Fayetteville Gas System.....	164,750	157,637	7,113
Gallatin Natural Gas System.....	291,321	241,172	50,349
Hardman Utility Board.....	180,841	147,087	32,854
Knoxville Utilities Board.....	2,765,550	2,490,352	274,998
Lenoir City Utilities Board.....	145,799	115,092	30,658
Lewisburg Gas Department.....	175,504	145,849	29,655
London Utilities Board.....	106,346	87,715	18,631
Madisonville Gas System.....	43,901	41,381	2,520
First Utility District of Maury County.....	46,079	43,731	2,348
Middle Tennessee Utility District.....	913,148	826,923	86,225
Rockwood Natural Gas Co.....	110,439	88,345	24,094
Marion Natural Gas System.....	199,674	151,987	47,687
Sweetwater Board of Public Utilities.....	107,793	95,634	12,099
Jefferson-Cocke County Utility District.....	315,551	275,388	40,163
Sevier County Utility District.....	123,068	118,697	4,371
Volunteer Natural Gas Co.....	1,929,948	829,071	200,877
Total.....	7,089,370	6,171,682	897,688

[FR Doc.75-2899 Filed 1-30-75;8:45 am]

[Docket Nos. RP71-131 and RP72-61]

ALGONQUIN GAS TRANSMISSION CO.

Extension of Time

JANUARY 17, 1975.

On January 14, 1975, Algonquin Gas Transmission Company filed a motion to extend the date for filing briefs opposing exceptions to the initial decision of the Presiding Administrative Law Judge issued December 4, 1974 in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the date for filing briefs on exceptions is extended to and including February 3, 1975.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2881 Filed 1-30-75;8:45 am]

[Docket No. E-8958]

SUPERIOR WATER, LIGHT AND POWER CO.

Order Granting Late Intervention

JANUARY 24, 1975.

On August 2, 1974, Superior Water, Light and Power Co. (SWL&P) tendered for filing a proposed rate increase¹ for electric service to Dahlberg Light and Power Co. Notice of SWL&P's filing was issued on August 12, 1974, with comments or protests and petitions to intervene due on or before August 23, 1974. An untimely notice of intervention was filed by the Public Service Commission of the State of Wisconsin.

¹ Superior Water, Light & Power Company, Supplement No. 2 to Rate Schedule FPC No. 12 (Supersedes Supplement No. 1 to Rate Schedule FPC No. 12).

The Commission finds. It is desirable and in the public interest to allow the above-named petitioner to intervene.

The Commission orders. (A) The above-named petitioner is hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission; *Provided, however,* That participation of such intervenor shall be limited to matters affecting asserted rights and interests as specifically set forth in the notice of intervention; and *Provided, further,* That the admission of such intervenor shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2896 Filed 1-30-75;8:45 am]

[Docket No. RM74-8]

TIDAL TRANSMISSION CO.

Request for Waiver of Requirement;
Findings and Order

JANUARY 24, 1975.

The Commission's Order No. 498, Docket No. RM74-8, issued on December 21, 1973, requires all Class A and B pipelines to report on January 1 and July 1 each year on what actions have been taken by them and their customers to conserve natural gas, the quantities of natural gas estimated to be conserved by such actions during the 12 months following the report date, and an estimate of the volume of gas actually conserved during the 12 months prior to the report date.

Tidal Transmission Co. (Tidal), a Class B pipeline, has requested by letter dated September 30, 1974, that it be granted a waiver of the reporting requirement of Order No. 498. Tidal acts solely as a gas transporter for its only customer Natural Gas Pipeline Co. of America; Tidal does not own, purchase or sell natural gas in interstate commerce. In conformance with the reporting requirement Tidal submits that 1) it presently has no non-essential uses of gas in company facilities nor does it operate any gas-driven facilities, 2) it has had no pipeline leaks or losses and has an ongoing preventative maintenance program to prevent the same, 3) it neither owns nor leases company buildings other than home office space, which is well insulated, and 4) it has no gas lights on company property. Tidal requests waiver with respect to future reports on the grounds that its operations are not of the magni-

tude evidently contemplated by Order No. 498.

Order No. 498 was promulgated to focus attention on the need for gas conservation in this period of gas shortage and to enlist the assistance of all Class A and B pipelines to that end. No distinction was made in that order as to the size of the responding pipeline operations. Other pipelines with operations similar to those of Tidal have reported conservation measures of the type envisioned by Order No. 498, such as increased efforts to detect and eliminate pipeline leaks, improved maintenance techniques, and minimization of the amount of gas wasted in blowing down lines. We believe Tidal should continue to comply with the reporting requirements of Order No. 498.

The Commission finds:

Tidal has failed to demonstrate good cause for waiver of the reporting requirement under Order No. 498 to file semi-annual reports on conservation measures.

The Commission orders:

The request by Tidal for waiver of the reporting requirement under Order No. 498 is denied.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2901 Filed 1-30-75;8:45 am]

[Docket No. E-9223]

IDAHO POWER CO.

Filing of Amending Agreement

JANUARY 24, 1975.

Take notice that on January 20, 1975, the Idaho Power Company (Idaho) tendered for filing an Amending Agreement dated January 13, 1975 between it and the City of Weiser, Idaho. Idaho states that this agreement amends the agreement between parties dated April 4, 1963, as amended January 19, 1971 and identified as Rate Schedule FPC No. 42 and Supplement No. 1 thereto.

Idaho states that the rate in the existing contract has remained in effect since April 10, 1971. Proposed new and additional facilities, referred to in the Company's filing letter dated February 5, 1971, required to provide the electric service requirements of the City, have now been installed. The added investment for these plant additions amounted to approximately \$89,400. Idaho also states that further changes in the substation facilities will be required and are proposed in 1975 and 1976.

Idaho states that the increase for the twelve months preceding the proposed effective date is \$14,638 (6.7%) and the estimated increase for the twelve months succeeding the effective date is \$15,734 (7.0%). The rate proposed is a special rate arrived at through negotiations. Idaho states that they do not have a similar wholesale service rate providing

for deliveries of power at distribution voltage.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 13, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2888 Filed 1-30-75;8:45 am]

[Docket No. E-9222]

GULF STATES UTILITIES CO.

Filing of an Agreement for Wholesale
Electric Service

JANUARY 24, 1975.

Take notice that on January 20, 1975, the Gulf States Utilities Company (GSU) tendered for filing an Agreement for Wholesale Electric Service with the Town of Gueydan, Louisiana. The contract is for a three year period to continue thereafter on a year to year basis. The rate schedules included in this agreement are the schedules currently being considered in FPC Docket No. E-8721 and thus subject to be changed as a result of such proceeding. GSU states that the new contract form contains the same language as the agreement with Kirbyville Light and Power Company (FPC Schedule 110) which was accepted for filing by the Commission by letter dated July 1, 1974 under Docket No. E-8817.

GSU requests that the current agreement dated February 3, 1959, be cancelled concurrently with the acceptance of the agreement herein submitted.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 13, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2887 Filed 1-30-75;8:45 am]

[Docket No. E-8170, etc.]

GEORGIA POWER CO.**Denial of Waiver and Omission of Intermediate Decision Procedure**

JANUARY 24, 1975.

On January 16, 1975, the Presiding Administrative Law Judge filed, pursuant to § 1.30(c) of the Commission's rules of practice and procedure, a motion made at the close of the hearing, and supported by all parties, to waive and omit the intermediate decision procedure in the above-designated matter.

Notice is hereby given that the motion for waiver and omission of the intermediate decision is denied.

By direction of the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2886 Filed 1-30-75; 8:45 am]

[Docket No. RP72-89]

COLUMBIA GAS TRANSMISSION CORP.**Order Setting Hearing**

JANUARY 24, 1975.

On November 18, 1974, Washington Gas Light Company (WGLC) filed a "Petition for Reconsideration and Complaint". Reconsideration was asked of the Commission order in this proceeding. That order granted the motion of Columbia Gas Transmission Corporation (Columbia) to extend its interim curtailment plan until April 30, 1975, or such earlier date as the Commission shall make final decision upon a permanent curtailment plan.¹ The WGLC filing also constituted a complaint under Section 5(a) of the Natural Gas Act. On November 22, 1974, Delegate Walter Fauntroy petitioned to intervene out of time. Answers in opposition to WGLC's petition were filed on November 25, 1974, by UGI Corporation (UGI), on December 4, 1974, by New York State Electric and Gas Corporation (NYSEG), on December 16, 1974, by Roanoke Gas Company (Roanoke), on December 17, 1974, by Columbia Gas Distribution Companies (Distribution), and on December 18, 1974, by Baltimore Gas and Electric Company (BG&E), Orange and Rockland Utilities, Inc. (O&R), Columbia and (jointly) by The Cincinnati Gas & Electric Company and The Union Light, Heat and Power Company (Cincinnati and Union). Answers in support of the petition were filed December 18, 1974, by The Apartment and Office Building Association of Metropolitan Washington, Inc. (Association), Cities of Charlotte and Richmond (Cities), and Felmont Oil Corporation (Felmont),² and on December 19, 1974, by the Public Service Commission of the District of Columbia (PSC).

¹The interim plan had previously been approved by the Commission by order of September 29, 1972.

²Felmont petitioned on November 12, 1974, for leave to intervene in this proceeding.

WGLC and PSC contend that in its order in *Transcontinental Gas Pipe Line Corporation (Transco)*, Docket No. RP72-99, issued on November 12, 1974, this Commission found that a plan paralleling that of Columbia was unlawful. Transco's existing interim plan provides for 50 percent end use and 50 percent pro rata curtailment with exemptions to meet firm service. A company taking exemption gas pays either 50 cents or 75 cents per Mcf (depending on circumstances) and a company releasing exemption gas receives a corresponding credit. The Commission found that this was unlawful in the absence of a filing under Section 4 of the Natural Gas Act, and that any customer engaging in such a transaction would have to first obtain a certificate under Section 7(c) of the Act.

Columbia's interim curtailment plan is a pro rata plan curtailing each Columbia customer proportionately but with a provision for exemptions by distribution companies which need gas to serve residential and commercial loads. A company taking such exemptions must pay compensation of \$1.65 for each Mcf of exemption gas. This is credited to other customers who sustain curtailment in excess of their pro rata curtailment as a result of exemption gas being taken.

WGLC and PSC also state curtailment projections have increased from 8.1 percent estimated at the time of the June 6 order to 18.5 percent now and between 24 and 25 percent by April 1, and that this constitutes a change of circumstances necessitating relief to Columbia's customers. They ask that an end use plan in accordance with the priorities established in Order No. 467-B be substituted for the present pro rata plan.

UGI agrees that the June 6 order is final, rehearing was not sought, and the present petition is a collateral attack on the prior order seeking relief WGLC has no standing to seek or the Commission to grant. UGI also attempts to distinguish the Transco plan.

NYSEG and O&R state that WGLC's petition is in effect a complaint under Section 5 of the Act, and relief cannot be granted until a full hearing has been had and the existing plan found to be unjust and unreasonable, citing *State of Louisiana v. F.P.C.*, — F.2d — (CA5, November 8, 1974). O&R points out the Commission has twice approved the Columbia plan. NYSEG also attempts to distinguish the Transco plan.

Distribution and Columbia repeat the arguments of UGI and NYSEG. BG&E adopts UGI's answer in principle. BG&E adds that the record shows cost and market value of supplemental sources and peaking gas far exceeds the \$1.65 per Mcf which the Columbia interim plan provides as compensation to those whose allotments are taken by others. BG&E also contends reallocation of gas without compensation to customers disproportionately curtailed is in violation of the Natural Gas Act and the due process clause, and is discriminatory.

Roanoke also argues that reallocation without compensation violates the Act and the due process clause, and that the Commission has no statutory or inherent authority to indirectly exercise the power of eminent domain without just compensation. Roanoke also states that the Commission should review the justness and adequacy of the \$1.65 per Mcf compensation, since peaking gas and supplemental sources cost far more. Roanoke states it now purchases SNG from a Columbia affiliate at \$4.05 per Mcf, and liquefies pipeline natural gas at a cost and market value above \$1.65 per Mcf.

Roanoke also states that a change to the 467-B type plan would require implementation on the basis of Exhibit 18 in these proceedings, but that exhibit has not been admitted in evidence, is not sponsored by any witness yet, and is based on "untested and admittedly inaccurate information". Cincinnati and Union also use this argument. They state they would both be less curtailed under a 467-B type plan than the existing interim plan, but still oppose WGLC's petition. They state that the interim plan is not unlawful. They say it has been in effect for some time and all customers have pegged their operations to the allocations made by the plan. "Any adverse curtailment effects can be foreseen in advance and steps can be taken early enough to alleviate the problems". (p. 2) They add that WGLC's concern with the added expense of serving exemption gas could be taken care of by a purchased gas adjustment clause.

The Association, supporting WGLC's petition, states that as of December 16, 1974, WGLC will cease gas service to interruptible customers, even though they use gas for human needs (apartment and office heating). While the interruptible customers have alternative fuels capability, the Association says such alternative fuels cannot always be utilized, because of non-availability or high pollution characteristics. Under the interim pro rata plan, the Association and PSC say some industrial interruptible customers elsewhere will receive gas, while human needs interruptible customers served by WGLC get none.

Felmont is a manufacturer of anhydrous ammonia at Olean, New York, using gas as feedstock. It takes over 50 per cent of the industrial sales by Columbia Gas of New York, Inc., which receives its gas from Columbia. A curtailment of 18.5 per cent on the Columbia system resulted, Felmont says, in a 50 per cent curtailment for industrial customers of Columbia of New York. The projected curtailment of 23 per cent will result in a 75 per cent curtailment of Felmont in January 1975. Felmont says it has a minimum turndown range precluding operations below 60 per cent of capacity. It has maintained operations by drawing gas from its storage field, but that is designed only to help out on peak cold days, not for an entire winter. Felmont says it accounted for 23 per cent of nitrogen used by farmers

in the northeast in the year ending June 30, 1974. It asks that a 467-B plan be substituted for the Columbia pro rata plan so it can continue operations. Columbia of New York has informed Felmont "its commitment to the present pro rata precludes it from requesting a deviation from this plan by filing of a petition for extraordinary relief . . . to maintain Felmont's ammonia production".

The applications to intervene of Delegate Fauntroy and Felmont will be granted.

Pursuant to the provision of Section 5(a) of the Natural Gas Act that the Commission may act thereunder only after hearing to change any rate, charge or classification, a hearing will be ordered. The Administrative Law Judge presiding is directed to require the utmost expedition of all participants, and to conclude the hearing as rapidly as possible. The initial decision shall be waived.

The Commission concluded in Transco, in its orders of November 12, 1974, and January 10, 1975, that a compensation plan similar to the one now before us was unacceptable as a matter of law because it is discriminatory, fixes rates unrelated to costs, and does not comply with the filing requirements of Sections 4 and 7 of the Natural Gas Act because the transfers would involve sales. It was further concluded that the compensation plan was unacceptable as a matter of policy because of its inherent inequity. The Commission recognized, however, that its position was subject to judicial review, and provided that notwithstanding the Commission's views as to unlawfulness the plan should remain in effect as provided by the Court of Appeals pending further order. Pending hearing and final decision, no change in Columbia's rates shall be effective, nor any transfer of entitlements among Columbia's customers be effectuated unless and until appropriate certificate and rate filings have been made and approved in accord with Sections 4 and 7 of the Act.

The Commission orders:

(A) The applications to intervene of Delegate Fauntroy and Felmont are granted.

(B) Hearing shall be held upon the complaint of WGLC at the Federal Power Commission, 825 North Capitol Street, Washington, D.C. on February 28, 1975.

(C) Direct evidence shall be served and filed with the Commission not later than February 14, 1975.

(D) The initial decision shall be waived.

(E) Briefs shall be served not more than seven days from the conclusion of the hearing, and reply briefs not more than ten days after such service.

By the Commission.*

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2885 Filed 1-30-75;8:45 am]

* Commissioner Brooke's dissenting statement filed as part of the original document.

[Docket No. RP75-32]

ARKANSAS LOUISIANA GAS CO.
Tender of Revised Tariff Sheet

JANUARY 24, 1975.

Take notice that on January 14, 1975, Arkansas Louisiana Gas Co. (Arkla) tendered for filing copies of First Revised Sheet No. 5, superseding Original Sheet No. 5 of Arkla's FPC Gas Tariff, First Revised Volume No. 2. Said revised sheet is applicable solely to transportation of gas by Arkla for Reynolds Metals Company (Reynolds). This revised sheet contains an increased transportation charge from \$0.045 per Mcf to \$0.1895 per Mcf.

According to Arkla, the Company filed on November 5, 1974, a notice of change in Rate Schedule XT-17 to reflect provisions of the modified contract with Reynolds executed on July 1, 1974. Said modified contract extended the term of the contracted transportation service at a higher transportation charge and on a slightly modified basis, and specified an effective date of January 1, 1975. Arkla states that the Commission rejected Arkla's November 5 filing "because the amendment of July 1, 1974 included references to conditions of service in addition to the rate increase . . ." Therefore, says Arkla, the instant filing covers only the per Mcf rate increase in order that it can be placed into effect as soon as possible. Arkla states that "Just as soon as an application can be prepared and filed, Arkla will file an application for an appropriate order relating to the conditions of service referred to in the Commission's rejection letter of December 31, 1974."

Arkla has requested waiver of the 30 day notice requirement to permit the tendered revised tariff sheet to be made effective retroactively to January 1, 1975, consistent with the terms of the contract executed with Reynolds, as well as Arkla's request in the November 5 filing.

Arkla states that a copy of the filing has been mailed to Reynolds.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 10, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2883 Filed 1-30-75;8:45 am]

[Docket No. RP74-92]

ALGONQUIN GAS TRANSMISSION CO.
Rate Change Pursuant to Purchased Gas
Cost Adjustment Provision

JANUARY 24, 1975.

Take notice that Algonquin Gas Transmission Company (Algonquin Gas), on January 8, 1975 tendered for filing Third Revised Sheet No. 10 to its FPC Gas Tariff, First Revised Volume No. 1.

This sheet is being filed pursuant to Algonquin Gas' Purchased Gas Cost Adjustment Provision set forth in Section 17 of the General Terms and Conditions of its FPC Gas Tariff, First Revised Volume No. 1. The rate change is being filed to reflect higher purchased gas costs to be paid by Algonquin Gas to its supplier, Texas Eastern Transmission Corporation (Texas Eastern), on February 1, 1975. Algonquin Gas requests that the Commission waive the requisite notice and grant special permission to permit such Third Revised Sheet No. 10 to become effective on February 1, 1975, which will synchronize Algonquin Gas' rates with those of Texas Eastern.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, DC, 20426, in accordance with §§ 1.8, 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 10, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2882 Filed 1-30-75;8:45 am]

[Docket No. CP75-85]

NORTHWEST PIPELINE CORP.
Order Granting Late Intervention

JANUARY 24, 1975.

On September 17, 1974, Northwest Pipeline Corp. (Northwest) filed an application pursuant to Section 7 of the Natural Gas Act for permission and approval to partially abandon the sale and delivery of natural gas to Utah Gas Service Co. (Utah) at Vernal, Utah, and for a certificate of public convenience and necessity authorizing the sale and delivery of said volumes of natural gas to Utah for delivery to Rio Algom Corp. and to Wyoming Industrial Gas Co. Northwest's filing was noticed by the Commission on September 25, 1974, with protests or petitions to intervene due on or before October 17, 1974.

A late petition to intervene in the above docket was filed by Rio Algom Corp. on January 7, 1975. Having re-

viewed the above petition to intervene, we believe that the petitioner has sufficient interest in the proceedings to warrant intervention.

The Commission finds. (1) Since participation by the aforesaid petitioner will not delay the instant proceeding, good cause exists for accepting its late petition to intervene.

(2) Participation by the aforesaid petitioner may be in the public interest.

The Commission orders. (A) The above-named petitioner, Rio Algom Corporation, is hereby permitted to intervene in these proceedings subject to the rules and regulations of the Commission; *Provided, however,* That participation of such intervener shall be limited to matters affecting asserted rights and interests as specifically set forth in the petition to intervene; and *Provided, further,* That the admission of such intervener shall not be construed as recognition by the Commission that it might be aggrieved because of any order or orders of the Commission entered in this proceeding; and *Provided, further,* That participation by such intervener shall not serve as justification for modifying the procedural schedule already established in this proceeding.

(B) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2893 Filed 1-30-75; 8:45 am]

[Docket No. RP74-49]

NORTHWEST PIPELINE CORP.

Order Disapproving Settlement and Granting Intervention

JANUARY 23, 1975.

Pending determination as to a permanent curtailment plan Northwest Pipeline Corp. (Northwest) (as successor to El Paso Natural Gas Co.) filed an interim curtailment plan. After hearing on the interim plan commenced before Administrative Law Judge Martin E. Rendelman, a proposed settlement agreement was received. All parties approved (or did not oppose) the settlement except Reichhold Chemical, Inc. (Reichhold) and Midland-Ross Corp. (Midland) both of whom have petitioned for intervention, and Staff, which approved subject to adoption of Amendment Two described hereafter. Judge Rendelman certified the matter to the Commission November 11, 1974.

The original interim plan is not ripe for consideration, as the hearing thereon has not been completed. We are concerned here only with the interim plan set forth in the settlement.

The settlement plan proposes:

(1) No curtailment of DS-1 (small volume distribution customers) and SG-1 (storage service).

(2) Initial pro rata curtailment of interruptible customers.

(3) Thereafter, pro rata curtailment of firm customers, except for the exemptions in (4).

(4) Any resale customer, except two partial requirements customers, may request exemption from curtailment to service, in the order named, (a) residential and small commercial uses, (b) large commercial uses for plant protection, feedstock and process needs, and storage injection, and (c) other firm industrial uses except boiler fuel above 15,000 therms a day. No curtailments are to be imposed until all resale customers entitled to exemptions have requested them for priority 1 or 2 uses. Exemption volumes must be repaid, and no interruptible sales may be made by a customer prior to such repayment.

(5) For exemption gas, in addition to returning it, the taker must pay 30 cents per therm (\$3.11 per Mcf) above the regular rate to be credited to customers losing the gas. Staff, saying this is illegal under the Commission order of November 12, 1974, in Transcontinental Gas Pipeline Corp., Docket No. RP72-99, put in an alternative (Amendment 2) that Northwest's customers undertake between themselves sales at 30 cents per therm pursuant to § 2.68 of the Commission's General Policy and Interpretations.

Midland says it manufactures in Portland highly metalized iron pellets, used as raw material for special steel in the Alaska Pipeline and for air defense contracts. It uses gas as a feedstock and says it cannot operate without it, but it will have to shut down if it must pay exemption gas costs. It argues that the payment is illegal and would allot gas on the ability to pay rather than on the basis of priorities. It says the Transcontinental order held these payments illegal under either alternative.

Northwest first construed¹ its proposed scheme of compensation as a "buy-and-sell arrangement(s)" but stated that it did not constitute a sale or exchange in interstate commerce between its customers. Yet, as we stated in our order of November 12, 1974, Transcontinental Gas Pipeline Corp., Docket No. RP72-99, such compensation schemes result in the brokering of contract entitlements between customers of a pipeline with a resulting change in jurisdictional rates and, in our judgment, such interstate brokering of contractual entitlements is, in economic effect, a sale for resale of natural gas in interstate commerce.² As such we held that a customer who engaged in such a transaction would be required to obtain prior certificate authority under Section 7(e) of the Act.³

Following our November 12, 1974 order Northwest argued⁴ that its proposed compensation scheme would not result in a wholesale brokering of contractual entitlements but instead is merely a billing arrangement which is similar to a

¹ See Stipulation And Agreement As To Curtailment Rules Of Northwest Pipeline Corporation, Docket No. RP74-49, filed November 7, 1974.

² 15 U.S.C. § 717f(c).

³ See Comments Of Northwest Pipeline Corporation In Support Of Interim Settlement Agreement, Docket No. RP74-49, filed December 4, 1974.

peak shaving arrangement. We disagree. Our reason for our opposition to compensation schemes of this type is that they are not just billing arrangements but constitute sales of gas between customers on a pipeline. Indeed, Northwest, prior to our November 12, 1974 order in Transcontinental, supra, termed its compensation scheme "buy and sell arrangements." To now allege, as does Northwest, that such a scheme is merely a billing arrangement overlooks the very nature and result of the proposed transactions that would occur as a result of its implementation. In fact, the result of the proposed compensation scheme would be that one customer would purchase from another customer volumes of gas at an agreed upon price and such sale could take place in interstate commerce without certificate or rate approval by the Commission.

In sum we find Northwest's attempt to distinguish Transcontinental, supra, unsuccessful. Our orders of November 12, 1974, and January 10, 1975, clearly rejected any such compensation arrangements as part of any curtailment plans. For the reasons there stated, the similar provisions of the settlement plan must be rejected and the proposed settlement should not be approved.

Northwest has moved to eliminate the price term from Alternative 2, leaving the parties free to negotiate as to price. This motion was opposed by the Oregon Public Utilities Commissioner who noted that any sales between customers were made in interstate commerce and, therefore, subject to Commission jurisdiction. Northwest's motion, if granted, would eliminate the impropriety of the proposed sales between Northwest's customers. The issue, therefore, is moot.

The rejection of the settlement curtailment plan leaves in effect the curtailment plan embodied in the existing tariff. It is appropriate to reiterate the statement at page 3 of the order of January 18, 1974, in this proceeding:

It should be noted that the Commission interprets the provisions of the existing tariff, particularly Section 13.3 *Curtailment Procedures, of the General Terms and Conditions*, to require Northwest to insure the maintenance of high priority service (i.e. priority 1 and 2) within the limits of available supply.

The petitions to intervene of Reichhold and Midland will be granted.

The Commission finds. The proposed interim curtailment plan settlement contains provisions both unlawful and contrary to the public interest, and should be disapproved.

The Commission orders. (A) The petitions to intervene of Reichhold and Midland are granted.

(B) The proposed settlement is disapproved.

By the Commission.⁴

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc. 75-2892 Filed 1-30-75; 8:45 am]

⁴ Commissioner Brooke's dissenting, statement filed as part of the original document.

[Docket No. E-8928]

PACIFIC GAS AND ELECTRIC CO.
Extension of Procedural Dates

JANUARY 24, 1975.

On January 16, 1975, The Northern California Power Agency and the Cities of Alameda, Lodi, Lompoc, Santa Clara, and Ukiah, California collectively filed a motion to extend the procedural dates fixed by order issued August 22, 1974, as most recently modified by notice issued November 26, 1974, in the above-designated matter. The motion states that the parties have been notified and have no objection.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Intervenor's Testimony, March 4, 1975.

Service of Co. Rebuttal, April 1, 1975.

Hearing, April 22, 1975 (10:00 a.m. e.d.t.).

KENNETH F. PLUMS,
Secretary.

[FR Doc.75-2894 Filed 1-30-75;8:45 am]

[Docket Nos. RP71-119; RP74-31-24]

PANHANDLE EASTERN PIPE LINE CO.

Order Granting Temporary Extraordinary Relief, Consolidating Proceedings, Setting Hearing, Interventions and Prescribing Procedures

JANUARY 24, 1975.

On December 12, 1974, Anchor Hocking Corp. (Anchor Hocking) filed a petition pursuant to § 1.7(b) of the Commission's Rules for temporary and permanent extraordinary relief from the natural gas curtailments imposed upon the natural gas deliveries to its Winchester, Indiana plant under the presently effective 467-B Interim curtailment plan filed by Panhandle Eastern Pipe Line Co. (Panhandle) on November 6, 1973.

Anchor Hocking requests that it be afforded immediate temporary relief pending hearing in order to avoid irreparable injury. It asserts in its petition that the relief sought is limited to the volume of gas needed for certain essential process operations which require gas as a fuel and for which there is no alternate fuel. It requests that it be afforded 790 Mcf of gas on an average day for these essential process operations and up to 875 Mcf on a peak day.

Anchor Hocking contends in its petition that it is evident that curtailments will deepen this winter on the Panhandle system and that less than the average of 790 Mcf per day it requires to maintain operations at its Winchester, Indiana plant will be made available to it.¹

¹ Panhandle's most recent projections indicate curtailment into Category 2 of 40.9 percent in January; 18.8 percent in February and 7.7 percent in March. The facts reflected in Anchor Hocking's petition tend to support the proposition that under the current projected curtailment levels it will be forced to shut down, at least in part, its Winchester, Indiana plant unless afforded temporary relief pending hearing.

Anchor Hocking asserts that it employs some 1,084 persons at its Winchester plant which has an annual payroll of about \$11,200,000. It urges that its ability to stay in operation is of paramount importance in the town of Winchester which has a population of about 5,500. It stresses that in addition to the adverse economic impact that a loss of employment would have on the town itself it would also anticipate extensive injury and food spoilage due to the unavailability of glass containers, on a dependable basis, by the food processing industry.

Anchor Hocking further indicates in this petition that it would be willing to repay such gas that it might receive under its curtailment entitlements from time to time from Panhandle in excess of this essential 790 Mcf per day in order to offset any relief from Panhandle's interim curtailment plan made available to it by the Commission.

Several petitions to intervene in the matter relating to Anchor Hocking's petition for extraordinary relief in Docket No. RP74-31-24 have been filed with the Commission.²

Michigan Gas Storage Co. also filed a protest to Anchor Hocking's petition for extraordinary relief in which it voiced its opposition to any grant of relief to that company either on a temporary or permanent basis. Michigan Consolidated Gas Co. in its petition to intervene also urged that Anchor Hocking's motion for temporary relief, pendente lite, was unnecessary since it had obtained emergency relief from Panhandle. The latter company further requests that if such relief is granted it should only be afforded with a condition requiring full repayment of all volumes taken above curtailed entitlements.

The request for interim relief is justified as hereinafter conditioned. The grant of emergency relief provided by Panhandle to Anchor Hocking was for a 60 day period commencing on December 1, 1974. Subsequent to that time, Anchor Hocking will not be receiving further emergency relief from Panhandle. Under the projected curtailment levels for this period of time it will probably be forced to shut down, at least in part, if the requested volumes are not made available to it.

The petitions to intervene filed in this proceeding raise legal and factual issues that require development in an evidentiary proceeding. We will, therefore, set the petition for extraordinary relief for formal hearing.

The petitioners seeking intervention have already been permitted to intervene in the proceeding relating to a permanent curtailment plan for Panhandle in

² Petitions to intervene in this proceeding have been filed by Central Illinois Public Service Company, Central Indiana Gas Company, Inc., City of Indianapolis, Indiana, Columbia Gas Transmission Corporation, General Motors Corporation, Michigan Consolidated Gas Company, Michigan Gas Storage Company, Michigan Gas Utilities Company, Missouri Public Service Company, and Ohio Valley Gas Corporation.

Docket No. RP71-119. Since many of the parties in the latter docket may also wish to participate herein, they shall also be deemed parties in Docket No. RP74-31-24 with all of the attendant rights attached thereto. However, in order to maintain orderly procedures any intervenor desiring to record objections and protests to the requested relief must file a formal protest to the notice of the petition stating with particularity the nature of its objections.

The Commission orders. (A) The petition for extraordinary relief filed by Anchor Hocking is granted to the extent indicated above, on a temporary basis, pending notice and hearing.

(B) The grant of temporary relief in ordering paragraph (A) is conditioned as follows:

(1) That Anchor Hocking shall be required to repay any volumes of gas taken under this grant as may be determined appropriate in any final determination rendered by the Commission in this proceeding.

(2) Anchor Hocking's usage of the gas granted hereunder shall be considered as Category 2 and shall be subject to curtailment along with other Category 2 requirements.

(3) This grant shall be effective until a final curtailment plan is established for Panhandle Eastern Pipeline Company in Docket No. RP71-119.

(4) This grant shall be effective as long as the volumes provided for herein are delivered to Anchor Hocking.

(C) Pursuant to the authority contained in and subject to the authority conferred upon the Federal Power Commission by the Natural Gas Act, particularly Sections 4, 5, 15, and 16 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act, a public hearing shall be held commencing March 4, 1975, at 10:00 a.m. (EST) in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C., 20426, concerning the application for interim and permanent extraordinary relief filed in this proceeding by Anchor Hocking.

(D) An Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (see Delegation of Authority, 18 CFR § 3.4(d)) shall preside at the hearings in this consolidated proceeding and shall prescribe relevant procedural matters not herein provided.

(E) All parties including intervenors and staff will file and serve on all other parties their direct evidence and testimony on or before February 25, 1975.

(F) Cross-examination shall commence on March 4, 1975.

(G) Petitioners seeking permission to intervene in the proceeding entitled Panhandle Eastern Pipeline Company (Anchor Hocking Corporation) in Docket No. RP74-31-24 along with all other parties previously granted intervention in the proceeding entitled Panhandle Eastern Pipeline Co. in Docket No. RP71-119 are permitted to intervene in and participate in the above styled proceeding relating to the petition for extraordinary relief filed by Anchor Hocking Corpora-

tion in Docket No. RP74-31-24 subject to the Rules and Regulations of the Commission: *Provided, however*, That the participation of such interveners shall be limited to matters affecting rights and interests specifically set forth in their petitions to intervene: *Provided, further*, That the admission of such interveners shall not be construed as recognition by the Commission that subject intervener might be aggrieved because of any order or orders issued by the Commission in this proceeding.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2895 Filed 1-30-75;8:45 am]

[Docket No. CP75-207]

UNION GAS SYSTEM, INC. AND CITIES SERVICE GAS CO.

Application

JANUARY 24, 1975.

Take notice that on January 17, 1975, Union Gas System, Inc. (Applicant), P.O. Box 347, Independence, Kansas 67301, filed in Docket No. CP75-207 an application pursuant to Section 7(a) of the Natural Gas Act for an order of the Commission directing Cities Service Gas Company (Respondent) to connect its facilities with those of Applicant to sell and deliver to Applicant 1,560 Mcf of natural gas per day at a point on Respondent's 12-inch transmission line in Chautauqua County, Kansas, and 480 Mcf of gas per day at a point on Respondent's 26-inch transmission line in Montgomery County, Kansas, all as more fully set forth in the application, which is on file with the Commission and open to public inspection.

Applicant states that the subject interconnections are required to improve Applicant's deliverability and service to its customers and to meet declining local production, but that no additional gas will be purchased from Respondent. Peak day and annual requirements for each of the first three years of service at the Chautauqua County delivery point are estimated to be 1,560 Mcf and 127,855 Mcf of gas, respectively. Peak day requirements for each of the first three years of service at the Montgomery County delivery point are estimated to be 480 Mcf of gas and annual requirements at that delivery point for the first year of service are estimated to be 40,880 Mcf of gas. The application indicates that the gas will be used to serve residential and small commercial consumers.

Applicant estimates the cost of plant and equipment to provide service for customers connected to its distribution system at \$38,023, to be financed from funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 14, 1975, file with the Federal Power Commission, Washington, DC, 20426, a petition to intervene or a protest in accordance with the requirements of the

Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 156.9). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-2884 Filed 1-30-75;8:45 am]

FEDERAL RESERVE SYSTEM

FIRST ALABAMA BANCSHARES, INC.

Proposed Acquisition of First Alabama Life Insurance Company

First Alabama Bancshares, Inc., Montgomery, Alabama, has applied pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.4(b)(2) of the Board's Regulation Y, for permission to acquire voting shares of First Alabama Life Insurance Company, Phoenix, Arizona. Notice of the application was published on December 24, 1974 in The Alabama Journal, a newspaper circulated in Montgomery, Alabama, and on December 20, 1974, in The Phoenix Gazette, a newspaper circulated in Phoenix, Arizona.

Applicant states that the proposed subsidiary would engage in the activity of underwriting, as reinsurer, credit life and credit accident and health insurance which is directly related to extensions of credit by its bank holding company system. Such activities have been specified by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Atlanta.

Any views or requests for hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than February 22, 1975.

Board of Governors of the Federal Reserve System, January 22, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-2932 Filed 1-30-75;8:45 am]

FOREIGN CLAIMS SETTLEMENT COMMISSION

CLAIMS AGAINST THE GERMAN DEMOCRATIC REPUBLIC BY NATIONALS OF THE UNITED STATES

Notice of Registration

Notice is hereby given that the Foreign Claims Settlement Commission of the United States is conducting a registration of claims against the German Democratic Republic for property losses including the nationalization, confiscation, or other taking of property of nationals of the United States which occurred prior to or after 1945 in the territory of the German Democratic Republic, commonly referred to as East Germany. The period for this registration begins on February 1, 1975, and ends on July 1, 1975.

This registration is being conducted at the request of the United States Department of State for the purpose of obtaining information for use in negotiations with representatives of the German Democratic Republic for the settlement of property claims as agreed to during discussions preceding the recent establishment of diplomatic relations between the two Governments.

The registration of a claim at this time will not constitute the filing of a formal claim against the German Democratic Republic nor will it ensure that such a claim will be covered by any future agreement. However, failure to register will preclude the presentation of full information in any negotiation.

All interested parties are urged to register their claims on or before the deadline, July 1, 1975. Registration forms and additional information may be obtained by contacting directly the Foreign Claims Settlement Commission, Washington, D.C. 20579.

WAYLAND D. McCLELLAN,
General Counsel.

[FR Doc.75-1922 Filed 1-30-75;8:45 am]

GENERAL ACCOUNTING OFFICE

REGULATORY REPORTS REVIEW

Receipt of Report Proposals

The following requests for clearance of reports intended for use in collecting information from the public were received by the Regulatory Reports Review Staff, GAO, on January 27, 1975. See 44 U.S.C. 3512(c) and (d). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public of such receipt.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with

which the information is proposed to be collected.

Written comments on the proposed forms are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments must be received on or before February 18, 1975, and should be addressed to Mr. Monte Canfield, Jr., Director, Office of Special Programs, United States General Accounting Office, 425 I Street, NW., Washington, D.C. 20548.

Further information about the items on this list may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

CONSUMER PRODUCT SAFETY COMMISSION

Request for review and clearance of a new single time form to be used by trained consumer volunteers to conduct a survey of child resistant closures on products containing sodium and/or potassium hydroxide (oven cleaners, drain cleaners and toilet bowl cleaners) at the retail level. The purpose of this survey is to determine the degree of compliance with Poison Prevention Packaging Regulations and Federal Hazardous Substances Regulations which pertain to these products. The survey will focus on retail outlets which are most likely to be stocking these products, i.e. supermarkets, grocery stores, drug stores, variety department stores. 1500 retail store managers, the respondents in this program, will provide only minimal information in order for the Consumer Deputy Report to be completed. An estimated .25 man-hours are required per response.

NORMAN F. HEYL,
Regulatory Reports
Review Officer.

[FR Doc.75-2947 Filed 1-30-75;8:45 am]

REGULATORY REPORTS REVIEW

Receipt of Report Proposals

The following requests for clearance of reports intended for use in collecting information from the public were received by the Regulatory Reports Review Staff, GAO, on January 23, 1975. See 44 U.S.C. 3512(c) & (d). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public of such receipt.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed forms are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments must be received on or before February 18, 1975, and should be addressed to Mr. Monte Canfield, Jr., Director, Office of Special Programs, United States General Accounting Office, 425 I Street, NW., Washington, D.C. 20548.

Further information about the items on this list may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

FEDERAL COMMUNICATIONS COMMISSION

Request for review and clearance of a new FCC reporting requirement under FCC Rules (Section 15.34)-Certification of Low Power Communication Devices. It is now required that low power communication devices be submitted to the FCC for certification prior to marketing of such devices. A grant of certification will be based on a review of test data and other relevant information as required by FCC Rules (Section 15.34). FCC Form 722, Application for Equipment Certification, must be submitted to the Commission as part of the certification reporting requirements for the certification of low power communication devices as required by FCC Rules (Section 15.34). This certification requirement is mandatory under the Communications Act of 1934 as amended (47 USC 302). Frequency of reporting is on occasion. For each different piece of equipment to be certificated, a separate application must be submitted. FCC estimates 500 applications will be submitted for a one-year period. Potential respondents are manufacturers of low power communication devices and respondent burden is estimated to average 16 man-hours per response.

FEDERAL TRADE COMMISSION

Request for review and clearance of a new single time statistical survey—Corporate Patterns Report Forms S, 1 and 2. The survey will principally collect data on value of shipments in manufacturing by 5-digit product class, sales in nonmanufacturing activities by Standard Industrial Classification, ownership interests of reporting companies in majority-owner companies and minority-interests in domestic manufacturing companies; interests in and activities of joint ventures engaged in domestic manufacturing activities. Reporting is mandatory under the authority of the Federal Trade Commission Act (15 U.S.C. 46). Potential respondents are 1200 companies with largest domestic manufacturing activities during 1972, plus approximately 75 companies which were among the 1,000 largest manufacturing companies of 1950 but no longer ranked among the 1,000 largest companies during 1972. A screening form will also be sent to as many as 300 manufacturing companies and 100 nonmanufacturing companies to determine whether any of these companies were large enough manufacturers in 1972 to have ranked among the 1,000 largest companies. Respondent burden is positively related to the size, industrial diversification, and complexity of corporate structure of the reporting company. FTC estimates that some companies may require as few as four to six man-hours to complete CPR Forms 1 and 2. These would be companies with activities in only two or three product classes in manufacturing and relatively simple corporate structures. At the opposite extreme, some companies may require as

many as 100 man-hours to complete the survey form. FTC pledges confidentiality until January 1, 1976.

NORMAN F. HEYL,
Regulatory Reports
Review Officer.

[FR Doc.75-2948 Filed 1-30-75;8:45 am]

NUCLEAR REGULATORY COMMISSION

[Docket No. P-527-A]

LOUISIANA POWER AND LIGHT CO.

Partial Application for Construction Permits and Facility Licenses: Time for Submission of Views on Antitrust Matters

The Louisiana Power and Light Company, pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed one part of an application, dated December 20, 1974, in connection with their plans to construct and operate two generating units utilizing two high temperature gas-cooled reactors. Each reactor will be designed for initial operation at approximately 3000 megawatts (thermal), with a net electrical output of approximately 1160 megawatts. The facility, designated as the St. Rosalie Generating Station, Units 1 and 2, will be located on the west bank of the Mississippi River at Alliance in Plaquemines Parish, Louisiana. The portion of the application filed contains the information requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

The remaining portion of the application consisting of a Preliminary Safety Analysis Report accompanied by an Environmental Report, pursuant to § 2.101 of Part 2, is expected to be filed in April 1975. Upon receipt of the remaining portions of the application dealing with radiological health and safety and environmental matters, separate notices of receipt will be published by the Commission including an appropriate notice of hearing.

A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545. Docket No. P-527-A has been assigned to the application and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before March 17, 1975.

Dated at Bethesda, Maryland, this 10th day of January 1975.

For the Nuclear Regulatory Commission.

ROBERT A. CLARK,
Chief, Gas Cooled Reactors
Branch, Directorate of Licensing.

[FR Doc.75-1301 Filed 1-15-75;8:45 am]

[Docket No. P-556-A]

OMAHA PUBLIC POWER DISTRICT**Partial Application for Construction Permit and Facility License: Time for Submission of Views on Antitrust Matters**

Omaha Public Power District (the applicant), pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed one part, of an application, dated November 15, 1974, in connection with their plans to construct and operate a pressurized water nuclear reactor to be located at a site near Blair, Nebraska, in Washington County. The portion of the application filed contains the information requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

The remaining portion of the application consisting of a Preliminary Safety Analysis Report accompanied by an Environmental Report pursuant to § 2.101 of Part 2, is expected to be filed during July 1975. Upon receipt of the remaining portions of the application dealing with radiological health and safety and environmental matters, separate notices of receipt will be published by the Commission including an appropriate notice of hearing.

A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW., Washington, D.C., 20545. Docket No. P-556-A has been assigned to the application and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before March 17, 1975.

Dated at Bethesda, Maryland, this 9th day of January 1975.

For the Atomic Energy Commission.

WALTER R. BUTLER,
Chief, Light Water Reactors
Project Branch 1-2, Directorate
of Licensing.

[FR Doc.75-1302 Filed 1-15-75;8:45 am]

[Docket No. P-537-A]

TENNESSEE VALLEY AUTHORITY**Notice of Receipt of Partial Application for Construction Permits and Facility Licenses: Time for Submission of Views on Antitrust Matters**

Tennessee Valley Authority (the applicant), pursuant to Section 103 of the Atomic Energy Act of 1954, as amended, has filed one part of an application, dated December 20, 1974, in connection with its plans to construct and operate two nuclear reactors at a site to be selected in the near future. The portion of the application filed contains the information

requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

The remaining portion of the application consisting of a Preliminary Safety Analysis Report accompanied by an Environmental Report, pursuant to § 2.101 of Part 2, is expected to be filed during October 1975. Upon receipt of the remaining portions of the application dealing with radiological health and safety and environmental matters, separate notices of receipt will be published by the Commission including an appropriate notice of hearing.

A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. 20545. Docket No. P-537-A has been assigned to the application and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before March 24, 1975.

Dated at Bethesda, Maryland, this 13th day of January, 1975.

For the Nuclear Regulatory Commission.

WALTER R. BUTLER,
Chief, Light Water Reactors
Branch 1-2, Directorate of
Licensing.

[FR Doc.75-1823 Filed 1-22-75;8:45 am]

[Docket No. 70-1701]

**NUCLEAR FUEL SERVICES, INC.
(UF PLANT)****Availability of Environmental Report**

Pursuant to the National Environmental Policy Act of 1969 and the regulations of the Commission in 10 CFR Part 51, Nuclear Fuel Services, Inc., has filed an environmental report, docketed October 24, 1974, in support of their application to construct and operate the UF Plant to be located in Ashford Town, Cattaraugus County, New York. The report, which discusses environmental considerations related to the construction and operation of the proposed plant, is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C. 20555. Copies of the report are also available for public inspection in the local public document rooms established at the Memorial Library of Little Valley, Main Street, Little Valley, New York, and at the Town of Concord Public Library, 23 N. Buffalo Street, Springville, New York, and at the following clearinghouses: State Clearinghouse, New York State Office of Planning Services, 488 Broadway, Albany, New York; and the Regional Clearinghouse, Southern

Tier West Regional Planning Board, 15 Main Street, Salamanca, New York.

After the environmental report has been analyzed by the Nuclear Regulatory Commission's staff, a draft environmental statement will be prepared. Upon preparation of the draft environmental statement, the Commission will, among other things, cause to be published in the FEDERAL REGISTER a summary notice of availability of the draft statement, with a request for comments from interested persons on the draft statement. The summary notice will also contain a statement to the effect that comments of Federal agencies, and state and local officials will be made available when received. Upon consideration of comments submitted with respect to the draft environmental statement, the staff will prepare a final environmental statement, the availability of which will be published in the FEDERAL REGISTER.

Dated at Bethesda, Maryland, this 24th day of January, 1975.

For the Nuclear Regulatory Commission.

RICHARD B. CHITWOOD,
Chief, Technical Support Branch,
Office of Nuclear Material
Safety and Safeguards.

[FR Doc.75-2835 Filed 1-30-75;8:45 am]

[Docket No. P-351-A]

**PUBLIC SERVICE COMPANY OF
OKLAHOMA****Receipt of Partial Application for Construction Permits and Facility Licenses: Time for Submission of Views on Antitrust Matters**

Public Service Company of Oklahoma (the applicant), pursuant to section 103 of the Atomic Energy Act of 1954, as amended, has filed one part of an application, dated November 20, 1974, in connection with its plans to construct and operate two boiling water reactors in Rogers County, Oklahoma, near the town of Inola. The portion of the application filed contains the information requested by the Attorney General for the purpose of an antitrust review of the application as set forth in 10 CFR Part 50, Appendix L.

The remaining portion of the application consisting of a Preliminary Safety Analysis Report accompanied by an Environmental Report pursuant to § 2.101 of Part 2, is expected to be filed during August 1975. Upon receipt of the remaining portions of the application dealing with radiological health and safety and environmental matters, separate notices of receipt will be published by the Commission including an appropriate notice of hearing.

A copy of the partial application is available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C. 20545 and at the Local Public Document Room, Tulsa City-County Library, Tulsa, Oklahoma 74102. Docket No. P-351-A has been assigned to the applica-

tion and it should be referenced in any correspondence relating to it.

Any person who wishes to have his views on the antitrust matters of the application presented to the Attorney General for consideration should submit such views to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Chief, Office of Antitrust and Indemnity, Directorate of Licensing, on or before March 18, 1975.

Dated at Bethesda, Maryland, this 9th day of January, 1975.

For the Atomic Energy Commission.

WALTER R. BUTLER,
Chief, Light Water Reactors
Branch 1-2, Directorate of
Licensing.

[FR Doc.75-1355 Filed 1-16-75;8:45 am]

REGULATORY GUIDES

Notice of Issuance and Availability

The Nuclear Regulatory Commission has issued three new guides in its Regulatory Guide Series. This series has been developed to describe and make available to the public methods acceptable to the NRC staff of implementing specific parts of the Commission's regulations, and, in some cases, to delineate techniques used by the staff in evaluating specific problems or postulated accidents and to provide guidance to applicants concerning certain of the information needed by the staff in its review of applications for permits and licenses.

Regulatory Guide 1.70.19, "Information for Safety Analysis Reports—Steam Generators;" Regulatory Guide 1.70.20, "Information for Safety Analysis Reports—Reactor Coolant Pressure Boundary Materials and Inservice Inspection;" and Regulatory Guide 1.70.21, "Information for Safety Analysis Reports—Reactor Vessels," identify information that is needed in safety analysis reports at the construction permit and operating license stages of review.

These guides are three of a number being issued in the 1.70.X series to identify information that has often been missing from applicants' safety analysis reports or to present revisions necessary to make a portion of the "Standard Format and Content of Safety Analysis Reports for Nuclear Power Plants," Revision 1, October 1972 (Regulatory Guide 1.70), consistent with the appropriate Standard Review Plan. Standard Review Plans (SRPs) are being prepared by the NRC staff for the guidance of staff reviewers who perform the detailed safety review of applications to construct or operate nuclear power plants. A primary purpose of SRPs is to improve the quality and uniformity of staff reviews and to provide a

well-defined base from which to evaluate proposed changes in the scope and requirements of reviews. A complete Revision 2 of the Standard Format incorporating the changes presented in this 1.70.X series will be issued following completion of publication of the SRPs.

Comments and suggestions in connection with improvements in all published guides are encouraged at any time. Public comments on Regulatory Guides 1.70.19, 1.70.20, and 1.70.21 will, however, be particularly useful in developing the forthcoming revision of the Standard Format if received by March 31, 1975.

Comments should be sent to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section.

Regulatory Guides are available for inspection at the Commission's Public Document Room 1717 H Street NW., Washington, D.C. Requests for single copies of issued guides (which may be reproduced) or for placement on an automatic distribution list for single copies of future guides should be made in writing to the Director of Standards Development, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555. Telephone requests cannot be accommodated. Regulatory Guides are not copyrighted and Commission approval is not required to reproduce them.

(5 U.S.C. 522(a))

Dated at Rockville, Md. this 23rd day of January 1975.

For the Nuclear Regulatory Commission.

ROBERT B. MINOGUE,
Acting Director
of Standards Development.

[FR Doc.75-2944 Filed 1-30-75;8:45 am]

VETERANS ADMINISTRATION

ADVISORY COMMITTEES

Charter Renewals

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Pub. L. 92-463), the Veterans Administration announces the renewal by the Administrator of Veterans Affairs the following committees for an additional period of two years.

Name of committee	Original expiration date	New expiration date
Education and Training Review Panel	Dec. 31, 1974	Dec. 31, 1976
Career Development Committee	Jan. 4, 1975	Jan. 4, 1977

Dated: January 24, 1975.

[SEAL] R. L. ROUEBUSH,
Administrator.

[FR Doc.75-2933 Filed 1-30-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

MEXICAN FM RADIO

Official List of Stations Within 200 Miles of Mexican-U.S.A. Border

JANUARY 15, 1975.

An official list of Mexican FM Radio Stations within 200 miles of the Mexican-U.S.A. border, has been issued by the FCC. Compiled from information supplied by the Department of Radio Frequencies of Mexico, the list reflects all additions, changes, corrections, and deletions made up to September 1, 1974.

Further additions, changes, corrections, and deletions will be issued as reported to the Commission by the Mexican Department of Radio Frequencies.

Copies of the list may be obtained from ABS Duplicators, Inc., 1732 Eye Street, NW, Washington, D.C. 20006, Telephone (202) 298-5537.

The attached list of Mexican FM Radio Station Assignments contains details supplied by the Department of Radio Frequencies of Mexico in accordance with Sections B and C, Article 12, Part VI of the Agreement between the Mexican United States and the United States of America, concerning frequency modulation broadcasting in the 88 to 108 MHz band.

The list reflects all the additions, changes, corrections and deletions notified to the Commission up to the above date and supersedes the previous Initial List which is included in the Agreement. Further additions, changes, corrections and deletions will be issued as reported to the Commission by the Mexican Department of Radio Frequencies.

Official list of assignments in Mexico, in accordance with sections B and C, Article 12, Part VI, of the agreement between the Mexican United States and the United States of America, concerning frequency modulation broadcasting in the 88 to 108 MHz band, signed in Washington, D.C., November 9, 1972.

MHz—Megahertz
kW—Kilowatt
ERP—Effective radiated power
H—Horizontal polarization
V—Vertical polarization
AHAAT—Height of the radiation center of the antenna above average terrain (2-10 miles)
MSL—Height of the radiation center of the antenna above mean sea level
ND—Omnidirectional or nondirectional antenna
DA—Directional antenna
PO—Present operation
PN—Previously notified but not implemented
VIDE—See the assignment on

MEXICAN FM RADIO ASSIGNMENT: WITHIN 200 MILES OF THE UNITED STATES

(Listed by Channel)

List Number 1:

SEPTEMBER 1, 1974.

Call sign	Location	Effective radiated power (kW)	Class	Directivity	Antenna		Expected commencement date of operation
					Height above m.s.l. (feet)	Height above terrain (feet)	
CHANNEL No. 210 (89.0 MHz)							
XIIFB-FM	Mexicali, B.C., N. 32°40'02", W. 115°20'58"	0.9 (H+V)	B	ND	111.59	111.59	Feb. 5, 1975.
CHANNEL No. 211 (90.1 MHz)							
XHXL-FM	Monterrey, N.L., N. 25°38'10", W. 100°19'10"	1.632 (H+V)	A	ND	2,011.87	-246.15	Now in operation.
CHANNEL No. 212 (90.3 MHz)							
XIHS-FM	Tijuana, B.C., N. 32°34'24.6", W. 117°00'35.2"	93.12 (H+V)	C	DA	876.29	456.20	Do.
CHANNEL No. 216 (91.1 MHz)							
XETRA-FM	Tijuana, B.C., N. 32°31'37", W. 117°02'24"	100 (H)	C	DA	1,982.33	805.73	Do.
CHANNEL No. 218 (91.5 MHz)							
XIJC-FM	Mexicali, B.C., N. 32°40'00", W. 115°27'00"	0.393 (H+V)	B	ND	130.62	104.37	Jan. 10, 1975.
CHANNEL No. 220 (91.9 MHz)							
XIEC-FM	Saltinas, Coah., N. 27°50'34", W. 100°59'22"	4 (H+V)	B	ND	1,247.16	101.74	Now in operation.
CHANNEL No. 222 (92.3 MHz)							
XHMMF-FM	Mexicali, B.C., N. 32°40'00", W. 115°27'00"	18.45 (H+V)	B	ND	164.1	70.89	June 3, 1975.
CHANNEL No. 223 (92.5 MHz)							
XHRM-FM	Tijuana, B.C., N. 32°31'25", W. 117°03'56"	4.6 (H+V)	B	ND	549.74	203.48	Now in operation.
XHSRO-FM	Monterrey, N.L., N. 25°40'33", W. 100°18'32"	6.5 (H+V)	B	ND	1,906.68	-121.96	Do.
CHANNEL No. 227 (93.3 MHz)							
XHQQ-FM	Monterrey, N.L., N. 25°36'00", W. 100°19'00"	2.4 (H+V)	B	ND	3,807.12	518.56	Do.
CHANNEL No. 231 (94.1 MHz)							
XET-FM	Monterrey, N.L., N. 25°41'14.7", W. 100°18'49.4"	1.9475 (H) 1.994 (V)	B	ND	2,231.76	79.75	Do.
XHNOE-FM	Nuevo Laredo, Tams., N. 27°29'14", W. 99°30'01"	0.890 (H+V)	A	ND	502.15	100.10	Do.
CHANNEL No. 233 (94.5 MHz)							
XHTY-FM	Tijuana, B.C., N. 32°31'37", W. 117°02'24"	3.3	A2	ND	597.32	182.97	Feb. 15, 1975.
XHTA-FM	Piedras Negras, Coah., N. 28°42'35", W. 100°31'05"	0.885	A	ND	833.63	111.59	July 10, 1975.
CHANNEL No. 234 (94.7 MHz)							
XHRP-FM	Saltillo, Coah., N. 25°26'37", W. 100°39'22"	2.964 (H+V)	A	ND	5,375.92	-358.46	Now in operation.
CHANNEL No. 235 (94.9 MHz)							
XHNL-FM	Monterrey, N.L., N. 25°40'11", W. 100°18'26"	6.085 (H+V)	A	ND	1,620.98	-304.36	Mar. 15, 1975.
CHANNEL No. 238 (95.5 MHz)							
XHRG-FM	Cd. Acuna, Coah., N. 29°13'23", W. 100°55'51"	3.690 (H+V)	B	ND	1,099.47	156.58	Jan. 1, 1975.
CHANNEL No. 239 (95.7 MHz)							
XHRK-FM	Monterrey, N.L., N. 25°40'11", W. 100°18'26"	0.850 (H)	B	ND	1,784.07	-567.79	Now in operation.
XHQS-FM	Tijuana, B.C., N. 32°31'37", W. 117°02'24"	2.82 (H+V)	A	ND	731.89	295.38	Feb. 2, 1975.
CHANNEL No. 247 (97.3 MHz)							
XHSR-FM	Monterrey, N.L., N. 25°40'11", W. 100°18'26"	18.800 (H+V)	B	ND	1,822.89	-345.59	Jan. 15, 1975.
CHANNEL No. 251 (98.1 MHz)							
XHRL-FM	Monterrey, N.L., N. 25°39'03", W. 100°18'38"	10 (H+V)	A	ND	2,536.0	-469.33	Now in operation.
CHANNEL No. 252 (98.3 MHz)							
XHPX-FM	Cd. Juárez, Chih., N. 28°38'12", W. 106°04'40"	4.00 (H+V)	C	ND	3,810.40	-101.74	Do.
CHANNEL No. 255 (98.9 MHz)							
XHQF-FM	Tijuana, B.C., N. 32°31'37", W. 117°02'24"	3.625 (H+V)	A	ND	293.90	115.76	Feb. 15, 1975.
XHJD-FM	Monterrey, N.L., N. 25°40'11", W. 100°18'26"	3.45 (H+V)	B	ND	2,500.13	-135.32	June 15, 1975.
CHANNEL No. 256 (99.1 MHz)							
XHSL-FM	Piedras Negras, Coah., N. 28°42'36", W. 100°31'07"	0.909 (H+V)	A	ND	862.51	107.32	Jan. 2, 1975.
CHANNEL No. 257 (99.3 MHz)							
XHNK-FM	Nuevo Laredo, Tams., N. 27°29'34", W. 99°30'29"	0.850 (H+V)	B1	ND	564.50	147.69	Now in operation.
CHANNEL No. 258 (99.5 MHz)							
XHMS-FM	Monclova, Coah., N. 26°54'14" W. 101°25'08"	0.388 (H+V)	B	ND	2,034.84	-200.20	Do.

Call sign	Location	Effective radiated power (kW)	Class	Antenna		Expected commencement date of operation
				Directivity	Height above terrain (feet)	
CHANNEL No. 259 (99.7 MHz)						
XHPL-FM	Cd. Acuna, Coah., N. 29°19'33", W. 100°55'51"	0.823 (H+V)	A	ND	722.04	70.07 Do.
XHSP-FM	Monterrey, N.L., N. 25°40'01", W. 100°18'55"	1.800 (H+V)	B	ND	1,913.97	-403.83 Do.
CHANNEL No. 260 (99.9 MHz)						
XHSG-FM	Piedras Negras, Coah., N. 28°42'26", W. 100°31'07"	0.392 (H+V)	A	ND	833.32	132.92 Apr. 10, 1975.
CHANNEL No. 262 (100.3 MHz)						
XHTF-FM	Monclova, Coah., N. 26°54'14", W. 101°23'08"	0.363 (H+V)	A	ND	2,195.12	-152.25 Now in operation.
CHANNEL No. 263 (100.5 MHz)						
XHMG-FM	Monterrey, N.L., N. 25°40'04", W. 100°18'31"	3.813 (H+V)	A	ND	1,785.08	-394.36 Do.
CHANNEL No. 264 (100.7 MHz)						
XHII-FM	Cd. Juarez, Chih., N. 31°57'18", W. 106°28'11"	0.286 (H+V)	C	ND	3,774.3	-137.52 Do.
CHANNEL No. 267 (101.3 MHz)						
XHIL-FM	Monterrey, N.L., N. 25°40'38", W. 100°19'24"	3.334 (H+V)	B	ND	1,806.74	-431.58 Feb. 20, 1975.
CHANNEL No. 268 (101.5 MHz)						
XHML-FM	Matamoros, Tama., N. 25°32'45", W. 97°31'09"	3.348 (H+V)	A	ND	208.51	170.95 Now in operation.
CHANNEL No. 270 (101.9 MHz)						
XHPF-FM	Mexicali, B.C., N. 32°40'00", W. 115°27'02"	1 (H+V)	B	ND	147.69	147.03 June 15, 1975.
CHANNEL No. 274 (102.7 MHz)						
XHQT-FM	Nogales, Son., N. 31°19'50", W. 110°56'40"	4.0 (H+V)	B	ND	4,086.09	-378.97 Feb. 2, 1975.
CHANNEL No. 277 (103.3 MHz)						
XHVG-FM	Mexicali, B.C., N. 32°40'00", W. 115°27'00"	6.568 (H+V)	B	ND	158.95	138.80 Now in operation.
CHANNEL No. 278 (103.5 MHz)						
XHEM-FM	Cd. Juarez, Chih., N. 31°44'19", W. 106°29'12"	2.302 (H+V)	A	ND	3,918.38	-17.36 Do.
XHRZ-FM	Nogales, Son., N. 31°19'28", W. 110°56'47"	0.940 (H+V)	B	ND	4,078.87	-93.14 Do.
CHANNEL No. 282 (104.3 MHz)						
XHTO-FM	Cd. Juarez, Chih., N. 31°44'19", W. 106°29'15"	9.400 (H+V)	B	ND	607.99	-117.17 Do.
CHANNEL No. 283 (104.5 MHz)						
XHERS-FM	Tijuana, B.C., N. 32°34'24.6", W. 117°00'35.2"	57.295 (H+V)	B1	ND	790.47	351.17 Do.
CHANNEL No. 285 (104.9 MHz)						
XHMC-FM	Mexicali, B.C., N. 32°40'02", W. 115°26'58"	579 (H+V)	A	ND	213.33	180.51 Jan. 15, 1975.
CHANNEL No. 286 (105.1 MHz)						
XHIM-FM	Cd. Juarez, Chih., N. 31°44'19", W. 106°29'15"	0.94 (H+V)	A	ND	3,931.51	-17.36 May 15, 1975.
CHANNEL No. 288 (105.5 MHz)						
XHRE-FM	Piedras Negras, Coah., N. 28°42'24", W. 100°31'09"	1.888 (H+V)	B	ND	833.32	106.99 Now in operation.
CHANNEL No. 290 (105.9 MHz)						
XHGH-FM	Cd. Juarez, Chih., N. 31°44'19", W. 106°29'13"	3.306 (H+V)	B	ND	3,872.76	-223.18 Feb. 10, 1975.
CHANNEL No. 291 (106.1 MHz)						
XHSU-FM	Chihuahua, Chih., N. 28°38'10", W. 106°04'23"	0.956 (H+V)	C	ND	4,793.13	-99.90 Now in operation.
CHANNEL No. 295 (106.9 MHz)						
XHPJ-FM	Monterrey, N.L., N. 25°40'40", W. 100°17'11"	0.850 (H+V)	B	ND	1,764.07	-507.79 May 2, 1975.
CHANNEL No. 297 (107.3 MHz)						
XHFG-FM	Tijuana, B.C., N. 32°31'37", W. 117°02'24"	4.550 (H+V)	A	ND	1,411.26	984.6 Mar. 1, 1975.

WALLACE E. JOHNSON,
Chief, Broadcast Bureau, Federal Communications Commission.

[FR Doc. 75-2797 Filed 1-30-75; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice No. 686]

ASSIGNMENT OF HEARINGS

JANUARY 28, 1975.

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 appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested. No amendments will be entertained after the date of this publication.

- MC 3647 Sub 448, Transport of New Jersey, now being assigned continued hearing March 19, 1975 (2 days), at Newark, N.J.; in a hearing room to be designated later.
- MC 127274 Sub 44, Sherwood Trucking, Inc., now being assigned March 24, 1975 (1 day), at Chicago, Illinois; in a hearing room to be designated later.
- MC 128375 Sub 112, Crete Carrier Corp., now being assigned March 25, 1975 (2 days), at Chicago, Illinois; in a hearing room to be designated later.
- MC 119656 Sub 27, North Express, Inc., now being assigned March 27, 1975 (2 days), at Chicago, Illinois; in a hearing room to be designated later.
- MC 109533 (Sub-No. 60), Overnite Transportation Company, now being assigned March 10, 1975, at Hagerstown, Maryland, at The Venus Motel, 431 Dual Highway.
- FF-347 (Sub-No. 1), Sal, Inc., now assigned February 4, 1975, at Chicago, Ill., postponed indefinitely.
- MC 52709 Sub 324, Ringsby Truck Lines, Inc., now assigned February 5, 1975, at Denver, Colo., is postponed to March 17, 1975 (1 week), at Denver, Colo.; in a hearing room to be later designated.

[SEAL] ROBERT L. OSWALD,
Secretary.
[FR Doc.75-2952 Filed 1-30-75;9:45 am]

FOURTH SECTION APPLICATION FOR RELIEF

JANUARY 28, 1975.

An application, as summarized below, has been filed requesting relief from the requirements of Section 4 of the Interstate Commerce Act to permit common carriers named or described in the application to maintain higher rates and charges at intermediate points than those sought to be established at more distant points.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

FSA No. 42930—*Joint Water-Rail Container Rates—Seatrain International, S. A.* Filed by Seatrain International, S. A. (No. 14), for itself and interested rail carriers. Rates on general commodities, between rail terminals on the U.S.

Pacific, Gulf, and Atlantic Coasts, and ports in the United Kingdom, Continental Europe, Japan, and Taiwan.

Grounds for relief—Water competition. Tariffs—Seatrain International, S. A., tariffs I.C.C. Nos. 3, 16, and 17; also I.C.C. No. 2 (Seatrain Pacific S. A. Series).

Rates are published to become effective on February 16, 1975.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.
[FR Doc.75-2957 Filed 1-30-75;8:45 am]

[No. 36108]

LOUISIANA INTRASTATE RAIL FREIGHT Rates and Charges, 1974

JANUARY 28, 1975.

By a joint petition authorized under section 13(3) of the Interstate Commerce Act, filed December 17, 1974, petitioners, sixteen common carriers by railroad¹ subject to Part I of the Interstate Commerce Act and also operating in intrastate commerce in the State of Louisiana, request that this Commission institute an investigation of their Louisiana intrastate freight rates and charges on bagasse, raw sugar and sugar cane under sections 13 and 15a of the Interstate Commerce Act, wherein they will seek an order authorizing them to increase such rates and charges in the same amounts approved for interstate application by this Commission in Ex Parte No. 295, Increased Freight Rates and Charges, 1973, 344 I.C.C. 589 (1973).

On March 13, 1974, the Louisiana Public Service Commission approved an increase on Louisiana intrastate rail freight rates and charges corresponding to the increases approved for interstate application in Ex Parte No. 295, except on the commodities of bagasse, raw sugar and sugar cane.

Under section 13(4) of the Interstate Commerce Act and judicial authority² this Commission is directed to institute an investigation of the lawfulness of intrastate rail freight rates and charges upon the filing of a petition by the carrier concerned pursuant to section 13(3) of the Interstate Commerce Act, regardless of the prior or pending consideration

¹ Alabama Great Southern Railroad; Arkansas & Louisiana Missouri Railway Company; Chicago, Rock Island & Pacific Railroad Company; Atchison, Topeka and Santa Fe Railway Company; Illinois Central Gulf Railroad Company; Kansas City Southern Railway Company; Louisiana & Arkansas Railway Company; Louisiana Southern Railway Company; Louisville and Nashville Railroad Company; Missouri Pacific Railroad Company; New Orleans & Lower Coast Railroad Company; New Orleans Terminal Company; St. Louis Southwestern Railway Company; Southern Pacific Transportation Company; The Texas & Pacific Railway Company; and Tremont & Gulf Railway Company.

² See *Intrastate Freight Rates and Charges*, 1969, 339 I.C.C. 670 (1971) aff'd sub nom. State of N.C. ex rel. North Carolina Utilities Com'n. v. I.C.C., 347 F. Supp. 103 (E.D.N.C., 1972), aff'd sub nom. North Carolina Utilities Commission et al. v. Interstate Commerce Commission, et al. 410 U.S. 919 (1973).

of such rate and charges by any State agency.

Petitioners contend that the Louisiana intrastate freight rates and charges on bagasse, raw sugar and sugar cane do not and will not contribute their fair share of revenues required by the carriers to meet increased expenses and costs incurred in handling all traffic and cause unjust discrimination against and an undue burden on interstate commerce, in violation of section 13 of the Interstate Commerce Act, to the extent those rates and charges do not include the increases authorized in Ex Parte No. 295 on the involved commodities.

Wherefore, and good cause appearing therefor:

It is ordered, That the petition be, and it is hereby, granted; and that an investigation, under sections 13 and 15a of the Interstate Commerce Act, be, and it is hereby, instituted to determine whether the Louisiana intrastate rail freight rates in any respect cause any unjust discrimination against or any undue burden on interstate or foreign commerce, or cause undue or unreasonable advantage, preference or prejudice as between persons and localities in intrastate commerce and those in intrastate or foreign commerce, or are otherwise unlawful, by reason of the failure of such rates and charges to include the increases on bagasse, raw sugar and sugar cane authorized for interstate application by this Commission in Ex Parte No. 295; and to determine if any rates or charges, or maximum or minimum charges, or both, shall be prescribed to remove any unlawful advantage, preference, discrimination, undue burden or other violation of the law found to exist.

It is further ordered, That all carriers by railroad operating in the State of Louisiana, subject to the jurisdiction of this Commission, be, and they are hereby, made respondents in this proceeding.

It is further ordered, That all persons who wish to actively participate in this proceeding and to file and receive copies of pleadings shall make known that fact by notifying the Office of Proceedings, Room 5342, Interstate Commerce Commission, Washington, D.C. 20423, on or before 15 days from the Federal Register publication date. Although individual participation is not precluded, to conserve time and to avoid unnecessary expense, persons having common interests should endeavor to consolidate their presentations to the greatest extent possible. The Commission desires participation only of those who intend to take an active part in the proceeding.

It is further ordered, That as soon as practicable after the date of indicating a desire to participate in the proceeding has passed, the Commission will serve a list of the names and addresses of all persons upon whom service of all pleadings must be made and that thereafter this proceeding will be assigned for oral hearing or handling under modified procedure.

And it is further ordered, That a copy of this order be served upon each of the petitioners herein; that the State of Louisiana be notified of the proceeding by sending copies of this order and of the instant petition by certified mail to the Governor of the State of Louisiana and the Louisiana Public Service Commission, Baton Rouge, Louisiana; and that further notice of this proceeding be given to the public by depositing a copy of this order in the office of the Secretary of the Interstate Commerce Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register, for publication in the FEDERAL REGISTER.

This is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

By the Commission, Division 2.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-2956 Filed 1-30-75;8:45 am]

[Ex Parte 299]

INCREASE IN FREIGHT RATES AND CHARGES TO OFFSET RETIREMENT TAX INCREASES, 1973

Order

JANUARY 28, 1975.

It appearing, That pursuant to section 15a (4) (b) of the Interstate Commerce Act, the Commission has approved an interim increase of 2.8 percent in the railroad petitioners' general level of rates and charges to offset increased expenses experience as a result of the Railroad Retirement Amendments of 1973, Pub. L. 93-69, 87 Stat. 162;

It further appearing, That the order served January 8, 1975, in this proceeding, the Class I line haul railroad petitioners were directed to file by February 10, 1975, certain data and information relating to the said increases in rates and charges;

And it further appearing, That on January 13, 1975, the railroads filed a request for extension of time, partial grant of which is justified, due to the filing dates for source materials from which the required data will be obtained;

Wherefore, and for good cause:

It is ordered, That the Class I line-haul railroad petitioners are directed to file, by March 14, 1975, the data and information required in the first ordering paragraph of the said order served January 8, 1975.

And it is further ordered, That notice of the entry of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission and by filing a copy with the

Office of the Federal Register for publication therein.

This is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969 (See Environmental Threshold Assessment Survey issued in this proceeding and Ex Parte No. 303 Increased Freight Rates and Charges, 1974, Nationwide, on December 3, 1974, and attached as an appendix to our order in Ex Parte No. 303 served December 4, 1974). Nor will the proposed action, limited as it is to the application of the Railroad Retirement Amendments of 1973, Pub. L. 93-69, 87 Stat. 162, serve as a precedent for Commission action not directly related to the Railroad Retirement Amendments of 1973.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-2955 Filed 1-30-75;8:45 am]

[Ex Parte No. 279]

PUBLIC OFFERINGS

Securities Regulations; Correction

JANUARY 21, 1975.

The Report of the Commission on Reconsideration decided August 6, 1974, and reported at 347 I.C.C. 443, was published with several inadvertent omissions and typographical errors. The correct text is set forth below with appropriate item references and pages of the printed report.

1. Item 7(d) (1), page 477, should read:

The financial representations contained in the offering circular should conform to generally accepted principles of accounting. The form and content of the financial representations shall conform to Regulation S-X and the Accounting Series Releases of the Securities and Exchange Commission, unless the Commission has published a ruling making Regulation S-X or the Accounting Series Releases inapplicable to all or part of the financial representations in the offering circular. Where generally accepted accounting principles permit the presentation of an item using alternative methods of computation, and one of such alternatives is prescribed by the Commission's Uniform System of Accounts, 49 CFR 1200-1219, the item should be computed in accordance with the Uniform System of Accounts. Where there is a dissimilarity between a figure included in the offering circular which is accounted for pursuant to generally accepted accounting principles and the figure which would be produced under the Uniform System of Accounts, the difference should be explained by footnoting the item under consideration. The footnote should fully disclose the effect of the use of generally accepted accounting principles rather than the Uniform System of Accounts, with each individual item affected, including net income, computed in accordance with the Uniform

System of Accounts. Any such footnote should be in language which adequately explains the reason for the difference.

2. The word "registered" in the third sentence of item XII.3., page 486, line 13, should be changed to "issued".

3. The words "to item" should be inserted in item XVIII(b), page 492, line 5, in order to read: "(b) Any security holder named in answer to item XVII (a); or".

4. The first paragraph of item XIX, page 493, should read:

XIX. OTHER FINANCIAL STATEMENTS

These instructions specify the financial statements required to be filed as a part of the offering circular. The financial statements should also conform to the instructions in item 7(d) (1). If the profit and loss statements and retained earnings statements required below are included in their entirety in the summary of earnings required by item XII hereof, the statements so included need not be otherwise included in the offering circular.

5. Item XIX.A.2., page 493, should read:

2. Profit and loss statements of the applicant.—The applicant shall file in columnar form a profit and loss statement for each of the 3 fiscal years preceding the date of the latest balance sheet filed, and for the period, if any, between the close of the latest of such fiscal years and the date of the latest balance sheet filed. These statements shall be certified up to the date of the latest certified balance sheet filed.

6. The following paragraph should be inserted after item XIX.A.3. and before item XIX.B., page 494:

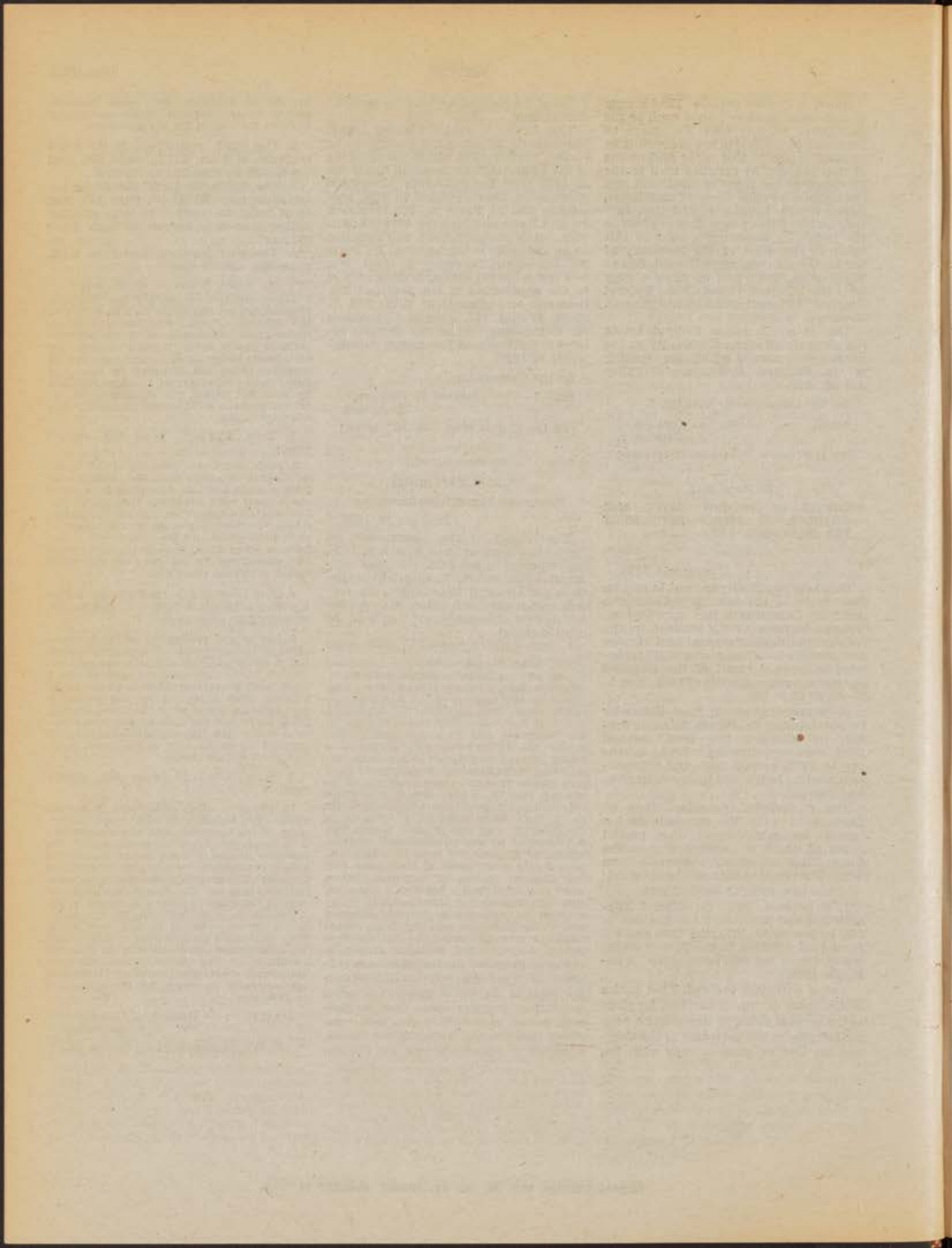
4. Source and application of funds statement of the applicant.—The applicant shall file in columnar form a source and application of funds statement for each of the 3 fiscal years preceding the date of the latest balance sheet filed, and for the period, if any, between the close of the latest of such fiscal years and the date of the latest balance sheet filed. These statements shall be certified up to the date of the latest certified balance sheet filed.

7. Item XIX.D.16., page 496, should read:

16. Filing of other statements in certain cases.—The Commission may, upon the request of the applicant, and where consistent with the protection of investors, permit the omission of one or more of the statements herein required or the filing in substitution thereof of appropriate statements of comparable character. The Commission may also require the filing of other statements in addition to, or in substitution for the statements herein required in any case where such statements are necessary or appropriate for an adequate presentation of the financial condition of any person whose financial statements are required, or whose statements are otherwise necessary for the protection of investors.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-2954 Filed 1-30-75;8:45 am]



federol register

FRIDAY, JANUARY 31, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 22

PART II



DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development



HEAD START PROGRAMS

Proposed Performance Standards

DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE

Office of Human Development

[45 CFR Part 1304]

HEAD START PROGRAMS

Proposed Performance Standards for Operation by Grantees and Delegate Agencies

Notice is hereby given that the Secretary of Health, Education, and Welfare proposes to issue regulations prescribing goals, component objectives and program performance standards for the operation of Head Start programs by grantee and delegate agencies and for their enforcement. The standards are designed and intended to inform grantees and delegate agencies of basic program requirements and to enable them to achieve component objectives and program goals. The standards apply to the four basic components of the Head Start program, i.e., Education Services, Health Services (including Medical and Dental, Mental Health and Nutrition), Social Services, and Parent Involvement. To accomplish this it is proposed to add Part 1304 to Chapter XIII, Subtitle B, Title 45, Code of Federal Regulations.

The performance standards reflect more than seven years experience with prior requirements and field testing of changes and innovations during FY 1973-1974. They pertain to the methods and processes by which Head Start programs meet the needs of children as distinguished from measuring the outcomes or performances of children.

Proposed subpart A sets forth overall goals of Project Head Start, the necessary implementation of the performance standards including the identifying and remedying of deficiencies, methods of assistance and enforcement by Office of Child Development, and time for compliance.

Proposed subpart B covers the objectives and performance standards for the Education Services component of a Head Start program.

Proposed subpart C covers the objectives and performance standards for the Health Services component of a Head Start program.

Proposed subpart D covers the objectives and performance standards for the Social Services component of a Head Start program.

Proposed subpart E covers the objectives and performance standards for the Parent Involvement component of a Head Start program.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed Part 1304 to the Acting Director, Office of Child Development, Department of Health, Education, and Welfare, 400 6th Street, SW, Washington, D.C. 20201, on or before March 3, 1975. All written submissions made pursuant to this notice will be made available for public inspection in Room 2030 of the Office of Child Development at the above address on Monday through Friday of each week

from 9 a.m. to 5:30 p.m. (area code 202 755-7518).

(Catalog of Federal Domestic Assistance Programs No. 13.600, Child Development—Head Start)

Dated: January 27, 1975.

CASPER W. WEINBERGER,
Secretary.

Subtitle B of 45 CFR Chapter XIII is amended by adding Part 1304 as follows:

Subpart A—General

- | | |
|----------|---|
| Sec. | |
| 1304.1-1 | Purpose and application. |
| 1304.1-2 | Definitions. |
| 1304.1-3 | Head start program goals. |
| 1304.1-4 | Performance standards plan development. |
| 1304.1-5 | Performance standards implementation and enforcement. |

Subpart B—Education Services Objectives and Performance Standards

- | | |
|----------|--|
| 1304.2-1 | Education services objectives. |
| 1304.2-2 | Education services plan content: operations. |
| 1304.2-3 | Education services plan content: facilities. |

Subpart C—Health Services Objectives and Performance Standards

- | | |
|-----------|---|
| 1304.3-1 | Health services general objectives. |
| 1304.3-2 | Health Services Advisory Committee. |
| 1304.3-3 | Medical and dental history, screening, and examination. |
| 1304.3-4 | Medical and dental treatment. |
| 1304.3-5 | Medical and dental records. |
| 1304.3-6 | Health education. |
| 1304.3-7 | Mental health objectives. |
| 1304.3-8 | Mental health services. |
| 1304.3-9 | Nutrition objectives. |
| 1304.3-10 | Nutrition services. |

Subpart D—Social Services Objectives and Performance Standards

- | | |
|----------|-------------------------------|
| 1304.4-1 | Social services objectives. |
| 1304.4-2 | Social services plan content. |

Subpart E—Parent Involvement Objectives and Performance Standards

- | | |
|----------|---|
| 1304.5-1 | Parent involvement objectives. |
| 1304.5-2 | Parent involvement plan content; parent participation policy. |
| 1304.5-3 | Parent involvement plan content; enhancing development of parenting skills. |
| 1304.5-4 | Parent involvement plan content; communications among program management, program staff, and parents. |

AUTHORITY: Sec. 602(n), 79 Stat. 530 (42 U.S.C. 2942(n)); Delegation of Authorities to Secretary of Health, Education, and Welfare, 34 FR 11,808.

Subpart A—General

§ 1304.1-1 Purpose and application.

This part sets out the goals of the Head Start program as they may be achieved by the combined attainment of the objectives of the basic components of the program, with emphasis on the program performance standards necessary and required to attain those objectives. With the required development of plans covering the implementation of the performance standards, grantees and delegate agencies will have firm bases for operations most likely to lead to demonstrable benefits to children and their families. While compliance with the performance standards is required as a condition of Federal Head Start funding, it

is expected that the standards will be largely self-enforcing. This part applies to all Head Start grantees and delegate agencies.

§ 1304.1-2 Definitions.

As used in this part:

(a) The term "OCD" means the Office of Child Development, Office of Human Development in the U.S. Department of Health, Education, and Welfare, and includes appropriate regional office staff.

(b) The term "responsible HEW official" means the official who is authorized to make the grant of assistance in question, or his designee.

(c) The term "Director" means the Director of the Office of Child Development.

(d) The term "grantee" means the public or private non-profit agency which has been granted assistance by OCD to carry on a Head Start program.

(e) The term "delegate agency" means a public or private nonprofit organization or agency to which a grantee has delegated the carrying on of all or part of its Head Start program.

(f) The term "goal" means the ultimate purpose or interest toward which total Head Start program efforts are directed.

(g) The term "objective" means the ultimate purpose or interest toward which Head Start program component efforts are directed.

(h) The term "program performance standards" or "performance standards" means the Head Start program functions, activities and facilities required and necessary to meet the objectives and goals of the Head Start program as they relate directly to children and their families.

(i) The term "handicapped children" means mentally retarded, hard of hearing, deaf, speech impaired, visually handicapped, seriously emotionally disturbed, crippled, or other health impaired children who by reason thereof require special education and related services.

§ 1304.1-3 Head Start Program goals.

(a) The Head Start Program is based on the premise that all children share certain needs, and that children of low income families, in particular, can benefit from a comprehensive developmental program to meet those needs. The Head Start program approach is based on the philosophy that:

(1) A child can benefit most from a comprehensive, interdisciplinary program to foster development and remedy problems as expressed in a broad range of services, and that

(2) The child's entire family, as well as the community must be involved. The program should maximize the strengths and unique experiences of each child. The family, which is perceived as the principal influence on the child's development, must be a direct participant in the program. Local communities are allowed latitude in developing creative program designs so long as the basic goals, objectives and standards of a comprehensive program are adhered to.

(b) The overall goal of the Head Start program is to bring about a greater degree of social competence in children of low income families. By social competence is meant the child's everyday effectiveness in dealing with both present environment and later responsibilities in school and life. Social competence takes into account the interrelatedness of cognitive and intellectual development, physical and mental health, nutritional needs, and other factors that enable a child to function optimally. The Head Start program is a comprehensive developmental approach to helping children achieve social competence. To the accomplishment of this goal, Head Start objectives and performance standards provide for:

(1) The improvement of the child's health and physical abilities, including appropriate steps to correct present physical and mental problems. The improvement of the family's attitude toward future health care and physical abilities.

(2) The encouragement of self-confidence, spontaneity, curiosity, and self-discipline which will assist in the development of the child's social and emotional health.

(3) The enhancement of the child's mental processes and skills with particular attention to conceptual and verbal skills.

(4) The establishment of patterns and expectations of success for the child, which will create a climate of confidence for present and future learning efforts and overall development.

(5) An increase in the ability of the child and the family to relate to each other and to others.

(6) The enhancement of the sense of dignity and self-worth within the child and his family.

§ 1304.1-4 Performance standards plan development.

Each grantee and delegate agency shall develop a plan for implementing the performance standards prescribed in Subparts B, C, D, and E of this part for use in the operation of its Head Start program (hereinafter called "plan," or "performance standards plan"). The plan shall provide that the Head Start program covered thereby shall meet or exceed the performance standards. The plan shall be in writing and shall be developed by the appropriate professional Head Start staff of the grantee or delegate agency with cooperation from other Head Start staff, with technical assistance and advice as needed from personnel of the Regional Office and professional consultants, and with the advice and concurrence of the policy council or policy committee. The plan must be reviewed by grantee or delegate agency staff and the policy council or policy committee at least annually and revised and updated as may be necessary.

§ 1304.1-5 Performance standards implementation and enforcement.

(a) Grantees and delegate agencies must be in compliance with or exceed the performance standards prescribed in

Subparts B, C, D, and E of this part at the commencement of the program year next following the effective date of the regulations in this part or 6 months, which ever is later, and thereafter, unless the period for full compliance is extended in accordance with paragraph (f) of this section.

(b) If the responsible HEW official as a result of information obtained from program self-evaluation, pre-review, or routine monitoring, is aware or has reason to believe that a Head Start program, with respect to performance standards other than those for which the time for compliance has been extended in accordance with paragraph (f) of this section, is not in compliance with performance standards, he shall notify the grantee promptly in writing of the deficiencies and inform the grantee that it, or if the deficiencies are in a Head Start program operated by a delegate agency, the delegate agency, has a period stated in the notice not to exceed 90 days to come into compliance. If the notice is with respect to a delegate agency, the grantee shall immediately notify the delegate agency and inform it of the time within which the deficiencies must be corrected. Upon receiving the notice the grantee or delegate agency shall immediately analyze its operations to determine how it might best comply with the performance standards. In this process it shall review, among other things, its utilization of all available local resources, and whether it is receiving the benefits of State and other Federal programs for which it is eligible and which are available. It shall review and realign where feasible program priorities, operations, and financial and manpower allocations. It shall also consider the possibility of choosing an alternate program option for the delivery of Head Start Services in accordance with OCD Notice M-30-334-1, Program Options for Project Head Start, attached hereto as Appendix A, which the grantee, with OCD concurrence, determines that it would be able to operate as a quality program in compliance with performance standards.

(c) The grantee or delegate agency shall report in writing in detail its efforts to meet the performance standards within the time given in the notice to the responsible HEW official. A delegate agency shall report through the grantee. If the reporting agency, grantee or delegate agency, determines that it is unable to comply with the performance standards, the responsible HEW official shall be notified promptly in writing by the grantee, which notice shall contain a description of the deficiencies not able to be corrected and the reasons therefor. If insufficient funding is included as a principal reason for inability to comply with performance standards, the notice shall specify the exact amount, and basis for, the funding deficit and efforts made to obtain funding from other sources.

(d) The responsible HEW official on the basis of the reports submitted pursuant to paragraph (c) of this section, will undertake to assist grantees, and delegate agencies through their grantees, to comply with the performance stand-

ards, including by furnishing or by recommending technical assistance.

(e) If the grantee or delegate agency has not complied with the performance standards, other than those for which the time for compliance has been extended in accordance with paragraph (f) of this section, within the period stated in the notice issued under paragraph (b) of this section, the grantee shall be notified promptly by the responsible HEW official of the commencement of suspension or termination proceedings or of the intention to deny refunding, as may be appropriate, under Part 1303 of this chapter.

(f) The time within which a grantee or delegate agency shall be required to correct deficiencies in implementation of the performance standards may be extended by the responsible HEW official to a maximum of one year, only with respect to the following deficiencies:

(1) The space per child provided by the Head Start program does not comply with the Education Services performance standard but there is no risk to the health or safety of the children;

(2) The Head Start program is unable to provide Medical or Dental Treatment Services as required by Health Services Performance Standards because funding is insufficient and there are no community or other resources available;

(3) The services of a mental health professional is not available or accessible to the program as required by the Health Services Performance Standards; or

(4) The deficient service is not able to be corrected within the 90 days notice period, notwithstanding full effort at compliance, because of lack of funds and outside community resources, but it is reasonable to expect that the services will be brought into compliance within the extended period, and, the overall high quality of the Head Start program otherwise will be maintained during the extension. Under no circumstances may further extension be granted beyond the one year maximum period.

Subpart B—Education Services Objectives and Performance Standards

§ 1304.2-1 Education services objectives.

The objectives of the Education Service component of the Head Start program are to:

(a) Provide children with a learning environment and the varied experiences which will help them develop socially, intellectually, physically, and emotionally in a manner appropriate to their age and stage of development toward the overall goal of social competence.

(b) Integrate the educational aspects of the various Head Start components in the daily program of activities.

(c) Involve parents in educational activities of the program to enhance their role as the principal influence on the child's education and development.

(d) Assist parents to increase knowledge, understanding, skills, and experience in child growth and development.

(e) Identify and reinforce experience which occur in the home that parents

can utilize as educational activities for their children.

§ 1304.2-2 Education services plan content: operations.

(a) The education services component of the performance standards plan shall provide strategies for achieving the educational objectives. In so doing it shall provide for program activities that include an organized series of experiences designed to meet the individual differences and needs of participating children, the special needs of handicapped children, the needs of specific educational priorities of the local population and the community. In addition, the plan shall provide methods for assisting parents in understanding and using alternative ways to foster learning and development of their children.

(b) The education services component of the plan shall provide for:

(1) A supportive social and emotional climate which:

(i) Enhances children's understanding of themselves as individuals, and in relation to others, by providing for individual, small group, and large group, activities;

(ii) Gives children many opportunities for success through program activities;

(iii) Provides an environment of acceptance which helps each child build ethnic pride, a positive self-concept, enhance his individual strengths, and develop facility in social relationships.

(2) Development of intellectual skills by:

(i) Encouraging children to solve problems, initiate activities, explore, experiment, question, and gain mastery through learning by doing;

(ii) Promoting language understanding and use in an atmosphere that encourages easy communication among children and between children and adults;

(iii) Working toward recognition of the symbols for letters and numbers according to the individual developmental level of the children;

(iv) Encouraging children to organize their experiences and understand concepts; and

(v) Providing a balanced program of staff directed and child initiated activities.

(3) Promotion of physical growth by:

(i) Providing adequate indoor and outdoor space, materials, equipment, and time for children to use large and small muscles to increase their physical skills; and

(ii) Providing appropriate guidance while children are using equipment and materials in order to promote children's physical growth.

(c) The education services component of the plan shall provide for a program which is individualized to meet the special needs of children from various populations by:

(1) Having a curriculum which is relevant and reflective of the needs of the population served (bilingual/bicultural, multi-cultural, rural, urban, reservation, migrant, etc.);

(2) Having staff and program resources reflective of the racial and ethnic population of the children in the program.

(i) Including persons who speak the primary language of the children and are knowledgeable about their heritage; and, at a minimum, when a majority of the children speak a language other than English, at least one teacher or aide interacting regularly with the children must speak their language; and,

(ii) Where only a few children or a single child speak a language different from the rest, one adult in the center should be available to communicate in the native language;

(3) Including parents in curriculum development and having them serve as resource persons (e.g., for bilingual-bicultural activities).

(d) The education services component of the plan shall provide procedures for on-going observation, recording and evaluation of each child's growth and development for the purpose of planning activities to suit individual needs. It shall provide, also, for integrating the educational aspects of other Head Start components into the daily education services program.

(e) The plan shall provide methods for enhancing the knowledge and understanding of both staff and parents of the educational and developmental needs and activities of children in the program. These shall include:

(1) Parent participation in planning the education program, and in center, classroom and home program activities;

(2) Parent training in activities that can be used in the home to reinforce the learning and development of their children in the center;

(3) Parent training in the observation of growth and development of their children in the home environment and identification of and handling special developmental needs;

(4) Participation in staff and staff-parent conferences and the making of periodic home visits (no less than two) by members of the education staff;

(5) Staff and parent training, under a program jointly developed with all components of the Head Start program, in child development and behavioral developmental problems of preschool children; and

(6) Staff training in identification of and handling children with special needs and working with the parents of such children, and in coordinating relevant referral resources.

§ 1304.2-3 Education services plan content: facilities.

(a) The education services component of the plan shall provide for a physical environment conducive to learning and reflective of the different stages of development of the children. Home-based projects must make affirmative efforts to achieve this environment. For center-based programs, space shall be organized into functional areas recognized by the children, and space, light, ventilation, heat, and other physical arrangements must be consistent with the health, safe-

ty, and developmental needs of the children. To comply with this standard:

(1) There shall be a safe and effective heating system;

(2) No highly flammable furnishings or decorations shall be used.

(3) Flammable and other dangerous materials and potential poisons shall be stored in locked cabinets or storage facilities accessible only to authorized persons;

(4) Emergency lighting shall be available in case of power failure;

(5) An approved, working fire extinguisher shall be readily available;

(6) Indoor and outdoor premises shall be kept clean and free, on a daily basis, of undesirable and hazardous material and conditions;

(7) Outdoor play areas shall be made so as to prevent children from leaving the premises and getting into unsafe and unsupervised areas;

(8) Paint coatings in premises used for care of children shall be determined to assure the absence of a hazardous quantity of lead;

(9) Rooms shall be well lighted;

(10) A source of water approved by the appropriate local authority shall be available in the facility; and adequate toilets and handwashing facilities shall be available and easily reached by children;

(11) All sewage and liquid wastes shall be disposed of through a sewer system approved by an appropriate, responsible authority, and garbage and trash shall be stored in a safe and sanitary manner until collected;

(12) There shall be at least 35 square feet of indoor space per child available for the care of children (i.e., exclusive of bathrooms, halls, kitchen, and storage places). There shall be at least 75 square feet per child outdoors; and

(13) Adequate provisions shall be made for handicapped children to ensure their safety and comfort.

Evidence that the center meets or exceeds State or local licensing requirements for similar kinds of facilities for fire, health and safety shall be accepted as prima facie compliance with the fire, health and safety requirements of this section.

(b) The plan shall provide for appropriate and sufficient furniture, equipment and materials to meet the needs of the program, and for their arrangement in such a way as to facilitate learning, assure a balanced program of spontaneous and structured activities, and encourage self-reliance in the children. The equipment and materials shall be:

(1) Consistent with the specific educational objectives of the local program;

(2) Consistent with the cultural and ethnic background of the children;

(3) Geared to the age, ability, and developmental needs of the children;

(4) Safe, durable, and kept in good condition;

(5) Stored in a safe and orderly fashion when not in use;

(6) Accessible, attractive, and inviting to the children; and

(7) Designed to provide a variety of learning experiences and to encourage experimentation and exploration.

Subpart C—Health Services Objectives and Performance Standards

§ 1304.3-1 Health services general objectives.

The general objectives of the health services component of the Head Start program are to:

(a) Provide a comprehensive health services program which includes a broad range of medical, dental, mental health and nutrition services to preschool children, including handicapped children, to assist the child's physical, emotional, cognitive and social development toward the overall goal of social competence.

(b) Promote preventive health services and early intervention.

(c) Provide the child's family with the necessary skills and insight and otherwise attempt to link the family to an ongoing health care system to ensure that the child continues to receive comprehensive health care even after leaving the Head Start program.

§ 1304.3-2 Health Services Advisory Committee.

The plan shall provide for the creation of a Health Services Advisory Committee whose purpose shall be advising in the planning, operation and evaluation of the health services program and which shall consist of Head Start parents and health services providers to the program who are either general practitioners or specialists in the various health disciplines.

§ 1304.3-3 Medical and dental history, screening, and examinations.

(a) The health services component of the performance standards plan shall provide that for each child enrolled in the Head Start program a complete medical, dental and developmental history will be obtained and recorded, a thorough health screening will be given, and medical and dental examinations will be performed. The plan will provide also for advance parent or guardian authorization for all health services under this subpart.

(b) Health screenings shall include:

(1) Growth assessment (head circumference up to two years old, height, weight, and age).

(2) Vision testing.

(3) Hearing testing.

(4) Hemoglobin or hematocrit determination.

(5) Tuberculin testing one year of age approximately.

(6) Urinalysis.

(7) Based on community health problems, other selected screenings where appropriate, e.g., sickle cell anemia, lead poisoning, and intestinal parasites.

(8) Assessment of current immunization status.

(9) At the time of health screening, procedures must be in effect for identifying speech problems, determining their cause, and providing services.

(10) Identification of the special needs of handicapped children.

(c) Medical examinations for children shall include:

(1) Examination of all systems or regions which are made suspect by the history or screening test.

(2) Search for certain defects in specific regions common or important in this age group, i.e., skin, eye, ear, nose, throat, heart, lungs, and groin (inguinal) area.

(d) The plan shall provide, also, that employed program staff have initial health examinations, periodic check-ups, and are found to be free from communicable disease; and, that volunteer staff be tested initially and annually for tuberculosis.

§ 1304.3-4 Medical and dental treatment.

The plan shall provide for treatment and follow-up services which include:

(1) Obtaining or arranging for treatment of all health problems detected. (Where funding is provided by non-Head Start funding sources there must be written documentation that such funds are used to the maximum feasible extent. Head Start funds may be used only when no other source of funding is available).

(2) Completion of all recommended immunizations—diphtheria, pertussis, tetanus (DPT), polio, measles, German measles.

(3) Obtaining or arranging for basic dental care services as follows:

(i) Dental examination.

(ii) Services required for the relief of pain or infection.

(iii) Restoration of decayed primary and permanent teeth.

(iv) Pulp therapy for primary and permanent teeth as necessary.

(v) Extraction of non-restorable teeth.

(vi) Dental prophylaxis and instruction in self-care oral hygiene procedures.

(vii) Application of topical fluoride in communities which lack adequate fluoride levels in the public water supply.

§ 1304.3-5 Medical and dental records.

The plan shall provide for: (a) the establishment and maintenance of individual health records which contain the child's medical and developmental history, screening results, medical and dental examination data, and evaluation of this material, and up-to-date information about treatment and follow-up; (b) forwarding, with parent consent, the records to either the school or health delivery system or both when the child leaves the program; and (c) giving parents a summary of the record which includes information on immunization and follow-up treatment; and (d) utilization of the Health Program Assessment Report (HPAR); and (e) assurance that in all cases parents will be told the nature of the data to be collected and the uses to which the data will be put, and that the uses will be restricted to the stated purposes.

§ 1304.3-6 Health education.

(a) The plan shall provide for an organized health education program for program staff, parents and children which ensures that:

(1) Parents are provided with information about all available health resources;

(2) Parents are encouraged to become involved in the health care process relating to their child. One or both parents should be encouraged to accompany their child to medical and dental exams and appointments;

(3) Parents and staff are taught principles of preventive health, emergency first-aid measures; and safety practices;

(4) Health education is integrated into on-going classroom and other program activities.

(5) The children are familiarized with all health services they will receive prior to the delivery of those services.

§ 1304.3-7 Mental health objectives.

The objectives of the mental health part of the health services component of the Head Start program are to:

(a) Assist all children participating in the program in emotional, cognitive and social development toward the overall goal of social competence in coordination with the education program and other related component activities;

(b) Provide handicapped children and children with special needs with the necessary mental health services which will ensure that the child and family achieve the full benefits of participation in the program;

(c) Provide staff and parents with an understanding of child growth and development, an appreciation of individual differences, and the need for a supportive environment;

(d) Provide for prevention, early identification and early intervention in problems that interfere with a child's development;

(e) Develop a positive attitude toward mental health services and a recognition of the contribution of psychology, medicine, social services, education and other disciplines to the mental health program; and

(f) Mobilize community resources to serve children with problems that prevent them from coping with their environment.

§ 1304.3-8 Mental health services.

(a) The mental health part of the plan shall provide that a mental health professional shall be available, at least on a consultation basis, to the Head Start program and to the children. The mental health professional shall:

(1) Assist in planning mental health program activities;

(2) Train Head Start staff;

(3) Periodically observe children and consult with teachers and other staff;

(4) Advise and assist in developmental screening and assessment;

(5) Assist in providing special help for children with a typical behavior or development, including speech;

(6) Advise in the utilization of other community resources and referrals;

(7) Orient parents and work with them to achieve the objectives of the mental health program; and

(8) Take appropriate steps in conjunction with health and education services to refer children for diagnostic examination if their emotional or behavior problems are suspected to have a physical basis.

- (b) The plan shall also provide for:
- (1) special attention for the child whose medical and family history suggests a potential for emotional or behavioral problems;
 - (2) use of existing community mental health resources;
 - (3) coordination with the education services component to provide a program keyed to individual developmental levels;
 - (4) confidentiality of records;
 - (5) regular group meetings of parents and program staff;
 - (6) parental consent for special mental health services;
 - (7) opportunity for parents to obtain individual assistance; and,
 - (8) active involvement of parents in planning and implementing the individual mental health needs of their children.

§ 1304.3-9 Nutrition objectives.

The objectives of the nutrition part of the health services component of the Head Start program are to:

- (a) Help provide food which will help meet the child's daily nutritional needs in the child's home or in another clean and pleasant environment, recognizing individual differences and cultural patterns, and thereby promote sound physical, social, and emotional growth and development.
- (b) Provide an environment for nutritional services which will support and promote the use of the feeding situation as an opportunity for learning;
- (c) Help staff, child and family to understand the relationship of nutrition to health, factors which influence food practices, variety of ways to provide for nutritional needs and to apply this knowledge in the development of sound food habits even after leaving the Head Start program;
- (d) Demonstrate the interrelationships of nutrition to other activities of the Head Start program and its contribution to the overall child development goals; and
- (e) Involve all staff, parents and other community agencies as appropriate in meeting the child's nutritional needs so that nutritional care provided by Head Start complements and supplements that of the home and community.

§ 1304.3-10 Nutrition services.

- (a) The nutrition services part of the health services component of the performance standards plan must identify the nutritional needs and problems of the children in the Head Start program and their families. In so doing account must be taken of:
- (1) The nutrition assessment data (height, weight, hemoglobin hematocrit) obtained for each child;
 - (2) Information about family eating habits and special dietary needs and feeding problems, especially of handicapped children; and,
 - (3) Information about major community nutrition problems.
- (b) The plan, designed to assist in meeting the daily nutritional needs of the children, shall provide that:

(1) Every child in a part-day program will receive a quantity of food in lunch (preferably hot) and snacks which provides at least $\frac{1}{2}$ of daily nutritional intake, with consideration for meeting any special needs of children, including the child with a handicapping condition;

(2) Every child in a full-day program will receive snack(s), lunch, and other meals as appropriate which will provide $\frac{1}{2}$ to $\frac{2}{3}$ of daily nutritional intake depending on the length of the program;

(3) All children in morning programs who have not received breakfast at the time they arrive at the Head Start program will be served a nourishing breakfast;

(4) The kinds of food served conform to minimum standards for meal patterns;

(5) The quantities of food served conform to recommended amounts indicated in OCD Head Start guidance materials; and,

(6) Meal and snack periods are scheduled appropriately to meet children's needs and are posted along with menus; e.g., breakfast must be served at least $2\frac{1}{2}$ hours before lunch, and snacks must be served at least $1\frac{1}{2}$ hours before lunch or supper.

(c) The plan shall undertake to assure that the nutrition services contribute to the development and socialization of the children by providing that:

(1) A variety of foods which broaden the child's food experience in addition to those that consider cultural and ethnic preferences is served;

(2) Food is not used as punishment or reward, and that children are encouraged but not forced to eat or taste;

(3) The size and number of servings of food reflect consideration of individual children's needs;

(4) Sufficient time is allowed for children to eat;

(5) Chairs, tables, and eating utensils are suitable for the size and developmental level of the children with special consideration for meeting the needs of children with handicapping conditions;

(6) Children and staff, including volunteers, eat together sharing the same menu and a socializing experience in a relaxed atmosphere; and

(7) Opportunity is provided for the involvement of children in activities related to meal service.

(d) The plan shall set forth an organized program for staff, parents and children of nutrition education as part of the education services component. This program shall assure that:

(1) Meal periods and food are planned to be used as an integral part of the total education program;

(2) Children participate in learning activities planned to effect the selection and enjoyment of a wide variety of nutritious foods;

(3) Families receive education in the selection and preparation of foods to meet family needs, guidance in home and money management and help in consumer education so that they can fulfill their major role and responsibility for the nutritional health of the family;

(4) All staff, including administrative, receive education in principles of nutri-

tion and their application to child development and family health, and ways to create a good physical, social and emotional environment which supports and promotes development of sound food habits and their role in helping the child and family to achieve adequate nutrition.

(e) The plan shall make special provision for the involvement of parents and appropriate community agencies in planning, implementing, and evaluating the nutrition services. It shall provide that:

(1) The Policy Council or Committee and the Health Services Advisory Committee have opportunity to review and comment on the nutrition services;

(2) The nutritional status of the children will be discussed with their parents;

(3) Information about menus and nutrition activities will be shared regularly with parents;

(4) Parents are informed of the benefits of food assistance programs; and

(5) Community agencies are enlisted to assist eligible families participate in food assistance programs.

(f) The plan shall provide for compliance with applicable local, State, and Federal sanitation laws and regulations for food service operations including standards for storage, preparation and service of food, and health of food handlers, and for posting of evidence of such compliance. The plan shall provide, also, that vendors and caterers supplying food and beverages comply with similar applicable laws and regulations.

(g) The plan shall provide for direction of the nutrition services by a qualified full-time staff nutritionist or for periodic and regularly scheduled supervision by a nutritionist or dietitian. Also, the plan shall provide that all nutrition services staff will receive preservice and in-service training as necessary to demonstrate and maintain proficiency in menu planning, food purchasing, food preparation and storage, and sanitation and personal hygiene.

(h) The plan shall provide for the establishment and maintenance of records covering the nutrition services budget, expenditures for food, menus utilized, numbers and types of meals served daily with separate recordings for children and adults, inspection reports made by health authorities, recipes including quantities used, and any other information deemed necessary for efficient operation.

Subpart D—Social Services Objectives and Performance Standards

§ 1304.4-1 Social services objectives.

The objectives of the social services component of the performance standards plan are to:

(a) Establish and maintain an outreach and recruitment process which systematically insures enrollment of eligible children.

(b) Provide enrollment of eligible children regardless of race, sex, creed, color, national origin, or handicapping condition.

(c) Achieve parent participation in the center and home program and related activities.

(d) Assist the family in its own efforts to improve the condition and quality of family life.

(e) Make parents aware of community services and resources and facilitate their use.

§ 1304.4-2 Social services plan content.

(a) The social services plan shall provide procedures for:

(1) Recruitment of children, taking into account the demographic make-up of the community and the needs of the children and families;

(2) Recruitment of handicapped children;

(3) Providing or referral for appropriate counseling;

(4) Emergency assistance or crisis intervention;

(5) Furnishing information about available community services and how to use them;

(6) Follow-up to assure delivery of needed assistance;

(7) Establishing a role of advocacy and spokesman for Head Start families;

(8) Visitation with respect to an enrolled child whose participation in the Head Start program is irregular or who has been absent four consecutive days; and

(9) Identification of the social service needs of Head Start families and working with other community agencies to develop programs to meet those needs.

(b) The plan shall provide for close cooperation with existing community resources including:

(1) Helping Head Start parent groups work with other neighborhood and community groups with similar concerns;

(2) Communicating to other community agencies the needs of Head Start families and ways of meeting these needs;

(3) Helping to assure better coordination, cooperation, and information sharing with community agencies;

(4) Calling attention to the inadequacies of existing community services, or to the need for additional services, and assisting in improving available services, or bringing in new services; and

(5) Preparing and making available a community resource list to Head Start staff and families.

(c) The plan shall provide for the establishment, maintenance, and confidentiality of records of up-to-date, pertinent family data, including completed enrollment forms, referral and follow-up reports, reports of contacts with other agencies, and reports of contacts with families.

Subpart E—Part Involvement Objectives and Performance Standards

§ 1304.5-1 Parent involvement objectives.

The objectives of the parent involvement component of the performance standards plan are to:

(a) Provide a planned program of experiences and activities which support and enhance the parental role as the principal influence in their child's education and development.

(b) Provide a program that recognizes the parent as:

(1) Responsible guardians of their children's well being.

(2) Prime educators of their children.

(3) Contributors to the Head Start program and to their communities.

(c) Provide the following kinds of opportunities for parent participation:

(1) Direct involvement in decision making in program planning and operations.

(2) Participation in classroom and other program activities as paid employees, volunteers or observers.

(3) Activities for parents which they have helped to develop.

(4) Working with their own children in cooperation with Head Start staff.

§ 1304.5-2 Parent involvement plan content: parent participation.

(a) The basic parent participation policy of the Head Start program, with which all Head Start programs must comply as a condition of being granted financial assistance, is contained in Head Start Policy Manual, Instruction I-31—Section B2, The Parents (OCD Transmittal Notice 70.2, dated August 10, 1970). This policy manual instruction is set forth in Appendix B to this part.

(b) The plan shall describe in detail the implementation of Head Start Policy Manual Instruction I-31—section B2, The Parents (Appendix B). The plan shall assure that participation of Head Start parents is voluntary and shall not be required as a condition of the child's enrollment.

§ 1304.5-3 Parent Involvement Plan content: enhancing development of parenting skills.

The plan shall provide methods and opportunities for involving parents in:

(a) Experiences and activities which lead to enhancing the development of their skills, self-confidence, and sense of independence in fostering an environment in which their children can develop to their full potential.

(b) Experiences in child growth and development which will strengthen their role as the primary influence in their children's lives.

(c) Ways of providing educational and developmental activities for children in the home and community.

(d) Health, mental health, dental and nutrition education.

(e) Identification of and management of family and community resources to meet the basic life support needs of the family.

(f) Identification of opportunities for continuing education which may lead towards self-enrichment and employment.

(g) Meeting with the Head Start teachers and other appropriate staff for discussion and assessment of their children's individual needs and progress.

§ 1304.5-4 Parent Involvement Plan content: communications among program management, program staff, and parents.

(a) The plan shall provide for two-way communication between staff and parents carried out on a regular basis throughout the program year which provides information about the program and its services; program activities for the children; the policy groups; and resources within the program and the community.

Communication must be designed and carried out in a way which reaches parents and staff effectively. Policy Groups, staff and parents must participate in the planning and development of the communication system used.

(b) The plan shall provide a system for the regular provision of information to members of Policy Groups. The purpose of such communication is to enable the Policy Group to make informed decisions in a timely and effective manner, to share professional expertise and generally to be provided with staff support. At a minimum, information provided will include:

(1) Timetable for planning, development, and submission of proposals;

(2) Head Start policies, guidelines, and other communications from the Office of Child Development;

(3) Financial reports and statements of funds expended in the Head Start account; and

(4) Work plans, grant applications, and personnel policies for Head Start.

APPENDIX A—PROGRAM OPTIONS FOR PROJECT HEAD START

This appendix sets forth policy governing the development and implementation of variations in program design by local Head Start programs.

N-30-334-1-00 Purpose

This chapter sets forth the policy governing the development and implementation of variations in program design by local Head Start programs.

N-30-334-1-10 Scope

This policy applies to all Head Start grantees and delegate agencies that operate or propose to operate a full year program which provides a set of services to the same child or the same group of children for less than six hours a day. The policy will be applied to all applications submitted by such grantees or delegate agencies on or after April 1, 1973.

N-30-334-1-20 Policy

A. GENERAL PROVISION

Beginning in the fourth quarter of FY 1973 (April 1973), Head Start programs will be permitted and encouraged to consider several program models in addition to the standard Head Start model and select the program option best suited to the needs of the children served and the capabilities and resources of the program staff. The program options that are to be available for local selection are as follows:

- The standard Head Start model.
- Variations in center attendance.
- Double sessions.
- Home-based models.
- Locally designed variations.

In principle, the Office of Child Development will support any option or design model provided a community can demonstrate in an acceptable proposal that it will result in a quality child development program at reasonable cost and meet Head Start guidelines. Any program option proposed must demonstrate that it meets each of the following conditions:

1. All policies stated in the Head Start Manual for Head Start components must be adhered to, with the exception of those points detailed in the descriptions of each of the options under Special Provisions. This policy is not to be interpreted in any way which would lessen the force of the present Head Start policy which states that, "Programs in which enrollment does not reflect the racial or ethnic composition of disadvantaged families in the area may not be funded . . ." (Head Start Manual 6108-1, page 8).

2. The design and selection of program options is to be based on an assessment of the child development needs and resources of the broader community as well as the needs of the current enrollees and their families.

3. The assignment of children to programs is to be determined by assessing such factors as age or developmental level, family situation, handicaps, health or learning problems, and previous school experience. Discussion with all parents about specific needs of their children and how best to meet those needs must be a priority in such an assessment.

4. Proposed options must be justified as consistent with good developmental practices.

5. All parents whose children participate in any option must be represented in their parent-group organizations in accordance with the revised parent involvement guidelines of the Head Start Policy Manual of August 10, 1970.

6. Program options must receive the approval of the Head Start Policy Council prior to submission to OGD.

7. There must be a specific training plan for staff and volunteers for any option chosen. It should address itself to the requirements and goals of the specific program variations being implemented.

8. The number of hours spent in the Head Start center will vary depending on the option chosen. In all cases, the center activities are to maximize opportunities for meeting the child's developmental needs.

9. The application must demonstrate the ability to conduct the program option within the limits of the current funding level unless funds are added to the program from other sources. However, some options may enable programs to serve more children within the same funding level. Careful planning and analysis will be necessary to determine the total cost associated with serving additional children. In such planning, the following areas should be considered:

- Additional medical-dental costs;
- Increased costs due to separate scheduling and operating practices in the area of pupil and staff transportation;
- Additional staff for home visits and similar supportive activities;
- Need for additional recruitment effort;
- Increased insurance costs;
- Additions to parent activity funds.

B. SPECIAL PROVISIONS

1. The Standard Head Start Model

Continuation of the present five-day-per-week, center-based classroom format will be optional. Communities electing to continue this format are free to do so provided that

they demonstrate through a careful assessment of their needs and capabilities that continuing the present program is in the best interests of the individual children and families served. If this assessment indicates that the present format is not adequately meeting local needs, the program is to consider whether these needs could be met more effectively by one or more of the other options.

2. Variations in Center Attendance

a. Head Start programs may elect to serve some or all children on a less than five-day-per-week basis. All children who attend Head Start on a partial basis must receive the same comprehensive developmental services as children attending the 5-day session, except as otherwise indicated. Shortened hours in the classroom may be supplemented by a parent education program or another option which would assist parents in developing their role as the first and most influential educators of their own children.

In planning for less than a five-day-week classroom schedule, careful consideration must be given to the underlying reasons for the attendance variations. Program planning must specifically address the following questions:

(1) What are the developmental needs of the child? Can they be met as effectively or more effectively by less than a five-day schedule?

(2) What are the needs and desires of the family? Would adjustment factors dictate consecutive-days attendance as opposed to, say, an every-other-day schedule?

(3) How does the curriculum plan fit the age and developmental needs of the children? Does the plan take into account differing needs of children of different ages, and varying needs of the same child over time?

(4) What kind of staffing pattern is required to obtain the program objectives?

b. In all situations where the children are in the center less than five days a week, the program must specify how they will receive comprehensive services. The following examples are illustrative of what this requires.

(1) One-third to one-half of the child's daily nutritional needs must be met each day he attends the center. Parents must, on request, be provided with simple, economical weekly menus and counseling on budgeting, food preparation and sanitation, as well as on how to involve children in food-related activities in the home.

(2) Provisions for complete medical and dental services must be made for all children in accordance with Head Start policies.

(3) Staff-family interaction, as central to the Head Start concept, must be included in any variation plan. Varied scheduling is to provide staff with new and additional opportunities for such interaction.

c. Staff utilization should contribute noticeably to program quality by maximizing staff talent, potential and expertise. Staff training goals must be identified and a training plan devised which will facilitate the implementation of the option. Such training should enable the staff to incorporate curriculum modifications necessary to accommodate the shorter week and to allow for the developmental differences between three-year-olds and five-year-olds.

d. Several attendance variation models are possible in planning the delivery of Head Start services. Attendance schedules must be devised for the children in accordance with their assessed needs. Proposals must describe the methods by which children are assigned to their schedules. The following examples indicate possible scheduling variations. The list is not meant to be exhaustive.

(1) The four-day-week schedule provides four days for center-based activities plus an

additional day for center staff to perform special activities, such as:

- In-service training for staff, parents and volunteers.
- Special experiences for children.
- Home visits.
- Two days in small groups in homes with parent training by the staff.

(2) Split-session schedules: Two regularly enrolled groups, each meeting two days per week, with the fifth day set aside for such things as in-service training or working with small groups of parents or children with special needs.

3. Double Sessions

Head Start programs are permitted to operate double sessions as an option. In no case shall the addition of other children result in fewer services for children currently in the program. A program shall not be required, nor shall it be permitted, to conduct double sessions solely as a cost-saving device. In addition to the policies which apply to full-year, part-day program, the following conditions must be met when the double sessions option is utilized:

a. Provisions must be made for a one-hour break between double-session classes when a single teaching staff conducts both halves of a double session. In addition, at least thirty minutes must be allotted prior to each session—whether or not a different teaching staff is used—to prepare for the session and set up the classroom environment, as well as to give individual attention to children entering and leaving the center. In some instances where schools serve as center sites, variations in scheduling double sessions may have to be considered.

b. The scheduling of children to attend morning or afternoon sessions must attempt to meet individual children's needs such as receptivity, necessity for naps, and other factors that might prevent full program benefit to some children.

c. Adequate time for staff consultation, planning (staff must plan for each session to meet the needs of particular children enrolled), in-service training and career development must be provided during the working schedule. In some cases, this can only be achieved by a variation in center attendance (e.g., a four-day-week for children).

d. Staff teaching both halves of a double session are not to have the primary responsibility for home visits unless some provision is made for substitute staff. In such cases, special provisions must be made for home visits.

e. Provisions must be made for an increase in supportive personnel and services in relation to the anticipated requirements of additional children and their families.

f. Provisions must be made for custodial services between sessions, including the cleaning of indoor and outdoor spaces.

g. Provisions must be made to maintain high food quality for both sessions. All children should have an opportunity to join in cooking and other food-related activities, preferably with the participation of the cook-manager.

4. Home-Based Models

Head Start grantees may elect to develop and incorporate a home-based model into their current program. Such models would focus on the parent as the primary factor in the child's development and the home as the central facility. These models may be designed along the lines of the Home Start demonstration programs initiated in fifteen communities in FY 1972 or on a model developed by the local community. The following conditions must be met by these grantees in implementing their programs:

a. Comprehensive Services

The same kinds of services which are available to children served in a center-based Head Start program will be available to children served by a home-based program. As in center-based programs, the home-based program must make every possible effort to identify, coordinate, integrate and utilize existing community resources and services (public, reduced-fee, or no-fee) in providing nutritional, health, social and psychological services for its children and their families.

(1) *Nutrition.*—In home-based programs, whenever feasible children should receive the same nutrition services as in center-based programs with priority emphasis on nutrition education aimed at helping parents learn to make the best use of existing food resources through food planning, buying and cooking. If periodic, regular or incidental group sessions for children are held, every effort should be made to prepare and serve a nutritious snack or meal. When food is not available to a family, the home-based program must make every effort to put the family in touch with whatever community organization can help supply food. In addition, parents should be informed of all available family assistance programs and should be encouraged to participate in them.

Nutrition education must recognize cultural variations in food preferences and supplement and build upon these preferences rather than attempt to replace them. Thus, food items that are a regular part of a family's diet will be a major focal point of nutrition education.

(2) *Health.*—Every effort must be made to provide health services through existing resources. Children in home-based programs are to receive the same health services as children in center-based programs.

As with the standard Head Start program, home-based programs shall provide linkages with existing health services for the entire family unit on an as-needed basis. However, Head Start funds may be used to provide health services only for the pre-school members of the family.

(3) *Psychological and Social Services.*—Home-based programs shall provide needed services through existing community resources or within the sponsoring Head Start program in accordance with existing Head Start policies.

b. Curriculum for Children

A major emphasis of the program must be to help parents enhance the total development (including cognitive, language, social, emotional and physical) of all their children.

Whatever the educational program or philosophy of a home-based program, it must have a plan or system for developing "individualized" or "personalized" education programs for its children.

In addition, programs must provide material, supplies and equipment (such as tricycles, wagons, blocks, manipulative toys and books) to foster the children's development in their homes as needed. Provision for such materials may be made through lending, cooperative or purchase systems.

Group socialization experiences must be provided on a periodic basis for all children in home-based programs. The proposal must specify what kind of developmental activities will take place in the group setting.

Furthermore, the education component—as well as all program components—must meet the needs of the locale by taking into account appropriate local, ethnic, cultural and language characteristics.

c. Parent Program

Home-based programs reflect the concept that the parent is the first and most influential "educator" and "enabler" of his or her own children. Thus, home-based pro-

grams are to place emphasis on developing and expanding the "parenting" role of Head Start parents.

Home-based programs must give both parents (or parent substitutes and other appropriate family members) an opportunity to learn about such things as various approaches to child rearing, ways to stimulate and enhance their children's total development, ways to turn everyday experiences into constructive learning experiences for children, and specific information about health, nutrition and community resources.

d. Evening and Weekend Services

It is suggested that the program make provision for evening and weekend services to families when needed.

e. Career Development

Programs must provide career development opportunities for staff. For example, training of staff should qualify for academic credit or other appropriate credentials whenever possible.

f. Service Delivery System

In their proposals, grantees must describe their system for delivering health, nutrition, psychological and other services that are not provided primarily by the in-home caregiver.

g. Staff Selection

Proposals must describe the program's system for selecting staff in accord with the responsibilities assigned by the program to the staff member. For example, the staff visiting homes must be:

- (1) Fluent in the language used by the families they serve;
- (2) Responsive listeners;
- (3) Knowledgeable about human development, family dynamics, and needs of children;
- (4) Knowledgeable about all program components;
- (5) Knowledgeable about community resources.

h. Staff Development

Programs must submit a staff and volunteer recruitment plan and a training plan, including content of proposed pre- and in-service training programs, teaching method, descriptions of training staff or consultants, and provisions for continued in-service training. The career development plan must be designed to develop or increase staff member's knowledge about:

- (1) Approaches to and techniques of working with parents;
- (2) Other home-based or Home Start-like programs;
- (3) All Head Start component areas.

i. Volunteers

As in all other Head Start programs, the home-based programs must encourage and provide opportunity for the use of volunteers.

5. Locally Designed Options

In addition to the above models, local programs may elect to design and propose other program options which they find well suited to meet the needs of individual children and the families in their communities. Proposals for local program options must adhere to the following guidelines:

- a. They must be derived from an analysis of the present standard Head Start model and must represent a more effective approach to meeting the needs of children in the community.
- b. They must be consistent with good developmental practices.
- c. They must be consistent with Head Start performance standards and must en-

sure that all components of Head Start are effectively delivered, unless they are operated as an adjunct to a program which delivers the full range of Head Start services, or unless they represent a special program thrust or circumscribed effort such as:

- (1) Health Start-type program or other services such as sickle cell or lead paint screening.
- (2) Summer follow-on services for handicapped high risk or other children with special needs.

APPENDIX B—HEAD START

POLICY MANUAL: THE PARENTS

This appendix sets forth policy governing the involvement of parents of Head Start children "... in the development, conduct, and overall program direction at the local level."

I-30-2 The Parents

A. INTRODUCTION

Head Start believes that the gains made by the child in Head Start must be understood and built upon by the family and the community. To achieve this goal, Head Start provides for the involvement of the child's parents and other members of the family in the experiences he receives in the child development center by giving them many opportunities for a richer appreciation of the young child's needs and how to satisfy them.

Many of the benefits of Head Start are rooted in "change". These changes must take place in the family itself, in the community, and in the attitudes of people and institutions that have an impact on both.

It is clear that the success of Head Start in bringing about substantial changes demands the fullest involvement of the parents, parental-substitutes, and families of children enrolled in its programs. This involvement begins when a Head Start program begins and should gain vigor and vitality as planning and activities go forward.

Successful parental involvement enters into every part of Head Start, influences other anti-poverty programs, helps bring about changes in institutions in the community, and works toward altering the social conditions that have formed the systems that surround the economically disadvantaged child and his family.

Project Head Start must continue to discover new ways for parents to become deeply involved in decision-making about the program and in the development of activities that they deem helpful and important in meeting their particular needs and conditions. For some parents, participation may begin on a simple level and move to more complex levels. For other parents the movement will be immediate, because of past experiences, into complex levels of sharing and giving. Every Head Start program is obligated to provide the channels through which such participation and involvement can be provided for and enriched.

Unless this happens, the goals of Head Start will not be achieved and the program itself will remain a creative experience for the preschool child in a setting that is not reinforced by needed changes in social systems into which the child will move after his Head Start experience.

This sharing in decisions for the future is one of the primary aims of parent participation and involvement in Project Head Start.

B. THE ROLE OF THE PARENTS

Every Head Start Program Must Have Effective Parent Participation. There are at least four major kinds of parent participation in local Head Start programs.

1. PARTICIPATION IN THE PROCESS OF MAKING DECISIONS ABOUT THE NATURE AND OPERATION OF THE PROGRAM.

2. PARTICIPATION IN THE CLASSROOM AS PAID EMPLOYEES, VOLUNTEERS OR OBSERVERS.

3. ACTIVITIES FOR THE PARENTS WHICH THEY HAVE HELPED TO DEVELOP.

4. WORKING WITH THEIR CHILDREN IN COOPERATION WITH THE STAFF OF THE CENTER.

Each of these is essential to an effective Head Start program both at the grantee level and the delegate agency level. Every Head Start program must hire/designate a Coordinator of Parent Activities to help bring about appropriate parent participation. This staff member may be a volunteer in smaller communities.

1. Parent Participation in the Process of Making Decisions About the Nature and Operation of the Program

Head Start Policy Groups

a. *Structure.*—The formal structure by which parents can participate in policy making and operation of the program will vary with the local administrative structure of the program.

Normally, however, the Head Start policy groups will consist of the following:

1. *Head Start Center Committee.* This committee must be set up at the center level. Where centers have several classes, it is recommended that there also be parent class committees.

2. *Head Start Policy Committee.* This committee must be set up at the delegate agency level when the program is administered in whole or in part by such agencies.

3. *Head Start Policy Council.* This Council must be set up at the grantee level.

When a grantee has delegated the entire Head Start program to one Delegate Agency, it is not necessary to have a Policy Council in addition to a Delegate Agency Policy Committee. Instead one policy group serves both the Grantee Board and the Delegate Agency Board.

b. *Composition.*—Chart A describes the composition of each of these groups.

Representatives of the Community (Delegate Agency level): A representative of neighborhood community groups (public and private) and of local neighborhood community or professional organizations, which have a concern for children of low income families and can contribute to the development of the program. The number of such representatives will vary depending on the

and degrees of responsibility for the various policy groups involved in administration of local Head Start programs. *Local groups may negotiate for additional functions and a greater share of responsibility if all parties agree.* All such agreements are subject to such limitations as may be called for by OEO or HEW policy. Questions about this should be referred to your HEW regional office.

(1) The Head Start Center Committee shall carry out at least the following minimum responsibilities:

(a) Assists teacher, center director, and all other persons responsible for the development and operation of every component including curriculum in the Head Start program.

(b) Works closely with classroom teachers and all other component staff to carry out the daily activities program.

(c) Plans, conducts, and participates in informal as well as formal programs and activities for center parents and staff.

(d) Participates in recruiting and screening of center employees within guidelines established by OEO/HEW, the Grantee Council and Board, and Delegate Agency Committee and Board.

(2) *The Head Start Policy Committee.* Chart B outlines the major management functions connected with local Head Start program administered by delegate agencies and the degree of responsibility assigned to each participating group.

In addition to those listed functions, the committee shall:

(a) Serve as a link between public and private organizations, the grantee Policy Council, the Delegate Agency Board of Directors, and the community it serves.

(b) Have the opportunity to initiate suggestions and ideas for program improvements and to receive a report on action taken by the administering agency with regard to its recommendations.

(c) Plan, coordinate and organize agency-wide activities for parents with the assistance of staff.

(d) Assist in communicating with parents and encouraging their participation in the program.

(e) Aid in recruiting volunteer services from parents, community residents and community organizations, and assist in the mobilization of community resources to meet identified needs.

(f) Administer the Parent Activity funds.

(3) *The Head Start Policy Council.* Chart C outlines the major management functions connected with the Head Start program at the grantee level, whether it be a community action or limited purpose agency, and the degree of responsibility assigned to each participating group.

In addition to those listed functions, the Council shall:

(a) Serve as a link between public and private organizations, the Delegate Agency Policy Committees, Neighborhood Councils, the Grantee Board of Directors and the community it serves.

(b) Have the opportunity to initiate suggestions and ideas for program improvements and to receive a report on action taken by the administering agency with regard to its recommendations.

(c) Plan, coordinate and organize agency-wide activities for parents with the assistance of staff.

(d) Approve the selection of Delegate Agencies.

(e) Recruit volunteer services from parents, community residents and community organizations, and mobilizes community resources to meet identified needs.

(f) Distribute Parent Activity funds to Policy Committees.

It may not be easy for Head Start directors and professional staff to share responsibility when decisions must be made. Even

Chart A

Organization:	Composition
1. Head Start Center Committee.....	1. Parents whose children are enrolled in that center.
2. Head Start Policy Committee (delegate agency).	2. At least 50% parents of Head Start children presently enrolled in that delegate agency program plus representatives of the community.*
3. Head Start Policy Council (grantee).	3. At least 50% parents of Head Start children presently enrolled in that grantee's program plus representatives of the community.**

number of organizations which should appropriately be represented. The Delegate Agency determines the composition of their committee (within the above guidelines) and methods to be used in selecting representatives of the community. Parents of former Head Start children may serve as representatives of the community on delegate agency policy groups. All representatives of the community selected by the agency must be approved by elected parent members of the committee. In no case, however, should representatives of the community exceed 50% of the total committee.

Representatives of the Community (Grantee Agency level): A representative of major agencies (public and private) and major community civic or professional organizations which have a concern for children of low income families and can contribute to the program. The number of such representatives will vary, depending on the number of organizations which should appropriately be represented. The applicant agency determines the composition of the council (within the above guidelines) and the methods to be used in selecting representatives of the community. Parents of former Head Start children may serve as representatives of the community on grantee agency policy groups. All representatives of the community selected by the agency must be approved by elected parent members of the committee. In no case, however, should representatives of the community exceed 50% of the total committee or council.

Special Notes

1. All parents serving on policy groups must be elected by parents of Head Start children currently enrolled in the program.

2. It is strongly recommended that the community action agency board have representation from the Head Start Policy Council to assure coordination of Head Start activities with other CAA programs. Conversely,

community action agency board representation on the Policy Council is also recommended.

3. It is important that the membership of policy groups be rotated to assure a regular influx of new ideas into the program. For this purpose, terms of membership must be limited to no more than three years.

4. No staff member (nor members of their families as defined in CAP Memo 23A) of the applicant or delegate agencies shall serve on the council or committee in a voting capacity. Staff members may attend the meetings of councils or committees in a consultative non-voting capacity upon request of the council or committee.

5. Every corporate board operating a Head Start program must have a Policy Committee or Council as defined by HEW. The corporate body and the Policy Committee or Council must not be one and the same.

6. Policy groups for summer programs present a special problem because of the difficulty of electing parent representatives in advance. Therefore, the policy group for one summer program must remain in office until its successors have been elected and taken office. The group from the former program should meet frequently between the end of the program and the election of new members to assure some measure of program continuity. These meetings should be for the purpose of (a) assuring appropriate follow up of the children (b) aiding the development of the upcoming summer Head Start program, (c) writing of the application, (d) hiring of the director and establishment of criteria for hiring staff and, when necessary (e) orientation of the new members. In short, the policy group from a former program must not be dissolved until a new group is elected. The expertise of those parents who have previously served should be used whenever possible.

c. *Functions.*—The following paragraphs and charts describe the minimum functions

when they are committed to involving parents, the Head Start staff must take care to avoid dominating meetings by force of their greater training and experience in the process of decisionmaking. At these meetings, professionals may be tempted to do most of the talking. They must learn to ask parents for their ideas, and listen with attention, patience and understanding. Self-confidence and self-respect are powerful motivating forces. Activities which bring out these qualities in parents can prove invaluable in improving family life of young children from low income homes.

Members of Head Start Policy Groups whose family income falls below the "poverty line index" may receive meeting allowances or be reimbursed for travel, per diem, meal and baby sitting expenses incurred because of Policy Group meetings. The procedures necessary to secure reimbursement funds and their regulations are detailed in OEO Instruction #6803-1.

2. Participation in the Classroom as Paid Employees, Volunteers or Observers

Head Start classes must be open to parents at times reasonable and convenient to them. There are very few occasions when the presence of a limited number of parents would present any problem in operation of the program.

Having parents in the classroom has three advantages, i.e.:

- a. Gives the parents a better understanding of what the center is doing for the children and the kinds of home assistance they may require.
- b. Shows the child the depth of his parents concern.
- c. Gives the staff an opportunity to know the parents better and to learn from them.

There are, of course, many center activities outside the classroom (e.g., field trips, clinic visits, social occasions) in which the presence of parents is equally desirable.

Parents are one of the categories of persons who must receive preference for employment as non-professionals. Participation as volunteers may also be possible for many parents. Experience obtained as a volunteer may be helpful in qualifying for non-professional employment. At a minimum parents should be encouraged to observe classes several times. In order to permit fathers to observe it might be a good idea to have some parts of the program in the evening or on weekends.

Head Start Centers are encouraged to set aside space within the Center which can be used by parents for meetings and staff conferences.

3. Activities for Parents Which They Have Helped To Develop

Head Start programs must develop a plan for parent education programs which are responsive to needs expressed by the parents themselves. Other community agencies should be encouraged to assist in the planning and implementation of these programs.

Parents may also wish to work together on community problems of common concern such as health, housing, education and welfare and to sponsor activities and programs around interests expressed by the group. Policy Committees must anticipate such needs when developing program proposals and include parent activity funds to cover the cost of parent sponsored activities.

4. Working With Their Children in Their Own Home in Connection with the Staff of the Center

HEW requires that each grantee make home visits a part of its program when parents permit such visits. Teachers should visit parents of summer children a minimum of once; in full year programs there should be at least three visits, if the parents have

consented to such home visits. In those rare cases where a double shift has been approved for teachers it may be necessary to use other types of personnel to make home visits. Personnel such as teacher aides, health aides and social workers may also make home visits with, or independently of, the teaching staff but coordinated through the parent program staff in order to eliminate uncoordinated visits.

Head Start staff should develop activities to be used at home by other family members that will reinforce and support the child's total Head Start experience.

Staff, parents and children will all benefit from home visits and activities. Grantees shall not require that parents permit home visits as a condition of the child's participation in Head Start. However, every effort must be made to explain the advantages of visits to parents.

Definitions as used on charts B and C

A. General responsibility.—The individual or group with legal and fiscal responsibility guides and directs the carrying out of the function described through the person or group given operating responsibility.

B. Operating Responsibility.—The individual or group that is directly responsible for carrying out or performing the function, consistent with the general guidance and direction of the individual or group holding general responsibility.

C. Must Approve or Disapprove.—The individual or group (other than persons or groups holding general and operating responsibility, A and B above) must approve before the decision is finalized or action taken. The individual or group must also have been consulted in the decision making process prior to the point of seeking approval.

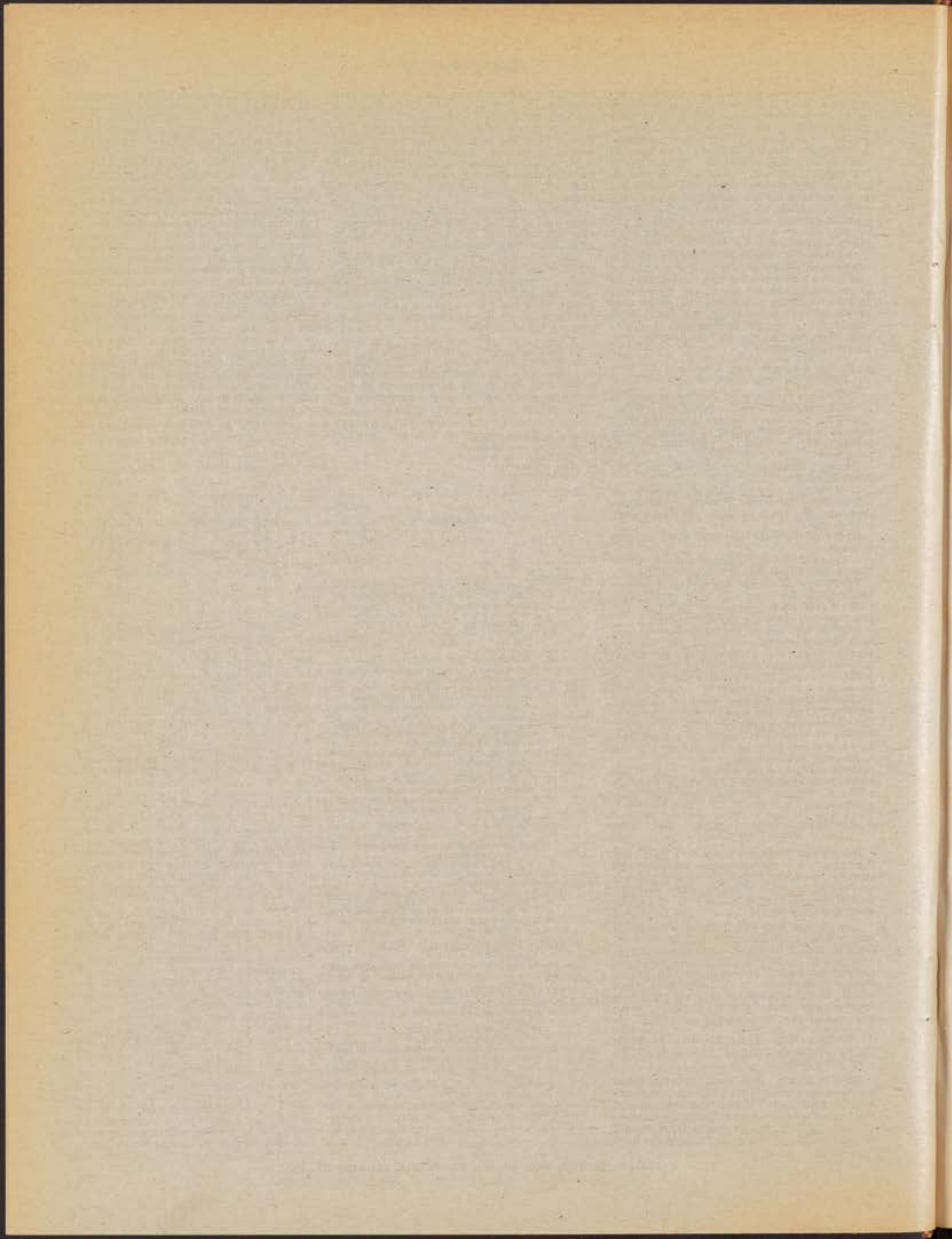
If they do not approve, the proposal cannot be adopted, or the proposed action taken, until agreement is reached between the disagreeing groups or individuals.

D. Must be Consulted.—The individual or group must be called upon before any decision is made or approval is granted to give advice or information but not to make the decision or grant approval.

E. May be Consulted.—The individual or group may be called upon for information, advice or recommendations by those individuals or groups having general responsibility or operating responsibility.

Function	Chart B				Chart C			
	Delegate agency				Grantee agency			
	Board	Executive director	Head Start policy committee	Head Start director	Board	Executive director	Head Start policy council	Head Start director
I. Planning:								
(a) Identify child development needs in the area to be served (by CAA if not delegated).	A	B	D	D	A	B	D	D
(b) Establish goals of Head Start program and develop ways to meet them within HEW guidelines.	A	C	C	B	A	C	C	B
(c) Determine delegate agencies and areas in the community in which Head Start programs will operate.					A	D	C	B
(d) Determine location of centers or classes.	A	D	C	B				
(e) Develop plans to use all available community resources in Head Start.	A	D	C	B	A	D	C	B
(f) Establish criteria for selection of children within applicable laws and HEW guidelines.					A	C	C	B
(g) Develop plan for recruitment of children.	A	C	C	B				
II. General Administration:								
(a) Determine the composition of the appropriate policy group and the method for setting it up (within HEW guidelines).	A	B	C	D	A	B	C	D
(b) Determine what services should be provided to Head Start from the CAA central office and the neighborhood centers.					A	B	C	D
(c) Determine what services should be provided to Head Start from delegate agency.	A	B	C	D				
(d) Establish a method of hearing and resolving community complaints about the Head Start program.	D	C	A	B	D	C	A	B
(e) Direct the CAA Head Start staff in day-to-day operations.					E	A	E	B
(f) Direct the delegate agency Head Start staff in day-to-day operations.	E	A	E	B				
(g) Insure that standards for acquiring space, equipment, and supplies are met.	A	D	D	B	A	D	D	B
III. Personnel administration:								
(a) Determine Head Start personnel policies (including establishment of hiring and firing criteria for Head Start staff, career development plans, and employee grievance procedures).								
Grantee agency					A	C	C	B
Delegate agency	A	C	C	B				
(b) Hire and fire Head Start Director of grantee agency.					A	B	C	B
(c) Hire and fire Head Start staff of grantee agency.					E	A	C	B
(d) Hire and fire Head Start Director of delegate agency.	A	B	C					
(e) Hire and fire Head Start staff of delegate agency.	E	A	C	B				
IV. Grant application process:								
(a) Prepare request for funds and proposed work program.								
Prior to sending to CAA	A	C	C	B				
Prior to sending to HEW					A	C	C	B
(b) Make major changes in budget and work program while program is in operation.	A	C	C	B	A	C	C	B
(c) Provide information needed for prereview to policy council.	A	D	C	B				
(d) Provide information needed for prereview to HEW.					A	D	C	B
V. Evaluation: Conduct self-evaluation of agency's Head Start program.								
	A	D	B	D	A	D	B	D

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PART III



FEDERAL ENERGY ADMINISTRATION

■

**Temporary Adjustments and
Assignments Relating to
Energy Curtailments**

■

Oil Import Regulations

■

**Environmental Impact Statement
on Coal Conversion Program**

Title 10—Energy
CHAPTER II—FEDERAL ENERGY
ADMINISTRATION

PART 205—ADMINISTRATIVE
PROCEDURES AND SANCTIONS

Temporary Adjustments and Assignments
Occasioned by Certain Energy Curtailments

The Federal Energy Administration hereby amends, effective immediately, Part 205, Chapter II of Title 10, Code of Federal Regulations, by adding a new § 205.29 and by revising § 205.39, concerning temporary adjustments and assignments issued in response to applications pursuant to § 211.12(h), occasioned by curtailments of certain energy sources by Federal or state rules or orders.

This amendment provides, in § 205.29 (a), that the FEA may issue a one-time only temporary adjustment order to wholesale purchaser-consumers and end-users which file an application for adjustment to base period use pursuant to the provisions of § 211.12(h). Temporary adjustment orders may be issued in response to such applications only when it is not feasible to issue an order that conforms to the notice requirements of § 205.23. A temporary adjustment order for § 211.12(h) applications may be issued for a period of not more than ninety days, and must terminate at the end of a period corresponding to a base period. FEA may subsequently issue a permanent adjustment order on the basis of the original application. Section 205.29(b) provides that FEA shall give affected suppliers notice of the temporary adjustment order at least twenty-four hours in advance of its issuance. Section 205.29 (c) specifies that a temporary adjustment order is appealable in accordance with § 205.28.

Temporary assignment orders in response to § 211.12(h) applications are provided in § 205.39(a), as amended. Such temporary assignments may be made for up to ninety days on a one-time only basis, and must terminate at the end of a period corresponding to a base period.

The purpose of these amendments is to provide a procedure by which FEA may rapidly respond to applications in those situations where time does not permit processing of the applications according to normal procedures and where the applicant's source of energy has been or may at any time be curtailed as a consequence of curtailment under a plan filed in compliance with a rule or order of a Federal or State agency or which is or may become unobtainable by reason of an abandonment of service permitted or ordered by a Federal or State agency.

Section 7(i) (1) (B) of the Federal Energy Administration Act of 1974 (Pub. L. 93-275) (FEAA) provides for waiver of the requirements of that section as to time of notice and opportunity to comment prior to promulgation of regulations where strict compliance with such requirements is found to cause serious harm or injury to the public health, safety, or welfare.

At the present time a large number of § 211.12(h) applications are pending, and the filing of more applications is anticipated. In most cases curtailment is imminent or has already occurred. Since curtailment of energy sources can seriously disrupt industry and other segments of the economy, adversely affecting employment and services, and since the normal procedures for processing applications for adjustment and assignment would necessarily cause serious delays in providing alternate sources of energy, FEA finds that this amendment must be issued on an emergency basis, and has concluded that strict compliance with requirements of section 7(i) (1) (B) of the FEAA would cause serious harm and injury to the public health, safety and welfare. Accordingly, these requirements must be waived and these amendments are made effective immediately, prior to opportunity to comment thereon.

The review provisions of section 7(c) (2) of the FEAA are hereby waived for a period of fourteen days, as provided for in that section, upon a finding that there is an emergency situation which requires immediate action. FEA is submitting the text of this emergency amendment concurrently with its issuance to the Administrator of the Environmental Protection Agency for his review.

Because these amendments are being issued on an emergency basis, an opportunity for oral presentation of views will not be possible prior to its promulgation. A public hearing on the amendment, however, will be held beginning at 9:30 a.m., on Wednesday, February 19, 1975, at the Federal Building, Room 3000, 12th and Pennsylvania Avenue NW., Washington, D.C., to receive comments from interested persons. Any person who has an interest in the subject of the hearing, or who is a representative of a group or class of persons which has an interest in the subject of the hearing, may make a written request for an opportunity to make oral presentation. Such a request should be directed to Executive Communications, FEA, and must be received before 4:30 p.m., e.s.t., Tuesday, February 11, 1975. Such a request may be hand delivered to Room 3309, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C., between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he or she is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he or she may be contacted through Thursday, February 13, 1975. Each person selected to be heard will be so notified by the FEA before 5:30 p.m., Thursday, February 13, 1975, and must submit 100 copies of his or her statement to Executive Communications, FEA, Room 3315, Federal Building, Washington, D.C. 20461, before 9 a.m., e.s.t., Tuesday, February 18, 1975.

The FEA reserves the right to select the persons to be heard at the hearing, to

schedule their respective presentations, and to establish the procedures governing the conduct of the hearing. Each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearing. It will not be a judicial or evidentiary-type hearing. Questions may be asked only by those conducting the hearing, and there will be no cross-examination of persons presenting statements. Any decision made by the FEA with respect to the subject matter of the hearing will be based on all information available to the FEA. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity if he or she so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to the time limitations.

Any interested person may submit questions, to be asked of any person making a statement at the hearing, to Executive Communications, FEA, before 4:30 p.m., e.s.t., Tuesday, February 18, 1975. Any person who makes an oral statement and who wishes to ask a question at the hearing may submit the question, in writing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearing, will determine whether the question is relevant, and whether time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearing will be announced by the presiding officer.

A transcript of the hearing will be made and the entire record of the hearing, including the transcript, will be retained by the FEA and made available for inspection at the Administrator's Reception Area of the FEA, Room 3400, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C., between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Anyone may buy a copy of the transcript from the reporter.

Interested persons are invited to submit data, views, or arguments with respect to the emergency amendment to Executive Communications, Box BX, Federal Energy Administration, Washington, D.C. 20461.

Comments should be identified on the outside envelope and on documents submitted to Executive Communications, FEA, with the designation "Emergency Amendment—Temporary Adjustments and Assignments." Fifteen copies should be submitted. All comments received by Friday, February 14, 1975, and all relevant information, will be considered by the Federal Energy Administration.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

(Emergency Petroleum Allocation Act of 1973, Pub. L. 93-159; Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790 (39 FR 23185)).

In consideration of the foregoing, Part 205 of Chapter II, Title 10 of the Code of Federal Regulations, is amended as set forth below, effective immediately.

Issued in Washington, D.C., January 25, 1975.

ROBERT E. MONTGOMERY, JR.,
General Counsel,
Federal Energy Administration.

1. Subpart B of Part 205 is amended by adding a new § 205.29 to read as follows:

§ 205.29 Temporary adjustment.

(a) In certain circumstances and upon application pursuant to the provisions of § 211.12(h), the FEA may issue an appropriate temporary adjustment order to wholesale purchaser-consumers and end-users which apply for adjustments pursuant to § 211.12(h). A temporary adjustment order may be issued only when it is not feasible to issue an adjustment order that conforms to the notice requirements of § 205.23 of this subpart. A temporary adjustment order shall have a duration of no longer than ninety (90) days and shall terminate at the end of a period corresponding to a base period. Such an order shall be a one-time order, and it may not be extended by issuance of another temporary adjustment order. A permanent adjustment order may subsequently be granted on the basis of the original application in accordance with the provisions of this subpart.

(b) A temporary adjustment order shall conform to the requirements of § 205.25 of this subpart and shall be issued only upon a finding that circumstances do not permit issuance of an adjustment order in accordance with the provisions of § 205.23 of this subpart, which finding shall be stated in the order.

(c) The supplier or suppliers affected by a temporary adjustment order shall be given notice of the temporary adjustment order at least 24 hours in advance of its issuance.

(d) A temporary adjustment order shall be appealable in accordance with § 205.28 of this subpart.

2. Section 205.39 is revised in paragraph (a) to read as follows:

§ 205.39 Temporary assignment.

(a) In certain circumstances and upon application, the FEA may issue a temporary assignment order to certain wholesale purchaser-resellers and to wholesale purchaser-consumers or end-users with a requirement for an allocated product for which there is not a state set-aside, or who, in accordance with Part 211 of this chapter, must submit applications for assignment to the National FEA, or who file an application for assignment of supplier pursuant to § 211.12(h). Those end-users, wholesale purchaser-consumers and

wholesale purchaser-resellers requesting an assignment to meet the needs of end-users and wholesale purchaser-consumers experiencing hardship or emergency requirements with respect to products for which there is a state set-aside (products in the state set-aside are identified in § 211.17(a)) shall apply to the appropriate State Office for an assignment from the state set-aside system, in accordance with Subpart Q of this part.

The ordering of a temporary assignment shall occur only in dire circumstances and when it is not feasible to issue an assignment order that conforms to the FEA guidelines, including, but not limited to, the requirement that assignment orders for a month be issued, to the maximum extent possible, by the 15th of the preceding month. Temporary assignments are intended to be issued when circumstances do not permit the issuance of an assignment order in the normal time period, i.e., prior to the 15th day of the month preceding the month for which there is the requirement for the assignment. Thus, a temporary assignment is an "off-phase" order. The "Application for Temporary Assignment" or "Application for Assignment" pursuant to § 211.12(h) is to conform to the requirements of § 205.34, except that such requirements may be waived in whole or in part by the FEA for good cause shown. The application shall fully describe why the assignment must be made out of phase with the normal issuance of assignment orders. A temporary assignment order shall have a duration of not longer than 60 days, except that a temporary assignment order issued upon an application pursuant to § 211.12(h) may have a duration of up to 90 days and shall terminate at the end of a period corresponding to base period. It is intended that a temporary assignment order shall be a one-time order that pertains to a specific situation, and it may not be extended by issuance of another temporary assignment order. If an applicant other than an applicant for assignment pursuant to § 211.12(h) anticipates the requirement for an assignment of longer than 60 days duration, he shall submit contemporaneously with the application for a temporary assignment, or as soon thereafter as feasible, an "Application for Assignment."

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PART 206—ADMINISTRATIVE
PROCEDURES FOR OIL IMPORTS

PART 213—OIL IMPORT
REGULATIONS

Amendments To Conform Import Regulations to Presidential Proclamation No. 4341

On January 23, 1975, the President issued Proclamation No. 4341 (40 FR 3965), amending Proclamation No. 3279, as amended, which establishes the Mandatory Oil Import Program. The purpose of the new Proclamation is, in the in-

terest of national security, to discourage further importation into the United States of petroleum, petroleum products, and related products through the imposition of greater import license fees, and thereby to create conditions favorable to the development of domestic petroleum resources needed for projected national security requirements. In view of this amendment to Proclamation No. 3279, which is effective February 1, 1975, the Federal Energy Administration (FEA), which administers the Mandatory Oil Import Program, hereby amends its oil import regulations, effective immediately, in Parts 206 and 213 of Chapter II, Title 10 of the Code of Federal Regulations, in order to conform to Proclamation No. 4341 and to implement the modifications in the Oil Import Program as of February 1, 1975.

Under the amended Proclamation, existing import license fees are revised upwards to their maximum levels, and new supplemental fees are imposed on all covered imports. Imports not currently subject to fees, including long-term allocations of imports into Puerto Rico and allocations made by the Oil Import Appeals Board, will retain their exemption from the revised existing fees, but will be subject to the supplemental fee. The supplemental fee on crude oil will be \$1.00 in February, rising to \$2.00 in March, and \$3.00 in April and thereafter. Fees on products will be computed on the same basis, less certain adjustments for the purpose of alleviating the burden on regions particularly dependent on imported products. Under the adjusted fee schedule for products, no fee will be incurred in February, \$0.60 in March and \$1.20 in April. In conjunction with adoption of this system of fee adjustments for products, FEA has recently proposed rulemaking to eliminate product imports from receipt of entitlement benefits under the Old Oil Allocation Program (10 CFR 211.67, 40 FR 3467).

Refunds of both the revised old fees and the supplemental fee are also authorized under the amended program with respect to imports of crude oil refined into products for export or incorporated into petrochemicals for export; with respect to unfinished oils incorporated into petrochemicals exported from the United States, and with respect to crude oil manufactured into asphalt, the Administrator is given discretionary authority to make such refunds. Furthermore, the tariff on petroleum, suspended when the quota system was replaced by fees, is reinstated, subject to refunds of equivalent sums from the total fees paid.

To implement the foregoing changes to the Mandatory Oil Import Program, FEA is revising § 213.35 of its regulations dealing with allocations and fee-paid licenses for imports of crude oil, unfinished oils, and finished products. Portions of other regulations are also amended accordingly.

In view of the fact that Proclamation No. 4341 will, on February 1, eliminate the phase-in of existing fees at six-month intervals by revising such fees upwards to their maximum levels, § 213.35 pro-

vides that allocations and licenses issued on or after that date will be valid for one year, rather than for six months as presently provided in § 213.32(f). However, § 213.7 is amended to permit incremental issuance of licenses against allocations, so that allocation holders will not be required to pay in advance supplemental fees covering the entire amount of their allocations. To conform with Proclamation No. 4341, § 213.35 also provides for payment to the importer of record, on a monthly basis, of sums equal to the sums collected by way of duties found payable upon liquidation, less any applicable drawbacks. Refunds of fees and supplemental fees are also provided to the extent that imports of crude oil have been incorporated into petrochemicals, as defined in § 213.10, which are subsequently exported. Finally, to deter speculation and facilitate FEA's transition to the system of fees established by Proclamation No. 4341, § 213.35 provides that licenses issued pursuant to applications postmarked prior to January 28, 1975, the effective date of this amendment, will be subject to the fees in effect under § 213.35 prior to that date, but that licenses issued on or after February 1, 1975 pursuant to applications postmarked between January 28, 1975, and January 31, 1975 will be subject to the fee applicable on February 1, 1975, under Proclamation No. 4341.

In accordance with Proclamation No. 4341, § 213.35 sets forth the schedule of revised existing fees, applicable over and above the levels of fee-free imports established in Section 2 of that Proclamation. Under the new schedule, crude oil and natural gas products are subject to a fee of \$0.21 per barrel. All other finished products and unfinished oils (except ethane, propane, butanes, and asphalt) are subject to a fee of \$0.63 per barrel. In view of the elimination of fee phase-ins, the separate schedule for Canadian imports in the present § 213.35 will no longer be necessary. Section 213.35 also continues to provide that the Director, Oil Imports, may reduce or refund such fees to the extent that imports of unfinished oils have been incorporated into petrochemicals as defined in § 213.10 which are subsequently exported, or into finished products subsequently exported. The Director, Oil Imports, may also reduce or refund such fees on crude oil to the extent that crude oil has been manufactured into asphalt. Under § 213.35 any such reductions or refunds apply only to the revised existing fees and not to the supplemental fees.

Section 213.35 further provides, in accordance with Proclamation No. 4341, that imports of crude oil, natural gas products, unfinished oils, and all other finished products (except ethane, propane, butanes, and asphalt) entered into the United States customs territory on or after February 1, 1975, shall be subject to a supplemental fee per barrel of \$1.00, rising to \$2.00 on imports entered on or after March 1, 1975, and to \$3.00 on imports entered on or after April 1, 1975. However, imports other than (1) ethane,

propane, butanes, and asphalt, (2) crude oil, as defined for purposes of the Old Oil Allocation Program, which is imported for refining, and (3) products refined in a refinery outside of the customs territory as to which crude oil runs to stills would qualify a refiner to receive entitlements under the Old Oil Allocation Program, shall be subject to a supplemental license fee as follows:

(a) For imports entered into the United States customs territory during the month of February, 1975, \$0.00/bbl.;

(b) For imports entered during the month of March, 1975, \$0.60/bbl.;

(c) For imports entered during the month of April, 1975, and thereafter, \$1.20/bbl.

All licenses issued prior to February 1, 1975, shall be subject to these fees, regardless of whether such licenses were issued as a result of payment of fees or an allocation not subject to fee. However, holders of outstanding licenses issued pursuant to surety bonds, need not increase the amount of such bonds to cover the increased fee liability. In addition, holders of outstanding fee-exempt licenses not issued against a surety bond are not required to obtain such bonds to cover payment of the supplemental fee for imports made pursuant to such licenses. As provided in § 213.35, payment of the supplemental fees will be due the last day of the month following the month of importation.

Under amended § 213.35, payments of supplemental fees for licenses issued upon prepayment by the applicant shall also be at the rate applicable April 1, 1975 (\$3.00 and \$1.20 per barrel, respectively) provided that imports entered into United States customs territory against such licenses during the period February 1, 1975, through March 31, 1975, shall be subject to refund of the difference between the amount of fee applicable at the time the imports are entered and the amount previously paid.

Other sections are amended for consistency with § 213.35, and to clarify the difference in treatment of the original, revised fees and the new supplemental fee.

In addition, to facilitate Customs Service administration of the modified Mandatory Oil Import Program, § 213.7 is amended to require that licenses be presented to the Customs Service at a port chosen by the licensee, and that they remain in customs custody until fully utilized or expired. Certain other amendments of a technical nature are also made for the purpose of conformity to Proclamation No. 4341.

FEA has concluded that since an emergency exists, the foregoing revisions and amendments must be made effective immediately. In his State of the Union Message, January 15, 1975, President Ford set forth the program contained in Proclamation No. 4341, which these regulations implement. He stated then that "Voluntary conservation continues to be essential, but tougher programs are also needed—and now." He noted that the United States "has been put under serious pressure," and that the proposed pro-

gram would "begin to restore our country's surplus capacity in total energy." In view of these statements, and the national security objectives of the Proclamation based on a finding by the Secretary of the Treasury that crude oil, the principal crude oil derivatives and products, and related products were being imported under circumstances threatening the national security, FEA finds that any delay in implementing the President's program would cause serious injury to the public health, safety, and welfare. As the Secretary stated in his finding:

Petroleum is a unique commodity: it is essential to almost every sector of our economy, either as a raw material component or as the fuel for processing or transporting goods. It is thus essential to the maintenance of our gross national product and overall economic health. Only a small percentage of present U.S. petroleum imports could be deemed to be secure from interruption in the event of a major world crisis. The quantity of petroleum imports, moreover, is now such a high percentage of total U.S. consumption that an interruption larger than one million barrels per day at the present time would adversely affect our economy. If our imports not presently deemed to be secure from interruption were in fact kept from our shores, the effect on the U.S. economy would be staggering and would clearly reach beyond a matter of inconvenience, or loss of raw materials and fuel for industries not essential to our national security. The outflow in payments for petroleum also poses a clear threat not only to our wellbeing, but to the welfare of our allies. As the State Department has concluded, the massive transfer of wealth greatly enhances the economic and political power of oil rich states who do not necessarily share our foreign policy objectives, and correspondingly tends to erode the political power of the United States and its allies.

The provisions of Section 7(i)(1)(B) of the Federal Energy Administration Act of 1974 (Pub. L. 93-275), with respect to notice and opportunity to comment are hereby waived upon a finding that strict compliance would seriously injure the public health, safety, and welfare. However, FEA will receive public comments on the revision and amendments issued today. Public hearings with respect to these changes will be held beginning at 9:30 a.m., e.s.t., on February 27, 1975, and will be continued, if necessary, on February 28, 1975, in room 2105, 2000 M Street NW., Washington, D.C. Avenue, NW., Washington, D.C.

Public hearings prior to the issuance of these changes are not practicable because they must be issued on an emergency basis in order to implement the amended oil import program on February 1, 1975. Interested persons are invited to submit written data, views, or arguments with respect to the revision and amendments to Executive Communications, Room 3309, Federal Energy Administration, Box CA, The Federal Building, Washington, D.C. 20461. Comments should be identified on the outside of the envelope and on the documents submitted to the Federal Energy Administration with the designation "Conforming Regulations to Presidential Proclamation No. 4341." Fifteen (15) copies should be submitted. All comments

received by 4:30 p.m., February 24, 1975, will be considered by the Federal Energy Administration in evaluating the revision and amendments.

Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

Any person who has an interest in these changes, or who is a representative of a group or class of persons which has such an interest, may make a written request for an opportunity to make oral presentation. Such a request should be directed to Executive Communications, FEA, and must be received before 4:30 p.m., e.s.t., February 21, 1975. Such a request may be hand delivered to Room 3309, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C. between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he may be contacted through February 26, 1975. Each person selected to be heard will be so notified by the FEA before 4:30 p.m., e.s.t., February 25, 1975, and must submit 100 copies of his statements to Executive Communications, FEA Room 3309, The Federal Building, Washington, D.C. 20461, before 4:30 p.m., e.s.t., February 26, 1975.

The FEA reserves the right to select the persons to be heard at these hearings, to schedule their respective presentations and to establish the procedures governing the conduct of the hearings. The length of each presentation may be limited, based on the number of persons requesting to be heard.

An FEA official will be designated to preside at the hearings. These will not be judicial or evidentiary-type hearings. Questions may be asked only by those conducting the hearings, and there will be no cross-examination of persons presenting statements. Any decision made by the FEA with respect to the subject matter of the hearings will be based on all information available to the FEA. At the conclusion of all initial oral statements, each person who has made an oral statement will be given the opportunity, if he so desires, to make a rebuttal statement. The rebuttal statements will be given in the order in which the initial statements were made and will be subject to time limitations.

Any interested person may submit questions, to be asked of any person making a statement at the hearings to Executive Communications, FEA, before 4:30 p.m., e.s.t., February 25, 1975. Any person who makes an oral statement and who wishes to ask a question at the hearings may submit the question, in writ-

ing, to the presiding officer. The FEA or the presiding officer, if the question is submitted at the hearings, will determine whether the question is relevant, and whether time limitations permit it to be presented for answer.

Any further procedural rules needed for the proper conduct of the hearings will be announced by the presiding officer.

A transcript of the hearings will be made and the entire record of the hearings, including the transcript, will be retained by the FEA and made available for inspection in the Administrator's Reception Area, Room 3400, FEA, Federal Building, 12th and Pennsylvania Avenue NW., Washington, D.C. between the hours of 8 a.m. and 4:30 p.m., Monday through Friday. Any person may purchase a copy of the transcript from the reporter.

The review provisions of section 7(c) (2) of the Federal Energy Administration Act of 1974 which provide for submission of proposed rules for comment by the Administrator of the Environmental Protection Agency are also hereby waived for a period of 14 days, as provided for in that section, upon a finding that there is an emergency situation which requires immediate action. The basis of this finding is set forth above.

FEA, after consultation with the Council on Environmental Quality, has prepared a brief statement of the environmental impacts of the foregoing amendments and revisions. The report is available for review in FEA's Public Reading Room, Room 206, Old Post Office Building, 11th and Pennsylvania Avenue NW., Washington, D.C. A complete draft Environmental Impact Statement covering the Mandatory Oil Import Program has been in preparation and will be published on or before May 15, 1975.

The inflationary impact of the revision and amendments published today has been evaluated by FEA, consistent with Executive Order 11821 (November 27, 1974).

Finally, FEA hereby republishes portions of certain sections in order to correct typographical errors, and publishes certain technical amendments to §§ 213.11 and 213.33, which were inadvertently omitted from the revision of its regulations published December 31, 1974 (39 FR 45268).

(Federal Energy Administration Act of 1974, Pub. L. 93-275; E.O. 11790, 39 FR 23185; Trade Expansion Act of 1962, Pub. L. 87-794, as amended; Proclamation No. 3279, 24 FR 1781 as amended by Proclamation No. 4210, 38 FR 9645, Proclamation No. 4227, 38 FR 18195, Proclamation No. 4317, 39 FR 35103, and Proclamation No. 4341, 40 FR 3965)

In consideration of the foregoing, Parts 206 and 213 of Chapter II, Title 10 of the Code of Federal Regulations are amended as set forth below, effective immediately.

Issued in Washington, D.C., January 28, 1975.

DAVID G. WILSON,
Acting General Counsel,
Federal Energy Administration.

1. Section 206.33 is amended in paragraph (c) to read as follows:

§ 206.33 Authority of the Board.

(c) Except with respect to its function to review applications for allocations of imports to which fees and supplemental fees are applicable, licenses issued pursuant to Board allocations shall be fee exempt; *Provided, That* any allocations granted by the Board pursuant to paragraph (a) of this section shall be subject to payment of supplemental fees as prescribed in paragraph (d) of § 213.35 of this chapter.

2. The heading in § 206.46 is revised to read as follows:

§ 206.46 Participation by the Office of Oil Imports.

§ 213.5 [Amended]

3. Section 213.5 is amended in paragraph (a) by deleting the term "Section 9A" and by inserting in lieu thereof the term "§ 213.10".

4. Section 213.7 is amended by adding paragraphs (c) and (d) to read as follows:

§ 213.7 Licenses.

(c) Licenses for allocations not subject to license fee under paragraph (c) of § 213.35 shall be issued in increments as requested by the allocation holder. At the time the allocation holder requests a license against an allocation not subject to license fee, he shall file an application in accordance with paragraph (a) of § 213.35 with respect to the supplemental license fee prescribed in paragraph (d) of § 213.35.

(d) Licenses shall be presented to the District Director of Customs at a point of entry to be selected by the licensee. Such licenses will remain in customs custody until fully utilized or expired, whereupon they shall be returned by the Customs Service to the Director, Oil Imports.

5. Section 213.11 is amended by adding paragraphs (1) (4) and (5) to read as follows:

§ 213.11 Allocations of imports of crude oil and unfinished oils for conversion of heavy liquid feedstocks to petrochemicals—Districts I-IV and District V.

(1) * * *
(4) In the event that allocations are to be made for the last 6 months of a calendar year pursuant to paragraph (1) (2) or (3) of this section, the Director shall so announce in a statement published in the FEDERAL REGISTER and shall fix a time within which applications must be filed. The provisions of paragraphs (c) (2) and (3) of this section shall be applicable to such applications. The provisions of paragraphs (e) and (f) of this section shall be applicable with respect to eligibility for, and computation of,

such allocations, except that the base period shall be the period of 6 months ending March 31 of the calendar year in which the allocations are to be made.

(5) In the event that allocations are to be made for the last 6 months of a calendar year pursuant to paragraph (1) (2) or (3) of this section, applicants who file applications within the time fixed by the Director shall be entitled to an allocation for the period of 6 months with respect to a heavy liquid plant which is scheduled to go on stream within that period or which came on stream before July 1. An allocation shall be computed as provided in paragraph (g) of this section, except that the estimated data on operations referred to in paragraph (g) (1) of this section shall pertain to the last 6 months of the calendar year and the actual and estimated data on operations referred to in paragraph (g) (2) of this section shall pertain to a period of 6 months beginning on the date on which the plant commenced operations. The provisions of paragraphs (g) (3), (4), and (5) of this section shall be applicable to allocations made under this paragraph (1) (5) of this section.

§ 213.12 [Amended]

6. Section 213.12 is amended in subparagraph (1) of paragraph (f) by deleting the term "unfinished products" and by substituting therefor the term "finished products".

§ 213.14 [Deleted]

7. Section 213.14 is deleted.

8. Paragraphs (b) (1) and (c) of § 213.22 are revised to read as follows:

§ 213.22 Use of imported crude oil and unfinished oils.

(b) (1) Subject to the provisions of this paragraph (b), a person who imports crude oil or unfinished oils under an allocation made under §§ 213.9, 213.12, 213.13, 213.29, 213.30, or paragraph (a) of § 213.20 may exchange his imported crude oil either for domestic crude oil or domestic unfinished oils or exchange his imported unfinished oils either for domestic unfinished oils or for domestic crude oil. However, a person receiving an allocation under §§ 213.9 or 213.30 may be restricted in the exchange of imported unfinished oils, as provided in paragraph (c) of § 213.9 and paragraph (j) of § 213.30.

(c) Imported crude oil or unfinished oils which are sold to meet the requirements of other Regulations published by FEA shall not be subject to the provisions of paragraph (a) of this section.

9. Section 213.23 is amended in paragraphs (a) and (b) by deleting the word "regulation" and inserting in lieu thereof the word "Part," and by adding a new paragraph (e) to read as follows:

§ 213.23 Reports.

(e) Each importer importing crude oil, unfinished oils, or finished products must enter upon the customs entry form 7501

or 7505, as the case may be, the number of the oil import license against which such entry is being made.

10. Section 213.25 is revised to read as follows:

§ 213.25 Revocation or suspension of allocations or licenses.

The Director may, after a hearing, revoke or suspend any allocation or license issued under this Part:

(a) On grounds relating to a violation of the terms of Proclamation No. 3279, as amended, of the provisions of this Part, or of licenses issued pursuant thereto, or

(b) If the Administrator of FEA, after consultation with the Secretaries of State, Treasury and Defense, as appropriate, finds that any license or allocation should be revoked or suspended, on grounds relating to the national security.

§ 213.26 [Amended]

11. Section 213.26 is amended in subparagraphs (3), (4), and (5) of paragraph (b) by inserting the phrase "not subject to license fee but subject to supplemental fee" immediately after the phrase "grant allocations of imports".

12. Section 213.26 is amended in subparagraphs (7) and (8) of paragraph (b) by inserting the phrase "but not supplemental fees" immediately after the phrase "of license fees".

13. Section 213.26 is amended by revising paragraph (c) to read as follows:

(c) Except with respect to its function to review applications for allocations of imports to which fees and supplemental fees are applicable, licenses issued pursuant to Board allocations shall be fee exempt; *Provided*, That any allocations granted by the Board pursuant to paragraph (b) of this section shall be subject to payment of supplemental fees as prescribed in paragraph (d) of § 213.35.

14. Section 213.27 is amended in subparagraph (1) of paragraph (h) by deleting the word "district" and by inserting in lieu thereof the word "distinct," and by adding paragraphs (s), (t), and (u) to read as follows:

§ 213.27 Definitions.

(s) "Fee means the fees imposed by section 3(a) (1) (i)-(ii) of Proclamation No. 4341, amending Proclamation No. 3279, as amended. Allocations of imports issued pursuant to §§ 213.9, 213.10, 213.11, 213.12, 213.13, 213.15, 213.16, 213.20, 213.21, 213.26, 213.28, 213.29, 213.30, 213.32, 213.33, 213.34, 213.36, 213.37, 213.38, or long term allocations as defined in Presidential Proclamation 3279, as amended, are not subject to this fee.

(t) "License fee" means "fee" as defined in paragraph (s) of this section.

(u) "Supplemental fee" means the fee imposed by Section 3(a) (1) (iii) of Proclamation No. 4341, amending Proclamation No. 3279, as amended. All imports of crude oil, natural gas products, unfinished oils, and all other finished prod-

ucts (except ethane, propane, butanes, and asphalt) are subject to this supplemental fee.

§ 213.28 [Amended]

15. Section 213.28 is amended by deleting paragraph (k), by deleting the term "(l)" in subparagraph (3) of paragraph (m), and by redesignating paragraphs (l), (m), and (n) as paragraphs (k), (l) and (m) respectively.

§ 213.29 [Amended]

16. Section 213.29 is amended in paragraph (e) (3) by inserting the word "capacity" after the word "refinery" whenever it appears.

§ 213.30 [Amended]

17. Section 213.30 is amended in subparagraph (2) of paragraph (g) by deleting the word "regulation" and by inserting in lieu thereof the word "Part."

18. Section 213.33 is amended by revising subparagraph (3) of paragraph (j), and by adding paragraph (k) to read as follows:

§ 213.33 Canadian Imports—Districts I-IV.

(j) * * *

(3) The total barrels of Canadian imports and other qualified imports processed in each such facility during the calendar year ending December 31, 1973. An officer of an applicant shall also certify in his application that, if an allocation of Canadian imports is made to the applicant under this section, the applicant will process all such imports (and all oil exchanged for such imports) in such facilities before July 1, 1975.

(k) Licenses issued pursuant to this section shall permit the entry or withdrawal from warehouse for consumption of Canadian imports only into Districts I-IV. Except for licenses issued pursuant to this § 213.33, § 213.28, § 213.35, and § 213.26 when Canadian imports into Districts I-IV are specifically granted by the Oil Import Appeals Board no other licenses issued pursuant to this Part shall permit the importation of Canadian imports into Districts I-IV.

19. Section 213.35 is revised as follows:

§ 213.35 Allocations and Fee-Paid Licenses for Imports of Crude Oil, Unfinished Oils, and Finished Products.

(a) (1) Effective February 1, 1975, any person wishing to import crude oil, unfinished oils, or finished products into the customs territory of the United States, may do so by filing an application with the Director in such form as the Director may prescribe.

(2) Allocations and licenses under this section shall, to the fullest practicable extent, be made and issued by the Director within ten (10) days after his receipt of application therefor.

(3) Allocations and licenses under this section shall be subject to the fee and supplemental fee, as applicable, prescribed in paragraphs (c) and (d) respectively of this section.

(4) Applications for allocations and licenses under this section shall be ac-

companied by the applicant's certified check or a cashier's check payable to the order of the Treasurer of the United States in the amount chargeable pursuant to paragraphs (c) and (d) of this section, as applicable, or by a bond with a surety on the list of acceptable sureties on Federal bonds, maintained by the Bureau of Government Financial Operations, Department of the Treasury, in the sum not less than the amount chargeable pursuant to paragraphs (c) and (d) of this section, as applicable, conditioned upon payment of such amount to the Treasurer of the United States, by the last day of the month following the month in which such imports were released from customs custody or entered or withdrawn from warehouse, whichever occurs first, or within such other period as the Director shall specify. In the event that such bond is terminated or the face value of the bond is reduced below the outstanding liability of licenses issued pursuant to the bond, the Director shall immediately revoke all licenses issued pursuant to the bond. Except as to a department, establishment or agency of the United States, applications not accompanied by a certified check, cashier's check, or bond in the amount required shall not be considered. Payment of fees by or for the account of a department, establishment, or agency of the United States shall be accomplished by transfers, as appropriate, from appropriation accounts available to such department, establishment, or agency, to the suspense account established by FEA for that purpose.

(5) Separate licenses shall be issued for crude oil, natural gas products, and for all finished products and other unfinished oils.

(6) Allocations made and licenses issued on or after February 1, 1975 for imports of crude oil, unfinished oils or finished products under this section shall be valid for one (1) year following the date of their issuance. A license shall be considered to be issued for purposes of this Part on the date the license is signed by the Director.

(7) License fees payable for imports of finished products or unfinished oils, manufactured in American Samoa, Guam or the Virgin Islands or in a foreign trade zone and transported to the customs territory of the United States by overland means or by vessel or vessels under United States registry, shall be at the rate applicable to the feedstock from which such finished product or unfinished oil was manufactured: *Provided*, That, such rate shall apply also in cases where the holder of the license establishes to the satisfaction of the Director that he made a good faith attempt to arrange shipment by vessel under United States registry and that no other vessel was available at reasonable rates for the purpose at the time this shipment was made.

(8) Persons seeking to import natural gas products under a duly issued natural gas products license shall certify the country of origin to the appropriate Customs Office at the port of entry. Such

natural gas products may be commingled with crude oil or other unfinished oils for purposes of transportation and may be re-separated prior to importation or imported as a mixture; *Provided*, That the importer certifies as to the volume of natural gas products contained.

(b) (1) In the event it is determined after entry that a particular shipment of crude oil, unfinished oils, or finished products imported pursuant to a license for which a fee or supplemental fee has been paid should in fact have been assessed a higher license fee, the importer must within thirty (30) days after notification by the District Director of Customs that a higher license fee is applicable remit the proper payment to the Director, Oil Imports, by certified check or a cashier's check payable to the Treasurer of the United States in the sum of the additional amount due.

(2) In the event an importer fails to comply with the terms set forth in this section for the payment of fees and supplemental fees, the Director shall not entertain any further applications from said importer for additional licenses until the amounts due are collected.

(3) In the event the volume of a particular shipment of crude oil, unfinished oils, or finished products being imported pursuant to a license to which a fee or supplemental fee is applicable exceeds the volume stated on the license against which the material is being imported by five (5) percent or less the District Director of Customs may permit the entry of the excess without license. The importer, however, must within ten (10) days of such entry remit payment to the Director by certified check or a cashier's check payable to the order of the Treasurer of the United States for the fee or supplemental fee due pursuant to this section on the excess entered without license at the rate in effect at the time of import.

(c) (1) Except as provided in subparagraph (2) of this paragraph, licenses issued on or after February 1, 1975 under allocations of crude oil, unfinished oils, and finished products pursuant to Section 3(a) (1) (i)-(ii) of Proclamation No. 4341, amending Proclamation No. 3279, as amended, shall be in accordance with the following schedule:

	<i>Fee (dollars per barrel)</i>
Crude oil.....	0.21
Natural gas products.....	.21
All other finished products and unfinished oils including crude oil to be burned directly as fuel (except ethane, propane, butanes, and asphalt).....	.63

(2) Notwithstanding any other provision of this section, licenses issued pursuant to applications postmarked prior to January 28, 1975, shall be subject to the fees prescribed in this § 213.35, as in effect prior to that date.

(d) (1) (i) Except as provided in paragraph (d) (1) (ii) of this section, imports of crude oil, natural gas products, unfinished oils, and all other finished products (except ethane, propane, butanes, and asphalt) entered for consumption or withdrawn from warehouse for consump-

tion into United States customs territory on or after February 1, 1975, shall be subject to a supplemental fee per barrel of \$1.00, rising to \$2.00 on imports entered for consumption or withdrawn from warehouse for consumption on or after March 1, 1975, and to \$3.00 on imports entered for consumption or withdrawn from warehouse for consumption on or after April 1, 1975, in accordance with section 3(a) (1) (iii) of Proclamation No. 4341, amending Proclamation No. 3279, as amended.

(ii) Imports other than (a) ethane, propane, butanes, and asphalt, (b) crude oil as defined for purposes of the Old Oil Allocation Program set forth in § 211.67 of this chapter, which is imported for refining and (c) products refined in a refinery outside of the customs territory as to which crude oil runs to stills would qualify a refiner to receive entitlements under the Old Oil Allocation Program, shall be subject to a supplemental fee as follows:

(1) for imports entered into the United States customs territory during the month of February, 1975, \$0.00/bbl.;

(2) for imports entered into United States customs territory during the month of March, 1975, \$0.60/bbl.;

(3) for imports entered into United States customs territory during the month of April, 1975, and thereafter, \$1.20/bbl.

(2) All licenses shall be subject to the fees prescribed in this paragraph (d) regardless of whether such licenses were issued prior to February 1, 1975 as a result of payment of fees or an allocation not subject to fee.

(3) With respect to licenses issued prior to February 1, 1975, not subject to the license fees prescribed in paragraph (c) of this section or licenses issued by prepayment of such fees, payment of the fees prescribed in this paragraph (d) shall be made no later than the last day of the month following the month in which such imports were released from customs custody or entered or withdrawn from warehouse for consumption, whichever occurs first. With respect to licenses subject to the fees prescribed in paragraph (c) of this section but issued against a surety bond, payment of the fees prescribed in this paragraph (d) shall be made simultaneously with payment of the fees prescribed in paragraph (c) of this section. Notwithstanding the provisions of paragraph (a) (4) of this section, surety bonds need not be increased to cover the additional fee liability on licenses issued prior to February 1, 1975 or issued pursuant to applications postmarked prior to January 28, 1975. Holders of fee-exempt licenses issued prior to February 1, 1975, or pursuant to applications postmarked prior to January 28, 1975, but not issued against a surety bond, need not obtain bonds in the amount of the supplemental fees for imports made pursuant to such licenses.

(4) Payments made pursuant to paragraph (d) (1) (i) of this section for licenses issued upon prepayment by the applicant shall be at the rate of \$3.00 per barrel. Payments made pursuant to

paragraph (d) (1) (ii) of this section for licenses issued upon prepayment by the applicant shall be at the rate of \$1.20 per barrel. Imports entered into United States custom territory against such licenses during the period February 1, 1975, through March 31, 1975, shall be subject to refund of the difference between the amount of fee applicable at the time the imports are entered and the amount previously paid.

(e) (1) Applications for refund under this paragraph shall be filed in such form as the Director may prescribe.

(2) Upon application by the importer of record, the Director may reduce or refund fees and supplemental fees prescribed pursuant to paragraphs (c) and (d) of this section, respectively:

(i) For payment to the importer of record, on a monthly basis, of sums equal to the sums collected by way of duties found payable upon liquidation, by the United States Customs Service, less any applicable drawback, *Provided*, That said importer certifies the amount of drawback received during that period, *And provided further*, That in the event the duty drawback exceeds the duty paid during that period, the net difference shall be applied to subsequent periods;

(ii) Where the licensee failed to use, wholly or in part, the license issued to him;

(iii) To the extent that they reflect volume adjustments made subsequent to entries made against the license at the time of importation, e.g., corrections made by the Customs Service of contained basic sediment and water, corrections of mistakes made in calculating tank volumes, or corrections of mistakes made in calculating volumes to standard temperature;

(iv) Where the District Director of Customs determines, after entry, that a particular shipment of crude oil, unfinished oils, or finished products imported pursuant to a license for which fees or supplemental fees have been paid, should have been assessed at a lower fee or supplemental fee; and

(v) To the extent that imports of crude oil have been incorporated into petrochemicals as defined in § 213.10 which are subsequently exported, or refined into finished products subsequently exported.

(3) In addition to the refunds applicable pursuant to paragraph (e) (2) of this section, upon application of the importer of record, the Director may reduce or refund license fees prescribed in paragraph (c) of this section:

(i) To the extent that imports of unfinished oils have been incorporated into petrochemicals as defined in § 213.10 which are subsequently exported, or refined into finished products subsequently exported. No petrochemical exports earning a refund of license fee may earn an allocation pursuant to § 213.10;

(ii) Where refunds of license fees, whether wholly or in part, are ordered by the Oil Import Appeals Board;

(iii) Where crude oil imported by virtue of a license for which a fee was paid has been manufactured into asphalt.

(4) In addition to the refunds applicable pursuant to paragraph (e) (2) of this section, upon application by the importer of record, the Director shall make adjustments of supplemental license fees prescribed in paragraph (d) of this section, in whole or in part, to adjust for imports entered into the customs territory of the United States during the period February 1, 1975, to March 31, 1975, for which the supple-

mental fee effective April 1, 1975, has been previously paid.

(5) Applications for refund under this paragraph shall, insofar as practicable, be processed by the Director and presented to the Treasury for payment, within ten (10) days of their receipt.

(6) No refunds under this paragraph to an allocation holder shall exceed the fees and supplemental fees paid by such allocation holder.

§§ 213.9, 213.12, 213.13, 213.15, 213.16, 213.20, 213.21, 213.29, 213.30, 213.32, 213.33, 213.36 and 213.38 [Amended]

20. Sections 213.9(a), 213.9(b), 213.12(a), 213.12(b), 213.13(b), 213.15(a), 213.15(b), 213.16(a), 213.20(a) (1), 213.20(a) (2), 213.21(a) (1), 213.21(a) (2), 213.21(b) (1), 213.21(b) (2), 213.29(a) (1), 213.30(a) (1), 213.32(a), 213.32(b), 213.32(c), 213.32(d), 213.33(d) (1), 213.36(c) (1) and 213.38(c) are amended by inserting the phrase "but subject to supplemental fee" immediately after the phrase "not subject to license fee" wherever it appears.

§§ 213.10, 213.11 and 213.34 [Amended]

21. Sections 213.10(b), 213.11(f) (1), 213.11(f) (2) and 213.34(e) are amended by inserting the phrase "not subject to license fee but subject to supplemental fee" immediately after the phrase "allocation of imports" wherever it appears.

§ 213.37 [Amended]

22. Section 213.37 is amended in paragraph (c) by inserting the phrase "not subject to license fee but subject to supplemental fee" immediately after the phrase "shall make allocations".

[FR Doc. 75-2987 Filed 1-28-75; 5:23 pm]

**FEDERAL ENERGY
ADMINISTRATION**

COAL CONVERSION PROGRAM

**Draft Environmental Impact Statement and
Public Hearing**

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA), the Federal Energy Administration (FEA) has prepared a draft environmental impact statement relating to FEA's proposed coal conversion program, which implements section 2 of the Energy Supply and Environmental Coordination Act of 1974 (ESECA). That program would prohibit certain powerplants and major fuel burning installations from burning natural gas or petroleum products as their primary energy source, and require certain powerplants to be designed and constructed to be capable of using coal as their primary energy source, by the issuance of prohibition orders or construction orders, respectively.

Single copies of the draft environmental statement may be obtained from the FEA, Office of Communications and Public Affairs, Room 220, Old Post Office Building, 12th and Pennsylvania Avenue, NW, Washington, D.C. 20461, and from the FEA Regional Offices listed below:

- Region I—150 Causeway Street, Room 700, Boston, Massachusetts 02114.
- Region II—26 Federal Plaza, Room 3206, New York, New York 10007.
- Region III—1421 Cherry Street, Room 1001, Philadelphia, Pennsylvania 19102.
- Region IV—1655 Peachtree Street, NE., 8th Floor, Atlanta, Georgia 30309.
- Region V—Federal Office Building, 175 West Jackson Boulevard, Room A-333, Chicago, Illinois 60604.
- Region VI—Corrigan Towers, 212 North St. Paul Street, Room 1720, Dallas, Texas 75201.
- Region VII—Federal Office Building, Post Office Box 15000, 112 East 12th Street, Kansas City, Missouri 64106.
- Region VIII—Post Office Box 26247, Belmar Branch, 1075 South Yukon Street, Lakewood, Colorado 80226.
- Region IX—Barclay Bank Boulevard, 111 Pine Street, San Francisco, California 94111.

Region X—Federal Office Building, 909 First Avenue, Room 1151, Seattle, Washington 98174.

Copies of the draft environmental statement also will be available for public review in the FEA Information Access Reading Room, Room 206, Old Post Office Building, 12th and Pennsylvania Avenue, NW., Washington, D.C.

A public hearing on the draft impact statement will be held beginning at 9:00 a.m., on February 26, 1975, in Room 3000A, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, D.C., to receive oral presentations from interested persons. Any person who has an interest in the subject of the hearing, or who is a representative of a group or class of persons which has an interest in the subject of the hearing, may make a written request for an opportunity to make oral presentation. That request should be directed to Executive Communications, FEA, Washington, D.C. 20461, and must be received before 4:30 p.m., e.s.t., February 12, 1975. The request may be hand-delivered to Room 3309, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, D.C., between the hours of 8 a.m., and 4:30 p.m., Monday through Friday. The person making the request should be prepared to describe the interest concerned; if appropriate, to state why he or she is a proper representative of a group or class of persons which has such an interest; and to give a concise summary of the proposed oral presentation and a phone number where he or she may be contacted through February 25, 1975. Each person selected to be heard will be so notified by the FEA before 5:30 p.m., February 19, 1975, and must submit 100 copies of the statement to Executive Communications, FEA, Room 3309, Federal Building, Washington, D.C. 20461, before 4:30 p.m., e.s.t., February 24, 1975.

The FEA reserves the right to limit the number of representatives of a particular group or class of persons to be heard at the hearing, to schedule their respective presentations and to establish the procedures governing the conduct of the hearing. It is expected that

each oral presentation will be limited to 10 minutes.

An FEA official will be designated to preside at the hearing. It will not be a judicial or evidentiary hearing. Questions may be asked only by those conducting the hearing, and there will be no cross-examination of persons presenting statements. Any further procedural rules needed for the proper conduct of the hearing will be announced by the presiding officer.

A transcript of the hearing will be made and the entire record of the hearing, including the transcript, will be retained by the FEA and made available for inspection at the Administrator's Reception Area of the FEA, Room 3400, Federal Building, 12th and Pennsylvania Avenue, NW., Washington, D.C., between the hours of 8 a.m., and 4:30 p.m., Monday through Friday. Anyone may purchase a copy of the transcript from the reporter.

Interested persons are invited to submit comments with respect to the draft environmental impact statement to Executive Communications, FEA, Box BZ, Washington, D.C. 20461. Comments should be identified on the outside of the envelope in which the comments are transmitted and on any documents submitted to Executive Communications, with the designation "Comments on DES 75-1." Fifteen copies should be submitted. All comments and relevant information received by March 17, 1975 will be considered by FEA.

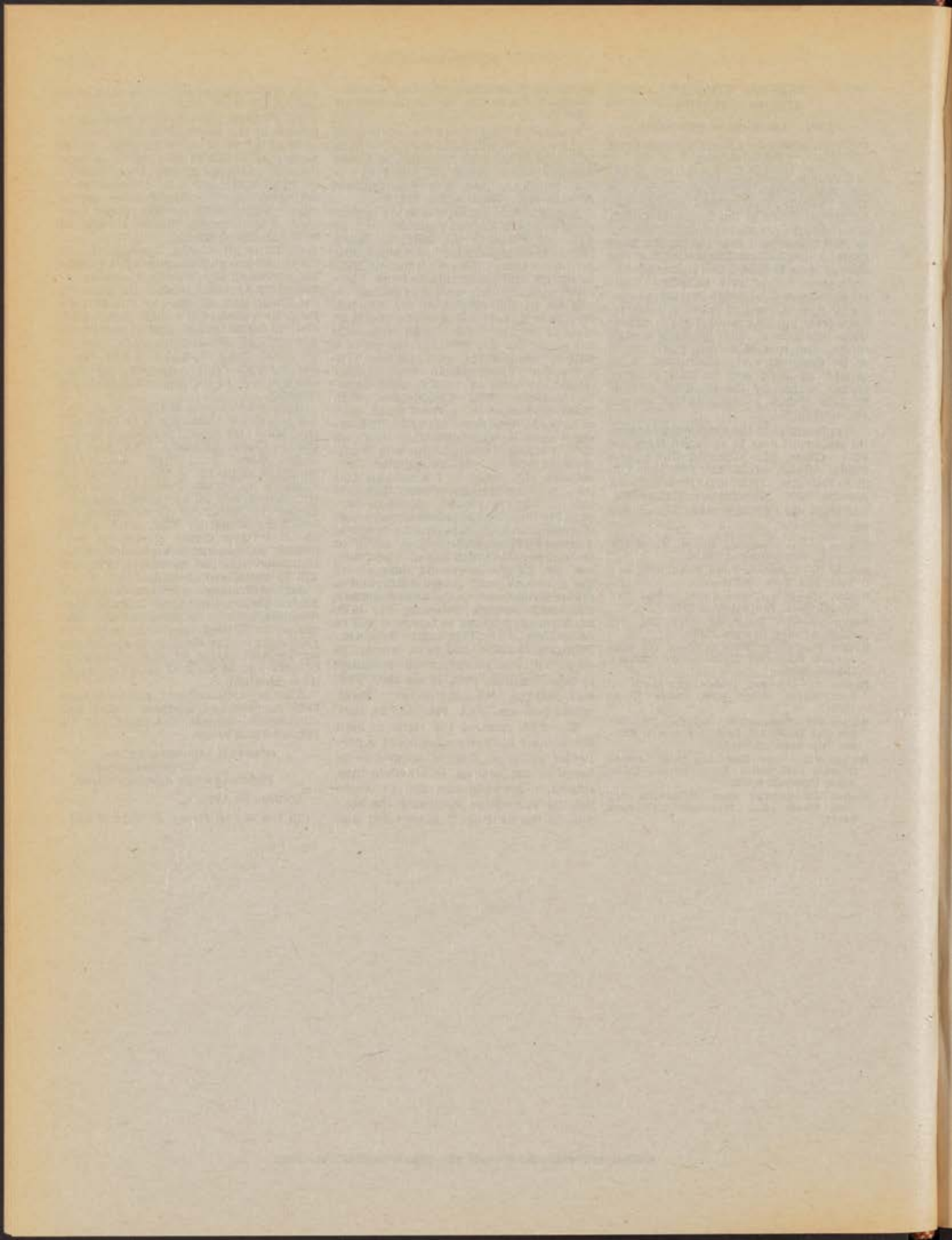
Any information or data considered by the person furnishing it to be confidential must be so identified and submitted in writing, one copy only. The FEA reserves the right to determine the confidential status of the information or data and to treat it according to its determination.

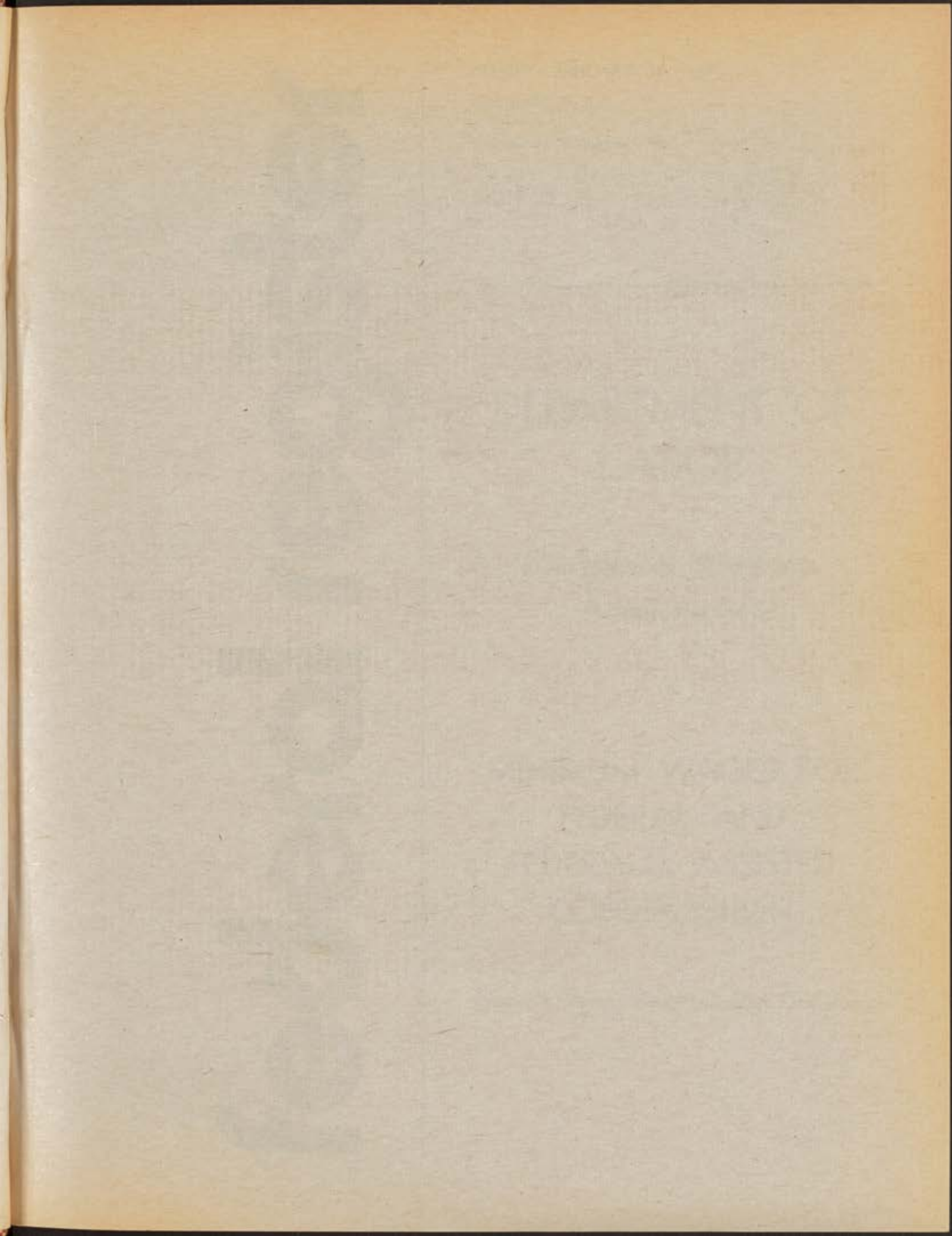
After all testimony and comments have been received and analyzed, a final environmental impact statement will be prepared and issued.

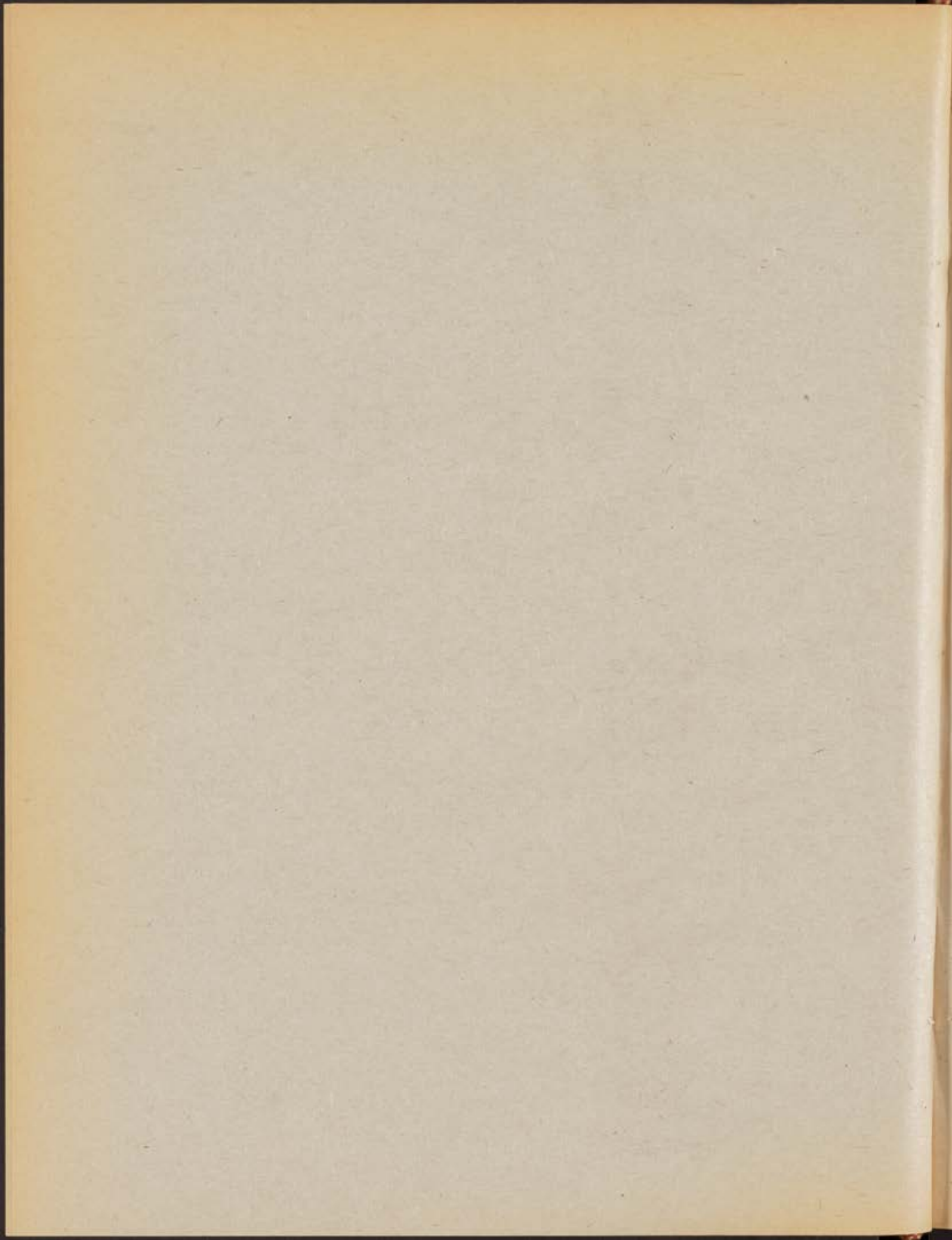
ROBERT E. MONTGOMERY, Jr.,
General Counsel,
Federal Energy Administration.

JANUARY 24, 1975.

[FR Doc.75-2747 Filed 1-27-75;11:13 am]







federad register

FRIDAY, JANUARY 31, 1975

WASHINGTON, D.C.

Volume 40 ■ Number 22

PART IV



DEPARTMENT OF LABOR

Employment Standards
Administration



MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND
FEDERALLY ASSISTED CONSTRUCTION

General Wage Determination Decisions

General Wage Determination Decisions of the Secretary of Labor specify, in accordance with applicable law and on the basis of information 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 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 FR 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 Code of Federal Regulations, Procedure for Predetermination of Wage Rates (37 FR 21138), and of Secretary of Labor's Orders 12-71 and 15-71 (36 FR 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 and 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 determination frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General Wage Determination Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5. Accordingly, the applicable decision together with any modifications issued subsequent to its publication date 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.

MODIFICATIONS AND SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

Modifications and Supersedeas Decisions to General Wage Determination Decisions are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since the decisions were issued.

The determinations of prevailing rates and fringe benefits made in the Modifications and 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 FR 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 (37 FR 21138), and of Secretary of Labor's Orders 13-71 and 15-71 (36 FR 8755, 8756). The prevailing rates and fringe benefits determined in foregoing General 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.

Modifications and Supersedeas Decisions are effective from their date of publication in the FEDERAL REGISTER without limitation as to time and are to be used in accordance with the provisions of 29 CFR, Parts 1 and 5.

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, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. 553 has been set forth in the original General Wage Determination Decision.

NEW GENERAL WAGE DETERMINATION DECISIONS

Pennsylvania PA75-3011
South Carolina..... SC75-1017

MODIFICATIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being modified and their dates of publication in the FEDERAL REGISTER are listed with each State.

Alabama: AR-4067 Dec. 20, 1974
Alaska: AK75-5001 Jan. 10, 1975
Arkansas: AR-4057 Nov. 22, 1974
Iowa: AR-73 Nov. 1, 1974
Kentucky: AR-4056 Nov. 8, 1974
Mississippi: AR-4057 Nov. 22, 1974
New Mexico: NM75-4002 Jan. 10, 1975
New York: AR-2067 Oct. 11, 1974
Ohio: AR-3048 Aug. 2, 1974
Pennsylvania: AQ-2070 Mar. 15, 1974
AQ-2081 Mar. 29, 1974
AQ-2080 Apr. 5, 1974
AR-2009 July 19, 1974
AR-2030; AR-2037; AR-2038 Aug. 30, 1974
AR-2034; AR-2039 Sept. 27, 1974
South Carolina: AR-4045 Oct. 18, 1974
Tennessee: AR-4057 Nov. 22, 1974
Texas: TX75-4001 Jan. 10, 1975
TX75-4009 Jan. 17, 1975

SUPERSEDEAS DECISIONS TO GENERAL WAGE DETERMINATION DECISIONS

The numbers of the decisions being superseded and their dates of publication in the FEDERAL REGISTER are listed with each State.

Supersedeas Decision numbers are in parentheses following the numbers of the decision being superseded.

Colorado: AR-1032(CO75-5007); AR-1034(CO75-5008) Sept. 27, 1974
Florida: AQ-4107(FL75-1012) May 3, 1974
AR-4027(FL75-1016) Aug. 30, 1974
Indiana: AR-3081(IN75-2018); AR-3083(IN75-2020); AR-3088(IN75-2025); AR-3089(IN75-2028); AR-3092(IN75-2029) Aug. 23, 1974
Iowa: AR-19(IA75-4043); AR-26(IA75-4046); AR-27(IA75-4039) Sept. 20, 1974
AR-57(IA75-4040); AR-58(IA75-4037); AR-60(IA75-4045); AR-61(IA75-4041); AR-62(IA75-4038); AR-63(IA75-4044); AR-64(IA75-4036); AR-65(IA75-4034); AR-66(IA75-4035); AR-67(IA75-4042) Oct. 11, 1974
Mississippi: AR-4041(MS75-1013) Sept. 27, 1974
North Carolina: NC75-1001(NC75-1015) Jan. 3, 1975
South Dakota: AR-1049(SC75-5013) Nov. 22, 1974
Washington: AR-1051(WA75-5006) Dec. 6, 1974
Wyoming: AQ-1078(WY75-5011) Feb. 8, 1974
West Virginia: AQ-2086(WV75-3009) Mar. 29, 1974

Signed at Washington, D.C., this 24th day of January 1975.

RAY J. DOLAN,
Assistant Administrator,
Wage and Hour Division.

75-PA-3011

Page 2

NEW DECISION

COUNTY: Bucks

STATE: Pennsylvania

DECISION NO. PA-75-3011

DATE: Date of Publication

DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories)

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Provision	Vacation	
\$ 9.85	.50	.50		.025
10.52	.50	.50		
10.20	.65	1.00		.01
9.50	.80	.68		.01
9.27	1.28	.90		.07
8.83	.91	1.00	.85	.03
8.54	.85	.25		
11.35	.43	15+.40		.10

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Provision	Vacation	
\$10.82	5%	70-1/4%		2%

ASBESTOS WORKERS:
 Bridgeton, Dumas, Lower Makefield, Middletown Falls, Morristown, New Hope, Newton, Korkinixon, Plumstead, Riegelsville, Solebury, Tinicum, Tullytown, Upper Makefield and Yardley

REMAINDER OF COUNTY

ROLLERMAKERS

TRUCKLAYERS

CEMENT MASONS

CEMENT FINISHERS

ELECTRICIANS:
 That portion east of a line starting at the Delaware River and following the west limits of the Borough of Bristol, along the continuation of U.S. Highway 13 and under the Pa., Railroad Bridge to Route 09113, north 09113 to Route 152, north along Route 152, north along 152 to the junction of Spars 281 and 252, continue north on Spur 252 to Route 09028, west on 09028 to Route 152, north on 152 to TR 113, north on TR 113 to TR 232 at Anchor Inn, northeast on TR 232 and continue northeast along Route 659 to Route 09060, west on 09060 to Route 402, north on 402 to the Borough line at the southwest corner of the Borough of New Hope. The Borough of New Hope is excluded. Starting at the Delaware River and proceeding southwest along the Plumstead-Solebury and the Plumstead-Buckingham Township lines to Route 09060, northwest on 09060 to U.S. Highway 611, south on 611 to the spur of Route 270, northwest along the spur to Route 397, southwest on 397 to Route 350, southwest on 350 to Route 395, southwest on 395 to Route 09069, southeast on 09069 to Route 09041, southwest on 09041 to the Montgomery County line

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
<p>ELECTRICIANS: (Cont'd) East Rick Hill, West Rock Hill, Milford and Richland Townships in their entirety and that portion of Haycock and Springfield Townships west of a line following State Highway 212 from Northampton County south to route 09071 along 09071 to State Highway 212, along Highway 212 to route 09068 and along 09068 to State Highway 313</p> <p>ELEVATOR CONSTRUCTORS: Elevator Constructors Elevator Constructors Helpers Elevator Constructors Helpers (prob.)</p> <p>GLAZIERS: Milford, West Rockville, Richland, E. Rockville, Haycock, Durham, Springfield, Richlandtown, Spohrton, Rockswinton, Twp., Remainder of County</p> <p>IRONWORKERS: Stripping & dismantling concrete form work, loading, unloading, carrying & handling of all reinforced steel & steel mesh, handling lumber and other building materials, operating jacksamers, paving breakers & all other pneumatic tools, building scaffolds, raking, shoveling & tamping of asphalt, grading & concrete pit work, grading, form planning, shoring, demolition except burners, laying conduits and ducts, sheathing, lagging, laying non-metallic pipe & caskling, all other types of laborers</p> <p>Mason Tenders, Power Buggies, Burners or Demolition</p>	\$ 9.125 10.23 7.16 5.115 8.14 8.38 9.74	.25 .44 .44 .35 .35 .64	1% 26-b-b 26-b-b 10%	.01 .02 .02 .01 .01 .05
7.35 7.45	.55 .55	.30 .30		

NOTICES

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
<p>LABORERS: (Cont'd) Wagon drill operator (single) Powdermen, wagon drill operator (multiple) Circular Calceous Excavations: Calceous groundmen Calceous bottom man Underpinning Excavations: Laborers, working at depth of 8 feet or under Yard workers</p> <p>LATHES: Milford, Trumbersville, Richland, Quabertown, Springfield, Durham, Ringersville, Bridgetown, Rockswinton, Tincum, Plumstead, Dublin, Administrator, Haycock, East Rockhill, Parksville, Sellersville, West Rockhill, Solebury, New Hope, Upper Makefield, Wrightstown, Lewton, Yardley, Lower Makefield, Morrisville, Falls, Fulltown Twp, Remainder of County</p> <p>LEAD BURNERS LITHOGRAPHERS: Lineman Groundman Winch Truck Operator</p> <p>MACHINE SETTERS PAINTERS: Brush & Roller Spray, Steel & Swing PIPELINES PLASTERERS PAINTERS, CARPENTERS & CLEANERS MILLRIGHTS</p>	\$ 7.50 7.65 7.65 7.75 7.65 7.29 7.69 7.75 8.61 9.25 11.57 6.94 8.10 8.56 8.325 8.505 9.92 9.47 8.25 9.97	.55 .55 .55 .55 .55 .55 .40 .25 .225 .35 .20 .20 .20 .67 .375 .375 1.28 .53 .35 1.28	.30 .30 .30 .30 .30 .30 .25 .25 .10 1% 1% 1% .65 .30 .30 .90 .90 .50 .90	

PLANNERS:
 Milford, Trumbaverville, West
 Boothill, Sellersville, Parkdale,
 East Boothill, Richland, Quaker-
 town, Baywood, Koxsmiton,
 Bridgeton, Durham, Hightsville
 Remainder of County

POWER EQUIPMENT OPERATORS

- CLASS 1
- CLASS 2
- CLASS 3
- CLASS 4
- CLASS 5
- CLASS 6
- CLASS 7
- CLASS 8

Basic Hourly Rates	Foreign Benefits Payments			App. T.
	M & V	Pensions	Vacation	
\$ 7.95	.30	.30	50	.01
10.42	.57	.92		.08
10.50	4.6%	9.5%	d	1.2%
10.24	4.6%	9.5%	d	1.2%
9.37	4.6%	9.5%	d	1.2%
9.15	4.6%	9.5%	d	1.2%
8.85	4.6%	9.5%	d	1.2%
8.67	4.6%	9.5%	d	1.2%
8.15	4.6%	9.5%	d	1.2%
7.41	4.6%	9.5%	d	1.2%

CLASS I: Handling Steel and stone in connection with erection; Cranes doing hook work; Any machines handling machinery; Cable Spinning machines; Helicopters; Machines similar to the above

CLASS II: Engineers working with Dock Builders and Pile Drivers;

All types of cranes
 All types of backhoes; Cableways; Drizzlines; Kevstones; All types of shovels; Derricks; Trench shovels; Trenching machines; Piping type backhoes; Hoist with two towers; Pavers 21E and over; All types overhead cranes; Building Hoists - double drum (unless used as single drum); Mucking Machines in tunnel; Cradalls; Front-end loaders over 3 cu. yd., Boat Captain; Tandem scrapers; Tower type crane operation, erecting, dismantling, jumping or jacking; Drills self-contained (Drillmaster type); Fork lift (30 ft. and over), Motor Patrols (Fine Grade), Batch Plant with Mixer; Machines similar to the above

CLASS III: Conveyors (Except Building Conveyors), Building Hoists (single drum), Scrapers and Tournapulls, Asphalt plant engineers, Roller (High Grade finishing); Caterpillar-type tractors with front-end over-head loaders and Rubber-tired loaders 2 c.v. up to & including 3 c.v. Maintenance Engineers with tools; Spreaders, High or low pressure boilers, Concrete pumps, Well drillers, Forklift trucks of all types; Bulldozers D-7 or equivalent and over; Ditch witch type trencher, Motor patrol; Machines similar to the above

CLASS IV: Concrete breaking machines
 Rollers
 Machines similar to the above

CLASS V: All bulldozers under D-7; Tractors including rubber-tired type with front and overhead loaders under 2 c.v.; Seaman pulverizing mixer; Welders and Maintenance Engineers; Tires on Power Equipment; Maintenance Engineer (Power Boat); Machines similar to the above

CLASS VI: Conveyors (Building); Welding Machines; Heaters; Wellpoints; Compressors; Farm Tractors; Farm line graders; Road finishing machines; Pumps; Power Broom (Self contained); Seed Spreader; Machines similar to the above

CLASS VII: Firman

CLASS VIII: Oilers and Deck Hand (Personal Boats)

CLASS I: Warehouseman, Checker, Fork Lift Driver, Stake Body Truck (single axle), 1 1/2 ton and under vehicles

CLASS II: Truck Driver over 1 1/2 tons, Dump Trucks, Tandem and Batch Trucks, Semi-trailers, Agitator Mixer Trucks, and Dumpcrete type vehicles, Asphalt Distributors, Farm Tractor when used for transportation, Stake Body Truck (Tandem)

CLASS III: Euclid type, Off-highway Equipment-back or Belly Dump Trucks and Double-batched equipment Straddle (Ross) Carrier, Low-bed Trailers

FOOTNOTES:

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

a. 9 paid holidays, A through F and Washington's Birthday and Good Friday, provided the employee has worked 45 full days for the employee during the 120 days prior to the holidays and is available for work the day preceding and following the holiday.

b. Employer contributes 4% of basic hourly rate for men over 5 years, 2% for men under 5 years' plus 2 1/2% supplemental vacation pay on all actual hours regardless of length of service as vacation pay credit.

c. Paid Holidays: A through F.

d. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day, providing the employee works the day before and after the holiday.

e. Holiday: Election Day

f. Employee who have been on the employer's seniority list for a period of one (1) year from date of hire and who shall have worked a minimum of one-hundred thirty (130) days in the year previous to his anniversary date, shall be eligible for one (1) week's vacation.

g. Paid Holidays: Memorial Day; Independence Day; and Labor Day for employee who have worked a minimum of thirty days and are on the employer's seniority list, provided he works the schedule work days before and after the said holidays.

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Premiums	Vacation	
ROOFERS: Milford, Trumbauersville, Richland, Quakertown, Spring- field, Durham, Reigsville Composition and Slate Helpers	\$8.35 4.63	.25 .25	.25 .25		
Solesbury, New Hope, Upper Makefield, Wrightstown, New- town, Yardley, Lower Makefield Morrisville, Falls, Tullytown and Bristol	9.70	.40	.50		
Composition, Roofers Remainder of County	9.97	1.15	.75	e	
Composition Roofers Slate, Tile & Asbestos roofers	9.40 7.94	1.00 1.00	.50 .50		
Asphalt shingle Slate, tile, asbestos and asphalt shingle helpers	5.83 10.69	1.00 .52	.50 .50		.01
Sheet metal workers	8.03	.98	.90		.07
Soft floor layers	9.60	.50	.70		.08
Sprinkler fitters	10.42	.57	.92		.08
Steamfitters Stonemasons: Bristol	7.35	.57	.55		
Remainder of County	8.15	.67	.65	.50	
Terrazzo workers	7.49	.67	.65		
Tile setters	8.445	.80	.40		
Tile setters helpers Truck Drivers: Class I	6.255	.60	.60	.55	
Class II	6.12	.3675	.35	.58	
Class III	6.22	.3675	.35	.58	
	6.42	.3675	.35	.58	

NEW DECISION

STATE: South Carolina
 COUNTY: Self below
 DECISION NUMBER: SC75-1017
 DATE: Date of Publication
 DESCRIPTION OF WORK: Residential construction consisting of single family homes and garden type apartments up to and including 4 stories.

*Counties: Cherokee, Spartanburg, and Union

42-CC-4-3

	Basic Hourly Rates	Fringe Benefits Payments		
		H & W	Pensions	Variable
Air conditioning mechanic	\$4.25			
Asbestos workers	3.41			
Bricklayers	5.35			
Carpenters	4.00			
Cement masons	3.98			
Dry wall finishers	4.00			
Dry wall hangers	4.35			
Electricians	4.50			
Ironworkers:				
Structural & Ornamental	3.70			
Laborers:				
Laborers	2.66			
Asphalt Baker	3.00			
Mason tenders	2.75			
Painters, brush	3.50			
Plumbers & pipefitters	4.16			
Roofers	3.60			
Sheet metal workers	4.00			
Tile setters	4.42			
Truck drivers	2.98			
Welders - rate for craft				
Power Equipment Operators:				
Asphalt distributor operator	3.70			
Asphalt finisher operator	3.73			
Asphalt sweeper	3.00			
Backhoe	3.50			
Bulldozer	4.75			
Grader	3.40			
Loader operator	3.25			
Pan operator	3.70			
Roller	2.97			
Tractor	3.00			
Trenching machine	3.75			

MODIFICATIONS P. 2

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
<p>DECISION NO. AB-1056 - Mod. #2 (39 FR-39703 - November 8, 1974) Counties: Boone, Campbell, Kenton and Pendleton, Kentucky</p> <p>Change: Under modification No. 1 Counties and State to Read: Boone, Campbell, Kenton and Pendleton, Kentucky</p>				
<p>DECISION NO. BK75-4001 - Mod. #2 (40 FR 2391 - January 10, 1975) Statewide, New Mexico</p> <p>Change: Asbestos workers (Statewide, except Union, Harding, Lea, Roosevelt, Curry, and Quay Counties) Asbestos workers (Union, Lea, Harding, Roosevelt, Curry, and Quay Counties.) ELEVATOR CONSTRUCTORS: Bernalillo, Catron, Colfax, Curry, DeBaca, Guadalupe, Harding, Lincoln, Los Alamos, McKinley, Mora, Quay, Rio Arriba, Roosevelt, Sandoval, San Juan, San Miguel, Santa Fe, Socorro, Taos, Torrance, Union and Valencia Counties Elevator Constructors Elevator constructors Helper Chaves, Hidalgo, Dona Ana, Eddy, Grant, Lea, Luna, Otero and Sierra Counties Elevator Constructors Elevator Constructors helper GLAZIERS: Zone II</p>	\$9.28 8.45	.50 .35 .82a .30		.03 .02

MODIFICATIONS P. 1

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
<p>DECISION #AR-4067 - Mod. #2 (39 FR 44151 - December 20, 1974) Madison County, Alabama</p> <p>Add: Ironworkers Reinforcing Structural</p>	.40 .40	.25 .25		.03 .03
<p>DECISION #AK75-5001 - Mod. #1 (39 FR 2382 - January 10, 1975) Statewide Alaska</p> <p>Change: Power Equipment Operators - Bredging Group 1 Group 2 Group 3 Group 4 Group 5 Group 6 Group 7 a b</p>	\$ 10.08 10.21 11.14 11.20 11.26 11.77 12.55 13.30	.70 .70 .70 .70 .70 .70 .70 .70	2.00 2.00 2.00 2.00 2.00 2.00 2.00 2.00	
<p>DECISION #AR-73-MOD. #1 (39 FR-38797 - November 1, 1974) Appanoos, Davis, Jefferson, Van Buren, & Wapello Counties, Iowa</p> <p>CHANGE: Highway Construction: Paker</p>	\$3.25			

MODIFICATIONS P. 4

DECISION #AB-3048 - Mod. #5 Cont'd

ZONE 1	ZONE 2	ZONE 3
Basic Hourly Rates	Basic Hourly Rates	Basic Hourly Rates
\$ 7.81	7.13	6.70
7.935	7.255	6.825
8.01	7.33	6.90
8.16	7.48	7.05
8.46	7.76	7.35

Change: Heavy and Highway Construction

LABORERS

- GROUP I
 - GROUP II
 - GROUP III
 - GROUP IV
 - GROUP V
- FRINGE BENEFITS FOR ALL ZONES AND ALL CLASSIFICATIONS
- \$.50 - Health & Welfare
 - .30 - Pension
 - .02 - Apprentice Training

CLASSIFICATION DEFINITIONS

LABORERS

- GROUP I - Laborers (construction), plant laborers or yardmen, right-of-way laborers, landscape laborer, utility man or handyman, joint setter, flagman, carpenter helper, waterproofing laborer, slurry seal, seal coating, surface treatment or road mix laborer, riprap laborer and grouter, asphalt laborer, dump man (batch trucks), guardrail and fence installers, mesh handlers and placers, concrete curing applicator, scaffold erector.
- GROUP II - Asphalt raker, concrete puddler, kettle man (pipeline), all machine driven tools, mason tender, mortar mixer, sheeting and shoring man, surface grinder man, power buggy or power wheelbarrow.
- GROUP III - Form setter, bottom man, welder helper (pipeline), concrete saw man, cutting with burning torch, pipelayer, hand spiker (railroad), car pusher (without air), underground man (working in sewer and waterline, repairing and reconditioning), tunnel laborer (without air) and caisson, cofferdam (below 25 feet deep), air track and wagon drill.
- GROUP IV - Blaster, powder man, suckers, wrencher (mechanical joints and utility pipeline), yamer, top loader.
- GROUP V - Curb setter and cutter, miner without air, concrete crew in tunnels, utility pipeline tapper, gunnite nozzle man, waterline emaker.

ZONE DEFINITIONS

- Zone 1 - Cuyahoga, Geauga and Lake Counties
- Zone 2 - Ashland, Erie, Huron, Lorain, Lucas, Mahoning, Medina, Ottawa, Portage, Stark, Summit, Trumbull and Wood Counties.
- Zone 3 - Remainder of Counties

MODIFICATIONS P. 3

DECISION #AB-3048 - Mod. #5
(39 FR 27992 - August 2, 1974)
Statewide, Ohio

- Change: Heavy and Highway Construction
- Concrete Masons
- Zone 1 - Cuyahoga, Geauga, Lakes and Lorain Counties
 - Zone 2 - Allen, Ashland, Columbiana, DeFiance, Erie, Fulton, Hardin, Hancock, Henry, Huron, Lucas, Mahoning, Medina, Ottawa, Paulding, Portage, Putnam, Sandusky, Seneca, Stark, Summit, Trumbull, Van Wert, Williams and Wood Counties
 - Zone 3 - Remainder of Counties

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pension	Vacation	
\$ 9.14	.49			.02
8.69	.49			.02
8.34	.49			

RESOLUTION #AS-3048 - Mod. #5 Cont'd
(59 FR 27992 - August 2, 1974)
Statewide, Ohio

MODIFICATIONS P. 5

POWER EQUIPMENT OPERATORS

ZONE I - Columbians, Faboning and Trumbull Counties

CLASS	Basic Hourly Rates	Fringe Benefits Payments		App. To
		H & W	Vacation	
CLASS I	\$ 9.87	.50	.50	.12
CLASS II	9.18	.50	.50	.12
CLASS III	8.82	.50	.50	.12
CLASS IV	8.41	.50	.50	.12
CLASS V	8.31	.50	.50	.12
CLASS VI	10.14	.50	.50	.12

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

CLASS I - Asphalt planer heater, Austin western & similar type, Back hoe, Batch plant-portable concrete, Bam builder-automatic, Backfiller w/ drag attachment, Best derrick, Best-tug, Boring mach. attached to tractor, Bulldozer, Bulldozer, C.M.I. road builder & similar types, Cable pinner & layer, Carrier-trundle, Carryall - serper or scopy, Chicago boom, Compactor w/ blades attached, Concrete spreader finisher comb., Crane, Crane-stationary or climbing, Crane-electric overhead, Crane-side boom, Crane-truck, Crane-tower, Derrick-boom, Derrick-car, Diggers-shel (not trencher or road widener), Double nine, Drag line, Dredge, Drill-kerry or similar type, Electromatic, Fork lift, Grapple pile, Grapple, Grader-powr, Gurry, Gurry-self propelled, High lift, Hoist-monorail, Hoist-stationary & mobile tractor, Hoist-2 or 3 arm, Jackall, Jumbo mach., Local or Kuhlman, Load-sealing vehicle, Loader - Elevating, Loader-front end, Locomoti Mechanic as well, Metro clip harvester w/ boom, Mucking mach., Paver-asphalt finishing mach., Paver-road concrete, Paver-slip form, Place crete mach., Post driver, Power driven hydraulic pumps and jacks-in-lining, Shovel, Spikesmaster, Stonerusher, The puller & loader, Tis taper, Tractor-double boom, Tractor w/ attachments, Trucks-boom, Truck-tire-assigned to job, Trench mach., Tunnel machine (Mark 21 Java or similar), Whiley

CLASS II - Asphalt plant, Boring machine, Boring mach., Chip harvester w/o boom, cleaning mach.-pipeline type, Coating mach.-pipeline type, Concrete belt placer, concrete finisher, Concrete pinner or asphalt, Concrete spreader, Elevator, Fork lift walk behind, Form line mach., Grassy truck op., Grout pump, Granite mach., Buck bolting mach., Hydraulic scaffold, Faving breaker, Pipe drem, Pot fireman Power broom, Refrigeration plant, Saegen derrick, Seeding mach., Self-propelled mobile vibrator compactor or roller, Hoist-single arm, Soil stabilizer (pump type), Spray cure mach.-Self propelled, Stay blower mach., Sub-grader, Tube finisher or broom C.M.I. or similar type of Puffer Hoist

CLASS III - Batch plant-job related, Boiler op., Compressor (125 CFM or over), Comb builder (self propelled), Generator-steam, Jack-hydraulic-power driven, Mixer-concrete, Mucking mach., Pin puller, Pulveriser, Pump, Road finishing mach. (full type), Roller, Saw-concrete-self propelled, Signal man, spray cure Mach.-motor powered, Spreader (side driver shoulder attachment), Tractor, Tremmer-form, Water blaster

CLASS IV - Brans man, Compressor under 125CFM, Conveyor, Conveyor 12 feet or under other than servicing brick layers, Deck hand, Drill wagon, fireman, Generator sets, Heaters-portable power (2 to 5),

Helper-acoustic, Jacks hydraulic (railroad), Ladavator, Roller (wall behind 1 ton or over), Steam Jerry, Synchro, Vibrator-gasoline, Welding machines (2) (fuel burning)

CLASS V - Oiler

CLASS VI - Rig-pile driving or cession type

RESOLUTION #AS-3048 - Mod. #5 Cont'd

MODIFICATIONS P. 6
Heavy and Highway Power Equipment Operators and Summit Counties

ZONE 2 - Ashabula, Cuyahoga, Erie, Geauga, Lake, Lorain, Medina, Portage, and Summit Counties

ZONE 3 - Remainder of State.

CLASS	Basic Hourly Rates	Fringe Benefits Payments		App. To
		H & W	Vacation	
CLASS A	\$ 9.78	.46	.80	.11
CLASS B	9.68	.46	.80	.11
CLASS C	8.51	.46	.80	.11
CLASS D	8.37	.46	.80	.11
CLASS E	7.83	.46	.80	.11

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

CLASS A - Air compressor on steel erection, Asphalt plant engineer (Cleveland District only), Boiler Op., compressor or generator when mounted on rig, Cableways, combination concrete mixer and tower, Concrete plants (over 4 yds. cap.), Concrete pumps, Cranes (all types inc. A frames, boom trucks, cherry pickers), Derricks, Draglines, Dredge (dipper clam or suction), Elevation grader or euclid loader, Hoisting equipment (all types), Helicopter crew (hoist or winch), Hoos (all types), Hoisting engines (including shaft & tunnel work), Industrial type tractor, Jet engine dryer (88 or 99) diesel tractor, Locomotives (standard gauge), Maintenance Op. Class A, Mixer (paving single or double drum), Mucking mach., Multiple scraper, piledriving mach. (all types), Tower shovel, Quad 9 (double pusher), Refrigerating mach. (freezer operation) Rotary drill on caisson work, slip form paver, Tower derricks, Tree shredder, Trench mach. (over 24" wide), Truck mounted concrete pump, Tug boat, Tunnel mach., Mining mach., Wheel excavator.

CLASS B - Asphalt paver, Automatic subgrade mach. self propelled (CMI type), Boring mach. Op. (more than 48"), Bulldozers, Endloader, Kolman Loader (production type-dirt), Lead grease man, Maintenance Op. Class B (in Zone 2 Portage & Summit Counties only), Power grader, Power scraper, Push cat, Trench mach.(24" wide & under)

CLASS C - Air compressor on tunnel work (low-pressure), Asphalt plant engineer, Locomotive (narrow gauge), Concrete mixers (more than 1 bag cap.), Mixers (1 bag cap. - side loader), Power boiler over 15 lb. pressure, Pump Op. installing and operating well points, Pumps (4" & over discharge), Rollers (asphalt), Utility Op. (small equipment), Welding mach. & generators.

CLASS D - Back fillers, Bar (joint & mesh installing mach.), Batch plant, Boring mach. Op. (48" or less), Ball floats, Bur lap & curing mach., Compressors (portable, sewer, hvy. & hvy.), Concrete plant (4 yd. & under cap.), concrete saw (multiple), Conveyors (hvy.), Crusher, Dredghand, Drill highway (w/integral power), Farm type tractors w/att. Finishing mach., Fireman (floating equipment, all types), Fork lift (hvy.), Fore trenchers, Hydro hammer, Hydro seeder, Pavement breaker, Plant mixers, Post driver, Post hole digger (power auger), Power brush burner, Power form handling Equip., Road widening trencher, Rollers (brick, grate, macadam), self propelled power spreader, self-propelled power subgrader, Steam fireman, Tractor (pulling absefoot roller or grader), Vibratory compactor (w/integral power).

CLASS E - Drum fireman (asphalt plant), Helpers, Inboard-outboard motor boat-launch, Oil heaters (asphalt plant), Oilers, Power driven heaters, Pumps (under 4" discharge), Signalmen, Tire repairmen.

NOTICES

MODIFICATIONS P. 8

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
<p>DECISION #AR-2034 - Mod. #2 (39 FR 35031 - September 27, 1974) Armstrong County, Pennsylvania</p> <p>Change: Sheet Metal Workers Painters: Commercial, Brush Industrial, Brush Commercial, Spray Industrial, Spray</p>	.70	.90		.03
<p>DECISION #AQ-2070 - Mod. #3 (39 FR 10070 - March 15, 1974) Sullivan County, Pennsylvania</p> <p>Change: Bricklayers & Stonemasons Roofers Painters: Eastern part of County: Brush Tapers Miscellaneous</p>	.30 .50	.50 .40		.05 .05 .05
<p>DECISION #AQ-2080 - Mod. #5 (39 FR 12571 - April 5, 1974) Lebanon County, Pennsylvania</p> <p>Change: Asbestos Workers Plumbers & Steamfitters: West of Route 501 Sprinkler Fitters Truck Drivers: Pick-ups, dump, flat trucks to & including 2 highway license plates Transit-mix, Winch, trucks, tractor trailers, all types Euclids, Rose lumber carriers & trucks over 2 plates</p>	.30 .30 .50	.30 .50 e		.01 .01 .08

MODIFICATIONS P. 7

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
<p>DECISION #AR-2009 - Mod. #3 (39 FR 26619 - July 19, 1974) Cumberland, Dauphin, Perry, Juniata, New Cumberland Depot in York County, Pennsylvania</p> <p>Change: Asbestos Workers Plumbers & Steamfitters Sprinkler Fitters</p>	.30 .30 .50	.30 .50 .70		.01 .12 .08
<p>Footnotes d. \$45.03 per month to a Health and Welfare Fund. e. \$29.33 per month to a Pension Fund.</p> <p>DECISION #AR-2010 - Mod. #3 (39 FR 31851 - August 30, 1974) Lancaster County, Pennsylvania</p> <p>Change: Bricklayers & Stonemasons Glaziers: Elizabeth, Clay, Brecknock, W. Calico, Ephrata, Warwick, Earl, Moshen, Casarvon Twp. Plumbers & Steamfitters</p>	.35 .35 .30	.45 .10 .50		.01 .12
<p>DECISION #AR-2037 - Mod. #2 (39 FR 31839 - August 30, 1974) Indiana County, Pennsylvania</p> <p>Change: Sheet Metal Workers Painters: Commercial Brush Industrial Brush</p>	.70 .60 .60	.90 .40 .40		.03 .12 .12

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.	
	H & W	Pensions	Vacation		
<p>DECISION #AQ-2081 - Mod. #5 (39 FR 11805 - March 29, 1974) Cambria County, Pennsylvania</p> <p>Change: Cement Masons Painters: Commercial Industrial Sheet Metal Workers</p>	\$ 8.15	1.00			
					.12
					.12
					.03
<p>DECISION # AB-1065 - Mod. #3 (39 FR 37327 - October 10, 1974) Berkeley and Charleston Counties, South Carolina</p> <p>Change: Decision No. AB-1025 - Mod. #2 published in LO FR 3087 dated January 17, 1975 to read De- cision No. AB-1065.</p>					

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.	
	H & W	Pensions	Vacation		
<p>DECISION #AR-2038 - Mod. #2 (39 FR 31863 - August 30, 1974) Westmoreland County, Pennsylvania</p> <p>Change: Painters: Brush Spray Sheet Metal Workers</p>	\$ 7.59 8.09 9.18	.60 .60 .70	.40 .40 .90		.12 .12 .03
<p>DECISION #AR-2039 - Mod. #2 (39 FR 35054 - September 27, 1974) Washington County, Pennsylvania</p> <p>Change: Bricklayers & Stonemasons: Remainder of County Painters: Remainder of County Brush Spray Sheet Metal Workers</p>	9.60 7.40 8.525 9.18	.45 .45 .45 .70	.67 .20 .20 .90		.03
<p>DECISION #AR-2059 - Mod. #1 (39 FR 44931 - December 27, 1974) Adams and York Counties, Pennsylvania</p> <p>Change: Bricklayers & Stonemasons Plumbers & Steamfitters</p>	8.45 9.30	.35 .30	.45 .50		.12

MODIFICATIONS P. 11

MODIFICATIONS P. 12

Basic Hourly Base	Fringe Benefits Payments			App. Tr.
	H & V	Residence	Vacation	
\$2.85				
3.00				
2.35				
3.25				
2.85				
8.53	4%	5%		7/100
9.38	4%	5%		7/100
8.78	4%	5%		7/100
9.65	4%	5%		7/100
9.03	4%	5%		7/100
9.93	4%	5%		7/100

DECISION #PX75-4001 - Mod. #2
(40 FR 2402 - January 10, 1975)
Statewide (excluding Dallas-Fort Worth Regional Airport), Texas

Charge:
Asphalt heaterman:
Zone 2
Asphalt rebar:
Zone 2
Asphalt shovelers:
Zone 2
Batching plant scalman:
Zone 2

Omit:
Air tool man:
Zone 2

DECISION #PX75-4009 - Mod. #1
(40 FR 3188 - January 17, 1975)
Collin, Dallas, Denton, Ellis, Grayson, Hood, Hunt, Johnson, Kaufman, Palo Pinto, Rockwall, Tarrant & Wise Counties, Texas

Charge:
Electricians:
Zone 3:
Area A:
Electricians
Cable splicers
Area B:
Electricians
Cable splicers
Area C:
Electricians
Cable splicers

Basic Hourly Base	Fringe Benefits Payments			App. Tr.
	H & V	Residence	Vacation	
\$10.18	.47	.21		.02
9.10	.61	.70		.03
9.07	.55	.60		.05
6.74	.445	.29	3%+4b	.02
6.74	.445	.29	3%+4b	.02
4.815				
10.10	.63	1%+.60	d	3/8%
11.11	.65	1%+.60	d	3/8%
9.17	.65	1%+.60	d	3/8%
8.30	.65	1%+.60	d	3/8%
7.90	.65	1%+.60	d	3/8%
8.30	.654	1%+.60	d	3/8%
7.915	.61	.70		.05
9.225	.55	.60		
7.915	.61	.70		
7.915	.61	.70		

DECISION NO. #AS-1057 - Mod. #1
(39 FR 1113 - November 22, 1974)
States: Arkansas, Mississippi, Louisiana and Tennessee

Add:
TO DESCRIPTION OF WORK:
and excluding the metropolitan area of Memphis, Tennessee.

DECISION NO. AS-1067 - Mod. #1
(39 FR 36814 - October 11, 1974)
Ooondaga County, New York

Charge:
Asbestos workers
Bricklayers and stone masons
Carpenters (Building)
Elevator constructors
Elevator constructors' helpers
Elevator constructors' helpers (prob.)
Line Construction:
Linemen
Cable splicers
Groundman digging machine op.
Groundman mobile equipment op.
Groundman truck driver
Groundman dynamite man
Marble setters
Millwrights
Terrazzo workers
Tile setters

0075-5007 P.2

SUPERSEDES DECISION

STATE: Colorado

COUNTIES: Adams, Arapahoe, Boulder, Clear Creek, Denver, Douglas, Eagle, Elbert, Gilpin, Grand, Jefferson, Lake, Larimer, Morgan, Park, Summit and Weld

DATE: Date of Publication

DECIION NUMBER: 0075-5007

Supersedes Decision No. AB-1031 dated September 27, 1974, in 99 FR 34957

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

	Basic Hourly Rates	Fringe Benefits Payments			App. T.
		M & W	Pensions	Vacation	
BUILDING CONSTRUCTION					
ASBESTOS WORKERS	\$9.01	.38	.72		.02
BOTTLEMAKERS	8.35	.60	1.00		
BRICKLAYERS; Stonemasons					
Eagle County	7.45	.45	.60	.25	.05
Boulder and Grand Counties	8.35	.45	.50		.05
Elbert, Lake and Park Counties	8.50	.45	.50		.04
Larimer County	8.10	.50	.45	.25	.05
Remaining Counties	8.25	.45	.60	.25	.05
CARPENTERS:					
Adams, Arapahoe, Boulder, Clear Creek, Denver, Douglas, Elbert, Grand, Gilpin, Jefferson and Park (Northern area) Counties					
Area (a) Denver Metropolitan Area including Louisville, Golden, Boulder and Longmont basing points	7.465	.45	.45	.30	.04
Zone I (0 to 20 miles)	8.29	.45	.45	.30	.04
Zone II (20 to 50 miles)	9.11	.45	.45	.30	.04
Zone III (50 miles and over)					
Morgan and Weld Counties:					
Area (b) Denver Northeastern Area of Colorado including Greeley, Loveland and Fort Morgan basing points	7.42	.45	.45	.30	.04
Zone I (0 to 20 miles)	8.22	.45	.45	.30	.04
Zone II (20 to 50 miles)	9.03	.45	.45	.30	.04
Zone III (50 miles and over)					
Larimer County (S.E. portion within Loveland basing point, Zone I)	7.465	.45	.45	.30	.04
Larimer (Remainder of County), Eagle, Lake, Park (south 40 miles) and Summit Counties					
Zone I (0-30 miles from P.O. in Leadville or Fort Collins)	7.54	.45	.60	.60	.05
Zone II (30-60 miles from P.O. in Leadville or Fort Collins)	7.79	.48	.60	.60	.05
Zone III (All work outside of the 60 mile radius from P.O. in Leadville or Fort Collins)	8.04	.48	.60	.60	.05

	Basic Hourly Rates	Fringe Benefits Payments			App. T.
		M & W	Pensions	Vacation	
CEMENT MASONS:					
Eagle and Summit Counties:					
Cement Masons Working with composition materials and color; Working on scaffold, swing stage or temporary platform over 25'; Power troweling and floor grinding machine	\$6.75	.44	1.10	.60	.07
Remaining Counties (including Elbert County, except S.E. corner and 1/2 of Park County)	7.00	.44	1.10	.60	.07
Cement Masons Working with composition materials and color; Working on scaffold, swing stage or temporary platform over 25'; Power troweling and floor grinding machine	7.00	.44	1.10	.60	.07
Remaining Counties (including Elbert County, except S.E. corner and 1/2 of Park County)	7.25	.44	1.10	.60	.07
ELECTRICIANS:					
ELECTRICIANS (Elbert and Park Counties)	9.07	.42	1.14-.25		.01
Electricians (Remaining Counties)	9.04	.65	1.14-.25		
Cable Splicers (Remaining Cos.)	9.29	.65	1.14-.25		
ELEVATOR CONSTRUCTORS	8.12	.395	.26	245/48	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	70/LR	.395	.26	245/48	
GLAZIERS	50/LR				
GLAZIERS	8.37				
IRONWORKERS	8.40	.55	.80		.06
MARBLE MASONS	7.60	.53	.40	.25	
MILLRIGHTS	7.58	.48	.60	.40	.05
PAINTERS:					
Park County (Southern half) Brush, roller, taping, hand texture	7.20	.50	.20		.03
Steel and paperhanger	7.70	.50	.20		.03
Spray	7.80	.50	.20		.03
Steel Spray	8.30	.50	.20		.03
Remaining Counties including 1/2 of Park County*					
Brush and roller	8.51	.50	.45		.04
Drywall finisher; Paperhanger	8.71	.50	.45		.04
Spray; Swing stage	8.99	.50	.45		.04

COTTS-5007 P.4

LABORERS
(BUILDING
CONSTRUCTION)

	Basic Hourly Rates			Fringe Benefits Payments			App. Tr.
	ZONE 1	ZONE 2	ZONE 3	M & W	Vacation	App. Tr.	
AREA A							
Group 1:	\$5.00	\$5.45	\$5.90	.42	.45		.07
Group 2:							
Class A	5.00	5.45	5.90	.42	.45		.07
Class B	5.28	5.73	6.18	.42	.45		.07
Group 3	5.28	5.73	6.18	.42	.45		.07
Group 4	5.50	5.95	6.40	.42	.45		.07
Group 5	5.30	5.75	6.20	.42	.45		.07
Group 6	5.55	6.00	6.45	.42	.45		.07
Group 7	5.60	6.05	6.50	.42	.45		.07
AREA B							
Group 1	4.80	5.25	5.70	.42	.45		.07
Group 2:							
Class A	4.80	5.25	5.70	.42	.45		.07
Class B	5.08	5.53	5.98	.42	.45		.07
Group 3	4.95	5.40	5.85	.42	.45		.07
Group 4	5.28	5.73	6.18	.42	.45		.07
Group 5	5.00	5.45	5.90	.42	.45		.07
Group 6	5.12	5.57	6.02	.42	.45		.07
Group 7	5.60	6.05	6.50	.42	.45		.07

AREA A
Group 1: Adams, Arapahoe, Boulder, Denver, Lake, Larimer and Summit Counties. Douglas and Jefferson Counties lying north of the south line of Township 7 south; Elbert County lying west of the east line of Range 65 West and North of the south line of Township 7 South. Weld County lying south and west of the following described line: Beginning at the northwest corner of Township 4 North, Range 68 West of the 6th p.m.; thence east along the north line of said Township six (6) miles, more or less, to the east line of said Township; thence south along the east line of said Township three (3) miles, more or less, to the southeast corner of Section 13, Township 4 North, Range 68 West; thence east along the eastwest center line of Township 4 North, Range 67 West, six (6) miles, more or less, to the east line of said Township; thence south along the east line of Range 67 West, being the east lines of Township 4 North, 3 North, 2 North, and 1 North, Range 67 West, sixteen (16) miles to the southeast corner of Section 1, Township 1 North, Range 67 West; thence east and parallel to the Base Line twelve (12) miles, more or less, to the southeast corner of Section 1, Township 1 North, Range 65 West; thence south along the east line of Range 65 West, five (5) miles, more or less, to the Base Line being the south line of Weld County.

Zone 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following cities: Boulder, Denver, Dillon, Englewood, Fort Collins, Golden, Greeley and Leadville
Zone 2: That area encompassed by 30 to 70 driving miles from the main Post Office of above named cities
Zone 3: That area encompassed by 70 driving miles and over from the main Post Office of above named cities

COTTS-5007 P.3

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & W	Vacation	App. Tr.	
PLASTERERS	\$8.69				.01
PLUMBERS; Pipefitters; Southern portions of Douglas, Elbert and Park Counties (See ** below)	8.18	.65	1.17		.05
Boulder County	8.60	.65	.50		.05
Larimer County	8.05	.45	.50		.05
Remaining Counties (Including Northern portions of Douglas, Elbert and Park Counties)	8.60	.65	.50		.05
ROOFERS:					
Eagle and Southern portions of Lake, Jefferson, Park, Douglas, and Elbert Counties (See below)	7.91	.42	.10		
Remaining Counties including Northern portions of Lake, Park, Jefferson, Douglas and Elbert Counties	8.85	.55	.90		.08
SHEET METAL WORKERS	9.12	.30	.45	.30	.07
SOFT FLOOR LAYERS	7.10	.35	.45	.70	.05
SPRINKLER FITTERS	9.25	.50	.40	.25	.08
TERRAZZO WORKERS	7.60	.53	.40		
TILE LAYERS:					
Elbert, Lake, and Park Counties	7.41	.45	.50		
Remaining Counties	7.60	.53	.40		
TILE, MARBLE, & TERRAZZO HELPERS	6.72	.56	.50		
*Park County dividing line: A line from the S.W. corner of Jefferson County to the S.E. corner of Lake County					
**Area south of an east-west line from west border of Lake County to a point 2 miles north of the city of Leadville to a point 1/2 miles north of the City of Limon at the west border of Lincoln County					

FOOTNOTE:
a. Employer contributes 4% basic hourly rate for over 5 years' service and 2% basic hourly rate for 6 months to 5 years service as Vacation Pay Credit.
Six 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.

AREA B

Douglas, Elbert, Jefferson, and Weld Counties lying outside of the area as described in Area A, and all of Clear Creek, Eagle, Gilpin, Grand, Morgan, and Park Counties.

ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following Cities: Eagle, Fort Morgan, Golden, Grandby, Greeley and Vail.

ZONE 2: That area encompassed by 30 to 70 driving miles from the main Post Office of above named Cities.

ZONE 3: That area encompassed by 70 driving miles and over from that main Post Office in above named Cities.

GROUP DESCRIPTION FOR AREAS A and B

Group 1: General Building Laborer

Group 2: Laborers underpinning and shoring...

Class A: 0' to 8' below working surface

Class B: 8' below working surface to any depth below working surface.

Group 3: Power Tool Operators of all mechanical, air, gas, and electrical tools including self-propelled boggies; Cement Finisher Tenders; Concrete Workers; Sand Blasters

Group 4: Pipe Layers

Group 5: Laborers preparing and placing of stone or any other aggregate in sand bed to be used as exposed face of tiltup panels

Group 6: Jackhammer Operator underpinning and shoring over 12' below working surface; Bellers and Stemmers on Caisson Work

Group 7: Mason Tenders, brick and plaster

HEAVY CONSTRUCTION

Carpenters
 Underground Carpenters
 Working on treasured material;
 High work 40' above ground or floor on exposed scaffold or boatswain's chair; Piledriving;
 Swamps continuously assigned to 1-1/2 HP saws at jobsite
 Cement Masons:
 Construction (outside Denver Metropolitan Area)
 Cement Masons:
 Construction (Denver Metropolitan Area)

LINE CONSTRUCTION - COLORADO

Cable Splicer
 Lineman Cableman
 Journeyman Lineman
 Line Equipment Operator
 Line Equipment Maintenance Man
 Groundmen

Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Pensions	Vacation	
\$ 6.99	.48	.60	.40	.05
7.14	.48	.60	.40	.05
7.29	.48	.60	.40	.05
6.22	.42	1.10	.30	.07
6.32	.42	1.10	.30	.07
8.98	.35	1X		3/4Z
8.43	.35	1X		3/4Z
8.37	.35	1X		3/4Z
7.12	.35	1X		3/4Z
7.12	.35	1X		3/4Z
5.87	.35	1X		3/4Z

DOTS-500T P.1

DOTS-500T P.8

TRUCK DRIVERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
\$5.50	.35	.25	.10	
5.60	.35	.25	.10	
5.70	.35	.25	.10	
5.75	.35	.25	.10	
5.80	.35	.25	.10	
5.85	.35	.25	.10	
5.90	.35	.25	.10	
5.95	.35	.25	.10	
6.00	.35	.25	.10	

PLOUPE; Helpers; Scalemen; Checkers; Spotters; Dumpmen
DUMP TRUCKS, to and including 6 cu. yds.; Sweepers; Flatrack, single axle; Liquid and bulk tankers, single axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers, if used
DUMP TRUCKS, over 6 cu. yds. to and including 12 cu. yds.; Flatrack tandem axle; Battery men; Mechanic helpers; Material checkers; Cardex men; Expeditors; Man haul shuttle truck or bus
SIPAOULE TRUCK; Lumber carrier; Liquid and bulk tankers, tandem axle
FORK LIFT, Fuel truck; Grease truck; Combination fuel and grease; Tiremen
DUMP TRUCKS, over 12 cu. yds., to including 19 cu. yds.; Distributor; Cement mixer; Agitator truck to and including 10 cu. yds.; Liquid and bulk tankers, semi or combination
MULTI-PURPOSE TRUCK - Specialty and hoisting
HIGH BOY; Lowboy; Floats; Semi; Cab operated distributor; Semi; Liquid and bulk tankers, euclid, electric or similar; Dumper, Youngbuggy, Jumbo and similar type equipment
MECHANICS

TRUCK DRIVERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
\$6.05	.35	.25	.10	
6.10	.35	.25	.10	
6.20	.35	.25	.10	
6.35	.35	.25	.10	
6.40	.35	.25	.10	
6.60	.35	.25	.10	
7.00	.35	.25	.10	

DUMP TRUCKS, over 19 cu. yds. to and including 29 cu. yds.; Truck driver snow plow
CEMENT MIXER, Agitator over 10 cu. yds. to and including 15 cu. yds.
DUMP TRUCKS, over 29 cu. yds. to and including 39 cu. yds.; Heavy duty diesel mechanics; Body men; Welders or combination men
CEMENT MIXER, Agitator over 15 cu. yds.
DUMP TRUCKS, over 39 cu. yds. to and including 54 cu. yds.
DUMP TRUCKS, over 54 cu. yds. to and including 79 cu. yds.
DUMP TRUCKS, over 79 cu. yds. to and including 104 cu. yds.
DUMP TRUCKS, over 104 cu. yds.

COFS-5007 P.10
LABORERS (Heavy Construction)

COFS-5007 P.2

GROUP 1: Minimum laborer, including caissons to 8', carrying reinforcing rods; Work on cross culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence erectors; Metal Mesh; Dowel bars; Tie bars and chairs in concrete paving; Nursery man incl. seeding; mulching and planting of trees, shrubs and flowers; Stake chaser; Cabin baskets and Teno mattresses

GROUP 2: Chuck tenders; Nippers, core and diamond drill helpers; Powderman helpers

GROUP 3: Hot asphalt laborer; Bakers; Box-tenders; Asphalt curb machines; Portmen (not mechanical)

GROUP 4: Multi-plate culvert pipe; Air, gas and electric tools operators; Barro hammers; Spaders; Electric hammers; Air tamers; Cutting torches on demolition work; Caissons 8' to 12'; Cofferdams; Power operated concrete buggies; Operators of concrete saws on pavement (other than gang saws); Timber and chain saws; Stresser or stretcherman on post tension or prestressed concrete on or off jobsite; Tool room man and checkers; Cement finisher helper; Sandblaster helper; Concrete processing material monitor; Spotters; Signalmen; Dumpmen; Transverse concrete conveyor operator, mechanical grouters; Boring machines (air hydraulic); Automatic concrete power curbing machines; Jackhammer; Vibrators; Raving breakers; Frostproofing

GROUP 5: Any laborers performing bridge work over 40' above the ground or above a floor and working from a bos'n chair, swinging stage, life belt or block and tackle

GROUP 6: Gunmiting and shotcrete helpers; Caissons over 12'; Cofferdams; Timbermen; Underpinning and shoring; Form setters and/or stringman on roads, highways, streets and airport runways; Distributor; Placing and hooking of landing mats; Bull float (hand operated) and center expansion machines; Sandblasters; Grade checkers if required by employer

GROUP 7: Powderman and blasters; Gunmitte nozzle men; Shotcrete operator

GROUP 8: Pipelayer on truck pipe lines in connection with highway work

GROUP 9: Wagon drills and air tracks; Jackhammer operators in caissons over 12'; Bellers and stemmen; Licensed powdermen; Diamond and core drills powered by air

GROUP 10: Any work, other than on bridges, performed by laborers working from a bos'n chair, swinging stage, life belt or block and tackle as a safety requirement

LABORERS: (Heavy Constr.)

Group	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & W	Vacation	Ap. Tr.	
Group 1	\$4.80	.42	.45	.07	.07
Group 2	4.85	.42	.45	.07	.07
Group 3	4.93	.42	.45	.07	.07
Group 4	4.95	.42	.45	.07	.07
Group 5	4.97	.42	.45	.07	.07
Group 6	5.08	.42	.45	.07	.07
Group 7	5.18	.42	.45	.07	.07
Group 8	5.25	.42	.45	.07	.07
Group 9	5.38	.42	.45	.07	.07
Group 10	5.43	.42	.45	.07	.07
(Pipelines)					
All mainline sewers; Water mains; Gas, oil or any product pipe-line; Penstocks; Siphons or drainage lines; Pipe plants and yards not in connection with highway construction.					
Group 1	4.80	.42	.45	.07	.07
Group 2	4.85	.42	.45	.07	.07
Group 3	5.02	.42	.45	.07	.07
Group 4	5.04	.42	.45	.07	.07
Group 5	5.13	.42	.45	.07	.07
Group 5-A	5.18	.42	.45	.07	.07
Group 6	5.25	.42	.45	.07	.07
LABORERS (Tunnels)					
Group 1	4.80	.42	.45	.07	.07
Group 2	5.40	.42	.45	.07	.07
Group 3	5.50	.42	.45	.07	.07
Group 4	5.58	.42	.45	.07	.07
Group 5	5.65	.42	.45	.07	.07
Group 6	5.80	.42	.45	.07	.07
(SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS)					
Group 1	5.50	.42	.45	.07	.07
Group 2	5.65	.42	.45	.07	.07
Group 3	5.75	.42	.45	.07	.07
Group 4	5.93	.42	.45	.07	.07
Group 5	6.03	.42	.45	.07	.07
Group 6	6.08	.42	.45	.07	.07

8075-5007 P.11

LABORERS (Pipelines)

ALL mainline sewers; Water mains; Gas, oil or any product pipelines; Penstocks; Siphons or drainage lines; Pipe plants and yards not in connection with highway construction.

GROUP 1: Pipe plants and yards; Stringing of pipe or skids; Handling and signaling on line work

GROUP 2: Potman (not mechanical); Pipewrapper, Dopats, Jeep Holiday Detector Men, Bandage makers, Powdermen helpers

GROUP 3: Laborers working in trenches on all pipelines; Sewer, water, gas, oil, telephone conduit, pen stock, siphons, drainage lines, caulkers, yarners, fine graders, air, gas, electric and hydraulic tools, boring machines, hydraulic jacks, drills, tampers, etc.

GROUP 4: Sandblaster, powdermen and blasters, wiping of joint concrete pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamellers of pipe, inside and out

GROUP 5: (Relining Pipe)
Relining Pipe

GROUP 5-A: Mixer man

GROUP 6: Pipelayer

8075-5007 P.12

LABORERS (TUNNELS):

Group 1: Outside laborers

Group 2: Minimum tunnel labor, dry house man

Group 3: Cable or hose tenders, chuck tenders, concrete laborers, dumpman, whirley pumps operators

Group 4: Helpers on shotcrete, gunnitting and sandblasting; Helpers, core and diamond drills; Pot tender

Group 5: Cement finisher helper, applying of concrete processing materials

Group 6: Collapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timberman (steel or wood tunnel support, incl. the placement of sheeting when required) and all cutting and welding that is incidental to the miner's work; Tunnel liner plate setters; Vibrator men, internal and external; Unloading, stopping and starting of Moran Agitator Cars; Diamond and core drills; Cement finisher (underground); Shotcrete operator; Gunnite nozzle men; Sandblaster; Pump concrete placement man

(SHAFTS, RAISES, MISSILE SILOS AND ALL UNDERGROUND WORK
OTHER THAN TUNNELS)

Group 1: Laborers, Topmen, Bottommen, and Cagers

Group 2: Chucktenders, Concrete laborers, Whirley pumps operators

Group 3: Helpers on shotcrete, gunnitting and sandblasting; Helpers on core and diamond drills; Pot tenders; Cement finisher helpers; Applying of concrete processing material

Group 4: Collapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timbermen (steel or wood tunnel support, incl. the placement of sheeting when required); All cutting and welding that is incidental to the miner's work; Liner plate setters; Vibrator men, internal and external

Group 5: Diamond and core drill; Cement finisher (underground); Gunnite nozzle men; Shotcrete operators; Sandblasters and pump concrete placement men

Group 6: Any employee performing work under ground from a bos'n chair, swinging stage, life belt or block and tackle

COOTS-5007 P.14

POWER EQUIPMENT OPERATORS **
(Other than for work in Tunnels, Shafts and Raises)

Group 1: Asphalt screed; Brakeman; Drill operator, smaller than William MF and similar; Helper to heavy duty mechanic and/or Welder; Tractor operator (under 70 HP), with or without attachments; Oiler

Group 2: Air compressor; Ditch wick trenching machine and similar; Equipment lubricating and service engineer; Fork lift; Haulage motorman; Operators of five or more light plants, welding machines, compressors 360 C.F.M. or less, pumps, generators; Pugnall operator; Pugnall; Pumps; Portable screening plant with or without a spray bar; Screening plants - with classifier; Self-propelled rollers - 5 tons & under; Vacuum wall point system

Group 3: Asphalt plant; Backfiller; Bituminous spreader or laydown machine; Cableway signalman; Caissons drill; (William MF, similar and larger; C.M.I. and similar; Concrete finish machine; Concrete gang saws on concrete paving; Concrete mixer (less than 1 yd.); Concrete placement pumps (under 8 in.); Conveyor (handling building materials); Distributors, bituminous surfaces; Drill, (diamond or core); Drills rigs (rotary, churn or cable tool); Elevating graders; Engineer fireman; Fireman or tank heater, Road; Grout machine; Granite machine; Hoists (1 drum); Loader (Barber Greene, etc.); Loader (up to and including 6 cu. yds.); Machine doctor mechanic; Motor grader (blade); Road stabilization machine; Roller-self-propelled-all types over 5 tons; Sandblasting machine; Single unit portable crusher-with or without washer; Tile tamper, wheel mounted; Tractor (70 h.p. & over) (with or without attachments); Trenching machine; Welder; Winch op., on truck; Concrete batch-
ing plants

Group 4: Concrete mixer (over 1 cu. yd.); Concrete paver 34 E or similar; Concrete placement pumps (8 in. and over); Crane (50 tons and under); Hoists (2 drums); Loader - over 6 cu. yds.; Mechanic-welder (heavy duty); Mixer-moblie; Multiple unit portable crusher - with or without washer; File driver; Fireman; Cable-operated crane, truck mounted, 25 tons and over; Cable operated power shovels, dragline; Clamshell, and backhoes (5 cu. yds. and under); Hydraulic backhoes, 1 1/2 cu. yds. and over; Special utility operator; Self-propelled hydrocrane; Tractor with side boom; Truck mounted hydrocrane; Scraper-single bowl under 40 cu. yds.

Group 5: Crane operator - over 50 tons; Derrick; Electric rail type tower crane; Hoist (3 drum or more); Cable-operated power shovels, draglines, clamshells and backhoes (over 5 cu. yds.); Quad mine and similar push unit; Scraper-all tandem bowls; Scraper-single bowl including pups 40 cu. yd. and over

Group 6: Cableway; Crawler or truck mounted tower crane; Wheel excavator; Climbing tower crane

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels,
Shafts and Raises)**

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & V	Purchase	Vacation	
Group 1	\$6.05	.37	.55	.30	.03
Group 2	6.40	.37	.55	.30	.03
Group 3	6.75	.37	.55	.30	.03
Group 4	6.90	.37	.55	.30	.03
Group 5	7.05	.37	.55	.30	.03
Group 6	7.20	.37	.55	.30	.03
(For work in Tunnels, Shafts, and Raises)					
Brakeman	6.20	.37	.55	.30	.03
Motorman	6.55	.37	.55	.30	.03
Compressor (900 CFM and over), serving tunnels, shafts and raises	6.65	.37	.55	.30	.03
Air tractors; Grout machine; Granite machine; Jumbo form; Mechanic; Welder	6.90	.37	.55	.30	.03
Concrete placement pumps 8" and over discharge; Mechanic-welder (heavy duty); Mucking machine and front end loaders underground; Slusher	7.05	.37	.55	.30	.03
Mole	7.45	.37	.55	.30	.03

COOTS-5007 P.13

C075-5008 P. 2

SUPERSEDES DECISION

STATE: Colorado
 COUNTY: Las Animas and Pueblo
 DECISION NUMBER: C075-5008
 DATE: Date of Publication
 SUPERSEDES DECISION No. AS-1034 dated September 27, 1974, in 39 FR 34970
 DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories) and heavy construction.

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & W	Pensions	Vacation	
BUILDING CONSTRUCTION					
ASBESTOS WORKERS	\$9.01	.38	.72		.02
BOILERMAKERS	8.35	.60	1.00		.04
BRICKLAYERS	8.67	.30	.50		.05
CARPENTERS	7.54	.48	.60	.40	.07
CEMENT MASONS	6.65	.44	1.10	.60	
ELECTRICIANS:					
Zone I (0-12 miles from P. O.)	9.25	.42	134-25		1/100
Electricians	10.18	.42	134-25		1/100
Cable Splicers	9.65	.42	134-25		1/100
Electricians	10.58	.42	134-25		1/100
Cable Splicers	10.00	.42	134-25		1/100
Electricians	10.93	.42	134-25		1/100
Cable Splicers	10.75	.42	134-25		1/100
Electricians	11.68	.42	134-25		1/100
Cable Splicers	6.91	.42	134-25		1/100
Electricians	8.12	.395	.25	244-a	
ELEVATOR CONSTRUCTORS	7.01	.395	.25	244-a	
ELEVATOR CONSTRUCTORS* HELPERS					
ELEVATOR CONSTRUCTORS* HELPERS (PROB.)	50LR				
GLAZIERS	8.37				
IRONWORKERS:					
Structural; Ornamental and Reinforcing	8.40	.55	.80		.06
MARBLE AND TILE SETTERS, Terrazzo	7.60	.53	.40	.25	.05
Workers	7.58	.48	.60	.40	
MILLWRIGHTS	5.53	.30			.02
PAINTERS:	6.03	.30			.02
Brush	6.53	.30			.02
Structural Steel; Spray	8.69	.30			.01
Spray Steel	9.40	.55	.65		.05
FLUSSIERS:					
Zone I (0-15 miles from P. O.)	9.97	.55	.65		.05
Zone II (15-20 miles from P. O.)	10.15	.55	.65		.05
Zone III (20-40 miles from P. O.)	10.775	.55	.65		.05
Zone IV (Over 40 miles from P. O.)					

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & W	Pensions	Vacation	
ROOFERS	\$7.91	.42	.10		
SHEET METAL WORKERS	9.12	.30	.90		.07
SOFT FLOOR LAYERS (Las Animas Co.)	7.10	.35	.45	.30	.05
SOFT FLOOR LAYERS (Pueblo County)	6.40	.35	.55	.20	.05
SPRINKLER FITTERS	9.25	.50	.70		.08
FOOTNOTE:					
a. Employer contributes 4% of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. 6 Paid Holidays:					
PAID HOLIDAYS:					
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;					
E-Thanksgiving Day; F-Christmas Day.					
LINE CONSTRUCTION - COLORADO					
Cable Splicers	8.98	.35	1%		3/42
Lineman Cableman	8.43	.35	1%		3/42
Journeyman Lineman	8.37	.35	1%		3/42
Line Equipment Operator	7.12	.35	1%		3/42
Line Equipment Maintenance Man	7.12	.35	1%		3/42
Groundmen	5.87	.35	1%		3/42
LASERS					
(Building Construction)					
Zone 1	\$5.00				
Zone 2	\$5.45				
Zone 3	\$5.90				
Group 1	5.00	.42	.45		.07
Group 2	5.28	.42	.45		.07
Class A	5.73	.42	.45		.07
Class B	5.73	.42	.45		.07
Group 3	5.28	.42	.45		.07
Group 4	5.73	.42	.45		.07
Group 5	5.30	.42	.45		.07
Group 6	5.55	.42	.45		.07
Group 7	5.60	.42	.45		.07

0075-5008 P. 4

0075-5008 P. 3

- ZONE 1: That area encompassed by 0 to 30 driving miles from the main Post Office in each of the following cities: Pueblo and Trinidad.
- ZONE 2: That area encompassed by 30 to 70 driving miles from the main Post Office in the above named cities.
- ZONE 3: That area encompassed by 70 driving miles and over from the main Post Office in the above named cities.

LABORERS (Building Construction)

GROUP DESCRIPTION

- Group 1: General Building Laborer
- Group 2: Laborers underpinning and shoring...
Class A: 0' to 8' below working surface
Class B: 8' below working surface to any depth below working surface.
- Group 3: Power Tool Operators of all mechanical, air gas, and electrical tools including self-propelled boggies; Cement Finisher Tenders; Concrete Workmen; Sand Blasters
- Group 4: Pipe layers
- Group 5: Laborers preparing and placing of stone or any other aggregate in sand bed to be used as exposed face of tiltup panels
- Group 6: Jackhammer Operator underpinning and shoring over 12' below working surface; Bellers and Steamers on Caisson Work
- Group 7: Mason Tenders, brick and plaster

LABORERS (Heavy Constr.)

- Group 1
 - Group 2
 - Group 3
 - Group 4
 - Group 5
 - Group 6
 - Group 7
 - Group 8
 - Group 9
 - Group 10
- (Pipelines)
- All mainline sewers; Water mains; Gas, oil or any product pipe-line; Penstocks; Siphons or drainage lines; Pipe plants and yards not in connection with highway construction.

- Group 1
 - Group 2
 - Group 3
 - Group 4
 - Group 5
 - Group 5-A
 - Group 6
- LABORERS (Tunnels)
- (SHAFTS, RAISES, MISSILE SILOS & ALL UNDERGROUND WORK OTHER THAN TUNNELS)

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
\$6.99	.48	.60	.40	.05
7.14	.48	.60	.40	.05
7.29	.48	.60	.40	.05
6.22	.42	1.10	.30	.07

HEAVY CONSTRUCTION

- CARPENTERS
- UNDERGROUND CARPENTERS
- Working on crotched material, High work 40' above ground or floor on exposed scaffold or boatswain chair; Piledriving; Sawsmen continuously assigned to 1 1/2 HP saws at jobsite
- CEMENT MASONS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
\$4.80	.42	.45		.07
4.85	.42	.45		.07
4.93	.42	.45		.07
4.95	.42	.45		.07
4.97	.42	.45		.07
5.06	.42	.45		.07
5.18	.42	.45		.07
5.25	.42	.45		.07
5.38	.42	.45		.07
5.43	.42	.45		.07
4.80	.42	.45		.07
4.85	.42	.45		.07
5.02	.42	.45		.07
5.04	.42	.45		.07
5.13	.42	.45		.07
5.18	.42	.45		.07
5.25	.42	.45		.07
4.80	.42	.45		.07
5.40	.42	.45		.07
5.50	.42	.45		.07
5.58	.42	.45		.07
5.65	.42	.45		.07
5.80	.42	.45		.07
5.50	.42	.45		.07
5.65	.42	.45		.07
5.75	.42	.45		.07
5.93	.42	.45		.07
6.03	.42	.45		.07
6.08	.42	.45		.07

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LABORERS (Heavy Construction)

GROUP 1: Minimum laborer, including caissons to 8', carrying reinforcing rods; Work on cross culverts, connections and side drains in connection with highway work, whether corrugated metal or concrete pipe; Fence erectors; Metal Mesh; Dovel bars; Tie bars and chairs in concrete paving; Nursery man incl. seeding; mulching and planting of trees, shrubs and flowers; Stake chaser; Gabion baskets and Teno mattresses

GROUP 2: Chuck tenders; Riggers, core and diamond drill helpers; Powderman helpers

GROUP 3: Hot asphalt laborer; Bakers; Box-tenders; Asphalt curb machines; Potmen (not mechanical)

GROUP 4: Multi-plate culvert pipe; Air, gas and electric tools operators; Barco hammers; Spaders; Electric hammers; Air tampers; Cutting torches on demolition work; Caissons 3' to 12'; Cofferdams; Power operated concrete buggies; Operators of concrete saws on pavement (other than gang saws); Timber and chain saws; Stresser or stretcherman on post tension or prestressed concrete on or off jobsite; Tool room man and checkers; Cement finisher helper; Sandblaster helper; Concrete processing material monitor; Spotters; Signalmen; Dumpmen; Transverse concrete conveyor operator, mechanical grouters; Boring machines (air hydraulic); Automatic concrete power curbing machine; Jackhammer; Vibrators; Paving breakers; Frostproofing

GROUP 5: Any laborers performing bridge work over 40' above the ground or above a floor and working from a bos'm chair, swinging stage, life belt or block and tackle

GROUP 6: Guniting and shotcrete helpers; Caissons over 12'; Cofferdams; Timbermen; Underpinning and shoring; Form setters and/or stringman on roads, highways, streets and airport runways; Distributor; Placing and hooking of landing mats; Bull float (hand operated) and center expansion machines; Sandblasters; Grade checkers if required by employer

GROUP 7: Powdermen and blasters; Cement nozzlemen; Shotcrete operator

GROUP 8: Pipelayer on truck pipe lines in connection with highway work

GROUP 9: Wagon drills and air tracks; Jackhammer operators in caissons over 12'; Bellers and stemmen; Licensed powdermen; Diamond and core drills powered by air

GROUP 10: Any work, other than on bridges, performed by laborers working from a bos'm chair, swinging stage, life belt or block and tackle as a safety requirement

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LABORERS (Pipelines)

All mainline sewers: Water mains; Gas, oil or any product pipelines; Penstocks; Siphons or drainage lines; Pipe plants and yards not in connection with highway construction.

GROUP 1: Pipe plants and yards; Stringing of pipe or skids; Handling and signaling on line work

GROUP 2: Potman (not mechanical); Pipewrapper, Dopers, Jeep Soliday Detector Men, Bandage makers, Powdermen helpers

GROUP 3: Laborers working in trenches on all pipelines; Sewer, water, gas, oil, telephone conduit, pen stock, siphons, drainage lines, walkways, yarders, fine graders, air, gas, electric and hydraulic tools, boring machines, hydraulic jacks, drills, tampers, etc.

GROUP 4: Sandblaster, powdermen and blasters, wiping of joint concrete pipe, inside and out; Labor, applicable to pipe coating or wrapping, plants and yards; Enamellers of pipe, inside and out

GROUP 5: (Relining Pipe)
Relining Pipe

GROUP 5-A: Mixer man

GROUP 6: Pipelayer

LABORERS (TUNNELS):

- Group 1: Outside laborers
 - Group 2: Minimum tunnel labor, dry hose man
 - Group 3: Cable or hose tenders, chuck tenders, concrete laborers, dumpman, whirley pumps operators
 - Group 4: Helpers on shotcrete, gunniting and sandblasting; Helpers, core and diamond drills; Pot tender
 - Group 5: Cement finisher helper, applying of concrete processing materials
 - Group 6: Collapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timbermen (steel or wood tunnel support, incl. the placement of sheeting when required) and all cutting and welding that is incidental to the miner's work; Tunnel liner plate setters; Vibrator men, internal and external; Unloading, stopping and starting of Moram Agitator Cars; Diamond and core drills; Cement finisher (underground); Shotcrete operator; Gumnite nozzlemen; Sandblaster; Pump concrete placement man
- (SHAFTS, RAISES, MISSILE SILOS AND ALL UNDERGROUND WORK OTHER THAN TUNNELS)
- Group 1: Laborers, Topman, Bottommen, and Cagers
 - Group 2: Chucktenders, Concrete laborers, Whirley pumps operators
 - Group 3: Helpers on shotcrete, gunniting and sandblasting; Helpers on core and diamond drills; Pot tenders; Cement finisher helpers; Applying of concrete processing material
 - Group 4: Collapsible form movers and setters, miners, machinemen and bit grinders, nippers, powdermen and blasters, reinforcing steel setters, timbermen (steel or wood tunnel support, incl. the placement of sheeting when required); All cutting and welding that is incidental to the miner's work; Liner plate setters; Vibrator men, internal and external
 - Group 5: Diamond and core drill; Cement finisher (underground); Gumnite nozzlemen; Shotcrete operators; Sandblasters and pump concrete placement man
 - Group 6: Any employee performing work under ground from a bos's chair, swinging stage, life belt or block and tackle

NOTICES

POWER EQUIPMENT OPERATORS
(Other than for work in Tunnels, Shafts and Raises)**

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Penalties	Vacation	
Group 1	\$6.03	.37	.55	.30	.03
Group 2	6.40	.37	.55	.30	.03
Group 3	6.75	.37	.55	.30	.03
Group 4	6.90	.37	.55	.30	.03
Group 5	7.05	.37	.55	.30	.03
Group 6	7.20	.37	.55	.30	.03
(For work in Tunnels, Shafts, and Raises)					
Brakeman	6.20	.37	.55	.30	.03
Motorman	6.55	.37	.55	.30	.03
Compressor (900 CFM and over), serving tunnels, shafts and raises	6.65	.37	.55	.30	.03
Air tractors; Gromt machine; Gumnite machine; Jumbo form; Mechanic; Welder	6.90	.37	.55	.30	.03
Concrete placement pumps 8" and over discharge; Mechanic-welder (heavy duty); Mocking machine and front and loaders underground; Slusher	7.05	.37	.55	.30	.03
Mole	7.45	.37	.55	.30	.03

POWER EQUIPMENT OPERATORS **

(Other than for work in Tunnels, Shafts and Raises)

Group 1: Asphalt screed; Brakeman; Drill operator, smaller than William MF and similar; Helper to heavy duty mechanic and/or Welder; Tractor operator (under 70 HP), with or without attachments; Oiler

Group 2: Air compressor; Ditch witch trenching machine and similar; Equipment lubricating and service engineer; Fork lift; Hoisting motorman; Operators of five or more light plants, welding machines, compressors 360 C.F.M. or less, pumps, generators; Pugnall operator; Pugnall; Pumps; Portable screening plant with or without a spray bar; Screening plants - with classifier; Self-propelled rollers - 5 tons & under; Vacuum wall point system

Group 3: Asphalt plant; Backfiller; Bituminous spreader or laydown machine; Cableway signalman; Caissons drill; (William MF, similar and larger; C.M.I. and similar; Concrete finish machine; Concrete gang saws on concrete paving; Concrete mixer (less than 1 yd.); Concrete placement pumps (under 8 in.); Conveyor (handling building materials); Distributors, bituminous surfaces; Drill. (diamond or core); Drills rigs (rotary, churn or cable tool); Elevating graders; Engine fireman; Fireman or tank heater, Road; Greet machine; Omnite machine; Hoists (1 drum); Loader (Barber Greese, etc.); Loader (up to and including 6 cu. yds.); Machine doctor mechanic; Motor grader (blade); Road stabilization machine; Roller-self-propelled-all types over 5 tons; Sandblasting machine; Single unit portable crusher-with or without washer; Tile tamper, Wheel mounted; Tractor (70 h.p. & over) (with or without attachments); Trenching machine; Welder; Winch op., on truck; Concrete batch-ing plants

Group 4: Concrete mixer (over 1 cu. yd.); Concrete paver 34 E or similar; Concrete placement pumps (8 in. and over); Crane (50 tons and under); Hoists (2 drums); Loader - over 6 cu. yds.; Mechanic-welder (heavy duty); Mixer-mobile; Multiple unit portable crusher - with or without washer; Pile driver; Fireman; Cable-operated crane, truck mounted, 25 tons and over; Cable operated power shovels, draglines; Clamshell, and backhoes (5 cu. yds. and under); Hydraulic backhoes, 1 1/2 cu. yds. and over; Special utility operator; Self-propelled hydrocrane; Tractor with side boom; Truck mounted hydro-crane; Scraper-single bowl under 40 cu. yds.

Group 5: Crane operator - over 20 tons; Derrick; Electric rail type tower crane; Hoist (3 drum or more); Cable-operated power shovels, draglines, clamshells and backhoes (over 5 cu. yds.); Quad mine and similar push unit; Scraper-all tandem bowls; Scraper-single bowl including pups 40 cu. yd. and over

Group 6: Cableway; Crawler or truck mounted tower crane; Wheel excavator; Climbing tower crane

TRUCK DRIVERS

Basic Hourly Rates	H & W	Fringe Benefits Payments		App. Tr.
		Pensions	Vacation	
\$5.50	.35	.25	.10	
5.60	.35	.25	.10	
5.70	.35	.25	.10	
5.75	.35	.25	.10	
5.80	.35	.25	.10	
5.85	.35	.25	.10	
5.90	.35	.25	.10	
5.95	.35	.25	.10	
6.00	.35	.25	.10	

FICKUPS; Helpers; Scaitemen; Checkers; Spotters; Dumpmen
 DUMP TRUCKS, to and including 6 cu. yds.; Sweeper; Flatrack, single axle; Liquid and bulk tankers, single axle; Warehousemen; Washers; Greasemen; Servicemen; Ambulance drivers, if used
 DUMP TRUCKS, over 6 cu. yds. to and including 12 cu. yds.; Flatrack tandem axle; Battery men; Mechanic helpers; Material checkers; Cardex men; Expeditors; Man haul shuttle truck or bus
 STEADY TRUCK; Lumber carrier; Liquid and bulk tankers, tandem axle
 FORK LIFT, Fuel truck; Grease truck; Combination fuel and grease; Tiremen
 DUMP TRUCKS, over 12 cu. yds., to including 19 cu. yds.; Distributor; Cement mixer; Agitator truck to and including 10 cu. yds.; Liquid and bulk tankers, semi or combination
 MULTI-PURPOSE TRUCK - Specialty and hoisting
 HIGH BOY; Lowboy; Floats; Semi; Cab operated distributor-Semi; Liquid and bulk tankers, euclid, electric or similar; Dumpter, YoungBussy, Junbo and similar type equipment
 MECHANICS

C075-5008 P. 11

TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Unemployment	
DUMP TRUCKS, over 19 cu. yds. to and including 29 cu. yds.; Truck driver snow plow	\$6.05	.35	.25	.10	
CEMENT MIXER, Agitator over 10 cu. yds. to and including 15 cu. yds.	6.10	.35	.25	.10	
DUMP TRUCKS, over 29 cu. yds. to and including 39 cu. yds.; Heavy duty diesel mechanics; Body men; Welders or combination men	6.20	.35	.25	.10	
CEMENT MIXER, Agitator over 15 cu. yds.	6.35	.35	.25	.10	
DUMP TRUCKS, over 39 cu. yds. to and including 54 cu. yds.	6.40	.35	.25	.10	
DUMP TRUCKS, over 54 cu. yds. to and including 79 cu. yds.	6.60	.35	.25	.10	
DUMP TRUCKS, over 79 cu. yds. to and including 104 cu. yds.	6.80	.35	.25	.10	
DUMP TRUCKS, over 104 cu. yds.	7.00	.35	.25	.10	

SUPPLEMENTAL DECISION

STATE: Florida
 DECISION NUMBER: FL75-1012
 Supplemental Decision No. 40-4107 dated May 3, 1974 in 39 FR-15538
 DESCRIPTION OF WORK: Building Construction. (excluding single family homes and garden type apartment up to and including 4 stories).

COUNTY: Bay
 DATE: Date of Publication
 IN 39 FR-15538

3-Florida-1-1 (2-2)

FOOTNOTES:

a. Two paid holidays: Labor Day and Mardi Gras Day, provided the employee works at least one day out of the three work days prior to the paid holidays, and the first work day after the paid holidays.

b. Six paid holidays: A through F

c. Employer contributes $\frac{1}{6}$ of regular rate to Vacation Pay Credit for employees who has worked in business more than 5 years. Employer contributes $\frac{2}{3}$ of regular hourly rate for Vacation Pay Credit for employees who has worked in business less than 5 years.

d. 4 paid holidays: Labor Day, Christmas Day, Christmas Eve, & Thanksgiving Day

PAID HOLIDAYS (WEEKS APPLICABLE)

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;

E-Thanksgiving Day; F-Christmas Day.

3-Florida-1-1

Basic Hourly Rates	Fringe Benefits Payments			App. T.
	M & V	Pensions	Vacation	
7.70	.395	.75	a	.02
7.13	.40	.70		.01
7.15	.40			.01
5.16		%		
8.02		%		
8.37	.395	.26	2 $\frac{3}{4}$ -b&c	.02
7.56	.395	.26	2 $\frac{3}{4}$ -b&c	.02
7.66				
7.96				
5.00				
6.00				
7.13	.30	.30		
7.13	.30	.30		
7.28	.24	.25		
5.40				
5.90	.40	.15		.01
7.40				
4.80	.15			
5.25				
3.50				
5.00				
4.00				
8.71	.40	.60	d	.01
5.00				

Bliggers - receive rate prescribed for craft performing operation to which rigging is incidental

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

Riveters - receive rate prescribed for craft performing operation to which riveting is incidental.

LABORERS

3-Fla -Lab-1-E

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
3.25	.10			
3.50	.10			
3.75	.10			
4.25	.10			
3.35	.10			

- GROUP I
- GROUP II
- GROUP III
- GROUP IV
- GROUP V

- GROUP I: Construction laborers, carpenters' tenders building wreckers
- GROUP II: Ninety lb. hammer, gunnite, pressure conc. worker masons, gunmen, said or concrete workers, (work performed over 100' high (except on inside wall to wall scaffolding))
- GROUP III: Form setter on streets, roads, & highways, burners for demolition or concrete, runways and courts
- GROUP IV: Blasting & powermen, cofferdam and tunnel workers underground; caissons
- GROUP V: Air tool operators, asphalt raker & tamper conc. or clay pipe layers wipers, mason tenders plasterer tenders conc. worker, track laborers, (including preparation of track bed), roofer's helpers, single conveyors, kettlemen, well point workers, power buggy operator, building of scaffolding and staging for masons and plasterers

Florida 3-PEO-1 (1-1)

POWER EQUIPMENT OPERATORS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
7.16	.28	.25		
6.90	.28	.25		
6.41	.28	.25		
5.76	.28	.25		
5.50	.28	.25		

- GROUP I
- GROUP II
- GROUP III
- GROUP IV
- GROUP V

- GROUP I: Heavy duty mechanic, crane shovel, derrick operator (2 or more drums), dragline pile driver operator, hoist operator (2 or more drums), trenching machines cableways, excavators, front end loader, backhoe, rubber-tired backhoe, dredges, leverman, Welders, mounted rotary drill machines cherry pickers, side boom tractors paving machines, motor patrol, pumpcrete machine, gradalls, Johnson mixers, hydro-lift trucks, all batch plant and header house operators, panel board (ready mix) hydro hammers on demolition work, concrete plants, asphalt plants, helicopter pilot and concrete paving trains
- GROUP II: Dozer scraper-turnapull, one drum hoist, self-propelled rollers, construction elevators, locomotive engines, elevating grader tractors with power control attachments, vitch truck, tug boats, mixers, asphalt spreaders, drilling machines, form graders, asphalt distributors, forklift, well-point systems, sub-graders, finishing machines, motorized compactors, wagons and push carts.
- GROUP III: Light plants, generators, welding machines, air compressors, pumps, conveyors, motor boats under 30 feet, tow tractors and pile driver hammers (diesel, gas, air or Electric)
- GROUP IV: Fuel truck oilers, firemen brakeman, onboard motor boats, truck crane oiler and mechanic helpers
- GROUP V: oilers (crawler), deck hand and oiler cherry picker

FL75-1016 P.2

SUPPLEMENTAL DECISION

STATE: Florida
 DECISION NUMBER: FL75-1016
 SUPPLEMENTAL DECISION No. 1B-2027 dated August 30, 1974 in 39 FR 31793
 DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories).

COUNTY: Duval

DATE: Date of Publication

16-Florida-1-V (1-2)

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
Asbestos workers	7.88	.30	.30	.02	.02
Boilermakers - Blacksmiths	7.50	.40	.90	.02	.02
Bricklayers	7.66	.30	.30	.02	.02
Stonemasons	7.66	.30	.30	.02	.02
Tile setters	6.59	.25	.30	.53	.02
Marble masons	6.59	.25	.30	.53	.02
Terrazzo workers	6.59	.25	.30	.53	.02
Carpenters:					
Carpenters	7.42	.39	.20	.15	.03
Millwrights	8.10	.39	.20	.15	.03
Piledrivers	7.42	.39	.20	.15	.03
Soft floor layers	7.42	.39	.20	.15	.03
Acoustical workers	7.42	.39	.20	.15	.03
Cement masons	6.03	.25	.10	.01	.01
Electricians	8.50	.30	.43	.43	.02
Elevator Constructors	8.16	.445	.29	3/4-akh	.02
Elevator Constructors' helpers	7.06 1/2	.445	.29	3/4-akh	.02
Elevator Constructors' helpers (Prob)	5.06 1/2		.20		.01
Glassiers	8.00				of %
Linemen					of %
Linemen	7.88	.40	5%		of %
Cable splicers	8.08	.40	5%		of %
Heavy equipment operators	7.63	.40	5%		of %
Wreck truck operators	6.12	.40	5%		of %
Groundmen 1st class	4.25	.40	5%		of %
Groundmen 2nd class	3.90	.40	5%		of %
Ironworkers:					
Structural	7.75	.47	.60		.02
Ornamental	7.75	.47	.60		.02
Reinforcing	7.75	.47	.60		.02
Laborers:					
Laborers	4.50	.20			.02
Mechanic tool, power buggy, pipelayers & gunnite workers	4.70	.20			.02
Mason tenders mortar mixers & grouters	4.80	.20			.02
Guniters	4.95	.20			.02
Lathers	7.60	.25	.10		.025
Leadburners	6.35	.25			.01
Guniters nonunion					
Lathers					
Leadburners					
Painters					
Painters brush	5.70	.15	.15		.02
Spray	6.225	.15	.15		.02

Painters (Cont'd)
 Swing stage
 Structural steel erected
 Smoke, stacks steeples flag pole tank on legs above 15 ft.
 radio towers & lighthouses
 Sandblasters
 Bridges
 Plasterers
 Plumbers:
 Plumbers
 Steamfitters
 Air conditioning & speculative housing & refrigeration service
 Roofers
 Roofers' helpers & kettlemen
 Sheet metal workers
 Sprinkler fitters
 Welders - receive rate prescribed for craft performing operation to which welding is incidental.

FL75-1016 P. 4

16-Florida-1-V

FL75-1016 P. 3

FOOTNOTES:

- a. Six paid holidays: A through F.
- b. Employer contributes 1/6 of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
- c. Eight paid holidays: A through F plus Washington's Birthday & Good Friday, providing employee has worked 15 full days during the 120 calendar days prior to the holidays, and the regular schedule work days immediately and following the holidays.

PAID HOLIDAYS:

A-New Year's Day, B-Memorial Day, C-Independence Day, D-Labor Day, E-Thanksgiving Day, F-Christmas Day.

POWER EQUIPMENT OPERATORS

- GROUP I
- GROUP II
- GROUP III
- GROUP IV

Belt Priority Rates	Fringe Benefit Payments		
	H & V	Health	Vacation
\$8.03	.40	.35	.05
6.96	.30	.35	.05
6.12	.40	.35	.05
5.04	.40	.35	.05

GROUP I: Cranes, derricks, clam shells, draglines, piledriver (including auger & boring machine for drilling in piling), backhoes, hydras, cranes, grade all, shovels, patios, cableways, tug boat captain (150 H.P. or more), multi-bowl operator (similar to R.G. Lafourneau Model L-60-2 or 3 twenty cu. yd. scrapers), front end loaders, (over 4 cy cap.), side boom cats, multi-drum hoist (for rigging), machanic (heavy equip.) tower cranes (stationary, climbing & traveling), gantry cranes, locomotive cranes, bridge cranes (over 20 ton cap.), concrete pump with boom (mobile), high lift or fork lift (second floor & higher) Locomotive engineer (jobs not covered by railroad unions)

GROUP II: Bellcasters, bridge cranes (20 tons & under), highlift or forklift (up to 2nd floor), straddle buggys, hoists (other than rigging) including winch truck not mobile & used as a hoist, front end loader (over 2 cy & up to 6 incl., 4 cy cap.), trenching machine (ladder & wheel type) over 6' cut & over 24" width, concrete paver & scrapers

GROUP III: Concrete pumps, front end loader (2 cy or less not used as hoist) mobile winch trucks, self-propelled sub-grader, asphalt paving machine concrete mixer, tractors, air compressor plant (2 or more compressors on a common manifold), lubricating engineer (mobile plant), pavement breakers, street sweeping machines

GROUP IV: Tractor operated sweeper, trenching machine (ladder & wheel type maximum cut 6' & maximum width 24"), fireman, self-propelled rollers, well-point pump, asphalt distributor, motor track driver, motor hoist operator, oiler, mechanics, helpers, pumpman (other than well point up to 6 incl., 5 pumps within 300 ft. radius), self-propelled sweeper, combination pump, compressor & combustion type welding machine, conveyor (motor operated) welding machine op. 3 or more combustion type pulser mixer, compressor 1 to 6 including 3 compressors within 300 ft. radius.

NOTICES

SUPPLEMENTAL DECISION

STATE: INDIANA COUNTY: Bartholomew
 DECISION NUMBER: IN75-2018 DATE: DATE OF PUBLICATION
 Superedes decision No. AB-3081 dated August 23, 1974 in 39 FR 30701
 DESCRIPTION OF WORK: Building Construction (excluding single family homes
 and garden type apartments up to and including 4 stories).

	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & W	Pensions	Vacation	
Asbestos Workers	99.00	.30	.20		.02
Boilermakers	9.05	.50	.80		.01
Bricklayers:	8.50	.30			.02
Marble, Tile & Terrazzo Workers	8.50	.30			.02
Carpenters:	9.15	.47	.40		.06
Camp Atterbury:	9.15	.47	.40		.06
Carpenters	7.15	.35			.06
Millwrights & Pledriversmen	7.92	.30	.35		.03
Soft Floor Layers	8.17	.30	.35		.03
Remainder of County:	8.30	.38	.58		.05
Carpenters & Soft Floor Layers	9.35	.55	.80		.05
Millwrights & Pledriversmen	9.89	.40			.03
Cement Masons	9.65	.40			.03
Electricians	8.60	.35			.01
Classifiers	9.25				
Ironworkers	5.45				
Lathers	5.45				
Leadburners	5.70				
Painters:	9.10				
Brush & Roller	9.10				
Structural Steel	9.30				
Spray	9.00				
Plasterers	9.25				
Plumbers & Steamfitters:	9.40				
Camp Atterbury	9.00				
Remainder of County	9.25				
Roofers:	9.30				
Composition	9.00				
Slate, Tile, Asbestos, Precast slab	9.25				
Helpers	7.65				
Sheet Metal Workers	8.53				
Sprinkler Fitters	9.40				

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-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, & the regularly scheduled work days immediately preceding and following the holiday.

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POWER EQUIPMENT OPERATORS:

- GROUP A
- GROUP B
- GROUP C

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & W	Pensions	Vacation	
99.13	.30	.30		
8.21	.30	.30		
7.57	.30	.30		

CLASSIFICATIONS

GROUP A: A-Frame winch track, air compressor over 600 cu. ft., air tugger, auto-grade (CHI), 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), crane, crane-man, crusher plant, derrick boat, dinky, dope pots (pipeline), dragline, dredge operator, drill operator, elevating grader, concrete paver, elevator, Ford hoe, (or similar type equipment), forklift forklift paver, gantry crane, grader, grademan, grout pump, Bathington paver, highlift hoist, hopper, hough loader (or similar type), hydro crane, hydro hammer, locomotive crane, locomotive, mechanic mobile mixer, motor crane, motor crane oiler and one (1) piece of minor equipment, marking machine, multiple tamping machine (RR), overhead crane, pile driver, palls, push dozer, push boats, roller (absfoot), Ross carrier, scoop shovel, side boom, swing crane, tail boom, tar machine (pipeline), throttle valve, trench machine, welder pump, truck mounted drill 2 to 4 pieces of minor equipment, wall point, whirleys

GROUP B: Air compressor (200 cu. ft. per minute capacity or more), brakeman, bull float, concrete mixer (over 105 and under 215), concrete spreader or poddler, deck engine drill helper, electric vibrator compactor (earth or rock), finishing machine, fireman, greaser (on grease facilities servicing heavy equipment), material pump motor boats, motor crane oiler, oiler and one piece of minor equipment, portable loader, post hole digger, power broom, rock roller, roller-wobble wheel (earth and rock), spike machine (RR), steam tiller, spreader rock, sub-grader, tamping machine, truck mounted drill oiler, welding machine welder (Apsco or similar type)

GROUP C: Air compressor (under 200 cu. ft. per minute), bituminous distributor cement gun, conveyor, desk hand, earth roller form grader, generator, guard rail driver, heater, oiler, paving joint machine, steam Jenny, vibrator, water pump, concrete saw

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IND-LC-AREA 1

LINE CONSTRUCTION

Basic Hourly Rates	Fringe Benefits Payments				Others
	M & W	Pensions	Vacation	App. Tr.	
\$8.18	.35	1%		.5%	
7.77	.35	1%		.5%	
6.40	.35	1%		.5%	
6.25	.35	1%		.5%	
5.35	.35	1%		.5%	
5.14	.35	1%		.5%	
4.50	.35	1%		.5%	
5.13	.35	1%		.5%	
4.99	.35	1%		.5%	
4.23	.35	1%		.5%	

Linemen and Technician
 Heavy Equipment Operator "A"
 Heavy Equipment Operator "B"
 Foodservice and Equipment Mechanic
 Senior Groundman Truck Driver W/Winch
 Groundman Truck Driver W/Winch
 Groundman Truck Driver W/Winch
 Senior Groundman After 5 Years
 Senior Groundman after 12 Months
 Groundman 0-12 Months

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INDIANIA-16-LAB AREA 3

LABORERS

Basic Hourly Rates	Fringe Benefits Payments				App. Tr.
	M & W	Pensions	Vacation		
\$ 6.10	.35	.30		.07	
6.30	.35	.30		.07	
6.40	.35	.30		.07	
7.10	.35	.30		.07	

CLASSIFICATIONS

GROUP A: Building and Construction Laborers, scaffold builders other than for mason or plasterers, ironworkers' helpers, mechanic helpers, mechanic tenders, window washers and cleaners, roofers' helpers, railroad laborer, cement finishers helper, carpenter helper, all portable water pumps with discharge up to 2", mason tenders.

GROUP B: Asphalt rollers and lutemen, kettlemen, air tool operators, vibrators, clipping hammer operators, jackmen and sheeting men working in ditches deeper than 6", laborers working in ditches 6' in depth or deeper, assembly of uni-crete pump, chain saw operators, tile layers (sewer or field), sewer pipe layers (metallic and non-metallic), motor-driven wheelbarrows and concrete boggies, hyder opsta-pump crete assemblers, conveyor assemblers, core drill operators, cement, lime, or silica clay handlers (bulk or bag), pneumatic splikers, deck, engine and winch operator, water main and cable dacking (metallic and non-metallic)

GROUP C: Plaster tenders, mortar mixers, welders (acetylene or electric), cutting torch or burner, cement nozzle laborers, cement gun operator, scaffold builders when working for plasterer or masons, mason tenders

GROUP D: Dynamite Men

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IND-7-7D-1

TRUCK DRIVERS

GROUP	Basic Hourly Rates	Fringe Benefits Payments			App. To
		M & W	Pensions	Vacation	
GROUP 1	\$6.20	\$10.50	\$10.00	b	
GROUP 2	6.25	10.50	10.00	b	
GROUP 3	6.30	10.50	10.00	b	
GROUP 4	6.35	10.50	10.00	b	
GROUP 5	6.40	10.50	10.00	b	
GROUP 6	6.45	10.50	10.00	b	
GROUP 7	6.55	10.50	10.00	b	
GROUP 8	6.60	10.50	10.00	b	
GROUP 9	6.65	10.50	10.00	b	
GROUP 10	6.70	10.50	10.00	b	
GROUP 11	6.85	10.50	10.00	b	

CLASSIFICATIONS

GROUP 1: Drivers on single axle, loadboy helper or flagman, drivers on air compressors and welding machines including those pulled by cars, pick-up trucks, tractors, fork-lifts, dumpsters

GROUP 2: Drivers on Mixer Trucks 2 yards

GROUP 3: Mechanic Helpers and Greasers

GROUP 4: Drivers on Batch Trucks wet or dry 3 batches or under

GROUP 5: Drivers on Tandem Axle Trucks (including Dog-Legs), Drivers on Oil Distributors Drivers on Mixers Trucks 3 yards, Winch Trucks

GROUP 6: Drivers on Single axle, semi-trucks, Drivers on batch trucks wet or dry or dry over 3 batches, Drivers on pavement breakers

GROUP 7: Drivers on Tandem-Axle semi-trucks, Drivers on trac-o-trucks, Euclids, Tournapull when pulling other than self-loading equipment up to and including 10 yards, Drivers on mixer trucks 4 yards, Mechanics

GROUP 8: Drivers on Tri-axle Trucks

GROUP 9: Drivers on Low-Boy, Drivers on Tandem, Tandem Axle Semi-trucks

GROUP 10: Drivers on Trac-O-Trucks, Euclids, Tournapulls when pulling other than self-loading equipment 11 yards to and including 16 yards, Drivers on mixer trucks above 4 yards

GROUP 11: Drivers on Trac-O-Trucks, Euclids, Tournapull when pulling other than self-loading equipment over 16 yards, Helicopter pilot

FOOTNOTES:

- a. Per Week per employee
- b. 1 week paid vacation after 1 year service, 2 weeks after 3 years, and 3 weeks after 10 years.

SUPPLEMENTAL DECISION

STATE: INDIANA
 DECISION NUMBER: 1975-2020
 COUNTY: Dearborn
 DATE: Date of Publication
 Supplemental Decision No. AS-1083, dated August 23, 1974 in 39 FR 30706.
 DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories).

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INDIANA-16-LAB AREA 3

LABORERS	Basic Hourly Rates	Fringe Benefits Payments			App. Tc.
		H & V	Pensions	Variable	
GROUP A	\$ 6.10	.35	.30		.07
GROUP B	6.30	.35	.30		.07
GROUP C	6.40	.35	.30		.07
GROUP D	7.10	.35	.30		.07

LABORERS

	Basic Hourly Rates	Fringe Benefits Payments			App. Tc.
		H & V	Pensions	Variable	
Asbestos Workers	8.21	.30	.85		.02
Boilermakers	8.30	.30	.70	.75	.01
Bricklayers & Stonemasons	8.00				
Carpenters					
Carpenters & Soft Floor Layers	7.60	.30	.35		.03
Millwrights & Pile-drivers	6.50				
Cement Masons	10.00	.60	.30		.26
Electricians	9.20		.35		.005
Glaziers					
Ironworkers:					
Structural & Ornamental	9.995	.55	.55		.03
Reinforcing	8.895	.55	.85		.02
Lathers	9.845				.015
Leadburners	9.85	.35			.01
Painters:					
Commercial					
Brush & Roller	6.90				
Spray	7.40				
Industrial					
Brush					
Spray	7.25				
Pipefitters	7.50				
Plasterers	9.00	.60	.975		.04
Plumbers	6.50				
Roofers	9.445	.36	.65		.05
Sheet Metal Workers	9.945	.85			
Sprinkler Fitters	8.995	.40	.70		.02
	9.40	.50			.08

Welders - receive rate 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. 9 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 regularly scheduled work days immediately preceding and following the holiday.

CLASSIFICATIONS

GROUP A: Building and Construction Laborers, scaffold builders other than for mason or plasterers, ironworkers' helpers, mechanic helpers, mechanic tenders, window washers and cleaners, roofers' helpers, railroad laborer, cement finishers helper, carpenter helper, all portable water pumps with discharge up to 3", mason tenders

GROUP B: Asphalt rakers and lutemen, kettlemen, air tool operators, vibrators, chipping hammer operators, jackmen and sheeting men working in ditches deeper than 6', laborers working in ditches 6' in depth or deeper, assembly of uni-crete pump, chain saw operators, tile layers (sewer or field), sewer pipe layers (metallic and non-metallic) motor-driven wheelbarrows and concrete buggies, hystar opeta-pump crete assemblers, conveyor assemblers, core drill operators, cement, lime, or silica clay handlers (bulk or bag), pneumatic spikers, deck, engines and winch operator, water main and cable ducking (metallic and non-metallic)

GROUP C: Plaster tenders, mortar mixers, welders (acetylene or electric), cutting torch or burner, cement mason laborers, cement gun operator, scaffold builders when working for plasterer or masons, mason tenders

GROUP D: Dynamite Men

IND-2020 F. 4

IND-LC-AREA 1

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Fees/Ins	Vacation	App. Tr.
\$8.18	.35	1%		.5%
7.77	.35	1%		.5%
6.40	.35	1%		.5%
6.25	.35	1%		.5%
5.35	.35	1%		.5%
5.14	.35	1%		.5%
4.50	.35	1%		.5%
5.13	.35	1%		.5%
4.99	.35	1%		.5%
4.23	.35	1%		.5%

LINE CONSTRUCTION

- Linemen and Technician
- Heavy Equipment Operator "A"
- Heavy Equipment Operator "B"
- Powerman and Equipment Mechanic
- Senior Groundman Truck Driver W/Minch
- Groundman Truck Driver W/Minch
- Groundman Truck Driver W/Minch
- Senior Groundman After 5 Years
- Senior Groundman after 12 Months
- Groundman 0-12 Months

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Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Fees/Ins	Vacation	App. Tr.
\$9.13	.30	.30		
8.21	.30	.30		
7.57	.30	.30		

POWER EQUIPMENT OPERATORS:

- GROUP A
- GROUP B
- GROUP C

CLASSIFICATIONS

GROUP A: A-Frame winch truck, air compressor over 600 cu. ft., air tugger, auto-grade (AM), auto patrol backhoe, ballast regulator (BR), 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), crane, crane, crusher plant, derrick boat, ditcher, dope pots (pipeline), dragline, dredge operator, drill operator, elevating grader, concrete paver, elevator, Ford hoe, (or similar type equipment), forklift, formless paver, gentry crane, gradeall, grademan, grout pump, Hatharington paver, highlift hoist, hopper, hough loader (or similar type), hydro crane, hydro hammer, locomotive crane, locomotive, mechanic mobile mixer, motor crane, motor crane oiler and one (1) piece of minor equipment, mucking machine, multiple tamping machine (TR), overhead crane, pile driver, puller, push dozer, push boats, roller (sheepfoot), Ross carrier, scoop shovel, side boom, swing crane, tail boom, tar machine (pipeline), throttle valve, trench machine, welder pump, truck mounted drill 1 to 4 pieces of minor equipment, wall point, whirleys

GROUP B: Air compressor (200 cu. ft. per minute capacity or more) brakeman, bull float, concrete mixer (over 105 and under 215), concrete spreader or poddler, deck engine drill helper, electric vibrator compactor (earth or rock), finishing machine, fireman, greaser (on grease facilities servicing heavy equipment), material pump motor boats, motor crane oiler, oiler and one piece of minor equipment, portable loader, post hole digger, power broom, rock roller, roller-wobble wheel (earth and rock), spike machine (TR), seaman tiller, spreader rock, sub-grader, tamping machine, truck mounted drill oiler, welding machine welder (Apsco or similar type)

GROUP C: Air compressor (under 200 cu. ft. per minute), bituminous distributor, cement gun, conveyor, disk hand, earth roller form grader, generator, guard rail driver, hoister, oiler, paving joint machine, steam Jenny, vibrator, water pump, concrete saw

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IND-7-TD-1

TRUCK DRIVERS

GROUP	Basic Hourly Rates	Fringe/Benefits Payments			App. T.
		M & V	Purchase	Vacation	
GROUP 1	\$6.20	a10.50	a10.00	b	
GROUP 2	6.25	a10.50	a10.00	b	
GROUP 3	6.30	a10.50	a10.00	b	
GROUP 4	6.35	a10.50	a10.00	b	
GROUP 5	6.40	a10.50	a10.00	b	
GROUP 6	6.45	a10.50	a10.00	b	
GROUP 7	6.55	a10.50	a10.00	b	
GROUP 8	6.60	a10.50	a10.00	b	
GROUP 9	6.65	a10.50	a10.00	b	
GROUP 10	6.70	a10.50	a10.00	b	
GROUP 11	6.85	a10.50	a10.00	b	

CLASSIFICATIONS

GROUP 1: Drivers on single axle, lowboy helper or flagman, drivers on air compressors and welding machines including those pulled by cars, pick-up trucks, tractors, fork-lifts, dumpsters

GROUP 2: Drivers on Mixer Trucks 2 yards

GROUP 3: Mechanic Helpers and Greasers

GROUP 4: Drivers on Batch Trucks wet or dry 3 batches or under

GROUP 5: Drivers on Tandem Axle Trucks (including Dog-Legs), Drivers on Oil Distributors Drivers on Mixers Trucks 3 yards, Winch Trucks

GROUP 6: Drivers on Single axle, semi-trucks, Drivers on batch trucks wet or dry or dry over 3 batches, Drivers on pavement breakers

GROUP 7: Drivers on Tandem-Axle semi-trucks, Drivers on trac-o-trucks, Euclids, Tournaspull when pulling other than self-loading equipment up to and including 10 yards, Drivers on mixer trucks 4 yards, Mechanics

GROUP 8: Drivers on Tri-axle Trucks

GROUP 9: Drivers on Low-Boy, Drivers on Tandem, Tandem Axle Semi-trucks

GROUP 10: Drivers on Trac-O-Trucks, Euclids, Tournaspull when pulling other than self-loading equipment 11 yards to and including 16 yards, Drivers on mixer trucks above 4 yards

GROUP 11: Drivers on Trac-O-Trucks, Euclids, Tournaspull when pulling other than self-loading equipment over 16 yards, Helicopter pilot

FOOTNOTES:

- a. Per Week per employee
- b. 1 week paid vacation after 1 year service, 2 weeks after 3 years, and 3 weeks after 10 years.

SUPERVISORS DECISION

STATE: INDIANA COUNTY: Marion
 INDUSTRY NUMBER: INTS-2025 DATE: Date of Publication
 Superintendant Decision No. AB-3088, dated August 23, 1974 in 39 FR 30721
 DESCRIPTION OF WORK: Building Construction (including single family homes and garden type apartments up to and including 4 stories).

PAID HOLIDAYS:
 A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;
 E-Thanksgiving Day; F-Christmas Day

	Basic Hourly Rates	Fringe Benefits Payments			App. Tc.
		H & W	Pensions	Vacation	
Asbestos Workers	9.00	.30	.20	.02	
Boilermakers	9.05	.50	.80	.01	
Bricklayers:					
Bricklayers & Stonemasons	9.45	.30	.20	.04	
Marble & Tile Setters	8.56	.30	.20	.04	
Terrazzo Workers	8.40	.30	.20	.04	
Carpenters:					
Carpenters; Millwrights & Pile-drivers	9.45	.47	.50	.06	
Soft Floor Layers	7.55	.47		.06	
Cement Masons	7.76			.04	
Electricians	9.35	.36	.56	.04	
Elevator Constructors	9.095	.445	.29	.02	
Helpers	6.37	.445	.29	.02	
Glaziers	4.55				
Helpers (Prob.)	9.89				
Instructors	9.50	.55	.80	.05	
Laborers (Vocating)					
Wrecking Laborers & Mason Tenders	6.20	.35	.35	.07	
Jackhammer, drill & compressor operators	6.40	.35	.35	.07	
Cutting torch or burner	8.15	.35	.35	.07	
Leathers	8.60	.40		.03	
Leadburners	9.25	.35		.01	
Painters:					
Brush & Roller	8.10	.20	.20	.01	
Spray & Sandblasting	8.90	.20	.20	.04	
Plasterers	9.60	.40			
Plumbers	9.10	.25	.15		
Pipefitters & Steamfitters	9.40	.40	.70	.02	
Roofers:					
Composition & Waproof	9.00	.30	.30	.08	
Slate, tile, asbestos, precast slab	9.25	.30	.30		
Helpers	7.65	.30	.30		
Sheet Metal Workers	8.53	.40	.40		
Sprinkler Fitters	9.40	.50	.70		
Truck Drivers:					
Up to & incl. 3 tons & helpers	5.875	a	e	f	
Over 3 tons; semi-trailers; tandem (scable bottom), winch trucks when used with winch	6.025	a	e	f	
Truck Mechanics	5.95	a	e	f	
Welders - repipe rate prescribed for craft performing operation to which welding is incidental					

- FOOTNOTES:**
- \$7.00 per week for employees.
 - Holiday: A through F
 - Employer contributes 1/6 of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
 - Holidays: A through F plus Washington's Birthday, Good Friday & Christmas Eve, providing employee has worked 15 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.
 - \$9.00 per week for each employee.
 - 1 week vacation for 1 year of employment and 1000 hours with pay of 40 hours straight time. 2 weeks vacation for 3 years employment and 1000 hours with pay of 80 hours straight time.

ISED-IG-AREA 1

	Basic Hourly Rates	Fringe Benefits Payments			App. Tc.	Other
		H & W	Pensions	Vacation		
LINE CONSTRUCTION						
Linemen and Technician	88.18	.35	.11		.5%	
Heavy Equipment Operator "A"	7.77	.35	.11		.5%	
Heavy Equipment Operator "B"	6.40	.35	.11		.5%	
Powerman and Equipment Mechanic	6.25	.35	.11		.5%	
Senior Groundman Truck Driver W/Winch	5.35	.35	.11		.5%	
Groundman Truck Driver W/Winch	5.14	.35	.11		.5%	
Groundman Truck Driver W/Winch	4.50	.35	.11		.5%	
Senior Groundman After 5 Years	5.13	.35	.11		.5%	
Senior Groundman after 12 Months	4.99	.35	.11		.5%	
Groundman 9-12 Months	4.23	.35	.11		.5%	

INDIANA-16-LAB AREA 3

LABORERS	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Premiums	Vacation	
GROUP A	\$ 6.10	.35	.30		.07
GROUP B	6.30	.35	.30		.07
GROUP C	6.40	.35	.30		.07
GROUP D	7.10	.35	.30		.07

CLASSIFICATIONS

GROUP A: Building and Construction laborers, scaffold builders other than for mason or plasterers, ironworkers' helpers, mechanic helpers, mechanic tenders, window washers and cleaners, roofers' helpers, railroad laborer, cement finishers helper, carpenter helper, all portable water pumps with discharge up to 3", mason tenders

GROUP B: Asphalt rakers and lutemen, kettlemen, air tool operators, vibrators, chipping hammer operators, jacks and sheeting men working in ditches deeper than 6', laborers working in ditches 6' in depth or deeper, assembly of unit-crete pump, chain saw operators, tile layers (sewer or field), sewer pipe layers (metallic and non-metallic) motor-driven wheelbarrows and concrete buggies, byster opera-pump crete assemblers, conveyor assemblers, core drill operators, cement, lime, or silica clay handlers (bulk or bag), pneumatic spikers, deck, engine and winch operator, water main and cable ducking (metallic and non-metallic)

GROUP C: Plaster tenders, mortar mixers, welders (acetylene or electric), cutting torch or burner, cement nozzle laborers, cement gun operator, scaffold builders when working for plasterer or masons, mason tenders

GROUP D: Dynamite Men

POWER EQUIPMENT OPERATORS

INDIANA-11-PEO-1

GROUP	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Premiums	Vacation	
GROUP 1	\$ 9.15	.40	.40		.05
GROUP 2	8.30	.40	.40		.05
GROUP 3	7.45	.40	.40		.05
GROUP 4	6.75	.40	.40		.05

CLASSIFICATIONS

GROUP 1: Air Compressor (pressurizing shafts, tunnels and divers), Air Tugger, Auto Patrol, Backfiller, Backhoe, Boom Cat, Boring Machine, Bull-doser, Caisson Drilling Machine, Cherry Picker, Compactor (w/loose blade) Concrete Plant, Concrete Pump, Crane w/all attachments, Crane-Electric Overhead, Derrick, Ditching Machine (18" and over), Dredge, Elevator (when hoisting material or tool) Forklift (machinery), Formless Favor, Generator (power for welders or compressors), Grapple, Helicopter, Helicopter Winch Operator, Highlift-Front End Loader, Hoist, Locomotive, Mechanic on job site, Mucking Machine, Panel Board, Concrete Plant, Piledriver, Push Cat, Scoop and Tractor, Scraper-rubber-tired, Spreader-tractor mounted, Straddle Carrier-Boss type, Sub-base Finish, Machine (C.M.I. or similar tower crane), Tractor w/backhoe (over 3/4 yd.) Welder

GROUP 2: A-Frame Truck, Batch Plant (automatic dry batch), Bending Machine-power driven, Bituminous Mixer, Bituminous Favor, Bituminous Plant Engineer, Boatman, Bullfloat, Compactor or Tamper-self-propelled, Concrete Mixer (21 cu. ft. or over), Concrete spreader-power driven, Dickey Engine, Ditching Machine (less than 18"), Drilling Machine, Finish Machine and Bullfloat, Finishing Machine, Fireman, Piledriving and Boilers, Forklift-Masonry and Material, Granite Machine, Head Greaser, Mechanic in Shop, Mesh Depresser-mash placer, P.C.C.-Concrete Salt Placer, Roller-Asphalt Stone and Sub-base, Sheepstone Roller self-propelled, Shop Mule, Spreader or Base Favor-self-propelled, Subgrader, Throttle Valve w/air compressor or boiler, Tractor w/backhoe (3/4 yard and under), Tractor-High lift-farm-type, Tractor-Industrial type, Tractor w/winch, Nail Points, Winch Truck

GROUP 3: Air Compressor (210 cu. ft. and over); Bituminous Distributor, Chair Cart, Concrete Curing Machine, Concrete Saw, Dope pot-power agitated, Flexplane, Form Grader, Hydrohammer, Jacks-Hydraulic-power driven, Minor Equipment Operator, Paving Joint Machine, Post Hole Digger, Roller-earth, Throttle Valve, Track Jack-power driven, Tractor-farm type, Track Crane Driver

GROUP 4: Air Compressor (less than 210 cu. ft.) Concrete Mixer (under 21 cu. ft.), Conveyor, Generator, Mechanical Heater, Giler, Power Broom, Pump, Welding Machine, Helpers

SUPPLEMENTAL DECISION

STATE: INDIANA COUNTY: Monroe
 DECISION NO. INTS-2026 DATES: Date of Publication
 SUPERSEDES Decision No. AB-3089, dated August 23, 1974 in 39 FR 30723.
 DESCRIPTION OF WORK: Building Construction (excluding single family homes garden type apartments up to and including 4 stories.)

INTS-2026 P. 2

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.
- b. Employer contributes 1/6 of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2/6 of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
- c. Holidays, A through F plus Washington's Birthday, Christmas Eve, Good Friday, providing employee has worked 15 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

1 of 2

	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & W	Pension	Vacation	
Asbestos Workers	\$9.00	.30	.20		.02
Boilermakers	9.05	.50	.80		.01
Bricklayers:	8.50	.30			.02
Bricklayers & Stonemasons	8.50	.30			.02
Marble, Tile & Terrazzo Workers	8.20	.35	.25		.01
Carpenters:	8.45	.35	.25		.01
Carpenters & Soft Floor Layers	7.80	.25			.01
Millwrights & Fittermen	8.25	.25			.01
Cement Masons	9.05	.44	.29	3 1/2 wks	.02
Electricians	6.37	.44	.29	3 1/2 wks	.02
Elevator Constructors:	9.89	.55		c	.05
Helpers (Prob.)	8.75	.40			.03
Ironworkers	8.60	.40			.03
Leadfers	9.25	.35			.01
Leadburners	7.15		.20		
Painters:	7.90		.20		
Brush & Roller	8.15		.20		
Structural Steel	9.50	.40	.55		.10
Spray & Sandblasting	9.00	.30	.30		
Plumbers & Steamfitters	9.25	.30	.30		
Roofers:	9.40	.50	.70		.02
Composition & Waterproof					.08
Slate & Tile - Precast Slab					
Asbestos	9.25	.30	.30		
Helpers	7.65	.30	.30		
Sheet Metal Workers	8.53	.40	.40		
Sprinkler Fitters	9.40	.50	.70		

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

IND-LC-AREA 1

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pension	Vacation	App. To
Linemen and Technician	\$8.18	.35	1%		.5%
Heavy Equipment Operator "A"	7.77	.35	1%		.5%
Heavy Equipment Operator "B"	6.40	.35	1%		.5%
Powerman and Equipment Mechanic	6.25	.35	1%		.5%
Senior Groundman Truck Driver W/Minch	5.35	.35	1%		.5%
Groundman Truck Driver W/Minch	5.14	.35	1%		.5%
Groundman Truck Driver W/Minch	4.50	.35	1%		.5%
Senior Groundman After 5 Years	5.13	.35	1%		.5%
Senior Groundman after 12 Months	4.99	.35	1%		.5%
Groundman 0-12 Months	4.23	.35	1%		.5%

LINE CONSTRUCTION

- Linemen and Technician
- Heavy Equipment Operator "A"
- Heavy Equipment Operator "B"
- Powerman and Equipment Mechanic
- Senior Groundman Truck Driver W/Minch
- Groundman Truck Driver W/Minch
- Groundman Truck Driver W/Minch
- Senior Groundman After 5 Years
- Senior Groundman after 12 Months
- Groundman 0-12 Months

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POWER EQUIPMENT OPERATORS

GROUP A
GROUP B
GROUP C
GROUP D

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
\$8.59	.30	.50	.05	.05
8.48	.30	.50	.05	.05
8.30	.30	.50	.05	.05
6.55	.30	.50	.05	.05

CLASSIFICATIONS

POWER EQUIPMENT OPERATORS

GROUP A: Master Mechanic

GROUP B: Utility Operator

GROUP C: Power Cranes, Draglines, Derricks, Electric Overhead cranes, Shovels, Grapple, Mechanics, Repair & Maintenance of all Equipment, Tractor Highlift, Forklifts, Tournamixers, Mixer over 145 Capacity, Tournamixer, 2-Drum Machine or 2-Cage Hoists, Tournamixer, Motor Patrol, Boom Tractor, Boom or Winch Truck, Truck Crane, Tournamixer, Tractor Operating Scoops, Bulldozer, Push Tractor, Finishing Machine on Asphalt, Large Rollers & Rollers on Asphalt, Gravel, Macadam & Brick Surface, Ross Carrier or similar Machine, Gravel Processing Machine, Asphalt Plant Engineer or Pug Mill, 2-Air Compressors, Reberington Paver Operator, Farm Tractor with half yard bucket and/or Backhoe Attachment, Trench Machines cutting over 24", Dredging Equipment, Central Mix Plant Engineer, CMH or similar type Machine, Concrete Spreader, Cherry Picker, Air Compressors 300 cu. ft. or over, Standard or Dickey Locomotives, Scoopmobiles, Euclid Loader, Soil Cement Machine, sackfiller, Elevating Machine, Power Blower, Asphalt Plant Engineer, Well Drilling Machine Paint Machine, Pipe Cleaning Machine, Pipe Wrapping Machine, Pipe Bending Machine, Apaco Paver, Boring Machine, Tractors (without Winch) Head Equipment Greasers, Barber Green Loaders, Formless Paver, Well Point System, Hydra-Six, Resaco Concrete Saw, Marine Scoops, brush Mulcher, Brush burner, Mesh Pincer, Tree Tamer, Helicopter Crew (3), Piledriver Skid or Crawler, Slump Remover, Root Rake, Tug Boat Operator, Refrigerator Machine Freezing Operator, Chair Cart - Self Propelled, Hydra-Seeder, Straw Blower, Concrete Mixers with Skip, All 1-Drum Hoists with Tower or Boom, Dredge Engineer, Inverse Operator, Rock Spread Truck or Skid Mounted Tower Crane, Engine or Rock Crusher Plant, Boiler Operator, Concrete Plant Engineer, Loaders, Hydracane, Calissons, Shaft or any similar type Drilling Machine Concrete Carb Machine (Self Propelled) Winch or Hydraulic Boom Truck.

GROUP D: Mixers 145 capacity or less, Trench Machine cutting 24" & under, Farm Tractor Power Subgrader, Bull Flow, Form Grader, Finishing Machine, Pavement Breaker, Rock Crushers, 1-Drum Machine, Air Compressor less than 300 cu. ft. capacity, Concrete Pump, Gunnite Machine, Air Diggers, Truck Crane drivers, House Elevators when used for hoisting material, 2 or 4 Generators or Welding Machine, Mechanized Heaters irrespective of Motor Power when used for temporary heat, Small Rollers on Earth, Engine Tenders, Firemen, Wagon Drill, Flexplams, Conveyer, 2 to 4 Water Pumps, Siphon & Pulsemeter, Switchman, Fireman on Paint Pots, Fireman on Asphalt Plants, Distributor Operator on Trucks, Tappers, Power Broom, Post Hole Digger, Self-Propelled Concrete Saw, Striping Machine (Motor Driven), Form Tapper, Seaman Tiller, Bulk Cement Plant Equipment Greaser, Truck Jack, Mud Jack, Operators to 60 Winter Repair work in Shop between November 1st & March 1st, Concrete Buggies motor driven, Oilers, Barrel Type Mixer, 1 Welding Machine or 1 Water Pump, Air Valves or Steam Valves from Plant, Concrete Mixers without Skip, Ouring Machine, Concrete & Blacktop Carb Machine, Deck Bands.

IND-15-14B AREA 3

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
\$ 6.10	.35	.30		.07
6.30	.35	.30		.07
6.40	.35	.30		.07
7.10	.35	.30		.07

LABORERS

GROUP A: Building and Construction Laborers, scaffold builders other than for mason or plasterers, ironworkers' helpers, mechanic helpers, mechanic tenders, window washers and cleaners, roofers' helpers, railroad laborer, cement finishers helper, carpenter helper, all portable water pumps with discharge up to 3", mason tenders

GROUP B: Asphalt takers and lutemen, kettlemen, air tool operators, vibrators, chipping hammer operators, jacksman and sheeting men working in ditches deeper than 6', laborers working in ditches 6' in depth or deeper, assembly of unit-crete pump, chain saw operators, tile layers (sewer or field), sewer pipe layers (metallic and non-metallic) motor-driven wheelbarrows and concrete buggies, hydrate operators, concrete assemblers, conveyor assemblers, core drill operators, cement, lime, or silica clay handlers (bulk or bag), pneumatic splikers, deck engine and winch operator, water main and cable ducking (metallic and non-metallic)

GROUP C: Plaster tenders, mortar mixers, welders (acetylene or electric), cutting torch or burner, cement nozzle laborers, cement gun operator, scaffold builders when working for plasterer or masons, mason tenders

GROUP D: Dynamic Men

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TRUCK DRIVERS	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pension	Vacation	
GROUP 1	\$6.20	a10.50	a10.00	b	
GROUP 2	6.25	a10.50	a10.00	b	
GROUP 3	6.30	a10.50	a10.00	b	
GROUP 4	6.35	a10.50	a10.00	b	
GROUP 5	6.40	a10.50	a10.00	b	
GROUP 6	6.45	a10.50	a10.00	b	
GROUP 7	6.55	a10.50	a10.00	b	
GROUP 8	6.60	a10.50	a10.00	b	
GROUP 9	6.65	a10.50	a10.00	b	
GROUP 10	6.70	a10.50	a10.00	b	
GROUP 11	6.85	a10.50	a10.00	b	

CLASSIFICATIONS

GROUP 1: Drivers on single axle, lowboy helper or flagman, drivers on air compressors and welding machines including those pulled by cars, pick-up trucks, tractors, fork-lifts, dumpers

GROUP 2: Drivers on Mixer Trucks 2 yards

GROUP 3: Mechanic Helpers and Greasers

GROUP 4: Drivers on Batch Trucks wet or dry 3 batches or under

GROUP 5: Drivers on Tandem Axle Trucks (including Bag-Legs), Drivers on Oil Distributors Drivers on Mixers Trucks 3 yards, Winch Trucks

GROUP 6: Drivers on Single axle, semi-trucks, Drivers on batch trucks wet or dry or dry over 3 batches, Drivers on pavement breakers

GROUP 7: Drivers on Tandem-Axle semi-trucks, Drivers on trac-o-trucks, Euclids, Tournapull when pulling other than self-loading equipment up to and including 10 yards, Drivers on mixer trucks 4 yards, Mechanics

GROUP 8: Drivers on Tri-axle Trucks

GROUP 9: Drivers on Low-boy, Drivers on Tandem, Tandem Axle Semi-trucks

GROUP 10: Drivers on Trac-O-Trucks, Euclids, Tournapulls when pulling other than self-loading equipment 11 yards to and including 16 yards, Drivers on mixer trucks above 4 yards

GROUP 11: Drivers on Trac-O-Trucks, Euclids, Tournapull when pulling other than self-loading equipment over 16 yards, Helicopter pilot

FOOTNOTES:

- Per Week per employee
- 1 week paid vacation after 1 year service, 2 weeks after 3 years, and 3 weeks after 10 years.

SUPPLEMENTAL DECISION

COUNTY: Vanderburgh
 DATE: Date of Publication
 SUPERSEDES DECISION NO. AB-3092, dated August 23, 1974 in 39 FR 30734.
 DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments up to and including 4 stories).

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INDIANA-16-LAB AREA 3

LABORERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Provisions	Vacation	
\$ 6.10	.35	.30		.07
6.30	.35	.30		.07
6.40	.35	.30		.07
7.10	.35	.30		.07

GROUP A
 GROUP B
 GROUP C
 GROUP D

CLASSIFICATIONS

GROUP A: Building and Construction laborers, scaffold builders other than for mason or plasterers, ironworkers' helpers, mechanic helpers, mechanic tenders, window washers and cleaners, roofers' helpers, railroad laborer, cement finishers helper, carpenter helper, all portable water pumps with discharge up to 3", mason tenders

GROUP B: Asphalt rakers and lutemen, kettlemen, air tool operators, vibrators, chipping hammer operators, jackmen and sheeting men working in ditches deeper than 6', laborers working in ditches 6' in depth or deeper, assembly of uni-crete pump, chain saw operators, tile layers (sewer or field), sewer pipe layers (metallic and non-metallic) motor-driven wheelbarrows and concrete buggies, byster opera-pumpcrete assemblers, conveyor assemblers, core drill operators, cement, lime, or silica clay handlers (bulk or bag), pneumatic spikers, deck, engine and winch operator, water main and cable docking (metallic and non-metallic)

GROUP C: Plaster tenders, mortar mixers, welders (acetylene or electric), cutting torch or burner, cement nozzle laborers, cement gun operator, scaffold builders when working for plasterer or masons, mason tenders

GROUP D: Dynamite Men

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & V	Provisions	Vacation	
Asbestos Workers	9.35	.35	.30		.01
Boilermakers	9.05	.50	.80		
Bricklayers & Stonemasons	8.70	.40	.30		
Marble, Tile & Terrazzo Workers	8.24		.30		
Carpenters:	8.16	.40	.35		.03
Carpenters & Soft Floor Layers	8.37	.40	.35		.03
Millwrights & Piledrivemen	8.12	.40	.20		
Cement Masons	9.15	.30	1%		.125%
Electricians	9.16	.445	.29	37wdb	.02
Elevator Constructors:	6.41	.445	.29	37wdb	.02
Helpers	7.565	.26	.20		.01
Belgers (Prob.)	8.15	.25	.25		.01
Ironworkers	9.07	.35			.01
Leathers	9.25				
Leadburners	6.85	.45	.20		
Painters:	7.60	.45	.20		
Brush & Roller	9.64				
Spray & Sandblasting	9.83	.40	.60	10%	.04
Plasterers	7.43	.30	.15		
Plumbers & Steamfitters	7.68	.30	.15		
Roofers:	7.68	.30	.15		
Composition	5.30	.30	.15		
Slate & Tile	8.80	.35	.35		.02
Slab & Gypsum Plank	9.40	.50	.70		.08
Helpers					
Sheet Metal Workers					
Sprinkler Fitters					

PAID HOLIDAYS:
 A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;
 E-Thanksgiving Day; F-Christmas Day.

FOURTEEN:

- a. Holidays; A through F.
- b. Employer contributes 1/2 of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.
- c. Holidays: A through F plus Washington's Birthday, Good Friday & Christmas Eve; providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

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IND-2 - FE0

POWER EQUIPMENT OPERATORS:

Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Positions	Vacation	
\$9.13	.30	.30	.30	
8.21	.30	.30	.30	
7.57	.30	.30	.30	

- GROUP A
- GROUP B
- GROUP C

CLASSIFICATIONS

GROUP A: A-Frame winch truck, air compressor over 600 cu. ft., air tagger, auto-grade (OMI), 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), crane, crane-man, crusher plant, derrick boat, dinky, dope pots (pipeline), dragline, dredge operator, drill operator, elevating grader, concrete paver, elevator, Ford box, (or similar type equipment), forklift forklift paver, gantry crane, gradedell, grademan, grout pump, Hetherington paver, highlift hoist, hopper, rough loader (or similar type), hydro crane, hydro hammer, locomotive crane, locomotive, mechanic mobile mixer, motor crane, motor crane oiler and one (1) piece of minor equipment, mucking machine, multiple tamping machine (RR), overhead crane, pile driver, puller, push boom, push boats, roller (sheepfoot), Ross carrier, scoop shovel, side boom, swing crane, tall boom, tar machine (pipeline), throttle valve, trench machine, welder pump, truck mounted drill 2 to 4 pieces of minor equipment, well point, whittles

GROUP B: Air compressor (100 cu. ft. per minute capacity or more) brakeman, ball float, concrete mixer (over 10S and under 11S), concrete spreader or poodler, deck engine drill helper, electric vibrator Kompactor (earth or rock), finishing machine, fireman, greaser (on grease facilities servicing heavy equipment), material pump motor boat, motor crane oiler, oiler and one piece of minor equipment, portable loader, post hole digger, power broom, rock roller, roller-wobble wheel (earth and rock), spike machine (RR), steaman tiller, spreader rock, sub-grader, tamping machine, truck mounted drill oiler, welding machine welder (Apsco or similar type)

GROUP C: Air compressor (under 100 cu. ft. per minute), bituminous distributor, cement gun, conveyor, desk hand, earth roller form grader, generator, guard rail driver, heater, oiler, paving joint machine, steam Jenny, vibrator, water pump, concrete saw

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IND-5-ED-1

TRUCK DRIVERS:

Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Positions	Vacation	
\$7.345	.325	.325	.325	
7.155	.325	.325	.325	
7.965	.325	.325	.325	
7.635	.325	.325	.325	
7.575	.325	.325	.325	
7.465	.325	.325	.325	
7.515	.325	.325	.325	
7.175	.325	.325	.325	
7.245	.325	.325	.325	

CLASSIFICATIONS

GROUP 1: Single axle straight trucks, batch truck, wet or dry, over 3(3AE) batches Tandem trucks or dog-legs, trucks over 15 ton payload, single-axle semi-truck (3 axle unit) Low-boys single axle (3-axle unit) Low-boys single axle (3-axle unit), Winch trucks or A-frames when used to transport material; Batch truck wet or dry, over 3(3AE) batches, farm tractors pulling trailers

GROUP 2: Tandem axle semi-trucks (4-axle unit), drivers on equipment when not self-loaded or pusher loaded such as Koshing or similar dumpsters, track trucks Euclid bottom dump & lug bottom dump, Tommarochers, Tommarochers or similar equipment 12 cu. yds. & under; Low-Boys, Tandem axle (4 axle unit), drivers on pavement breakers

GROUP 3: Tandem-Tandem Semi-Trucks (5-axle unit Low Boys Tandem (5-axle unit) Drivers on equipment when not self-loaded or pusher loaded on such Koel-ring or similar dumpsters, track trucks Euclid bottom dump & lug bottom dump, Tommarochers, Tommarochers or similar equipment over 12. cu. yds. Truck Mechanic Drivers on mixer trucks all types

GROUP 4: Drivers on bituminous distributors two-man
GROUP 5: Drivers on bituminous distributors one-man
GROUP 6: Drivers of pickup trucks when hauling equip. supplies & materials to & from & on the job site.
GROUP 7: Helpers, Greasers, Fire Men & Members tenders batch boards

FOOTNOTES:

A. Per Week Per Employee

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IND-10-AREA III

LINE CONSTRUCTION:

- LINEMEN & CABLE SPICER
- DIGGING MACHINE OPERATOR
- GROUNDMAN
- TRUCK DRIVERS:
- WITH WINCH
- WITHOUT WINCH

Basic Hourly Rates	Fringe Benefits Payments			App. Th.
	N A W	Pensions	Vacation	
\$ 9.25	.30	1%		
9.25	.30	1%		
7.89	.30	1%		
8.60	.30	1%		
8.20	.30	1%		

COURT: Black Hawk (City of Waterloo & abutting municipalities)

DECISION NO. 1A75-4034

Supersedeas Decision No. AB-65, dated October 11, 1974, in 39-PB-36745
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

STATE: Iowa

SUPERSEDEAS DECISION

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$6.15		.20		.03
6.25		.20		.03
6.65		.20		.03
6.74	.25			
9.29	.42	.50		.08
6.92				
7.10	.35	.10		.01
6.97	.31	.73		.08
9.40	.50	.70	.25	
7.01	.31			
5.14	.25	.30		
4.97	.25	.30		
8.15	.40	.40		.03
8.04	.40	.40		.03
7.305	.40	.40		.03
7.05	.40	.40		.03

PAINTERS:
 Brush, roller
 Tapers
 Spray
 PLASTERERS
 PLUMBERS; STEAMFITTERS
 ROOFERS
 SHEET METAL WORKERS
 SOFT FLOOR LAYERS
 SPRINKLER FITTERS
 TILE SETTERS
 TRUCK DRIVERS:
 Up to 6 tons
 Helpers
 WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

BUILDING CONSTRUCTION
 POWER EQUIPMENT OPERATORS:
 GROUP 1
 GROUP 2
 GROUP 3
 GROUP 4

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Calson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levamen).
 GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes attachments, etc.); Scrapers (courtnapill, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pumps, temporary hoist cage operated; Second man on locomotive.

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$9.00	.30	.25		.10
8.35	.60	1.00		.02
7.88	.31	.50		
6.97	.31	.73		.01
7.32	.31	.73		.01
6.90	.31	.55		
8.65	.30	11		11
9.15	.30	11		11
8.41	.445	.29	38 7/8 a	
70LJR	.445	.29	38 7/8 a	
50LJR				
8.22				
5.96	.31			
6.06	.31			
6.11	.31			
6.54	.25			

BUILDING CONSTRUCTION

ASBESTOS WORKERS
 BOILERMAKERS
 BRICKLAYERS; STONEMASONS
 CARPENTERS:
 Carpenters; Piledrivers
 Millwrights
 CEMENT MASONS
 ELECTRICIANS
 Electricians
 Cable Splicers
 ELEVATOR CONSTRUCTORS
 ELEVATOR CONSTRUCTORS' HELPERS
 ELEVATOR CONSTRUCTORS' HELPERS
 (FROM.)

FOOTNOTE:
 a - Employer contributes 41 of basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.
 IRONWORKERS:
 Ornamental; Reinforcing;
 Structural

LABORERS:
 Common laborers; Carpenters' helpers; Moving; Wrecking & demolition
 Mason tenders; Rod carriers;
 Machine and air tool operators
 Pooderman
 LAYERS

DECISION NO. IAT5-4034

GROUP 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and joiner and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete pour curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete on or off the job; Fowlerman helpers.

GROUP 4 - Form tender; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, hammers, and jack hammers; Tree groomer; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling and placing of metal mesh, dovel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seedling, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

Basic Hourly Rates	Fringe Benefits Payments		App. Th.
	H & W	Vacation	
\$7.30	.40	.40	.03
6.90	.40	.40	.03
6.50	.40	.40	.03
6.34	.35		

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:
GROUP 1
GROUP 2
GROUP 3
TRUCK DRIVERS

DECISION NO. IAT5-4034

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air Compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 500 amps or combination thereof; conveyors; Firmen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group #2); Gunita machine; Self-propelled rollers; Stump Chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

Basic Hourly Rates	Fringe Benefits Payments		App. Th.
	H & W	Vacation	
\$7.30	.31		
6.86			
6.60	.30	.10	
6.35	.30	.10	
6.10	.30	.10	
5.95	.30	.10	
5.85	.30	.10	

HEAVY & HIGHWAY CONSTRUCTION

CARPENTERS & FILEDRIVERS

CEMENT MASONS

LABORERS:

GROUP 1

GROUP 2

GROUP 3

GROUP 4

GROUP 5

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gunita operator; Diamond and core drills, powered by air, all work performed by laborers working from a bos' m chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air tracs, wagon drills and similar drills.

GROUP 2 - Tree climber; Form setters; Bakers; Boxtenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Scales; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work.

DECISION NO. 1A75-4034

CLASSIFICATIONS PERMITTED BY
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Bridge Engineer; Dredge Lifter; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Pilot/Driver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAVEE; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Screper; Bulldozer; Push cat; Tractor Pulling Screper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Widening Machine; Parking Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Elyzer, Disc, Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Paving Machine Conveyor; Finishing Machine (on concrete); Flacplane; Bull Float; Form Greaser.

GROUP 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser Helper; Farm-type Tractor (pulling disc, barrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tack Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Desalting; Truck Crane Combination Driver-Gallery Concrete Curbing Machine; Safety Boat Operator; Satch Plant (Dry).

SUPERSEAS DECISION

STATS: Iowa

DECISION NO.: IA75-4035

Supersedeas Decision No. AB-66, dated October 11, 1974, in 39-29-36748
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes
 and garden type apartments up to and including 4 stories) and Heavy and
 Highway Construction.

COUNTY: Cerro Gordo
 (City of Mason City)

DATE: Date of Publication

DECISION NO. IA75-4035

BUILDING CONSTRUCTION
 POWER EQUIPMENT OPERATORS:

Basic Monthly Rates	Fringe Benefits Payments			App. To.
	H & W	Prevision	Vacation	
\$8.87	.525	.48		.02
8.35	.60	1.00		.01
7.45		.35		.01
7.07				.11
7.32				.11
7.07				.02
8.65	.30	.11		
9.15	.30	.11		
5.78	.30	.25		
8.20	.275	.64		
3.79	.30	.20		
5.04	.30	.20		
6.29	.30	.20		.80p/hr
6.37	.20	.20		.02
6.47	.20	.20		.01
6.87	.20	.20		.08
7.12				
8.62				
5.85	.35	.20		
7.18	.50	.70		
7.07				
9.40				

BUILDING CONSTRUCTION

- ASBESTOS WORKERS
- BOILERMAKERS
- BRICKLAYERS - STONEMASONS
- CARPENTERS:
 - Carpenters
 - Millwrights; Piledrivermen
- CEMENT MASONS
- ELECTRICIANS:
 - Electricians
 - Cable splicers
- GLAZIERS
- IRONWORKERS:
 - Fence erectors; Ornamental; Reinforcing; Structural
- LABORERS:
 - Common laborers; Power tools;
 - Barco operator; Mortar mixers;
 - Concrete saw; Sand point setter
 - Tenders to the crafts; Caissons (after 6' depth); Dynamite men;
 - Committing-nozzlemen; Backup man;
 - Swinging stage work, wood hoist tower, scaffolds or ladders at a height of 35' or over
 - All underground labor (other than compressed air); Swinging stage work, wood hoist tower, scaffolds or ladders at a height of 75' or over
- PAINTERS:
 - Brush
 - Tapers
 - Spray
- PLASTERERS
- PLUMBERS-STEAMFITTERS
- ROOFERS
- SHEET METAL WORKERS
- SOFT FLOOR LAYERS
- SPRINKLER FITTERS
- WELDERS - receives rate prescribed for craft performing operation to which welding is incidental.

Basic Monthly Rates	Fringe Benefits Payments			App. To.
	H & W	Prevision	Vacation	
\$8.15	.40	.40		.03
8.04	.40	.40		.03
7.325	.40	.40		.03
7.05	.40	.40		.03

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derrick; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (Levermen).

GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Ecobomobiles; Plant mixers; Farm type tractors (with loaders, backhoes attachments, etc.); Scrapers(tournpull, etc.); End-loaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Pitching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Devatering pumps; Temporary hoist cage operated; Second man on locomotive.

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 135 c.f.m.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group #2); Gunite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck crane drivers; Permanent elevators.

NOTICES

DECISION NO. 14-75-4035

HEAVY AND HIGHWAY CONSTRUCTION

POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- TRUCK DRIVERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Positions	Vacation	
\$7.30	.40	.40	.40	.03
6.90	.40	.40	.40	.03
6.50	.40	.40	.40	.03
5.94	.35			

CLASSIFICATIONS DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Bridge Engineer; Dredge Launcher; Paver or Spreader Operator; Hoisting Engineer (Steel Erector); Motor Patrol; Pile-driver Machine; Concrete Mixer; Tow or Push Boat Operator; Motor Mechanic; C.M.I. PAVES; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cot; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Clevis and 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Reaker-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Halls Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine Conveyor; Finishing Machine (on concrete); Flaplane; Ball Float; Form Grader.

GROUP 3 - Soiler; Mechanical Broze; Oiler or Mechanics Helper or Group Greaser; Motor-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Reater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curb Machine; Safety Boat Operator; Bitch Plant (Dry).

DECISION NO. 14-75-4035

HEAVY AND HIGHWAY CONSTRUCTION:

CARPENTERS; FLETCHERS;
CEMENT MASONS

- LABORERS:
- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Positions	Vacation	
\$6.25	.31			
6.00				
5.15	.30	.10		
4.90	.30	.10		
4.65	.30	.10		
4.50	.30	.10		
4.40	.30	.10		

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman & blaster; Pipelayer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete nozzleman; Diamond & core drills, powered by air, all work performed by laborers working from a bos'n chair, swinging stage, life belt, tag line or block & tackle; Drill op. of air track, wagon drills & similar drills.

GROUP 2 - Tree climber; Form setters; Bakers; Boxtenders; Asphalt curb machines; Potmen (not mechanical); Ball float, hand operated; Sealers; Timbermen; Underpinning & shoring; Caissons (over 12'); Grade checker & cutting torches on demolition work.

GROUP 3 - Power buggyman; Concrete & paving sawman; Form liner expansion joint assembler; Bottom man; Caulker & joiner & painter; Timber & 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.

GROUP 4 - Form tamper; Air, gas & electric tool op., vibrator, barco hammer, paving breaker, spader, tamper, electric drills hammer & jack hammer; Tree groundmen; Chuck tender; Drill helpers, tool room men & checkers; Sandblaster helper; Concrete processing material & monitor; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling & placing of metal mesh, dowel bars, reinforcing bars & chairs; Dumpmen & spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching & planting of trees, shrubs & flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

SUPPERSIDEAS DECISION

COUNTY: Clinton (city of Clinton & adjoining municipalities)

STATE: Iowa

DECISION NO. IA-75-4036
 Supersides Decision No. 48-64, dated October 11, 1974 in 39-FR-36742
 DESCRIPTION OF WORK: Building Construction, (Excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway construction

DECISION NO. IA-75-4036

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
\$9.10	.40	.50		.08
9.00	.40	.50		.08
8.90	.40	.50		.08
7.75	.40	.50		.08
7.50	.40	.50		.08
6.65	.40	.40		.08

BUILDING CONSTRUCTION
 POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5
- GROUP 6

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - All hoists or steel erecting equipment.
 GROUP 2 - Crane, Shovel, Grapple, Dragline, Backhoe, Derrick, Tower Crane, Cable Way, Concrete Spreader (servicing two pavers), Asphalt Spreader, Asphalt Mixer Plant Engine, Dipper Dredge Operator, Dipper Dredge Crane, Dual Purpose Truck (boom or winch), Locomotive or Engine (hydraulic dredge), Mechanic, Paving Mixer with tower attached (two operators required), Pile Driver, Boom Tractor, Stationary, Portable or Floating Mixing Plant, Trenching Machine (over 40 HP), Building Hoist (2 drums), Hot Paint Wrapping Machine, Cleaning and Priming Machine, Backfiller (throw bucket), Locomotive Engine, Qualified Welder, Tow or Push Boat, Concrete Paver, Seaman Truss-L-Plant or similar machines, Oil Autograder or similar machines, Slip Form Paver, Caisson Augering Machine, Mucking Machine, Asphalt Heater-Placer Unit, Hydraulic Cranes, Mine Hoists.
 GROUP 3 - Athey, Barber-Greene, Euclid or Hales Loader, Asphalt Pug Mill, Fireman and Drier, Concrete Pump, Concrete Spreader (servicing one paver), Bulldozer, Endloader, Log Chippers or similar machines, Elevating Grader, Group Equipment Greaser, LeTourneau pull and similar machines, DM-10, Ryster Winch and similar machines, Motor Patrol, Power Blade, Push Cat, Tractor Pulling Elevating Grader or Power Blade, Tractor Operating Scoop or Scraper, Tractor with Power Attachments, Roller on Asphalt or Blacktop, Single Drum Hoist, Jaeger Six and Place Machine, Pipe Bending Machine, Flexplane or similar machines, Automatic Curbing Machine, Automatic Cement and Gravel Batch Plants (one stop set-up), Seaman Pulvi-Mixer or similar machines, Blasthole Self-propelled Rotary Drill or similar machines, Work Boat, Combination Concrete Finishing Machine and Float, Self-propelled Sheep Foot Roller or Compactor (used in conjunction with a Grading Spread), Asphalt Spreader Spread Operator, Apsco Spreader or similar machine, Slumber, Forklift (over 6000 lb. cap. or working at heights above 25 ft.), Concrete Conveyors.

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
\$9.00	.30	.25		.10
8.35	.60	1.00		.02
7.60		.40		
7.74	.35	.35		.08
8.14	.35	.35		
8.45	.62	.74		
7.10		.40		
8.30	.32	5.5%		.03
8.55	.32	5.5%		.03
7.3848	.40	.82		
8.75	.60	.375		.07
6.62	.30	.15		
6.87	.30	.15		
6.92	.30	.15		
7.22	.40	.40		.09
7.47	.40	.40		.09
7.60	.40	.40		.10
8.25	.40	.35		.04
8.80	.20	.20		.08
8.95	.25	.20		
9.40	.50	.70		

BUILDING CONSTRUCTION

- ASBESTOS WORKERS
- BOLTMEN
- BRICKLAYERS - STONEMASONS
- CARPENTERS:
 - Carpenters; Soft floor layers
 - Piledrivermen
 - Millwrights
- CEMENT MASONS
- ELECTRICIANS:
 - Electricians
 - Cable splicers
- GLAZIERS
- IRONWORKERS
- LABORERS:
 - Common laborers
 - Operator on air or power tools; mortar mixer man; any work thirty-five feet high or over; cement dumper, puddlers or vibrator man and men working with concrete pump hose; ditch work eight feet below ground level; any man working with creosote materials
 - Cutting torch burner; caisson and cofferdam workers
- PAINTERS:
 - Brush
 - Spray; Structural steel
- PLASTERERS
- PLUMBERS - STEAMFITTERS
- ROOFERS
- SHEET METAL WORKERS
- SPRINKLER FITTERS
- WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

DECISION NO. IA-75-4036

GROUP 4 - Asphalt Booster, Fireman and Pump Operator at Asphalt Plant, Mud Jack, Underground Boring Machine, Concrete Finishing Machine, Form Grader with Roller on Earth, Mixers (3 bag to 18E), Power Operated Bull Float, Tractor without Power attachments, Dope Pot (agitating motor), Dope Chop Machine, Distributor (back end), Straddle Carrier, Portable Machine Fireman, Hydro-Hammer, Power Winch on Paving Work; Self-propelled Roller or Compactor (other than provided for above), Pump Operator (more than one well point pump), Portable Crusher Operator, Trench Machine (under 40 HP), Power Subgrader (on forms) or similar machines, Forklift (6000 or less cap.), Gyssen Pump, Conveyor over 10 HP, Fuller-Kenton Cement Pump or similar machines.

GROUP 5 - Air Compressor (275 cfm or over), Driver on Truck Crane or similar machines, light Plant, Mixers (1 or 2 bag), Power Batching Machine (Cement Auger or Conveyor), Boiler (Engine or Fireman), Water Pumps, Mechanical Broom, Automatic Cement and Gravel Batch Plants (two or three stop set-up), Small Rubber-tired Tractors (not including backhoes or endloaders), Self-propelled Curing Machine.

GROUP 6 - Oiler, Mechanic's Helper, Mechanical Heater (other than steam boiler), Belt Machine, Small Outboard Motor Boat, Engine Driven Welding Machine.

HEAVY & HIGHWAY CONSTRUCTION

CARPENTERS & PILEDRIVERMEN

CEMENT MASONS

LABORERS:

GROUP 1

GROUP 2

GROUP 3

GROUP 4

GROUP 5

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & W	Pensions	Vacation	
\$7.30	.31			
6.86				
6.60	.30	.10		
6.35	.30	.10		
6.10	.30	.10		
5.95	.30	.10		
5.85	.30	.10		

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and Blaster; Pipe Layer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete nozzle man; 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 operators of air tracs, wagon drills and similar drills.

GROUP 2 - Tree climbers; Form setters; Bakers; Boxtenders; Asphalt Curb machines; Potmen, not mechanical; Bull float, hand operated; Sealers; Timberman; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work.

GROUP 3 - Power buggymen; Concrete and paving man; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and palister; Timber and chain saw man; Mechanical greasers; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or prestressed concrete on or off the job; Powderman helpers.

GROUP 4 - Form tender; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helpers; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence Erectors; Handling and placing of metal mesh, dowl 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; Rodman; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

HEAVY AND HIGHWAY CONSTRUCTION

POWER EQUIPMENT OPERATORS:

GROUP 1

GROUP 2

GROUP 3

TRUCK DRIVERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & W	Pensions	Vacation	
\$6.95	.40	.40		.03
6.55	.40	.40		.03
6.15	.40	.40		.03
6.34	.35			

DECISION NO. IA-75-4036

DECISION NO. IA-75-4036

CLASSIFICATIONS DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant; Dredge Engineer; Dredge Layer; Paver or Spreader; Hoisting Engineer (Steel Erection); Motor Patrol; Pile-driver Machine; Concrete Mixer; Tow or Push Boat; Easter Mechanic; C.M.I. Paver; C.M.I. Subgrader (or equivalent); Asphalt Plant Operator; Front Endloader; Scraper; Bulldozer; Push Cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Planer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics--Welders; Group Equipment

GROUP 2 - Concrete Curb Breaker; Concrete Molding Machine; Paving Breaker; Barber-Greene, Hiss Loader or similar machine; Tractor Pulling Ripper; Tractor Pulling Disc, Sheepfoot, or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Paving Machine; Conveyor; Finishing Machine (on concrete); Flexplene; Ball Float; Form Grader;

GROUP 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser Helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat; Batch Plant (Dry).

COONTS: Des Moines (city of Burlington & abutting municipal-ities and Burlington Ordnance Plant)

DATE: Date of Publication

1974, in 39-78-36727

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

STATE: Iowa

DECISION NO.: IA75-4037

Supersedes Decision No. AB-58, dated October 11, 1974,

and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

DECISION NO. IA75-4037

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
BUILDING CONSTRUCTION:					
ASBESTOS WORKERS	\$9.00	.30	.25	.10	
BOILERMAKERS	8.35	.60	1.00	.02	
BRICKLAYERS-STONEMASONS	8.62		.20		
CARPENTERS:					
Carpenters & soft floor layers	7.44	.45	.40	.01	
Millwrights	8.12	.45	.40	.01	
Piledriverman	7.97	.45	.40	.01	
CEMENT MASONS	8.05				
ELECTRICIANS	9.15	.28	11	11	
GLAZIERS	7.3848	.40	.82		
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.54	.40	.30		
LABORERS:					
Common laborers; Signal man;					
Wrecking, deck hand	5.76	.30			
Plaster tender; Mortar Mixer;					
Mason tender; Stone & marble					
setter tender; Drill op.;					
Jackhammer man; Air tamper;					
Air spade (electric or pneumatic);					
Spraying equipment & all					
mechanical operated tools;					
Excavation work over 8' deep					
below ground level or basement					
level	5.91	.30			
Tile layers (sewers)	6.01	.30			
Committing & sandblasting	6.11	.30			
Tunnel & sewer mucker & miner over					
6' deep; Caisson worker & drill					
op. in tunnel & caisson; Powder-					
men	6.21	.30			
PAINTERS:					
Brush	8.05				
Rollers	8.15				
Sign	6.55				

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
Spray; Structural steel; Swing	\$6.50				
Stage					
Painting of structural steel over					
25' from the ground or floor,					
bridges, water towers and stage					
works; spray gun & sandblasting					
PLASTERERS	7.05				
FLUMBERS-STEAMFITTERS	7.70	.30	.60	.05	
ROOFERS	8.25				
SHEET METAL WORKERS	6.35	.25	.20	.05	
SPRINKLER FITTERS	8.70	.50	.70	.08	
TRUCK DRIVERS:					
Warehouseman; Helpers; Teamsters;					
Mechanic helpers; Greasers; Single					
axle flat beds & dump trucks;					
Pulling air compressors & welding					
machines; Batch trucks 2-JAG;					
Batchers or less Chip Spreader;					
Cheater axle; Paddens; 6 wheel					
trucks; Semi-trailers; Carryall;					
Winch; Mixers; Batch over 2-JAG	5.95	11.50p/hr			
Track trucks; Euclid type truck;					
Oil distributors; Front & rear;	6.15	11.50p/hr			
All types of dumpsters; Pavement					
breakers	6.45	11.50p/hr			
WELDERS - receive rate prescribed					
for craft performing operation to					
which welding is incidental.					
BUILDING					
POWER EQUIPMENT OPERATORS:					
GROUP 1	9.10	.40	.50	.08	
GROUP 2	9.00	.40	.50	.08	
GROUP 3	8.90	.40	.50	.08	
GROUP 4	7.75	.40	.50	.08	
GROUP 5	7.50	.40	.50	.08	
GROUP 6	6.65	.40	.50	.08	

DECISION NO. 1A75-4037

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - All hoists or steel erecting equipment.
 GROUP 2 - Crane, Shovel, Clambell, Dragline, Backhoe, Derrick, Tower Crane, Cable Way, Concrete Spreader (servicing two pavers), Asphalt Spreader, Asphalt Mixer Plant Engineer, Dipper Dredge Operator, Dipper Dredge Crane-man, Dual Purpose Truck (boom or winch), Leverman or Engineman (hydraulic dredge), Mechanic, Paving Mixer with tower attached (two operators required), Pile Driver, Boom Tractor, Stationary, Portable or Floating Mixing Plant, Trenching Machine (over 40 HP), Building Hoist (two drums), Hot Paint Wrapping Machine, Cleaning and Priming Machine, Backfiller (throw bucket), Locomotive Engineer, Qualified Welder, Tow or Push Boat, Concrete Paver, Seaman Trav-L-Plant or similar machines, CMI Autograder or similar machines, Slip Form Paver, Caisson Augering Machine, Mocking Machine, Asphalt Heater-Plaster Unit, Hydraulic Cranes, Mine Hoists.
 GROUP 3 - Athey, Barber-Greene, Euclid or Hales Loader, Asphalt Pug Mill, Fireman and Driver, Concrete Pump, Concrete Spreader (servicing one paver), Bulldozer, Endloader, Log Chippers or similar machines, Elevating Grader, Group Equipment Greaser, Lefoornesupull and similar machines, Elevating Grader, Winch and similar machines, Motor Patrol, Power Blade, Push Cat, Tractor Pulling Elevating Grader or Power Blade, Tractor Operating Scoop or Scraper, Tractor with Power Attachments, Roller on Asphalt or Blacktop, Single Drum Hoist, Jaeger Mix and Place Machine, Pipe Bending Machine, Flexiplane or similar machines, Automatic Curbing Machine, Automatic Cement and Gravel Bath Plants (one stop set-up), Seaman Pulvi-Mixer or similar machines, Blastholer Self-propelled Rotary Drill or similar machines, Bork Boat, Combination Concrete Finishing Machine and Float, Self-propelled Sheep Foot Roller or Compactor (used in conjunction with a Grading Spread), Asphalt Spreader Screen Operator, Apsco Spreader or similar machine, Slusher, Forklift (over 6000 lb. cap. or working at heights above 28 ft.), Concrete Conveyers.
 GROUP 4 - Asphalt Booster, Fireman and Pump Operator at Asphalt Plant, Mud Jack, Underground Boring Machine, Concrete Finishing Machine, Form Grader with Roller on Earth, Mixers (3 bag to 16E), Power Operated Bull Float, Tractor without Power attachment, Dope Pot (agitating motor), Dope Chop Machine, Distributor (back end), Straddle Carrier, Portable Machine Fireman, Hydro-Hammer, Power Winch on Paving Work, Self-propelled Roller or Compactor (other than provided for above), Pump Operator (more than one well point pump), Portable Crusher Operator, Trench Machine (under 40 HP), Power Subgrader (on form) or similar machines, Forklift (6000 or less cap.), Gypsum Pump, Conveyor over 20 HP, Fuller Keeyoo Cement Pump or similar machines.

GROUP 5 - Air Compressor (275 cfm or over), Driver on Track Crane or similar machines, Light Plant, Mixers (1 or 2 bag), Power Patching Machine (Cement Auger or Conveyor), Boiler (Engineer or Fireman), Water Pumps, Mechanical Broom, Automatic Cement and Gravel Patch Plants (two or three stop set-up), Small Rubber-tired Tractors (not including backhoes or endloaders), Self-propelled curing machine.
 GROUP 6 - Oiler, Mechanic's Helper, Mechanical Heater (other than steamboiler), Belt Machine, Small Outboard Motor Boat, Engine Driven Welding Machine.

HEAVY & HIGHWAY CONSTRUCTION:

CARPENTERS & FILLEDRIVENERS

CEMENT MASONS

LABORERS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5

Basic Hourly Rates	Fringe Benefits Payments		
	M & V	Pensions	Vacation
\$7.30	.31		
6.86			
6.60	.30	.10	
6.35	.30	.10	
6.10	.30	.10	
5.95	.30	.10	
5.85	.30	.10	

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and Blasters; Pipe Layer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete mazzeman; Diamond and core drills, powered by air, all work performed by Laborers working from a box chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air tracs, wagon drills and similar drills.
 GROUP 2 - Tree climber; Form setters; Bakkers; Box-tenders; Asphalt curb machines; Potmen, not mechanical; Bull float, hand operated; Sealers; Timberman; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work.
 GROUP 3 - Power buggyman; Concrete and paving man; Form liner, expansion joint assembler; Bottom man; Caulker and joiner and painter; Timber and chain saw man; Mechanical stretcher; Boring machines; Automatic concrete power curbing machines; Stretcher or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers.

DECISION NO 1475-4037

GROUP 4 - Form tapers; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spiders, tampers; electric drills, hammers, and jack hammers; Tree groomers; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster help; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpers 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 labor; Rockers; tending to carpenters; Hot asphalt labor; Stringman on paving work.

Basic Hourly Rates	fringe benefits, Payments			App. Tr.
	W & V	Vacation	App. Tr.	
\$7.30	.40	.40		.03
6.90	.40	.40		.03
6.50	.40	.40		.03
6.34	.35			

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- TRUCK DRIVERS

CLASSIFICATIONS DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Bridge Erector; Dredge Launcher; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Filldriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAYER; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Loader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Chain or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Placer Unit; Asphalt Roller; Self-Propelled Elavsting Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine; Paving Breaker; Barber-Greene, Swiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine Conveyor; Finishing Machine (on concrete); Flexplate; Ball Float; Form Greaser.

GROUP 3 - Boiler; Mechanical Brown; Gilder or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); welding Machine; Pump Operator (other than drudge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Ball Points and Deep wells for Desaltering; Truck Crane Combination Driver-Gilder; Concrete Curb Machine; Safety Boat Operator; Satch Plant (Dry).

SUPERSEDES DECISION

STATE: Iowa

COUNTY: Dubuque (City of Dubuque & adjoining municipalities)
 DATE: Date of Publication
 DECISION NO.: IA75-4038
 SUPERSEDES Decision No. 48-66, dated October 11, 1974, in 37-PB-36736.
 DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

DECISION NO. IA75-4038

Basic Hourly Rates	Fringe Benefits Payments			App. T.
	N & W	Pensions	Vacation	
\$6.75		.30		
7.10		.30		
7.95		.30		.06
9.61	.36			
7.35		.20		.01
8.60	.25	.70		.08
9.40	.50			
5.24	9.50p/h			
5.39	9.50p/h			

PAINTERS:

Brush or roller epoxy;
 Paperhanging; Tapes
 High work and steel
 spraying
 PLASTERERS - STEAMFITTERS
 ROOFERS
 SHEET METAL WORKERS
 SPRINKLER FITTERS
 TRUCK DRIVERS:
 Single axle
 Tandem axle; Tractor trailers;
 Winches
 WELDERS - receive rate prescribed
 for craft performing operation to
 which welding is incidental.

BUILDING CONSTRUCTION

POWER EQUIPMENT OPERATORS:

GROUP 1
 GROUP 2
 GROUP 3
 GROUP 4

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen).

GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or settling steel or grating); Locomotives; Plant mixers; Farm type tractors (with loaders, backhoes attachments, etc.); Scrapers (doznapoll, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.

Basic Hourly Rates	Fringe Benefits Payments			App. T.
	N & W	Pensions	Vacation	
\$9.00	.30	.25		.10
8.35	.60	1.00		.02
7.82	.31			
7.55		.37		
7.95		.37		
8.05		.37		
7.85				
8.37	.30	.15		.15
8.41	.445	.29	3% / a	
7.01	.445	.29	3% / a	
5.01				

BUILDING CONSTRUCTION

ASBESTOS WORKERS
 BOILERMAKERS
 BRICKLAYERS - STONEMASONS
 CARPENTERS:
 Carpenters
 Piledrivemen
 Millwrights
 CEMENT MASONS
 ELECTRICIANS
 ELEVATOR CONSTRUCTORS
 ELEVATOR CONSTRUCTORS' HELPERS
 ELEVATOR CONSTRUCTORS' HELPERS
 (PROP.)

FOOTNOTE:

a - Employer contributes 4% of basic hourly rate for over 5 years service and 1% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid Holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

GLAZIERS

IRONWORKERS (SE Portion)
 IRONWORKERS (Remainder of County)
 LABORERS:

Common laborers; Gas distributors
 All air operated tools; Bricklayers
 helpers & tenders; Caisson workers
 Carpenters helpers; Handling & cleaning of all steel floor pans & wall forms; Mortar mixers
 Plasterers' helpers & tenders;
 Tile setters (4"-8"-8")
 Tile Setters (10" & up)

LATHERS

MARBLE SETTERS; TERRAZZO WORKERS;
 TILE SETTERS

DECISION NO. : 1475-4038

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group #2); Guniting machines; Self-propelled rollers; Stump chippers; self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

HEAVY AND HIGHWAY CONSTRUCTION:

CARPENTERS AND PILEDRIVERS
CREWTS MASONS
LABORERS:

	Basic Hourly Rates	Fringe Benefits Payments			App. Th.
		M & W	Pensions	Vacation	
GROUP 1	\$7.30	.31			
GROUP 2	6.86				
GROUP 3	6.60	.30	.10		
GROUP 4	6.35	.30	.10		
GROUP 5	6.10	.30	.10		
	5.95	.30	.10		
	5.85	.30	.10		

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete mason; Diamond and core drills, powered by air, all work performed by laborers working from a bos's chair, swinging stage, life belt, tag line, or block and tackle; Drill operators of air trees, wagon drills and similar drills.

GROUP 2 - Tree climber; Form setters; Sakers; Boxtenders; Asphalt curb machines; Footmen, not mechanics; Bull float, hand operated; Scales; Timberman; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work.

GROUP 3 - Power buggyman; Concrete and paving seaman; Form liber, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers.

DECISION NO. 1475-4038

GROUP 4 - Form tamper; Air; gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree groundman; Chuck tender; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling and placing of metal mesh, dovel bars, reinforcing bars and chairs; Dumpmen and spotters; Carrying reinforcing rods; Categorized culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching and planting of trees, shrubs and flowers; Water boy; Common laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:

GROUP 1
GROUP 2
GROUP 3
TRUCK DRIVERS

	Basic Hourly Rates	Fringe Benefits Payments			App. Th.
		M & W	Pensions	Vacation	
GROUP 1	\$7.30	.40	.40		.03
GROUP 2	6.80	.40	.40		.03
GROUP 3	6.50	.40	.40		.03
TRUCK DRIVERS	6.34	.35			

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Excavator; Central Mix Plant Operator; Bridge Engineer; Dredge Operator; Paver or Spreader Operator; Existing Engineer (Steel Erector); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. ZAVEN; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Flower Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanical-welders; Group Equipment Operator; Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Microming Machine; Paving Breaker; Barber-Greene, Hais Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine Conveyor; Finishing Machine (on concrete); Flexplate; Bull Float; Form Grader.

GROUP 3 - Roller; Mechanical Sprock; Oiler or Mechanical Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on well points and deep wells for dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Satch Plant (Dry).

STATE: Iowa

DECISION NO.: 1A75-4039

Supersedeas Decision No. 48-27, dated September 20, 1974, in 39-FR-33950.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

COUNTY: Johnson (City of Iowa)
 City and abutting municipalities)
 DATE: Date of Publication

DECISION NO. 1A75-4039

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
BUILDING CONSTRUCTION:					
ASBESTOS WORKERS	\$9.00	.30	.25		.10
BOILERMAKERS	8.35	.50	1.00		.02
BRICKLAYERS-STONEMASONS	7.885		.55		
CARPENTERS:					
Carpenters; Soft floor layers	7.23	.35	.30		.03
Piledrivenman	7.48	.35	.30		.03
Millwrights	8.45	6%	7%		6%
CEMENT MASONS	7.23	.25			
ELECTRICIANS	9.10	.33	1%		1%
ELEVATOR CONSTRUCTORS	8.41	.445	.29	3% / 4	
ELEVATOR CONSTRUCTORS' HELPERS	7.07R	.445	.29	3% / 4	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	5.01R				
FOOTNOTES:					
a - Employer contributes 4% of the basic hourly rate for over 5 years service and 2% of the basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit. Paid Holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
GLAZIERS	7.3848	.40	.82		
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.22				
LABORERS:					
Common laborers	5.72	.30	.25		
Mason mortar mixers	5.92	.30	.25		
All jack & chipping hammers; All water & sewer tile layers; Chain saw; Cutting torches; Power buggies; Rock drills; Tamper; Vibrators; Well point work					
LATHERS	6.02	.30	.25		
PAINTERS:	8.50				
Brush	6.93				
Paperhangers; Structural steel; Swing stage to 55 ft.	7.18				
Spray	7.56				

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
PLASTERERS	\$8.50	.30	.30		.10
PLUMBERS-STEAMFITTERS	8.90		.20		.08
ROOFERS	6.50		.70		
SPRINKLER FITTERS	9.40	.50			
TRUCK DRIVERS	4.63				
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.					
BUILDING & CONSTRUCTION POWER EQUIPMENT OPERATORS:					
GROUP 1	8.15	.40	.40		.03
GROUP 2	8.04	.40	.40		.03
GROUP 3	7.325	.40	.40		.03
GROUP 4	7.03	.40	.40		.03

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors, caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoists; Welders; Mechanics; Locomotives; Dredge (layersmen), GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Econobiles; Plant mixers; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (toursapell, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes and cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8' and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group #2); Gunite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

DECISION NO. IA75-1039

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & W	Pensions	Vacation	
\$6.40	.30	.30		.01
6.25	.30	.30		.01
6.00	.30	.30		.01
5.80	.30	.30		.01
5.60	.30	.30		.01
5.30	.30	.30		.01

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5
- GROUP 6

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power shovel and crane type equipment (1/2 cu. yd. and over); Central mix plant operator, concrete 5 cu. yd. and over; Bridge engineer; Dredge leveman; Concrete mixer, paver operator; Hoisting engineer, steel erection; Tractor operating scrapers in tandem; Motor patrol operator on finishing work; Master mechanic, when four or more mechanics are employed; Tow or push boat operator; Piledriver machine operator.

GROUP 2 - Asphalt plant operator; Asphalt pugmill; Power shovel, crane type equipment (under 1/2 cu. yd.); Front end loader operators, DW 10 and all similar or over; Mechanics and welders; Tornapull operators, DW 10 and all similar equipment, over 10 cu. yd. struck capacity; All self-loading scrapers; Tractor operator, bulldozer, push cat or pulling scraper or roofer; Sleafboom tractor; Churn or rotary drill operators; Trenching machine operator, Cleveland 80 or similar capacity; Self-propelled sheepsfoot roller, 100,000 pounds and over; Central mix plant operator, concrete, under 5 cu. yd.; Asphalt spreader operator; Group equipment greaser; Automatic subgrade machines, slip form paving operator.

GROUP 3 - Motor patrol operator, other than finish; Asphalt roller operator, high type surfacing; Concrete curb breaking machine operator; Concrete welding machine operator; Elevating grader and Athey loader operator; Tornapull operator, DW 10 and all similar equipment, under 10 cu. yd. struck capacity; Paving breaker operator, drop or pneumatic; Spreader box operator, self-propelled or tractor-pushed; Subgrade stab, (24H and similar sizes); Boiler operator, two or one boiler and dryer; Subgrading machine operator; Asphalt paver, back box under 3/8 cu. yd.

DECISION NO. IA75-1039

HEAVY & HIGHWAY CONSTRUCTION:
CARPENTERS & FILEDRIVERS
CEMENT MASONS
LABORERS:

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & W	Pensions	Vacation	
\$5.91	.25			
5.65				
5.50	.30	.10		
5.25	.30	.10		
5.00	.30	.10		
4.85	.30	.10		
4.75	.30	.10		

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Gummite mazzelman; 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.

GROUP 2 - Tree climber; Form setters; Bakers; Bostenders; Asphalt curb machines; Robmen, not mechanical; Bull float, hand operated; Scaleters; Timbermen; Underpinning and shoring; Calissons over 12'; Grade Checker and cutting torches on demolition work.

GROUP 3 - Power buggyman; Concrete and paving sawman; Form liner, expansion joint assembler; Sotom man; Caulker and joiner and painter; Timber and chain saw man; Mechanical greeters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers.

GROUP 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, temper; electric drills, hammers and jack hammers; Tree groundsmen; Chuck tenders; Drill helpers, tool room men and checkers; Sandblaster helper; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - 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 laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

DECISION NO. IA75-4039

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS

GROUP 1 - Truck-drivers, not otherwise specified; Warehousemen; Drivers on front-wheel service trucks, bus hauling men, carry-all and winch trucks, dump cretes and scoopsobles.

GROUP 2 - Truck drivers for semi and tandem; Ready mix; Dumpster operator; Drivers on tandem service trucks, Korking and similar dumpsters, track trucks, euclids, bog bottom drums, tournapalis or similar equipment used for transportation, pavement breakers, pole trailers, air compressors and welding machines, including those pulled by separate units.

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GROUP 4 - Self-propelled roller operator, other than high type asphalt; Distributor operator; Screening and washing plant operator; Spreader operator, concrete; Tank car heater, combination boiler and booster; Self-propelled vibrating compactor; Trenching machine operator; (Other) pumps on well points and deep wells for dewatering; Mechanical broom operator; Steel piling machine operator; Boat operator; Compressor operator; Concrete mixer operator, side loader; Conveyor operator; Crusher feeder operator; Finishing machine operator on concrete; Flexplane operator; Bull float operator; Form grade operator; Motor crane combination driver and oiler; Concrete curing machine operator.

GROUP 5 - Boiler operator, single; Apprentice engineer or oil or mechanics' helper or group greaser helper; Self-propelled tractor (pulling disc harrow or sheepsfoot roller); Welding machine operator; Pump operator, other than dredge; Boom and winch truck.

GROUP 6 - Batching plant operator, dry; Front end loader operator, rubber tired, with backhoe attachment, under 3/8 cu. yd.; Farm tractor pulling pneumatic roller.

HEAVY & HIGHWAY CONSTRUCTION TRUCK DRIVERS:

GROUP 1
GROUP 2

Basic Hourly Rates	Fringe Benefits Payments			App. Th.
	H & W	Purchase	Vacation	
\$4.65	.25			
4.75	.25			

STATE: Iowa
 COUNTY: Linn
 DECISION NO: IAT75-4040
 DATE: Date of Publication
 SUPERSEDES Decision No. AB-57, dated October 11, 1974 in 39-FR-36724
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

DECISION NO. IAT75-4040

SUPERSEDES DECISION

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & W	Vacation	Winter	
\$6.93				
Brush				
Paperhang&; Structural steel;				
Swing stage to 55 feet				
Spray				
7.58				
8.50				
PLASTERERS				
PLUMBERS-STEAMFITTERS	.30	.30		.10
ROOFERS				
6.50				
SOFT FLOOR LAYERS	.30	.20		.02
SPRINKLER FITTERS	.50	.70		.08
TRUCK DRIVERS				
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.				
BUILDING CONSTRUCTION				
POWER EQUIPMENT OPERATORS:				
GROUP 1	8.15	.40		.03
GROUP 2	8.04	.40		.03
GROUP 3	7.325	.40		.03
GROUP 4	7.05	.40		.03

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & W	Vacation	Winter	
\$9.00	.30	.25		.10
8.35	.60	1.00		.01
7.865		.55		
7.23	.30			.02
7.60	.30			.02
7.23	.25			
9.10	.33	11		11
8.41	.445	.29	35 %	
7.01R	.445	.29	38 %	
501R				
7.3848	.40	.82		.02
9.210				
6.34	.30	.30		
6.465	.30	.30		
6.54				
5.50	.30	.30		

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower Cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (leveman).
 GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type tractors (with loader's, backhoes, attachments, etc.); Scrapers (doornapoli, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.

FOOTNOTE:

a - Employer contributed 4% of basic hourly rate for over 5 years service; 2% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

IRONWORKERS:

Ornamental; Reinforcing; Structural
 Common laborers
 All water service, Mortar mixers;
 Sewer tile layers
 Air, electric or gasoline powered
 Jackhammers, chipping hammers;
 Machine rock drills; Power
 driven baggers; Tamper; Vibrators;
 Wall point work

LATHERS

DECISION NO. 1475-4040

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 cfm); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (boiler); Generator (75 kw and over); Fork lifts (other than above Group #2); Granite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Coffers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

HEAVY & HIGHWAY CONSTRUCTION:

Basic Hourly Rates	Fringe Benefits Payments		App. T.
	H & W	Vacation	
\$7.30	.31		
6.86			
6.60	.30	.10	
6.35	.30	.10	
6.10	.30	.10	
5.95	.30	.10	
5.85	.30	.10	

CARPENTERS & PILEDRIVERS

CEMENT MILKSONS

LABORERS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and Blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Granite mason; Diamond and core drills, powered by air, all work performed by laborers working from a bos's chair, swinging stage, life belt, tag line, or block and tackle; Drill operator of air tracs, wagon drills and similar drills.

GROUP 2 - Tree climbers; Form setters; Babers; Bontenders; Asphalt curb machines; Putners, not mechanical; Bull float, hand operated; Scalers; Timbermen; Underpinning and shoring; Caissons over 12'; Grade Checker and cutting torches on demolition work.

GROUP 3 - Power baggman; Concrete and paving sawman; Form liner, expansion joint assembler; Bottom man; Caulker and jointer and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Strasser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers.

DECISION NO. 1475-4040

GROUP 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers; electric drills, hammers and jack hammers; Sandblaster; Chuck tenders; Drill helpers, tool room men and checkers; Tremblaster help; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling and placing of metal mesh, dovee bars, reinforcing bars and chairs; Dumpen and spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seedling, mulching and planting of trees, shrubs and flowers, water boy; Common Laborers; Roshmentending to carpenters; Hot asphalt labor; Stringman on paving work.

Basic Hourly Rates	Fringe Benefits Payments		App. T.
	H & W	Vacation	
\$7.30	.40		.03
6.90	.40		.03
6.50	.40		.03
6.34	.35		

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- TRUCK DRIVERS

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Leveer; Paver or Spreader Operator; Hoisting Engineer (Steel Erector); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAYER; C.M.I. Subgrader; Concrete Mixer; Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Churn or Rotary Drill; Trimming Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Flarer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanic-Welders; Group Equipment (Concrete); Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greese, Blais loader or similar machine; Tractor Pulling Ripper, Disc, Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Treaching Machine (other than above); Steel Placing Machine Conveyer; Finishing Machine (on concrete); Flapjack; Bull Float; Form Grader.

GROUP 3 - Roller; Mechanical Broam; Giller or Mechanics Kipper or Group Grasser; Baller; Ram-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Deswatering; Truck Crane Combination Driver-Operator; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry).

STATE: Iowa
 DECISION NO: IA75-4041
 COUNTY: Polk
 DATE: Date of Publication
 Supersedes Decision No. 42-61 date October 11, 1974 in 39-FR-36733.
 DESCRIPTION OF WORK: Building Construction, (excluding single family houses and garden type apartments up to and including 4 stories), heavy and highway construction.

DECISION NO. IA75-4041

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Premiums	Vacation	
BUILDING CONSTRUCTION:					
ASBESTOS WORKERS	\$8.87	.525	.48		.02
BOILERMAKERS	8.35	1.00			.01
BRICKLAYERS; STONEMASONS	8.915	.35	.30		
CARPENTERS:					
Carpenters	8.10	.30	.25		.04
Millwrights; Filletwimen	8.45	.30	.25		.04
CEMENT MASONS	8.48				
ELECTRICIANS	9.33	.35	15+.35		15
ELEVATOR CONSTRUCTORS	8.46	.445	.29	36 f a	
ELEVATOR CONSTRUCTORS' HELPERS	7.07 1/2	.445	.29	36 f a	
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	5.07 1/2				
FOOTNOTES:					
a. - Employer contributes 4% of basic hourly rate for over 5 years service and 2% basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid Holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
GLAZIERS	6.895	.30	.25	2 weeks	.02
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.20	.275	.64		
LARGES:					
General laborers	6.335	.325	.325		
Mortar mixers; motor buggies, when pouring concrete; power tool ops. (air tools, concrete vibrator, gunite nozzlemen, electric drills & hammers)	6.435	.325	.325		
Plasterers' tenders	6.46	.325	.325		
Powdermen	6.485	.325	.325		
Air tool, power tampers & other similar self-powered tools weighing 50 lbs. & over	6.535	.325	.325		
All tunnel work	6.585	.325	.325		
Paving breakers weighing 50 lbs. and over	6.635	.325	.325		

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Premiums	Vacation	
LATHERS:	7.10				
PAINTERS:					
Brush, roller, drywall finisher	8.14				.03
Paperhangers	8.39				.03
Spray; structural steel; sandblasting	8.64				.03
Stack; tower work over 100'	9.24				.03
PLASTERERS	8.50				
PLUMBERS; STEAMFITTERS	9.05	.30	.50		.10
ROOFERS	7.82				
SHEET METAL WORKERS	8.98	.35	.20		.05
SOFT FLOOR LAYERS	7.85	.30	.25		.04
SPRINKLER FITTERS	9.40	.50	.70		.08
TRUCK DRIVERS	5.91				
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.					
BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:					
GROUP 1	8.15	.40	.40		.03
GROUP 2	8.04	.40	.40		.03
GROUP 3	7.325	.40	.40		.03
GROUP 4	7.05	.40	.40		.03

**CLASSIFICATION DEFINITIONS
 POWER EQUIPMENT OPERATORS**

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Gaisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levormen).

GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Tractors; Plant mixers; Farm Type tractors (with loaders, backhoes, attachments, etc.); Scrapers (towspull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.

DECISION NO. LA-75-404

GROUP 4 - Form tamper; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree grounders; Check tampers; Drill helpers, tool room men and checkers; Sand blaster helpers; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling and placing of metal mesh, dowel bars, reinforcing bars and chairs; Dumpers 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 laborers; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

	Basic Monthly Rates	Fringe Benefits Payments		
		H & W	Retiremen	App. Tr.
GROUP 1	\$7.30	.40		.03
GROUP 2	6.90	.40		.03
GROUP 3	6.50	.40		.03
TRUCK DRIVERS	6.34	.35		

HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS:

GROUP 1
GROUP 2
GROUP 3
TRUCK DRIVERS

**CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS**

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Bridge Engineer; Dredge Lifter; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAPER; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cart; Tractor Pulling Scraper; Sideboom Tractor; Chain or Rotary Drill; Trenching Machine (Clareland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Hauler-Placer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine; Group **GROUP 2** - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Hulse Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepfoot or Flat Roller; Self-Propelled Snowfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screaming and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Flacing Machine Conveyor; Finishing Machine (on concrete); Finplane; Ball Float; Form Grader. **GROUP 3** - Boiler; Mechanical Brose; Ciler or Mechanics Helper or Group Greaser; Hellow; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tack Car Reeler (combination boiler and booster); Pumps on Well Points and Deep Wells for De-watering; Truck Crane Combination Driver-Operator; Concrete Curb Machine; Safety Boat Operator; Satch Plant (Dry).

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DECISION NO. LA-75-404

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Solier); Generator (75 kw and over); Fork lifts (other than above Group #2); Cement machines; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

HEAVY & HIGHWAY CONSTRUCTION:

CARPENTERS & PILED RIVERMEN

CEMENT MASONS

LABORERS:

GROUP 1
GROUP 2
GROUP 3
GROUP 4
GROUP 5

	Basic Monthly Rates	Fringe Benefits Payments		
		H & W	Retiremen	App. Tr.
	\$7.30	.31		
	6.66			
	6.60	.30	.10	
	6.35	.30	.10	
	6.10	.30	.10	
	5.95	.30	.10	
	5.85	.30	.10	

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Footman and Blaster; Pipe Layer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete mason; Diamond and core drills, powered by air, all work performed by laborers working from a box'n chair, swinging stage, lift belt, tag line, or block and tackle; Drill operators of air tracs, wagon drills and similar drills. **GROUP 2** - Tree climbers; Form setters; Sakers; Boxtenders; Asphalt curb machines; Foremen, not mechanics; Bull float, hand operated; Scalers; Timbermen; Underpinning and aboring; Caissons over 12'; Grade checkers and cutting torches on demolition work.

GROUP 3 - Power buggyman; Concrete and paving assmen; Form liner, expansion joint assembler; Bottom man; Camker and joiner and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Streser or stretchman on post-tension or pre-stressed concrete on or off the job; Footman helpers.

DECISION NO. 1A75-40A2

COUNTY: Pottawattamie (City of Council Bluffs & the area within 3 miles from the city limits)

DATE: Date of Publication

Supersedes Decision No. 48-67, dated October 11, 1974, in 39-PR-36751.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), and Heavy and Highway Construction.

STATE: Iowa

SUPERSEDES DECISION

BUILDING CONSTRUCTION

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		M & V*	Pensions	Vacation	
BOILERMAKERS	\$ 6.35	.30	1.00		
BRICKLAYERS; Stonemasons	8.375	.35	.50	.60	.02
CARPENTERS:					
Carpenters	7.85	.40	.20	.40	.03
Piledrivers	7.975	.40	.20	.40	.03
Millwrights	8.10	.40	.20	.40	.03
CEMENT MASONS	7.54	.25	.25		
DRYWALL TAPERS & FINISHERS	7.34	.35		.60	
ELECTRICIANS	10.08	.48	1.74-50		1 1/2
ELEVATOR CONSTRUCTORS	9.18	.445	.29	3 1/2 a	
ELEVATOR CONSTRUCTORS' HELPERS	70/LJR	.445	.29	3 1/2 a	
ELEVATOR CONSTRUCTORS' HELPERS (PRES.)	50/LJR				
FOOTNOTE:					
a - Employer contributes 4% basic hourly rate for over 5 years' service and 2% of basic hourly rate for 6 months to 5 years' service as Vacation Pay Credit. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
GLAZIERS	6.75	.35	.20		.01
IRONWORKERS:					
Ornamental; Reinforcing; Structural	7.35	.25	.25	.30	
LABORERS:					
Common laborers	5.62	.25	.25		
Mason tenders; Mortar mixers	5.765	.25	.25		
Pipelayers	5.90	.25	.25		
Plasterers' tenders	5.935	.25	.25		

	Basic Hourly Rates	M & V*	Fringe Benefits Payments			App. Tr.
			Pensions	Vacation	App. Tr.	
PAINTERS:						
Brush; Paperhangers	\$6.30		.20			
Highwork; Spray; Stage; Structural steel	6.80		.20			
FLASTERS	7.55	.25	.25			
FLUNGERS; Steamfitters	9.76	.35	.50	.10		
SPOOFERS:						
Slate; Tile	6.88	.15	.20	.20	.01	
Composition	6.58	.15	.20	.20	.01	
SHEET METAL WORKERS	8.86	.25	.25		.02	
SPRINKLER FITTERS	9.40	.50	.70		.08	
TERRAZZO WORKERS; TILE SETTERS; MARBLE SETTERS	7.30	.20	.25			
TERRAZZO, TILE AND MARBLE SETTERS HELPERS	5.20					
TRUCK DRIVERS:						
Single axle	6.145	.25	.25			
Tandem axle	6.22	.25	.25			
Trailer; Lowboys	6.345	.25	.25			
Lumber carriers	6.52	.25	.25			
BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:						
GROUP 1	8.15	.40	.40		.03	
GROUP 2	8.04	.40	.40		.03	
GROUP 3	7.325	.40	.40		.03	
GROUP 4	7.05	.40	.40		.03	

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Slide boom and banch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (leveman).

DECISION NO. 1A75-1042

GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or settling steel or grating); Economobiles; Plant mixers; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (tournapull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (5" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pumps; Temporary hoist cage operated; second man on locomotive.

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 cfm); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (boiler); Generator (75 K.W. and over); Fork lifts (other than above Group #2); Guniting machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

HEAVY AND HIGHWAY CONSTRUCTION

(City of Council Bluffs & the area within 3 miles from the city limits)

CARPENTERS:

Carpenters
Pile-driveman

CONCRETE FINISHERS

LABORERS:

Common Laborer
Towboat & Dredge Deckhands
Form Setters' Helpers
Bakers & Screedmen on Asphalt
Work: Mortar Mixers; Chalk
Saw Operator
Pipelayers; Concrete Saw Operator
Form Setters & Precast Machine
Setters, Inlet Builders &
Manhole Setters

DECISION NO. 1A75-1042

HEAVY & HIGHWAY CONSTRUCTION
POWER EQUIPMENT OPERATORS:

GROUP 1
GROUP 2
GROUP 3
TRUCK DRIVERS

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
\$7.30	.40	.40	.40	.03
6.90	.40	.40	.40	.03
6.50	.40	.40	.40	.03
6.34	.35			

CLASSIFICATIONS DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Bridge Engineer; Dredge Levever; Paver or Screeder Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Pile-driver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAVES; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Chain or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Placer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Operator; Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Widening Machine; Paving Breaker; Barber-Greene, Haiss Loader or similar machine; Tractor Pulling Ripper, Disc, Sheepsfoot or Flat Roller; Self-Propelled Sheepsfoot Roller; Self-Propelled Rolla (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Placing Machine Conveyor; Finishing Machine (on concrete); Flexplains; Ball Float; Form Grader.

GROUP 3 - Boiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser Helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Wall Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curb Machine; Safety Boat Operator; Batch Plant (Dry).

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
\$7.01	.25	.25	.20	.02
7.135	.25	.25	.20	.02
7.03	.25	.25	.25	.02
5.25	.25	.25	.10	.03
5.35	.25	.25	.10	.03
5.45	.25	.25	.10	.03
5.43	.25	.25	.10	.03
5.50	.25	.25	.10	.03
5.88	.25	.25	.10	.03

DECISION NO. IA75-4043

SUPPLEMENTAL DECISION

STATE: Iowa
 COUNTY: Scott
 DECISION NO.: IA75-4043
 DATE: Date of Publication
 Supplemental Decision No. AR-19, dated September 20, 1974 in 39-78-33226.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), Heavy and Highway Construction.

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
ASBESTOS WORKERS	9.00	.30	.25	.10	.10
BOILERMAKERS	8.35	.60	1.00	.02	.02
BRICKLAYERS - STONEMASONS	8.85	.35	.30	.02	.02
CARPENTERS:					
Carpenters	8.31	.35	.50	.02	.02
Piledrivers	8.56	.35	.50	.02	.02
Millwrights	8.45	.62	.71	.6%	.6%
CEMENT MASONS	8.27	.40	.35		
ELECTRICIANS:					
Electricians	9.25	.32	5.5%	.03	.03
Cable splicers	9.50	.35	5.5%	.03	.03
ELEVATOR CONSTRUCTORS	8.885	.445	.29 3/4 a		
ELEVATOR CONSTRUCTORS' HELPERS	7.012	.445	.29 3/4 a		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	5.012				
GLAZIERS	7.3848	.40	.82		
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.75	.40	.375	.07	.07

BUILDING CONSTRUCTION

PAINTERS:
 Brush, Rollers
 Spray; Structural steel
 FLASTERERS
 8.18
 PLUMBERS-STREAMFITTERS
 9.00
 ROOFERS
 9.75
 SHEET METAL WORKERS
 8.95
 SUFT FLOOR LAYERS
 7.46
 SPRINKLER FITTERS
 9.40
 WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

POWER EQUIPMENT OPERATORS:

GROUP 1	9.10	.40	.50	.08
GROUP 2	9.00	.40	.50	.08
GROUP 3	8.90	.40	.50	.08
GROUP 4	7.75	.40	.50	.08
GROUP 5	7.50	.40	.50	.08
GROUP 6	6.65	.40	.50	.08

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - All hoists or steel erecting equipment.
 GROUP 2 - Crane, Shovel, Clamshell, Dragline, Backhoe, Derrick, Tower Crane, Cable Way, Concrete Spreader (servicing two pavers), Asphalt Spreader, Asphalt Mixer Plant Engineer, Dipper Dredge Operator, Dipper Dredge Crane-man, Dual Purpose Truck (boom or winch), Locomotive or Engine-man (hydraulic dredge), Mechanic, Paving Mixer with tower attached (two operators required), Pile Driver, Boom Tractor, Stationary, Portable or Floating Mixing Plant, Trenching Machine (over 40 HP), Building Hoist (two drums), Shot Paint Wrapping Machine, Cleaning and Printing Machine, Backfiller (throw bucket), Locomotive Engineer, Qualified Welder, Tow or Push Boat, Concrete Paver,

FOOTNOTE:

a - Employer contributes 4% of basic hourly rate for over 5 years service and 2% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid Holidays: New Years Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.

DECISION NO. 1A75-40A3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

TRUCK DRIVERS:

GROUP	R & W	Maximum	Vehicle	App. To.
GROUP 1	.35	10,000/lb		
GROUP 2	.35	10,000/lb		
GROUP 3	.35	10,000/lb		
GROUP 4	.35	10,000/lb		

Seaman Travel-Plant or similar machines, CHI Autograder or similar machines, Slip Form Paver, Caisson Augering Machine, Asphalt Heater-Planer Unit, Hydraulic Cranes, Mine Hoists.

GROUP 3 - Abney, Barber-Creen, Euclid or Hais Loeder, Asphalt Pkg Mill, Fireman and Drier, Concrete Pump, Concrete Spreader (servicing one paver), Bulldozer, Endloader, Log Chippers or similar machines, Elevating Grader, Group Equipment Greaser, Leftturnspoil and similar machines, 95-10, Hyster Winch and similar machines, Motor Pstrol, Power Eliseé, Push Cat, Tractor Pulling Elevating Grader or Power Blade, Tractor Operating Scoop or Scraper, Tractor with Power Attachments, Roller on Asphalt or Blacktop, Single Drum Hoist, Jaeger Mix and Place Machine, Pipe Bending Machine, Flexaplane or similar machines, Automatic Curbing Machines, Automatic Cement and Gravel Batch Plants (one stop set-up), Seaman Pulvi-Mixer or similar machines, Blastholer Self-propelled Rotary Drill or similar machines, Work Boat, Combination Concrete Finishing Machine and Float, Self-propelled Sheep Foot Roller or Compactor (used in conjunction with a Grading Spread), Asphalt Spreader Screed Operator, Apsco Spreader or similar machine, Slusher, Forklift (over 5000 lb. cap. or working at heights above 25 ft.), Concrete Conveyors.

GROUP 4 - Asphalt Booster, Fireman and Pump Operator at Asphalt Plant, Mud Jack, Underground Boring Machine, Concrete Finishing Machine, Form Grader with Roller on Earth, Mixers (3 bag to 165), Power Operated Bull Float, Tractor without Pover attachment, Dope Pot (agitating motor), Dope Chop Machine, Distributor (back end), Straddle Carrier, Portable Machine Fireman, Hydro-Hammer, Power Winch on Paving Work, Self-propelled Roller or Compactor (other than provided for above), Pump Operator (more than one well point pump), Portable Crusher Operator, Trench Machine (under 40 HP), Power Subgrader (on forms) or similar machines, Forklift (5000 or less cap.), Cypsum Pump, Conveyor over 20 HP, Fuller Kenyon Cement Pump or similar machines.

GROUP 5 - Air Compressor (275 cfm or over), Driver on Truck Crane or similar machines, Light Plant, Mixers (1 or 2 bag), Power Etching Machine (Cement Broom or Conveyor), Boiler (Engineer or Fireman), Water Pumps, Mechanical Erosion, Automatic Cement and Gravel Batch Plants (two or three stop set-up), Small Rubber-tired Tractors (not including backhoes or end loaders), Self-propelled curing machine.

GROUP 6 - Oiler, Mechanic's Helper, Mechanical Heater (other than steam boiler), Belt Machine, Small Outboard Motor Boat, Engine Driven Welding Machine.

DECISION NO. 1A75-40A3

DECISION NO. 1A75-40A3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

TRUCK DRIVERS:

GROUP	R & W	Maximum	Vehicle	App. To.
GROUP 1	.35	10,000/lb		
GROUP 2	.35	10,000/lb		
GROUP 3	.35	10,000/lb		
GROUP 4	.35	10,000/lb		

CLASSIFICATION DEFINITIONS

TRUCK DRIVERS

GROUP 1 - Drivers on 4-wheel trucks, dumpcetes, scoopmobile 5 cu. yds. & under or less than 7½ tons, mixer trucks 3 cu. yds. & under, air compressors & welding machines, including those pulled by separate units, batch trucks, wet or dry, 2 - 34E batches or less, truck drivers' helpers, warehousemen, mechanics' helpers, greasers, truck drivers on dumpsters or similar dumpsters, mounted on 4-wheel trucks, rates 2 cu. yds. or less, and small pallet type fork lift operator & driver on pilot trucks.

GROUP 2 - Drivers on 4-wheel trucks over 5 cu. yds. or more than 7½ tons, 6-wheel trucks, Koehring or similar dumpsters, track trucks, euclids, townsapulls, hug-bottom dumps, tourmasterlifters, tourmasterlifters or similar equipment when used for transportation purposes under 9 cu. yds. or less than 13½ tons, tandem & semitrailer service trucks, mixer trucks over 3 cu. yds. & including 6½ cu. yds. fork lift, 4-wheel A-frame trucks when used for transportation purposes, 4-wheel winch trucks, pavement breakers, batch trucks wet or dry - over 2 up to & including 4 - 34E batches.

GROUP 3 - Drivers on heavy equipment 9 cu. yds. or 13½ tons and/or trucks licensed for 50,000 lbs. gross up to & including 15 cu. yds. or 14 ton, such as Koehring or similar dumpsters, track trucks, semitrailer water trucks euclids, hug-bottom dumps, tourmasterlifters, tourmasterlifters, tractor-trailers, tandem A-frames, tandem winch trucks, hydro-lift trucks or similar equipment when used for transportation purposes, mixers over 6½ cu. yds., batch trucks wet or dry over 4-34E batches, single axle lowboy trailers, 6-wheel pole trailers & two-man oil distributors.

GROUP 4 - Drivers on heavy equipment over 16 cu. yds. or 24 tons, such as Koehring or similar dumpsters, track trucks, euclids, hug-bottom dumps, townsapulls, tourmasterlifters or similar equipment when used for transportation purposes and drivers on oil distributors, 1 man operation pole trailers over 6-wheels, water pulls, lowboy trailers, tandem axles or more so weight limitation, diesel and/or heavy equipment mechanics.

DECISION NO. 1A75-4043

HEAVY & HIGHWAY CONSTRUCTION

CARPENTERS
 CEMENT MASONS
 LABORERS:
 GROUP 1
 GROUP 2
 GROUP 3

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Vacation	App. Tr.	
\$6.85	.35	.30	.02	
7.72	.40			
7.12	.30	.50		.035
7.37	.30	.50		.035
7.62	.30	.50		.035

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Common Laborers; Carpenter tenders; Rod and Chain Man; Flagman; Gravel Box Man, Dumpson and spotters; Form Handlers; Material Handlers; Fencing Laborers; Cleaning Lumber Material Checkers, Dispatchers; Unloading explosives; Laying of Sod; Planting of Trees; Removal of Trees; Asphalt Plant Laborers; Wracking Laborers; Writer of Scale Tickets, Scalomen, Permanent Portable or Temporary Plant; Back Hand.

GROUP 2 - Laying and jointing of telephone conduit; Barco and Jackhammer operator; Mechanical tamper and air spade; Vagon and Hand Drill; Vibrator Operator; Operator on Power Tools used under the jurisdiction of Laborers; Cement Dumpers; Puddler; Form setter helper; Power and Hand Saw (when cleaning timber); Center strip reinforcing in concrete; Wire Mesh; Concrete Saw; Mortar Mixer; Prime mover or any mechanical device taking the place of concrete buggy or wheelbarrow, Sand Point Setter; Asphalt Kettlemo; Mastic Asphalt Mixerman or other preparations used on joints; Sheetline Hammer Drivers (2 men); Back-up Man or Joint Man with Pilelayer, Laborers in ditch or tunnel on sewer and water main and telephone conduit; Gas Distribution Men; Pipe setter on laterals, Drain Tiles, Culvert Pipe, and Storm Sewer Connections to Catch Basins, Manholes or Main Line. Handling of materials treated with oil, creosote asphalt and/or any foreign material harmful to skin or clothing; Chloride Handics; the unloading and Laborers with steel workers and re-bars; Tunnel Helpers in free air; Batch Dumpers; Tank Cleaners; Coffardam Workers; Bankmen on Floating Plant.

GROUP 3 - String or Wireline (1 man); Head Form Setter; Dynamite Man; Asphalt Baker; Tunnel Miner; Pilelayer on sewer and water main; Gunnite Nozzlemo; Welders, Cutters, Burners and Torchman; Screedman on Asphalt Pavers; Luteman; Curb Asphalt Machine Operator; Laser Beam Operator; Concrete Burning Machine Operator; Coving Machine Operator; Road Grade Man.

SUPPLEMENTAL DECISION

STATE: Iowa

DECISION NO.: IA75-4044

Supersedeas Decision No. AB-63, dated October 11, 1974, in 39-78-38739.
 DESCRIPTION OF WORK: Building construction, (excluding single family houses and garden type apartments up to and including 4 stories), heavy and highway construction.

COUNTY: Story (City of Ames & adjoining municipalities)

DATE: Date of Publication

DECISION NO. IA75-4044

Page 2

	Basic Hourly Rates	Fringe Benefits Payments			App. %
		H & V	Pensions	Vacation	
BUILDING CONSTRUCTION:					
ASBESTOS WORKERS	\$8.87	.525	.45		.02
BOILERMAKERS	8.35	.60	1.00		
BRICKLAYERS; Stonemasons	8.645		.20		
CARPENTERS:					
Carpenters; Piledrivers	7.90		.15		
Millwrights	8.15		.15		
CEMENT MASONS	7.435				
ELECTRICIANS	9.33	.35	134.35		1%
ELEVATOR CONSTRUCTORS	8.46	.445	.29	38 1/2	
ELEVATOR CONSTRUCTORS' HELPERS	7.012	.445	.29	38 1/2	
ELEVATOR CONSTRUCTORS' HELPERS (PROP.)					
FOOTNOTE:					
a - Employer contributes 4% of the basic hourly rate for 3 years of service and 1% of the basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
GLAZIERS	6.895	.30	.25	2 weeks	
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.20	.275	.64		.02
LABORERS:					
Common laborers	5.715	.30	.05		
Mortar, plaster, & grout mixers;					
Jackhammer; Paving breaker;					
Rock drill; Vibrator operator;					
Motor buggy operators while pouring concrete	5.865	.30	.05		
plasterers' tenders	5.915	.30	.05		
Concrete saw man	5.965	.30	.05		
Sandblaster	6.065	.30	.05		
Digging of or work within a shaft entering into natural underground cavities or caverns & work within the said shaft or caverns	6.215	.30	.05		

	Basic Hourly Rates	Fringe Benefits Payments			App. %
		H & V	Pensions	Vacation	
LATHEERS	\$7.10				
PAINTERS:					
Breath; Roller; Drywall finisher	7.55				.03
Paperhangers	7.80				.03
Spray; Structural steel; Sandblasting	8.05				.03
PLASTERERS	8.90				
PLASTERERS; Steamfitters	9.05	.30	.50		.10
ROOFERS	7.82		.10		
SHEET METAL WORKERS:	8.235	.35	.20		.05
SOFT FLOOR LAYERS	7.85	.30	.25		.04
SPRINKLER FITTERS	9.40	.50	.70		.08
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.					
BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:					
GROUP 1	8.15	.40	.40		.03
GROUP 2	8.04	.40	.40		.03
GROUP 3	7.325	.40	.40		.03
GROUP 4	7.05	.40	.40		.03

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (levermen).

GROUP 2 - 1 and 2 drum hoists; Air and electric tuggers (on power plants or setting steel or grating); Locomotives; Plant mixers; Farm Type tractors (with loaders, backhoes attachments, etc.); Scrapers (townspull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8' and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Desulfuring pumps; Temporary hoist case operated; Second man on locomotive.

DECISION NO. 1A75-4044

GROUP 4 - Form tender; Air, gas and electric tool operators, vibrators, barco hammer, paving breakers, spaders, tampers, electric drills, hammers, and jack hammers; Tree groundmen; Chuck tenders; Drill helpers, tool room men and checkers; Sand blaster helper; Concrete processing material and monitors; Cement finishers helpers.

GROUP 5 - 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.

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
GROUP 1	\$7.30	.40	.40	.40	.03
GROUP 2	6.90	.40	.40	.40	.03
GROUP 3	6.50	.40	.40	.40	.03
TRUCK DRIVERS	6.34	.35			

HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS:

GROUP 1
GROUP 2
GROUP 3
TRUCK DRIVERS

CLASSIFICATION DEFINITIONS
POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Dredge Engineer; Dredge Tender; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Pile-driver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PAPER; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Scraper; Bulldozer; Push cat; Tractor Pulling Scraper; Sideboom Tractor; Chain or Rotary Drill; Trenching Machine (Claviland 80 or similar capacity); Asphalt laydown; Asphalt Screed; Asphalt Heater-Placer Unit; Asphalt Roller; Self-Propelled Elongating Gracer or similar machine; Spreader (Concrete); Horizontal Boring Machine; Fisheries-Wellers; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine; Barber-Greene, Hires Loader or similar machine; Concrete Widening Machine; Paving Breaker; Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Piling Machine; Conveyer; Finishing Machine (on concrete); Flareolane; Bull Float; Form Grader.

GROUP 2 - Soiler; Mechanical Press; Oiler or Mechanical Helper or Group Greaser Helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry).

DECISION NO. 1A75-4044

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air compressors (over 125 cfm); Pumps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 kw and over); Fork lifts (other than above Group #2); Granite machines; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tugsters (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

HEAVY & HIGHWAY CONSTRUCTION:

CARPENTERS & PILEDRIVERS
CEMENT MASONS

LABORERS:

GROUP 1
GROUP 2
GROUP 3
GROUP 4
GROUP 5

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
	\$7.30	.31			
	6.85				
	6.60	.30	.10		
	6.35	.30	.10		
	6.10	.30	.10		
	5.95	.30	.10		
	5.85	.30	.10		

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman and blaster; Pipe layer, sewer, water, telephone conduits, etc.; Sewer utility man; Concrete mason; 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 operators of air tracs, wagon drills and similar drills.

GROUP 2 - Tree climber; Form setters; Bakers; Box tenders; Asphalt curb machines; Posen, not mechanical; Bull float, hand operated; Scales; Timbermen; Underpinning and shoring; Caissons over 12'; Grade checker and cutting torches on demolition work.

GROUP 3 - Power buggyman; Concrete and paving seaman; Form liner, expansion joint assembler; Bottom man; Caulker and joiner and painter; Timber and chain saw man; Mechanical grouters; Boring machines; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete on or off the job; Powderman helpers.

SUPPLEMENTAL DECISION

STATE: Iowa

COUNTY: Webster (City of Fort Dodge)

DECISION NO.: IA75-4045
 Superadess Decision No. AR-60, dated October 11, 1974, in 39-PR-36730.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), and Heavy and Highway Construction.

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DECISION NO. IA75-4045

BUILDING CONSTRUCTION:

	Basic Hourly Rates	Fringe Benefits Payments			App. T.
		H & W	Pensions	Vacation	
ASBESTOS WORKERS	\$8.87	.525	.48		
BOILERMAKERS	8.35	.60	1.00		.02
BRICKLAYERS - STONEMASONS	7.24		.40		
CARPENTERS:					
Carpenters; Piledriversmen	7.20				
Millwrights	6.75				
CEMENT MASONS	6.50				
ELECTRICIANS	8.28	.35	.15	3 1/2 %	1%
ELEVATOR CONSTRUCTORS	8.40	.445	.29	3 1/2 %	
ELEVATOR CONSTRUCTORS' HELPERS	70LJR	.445			
ELEVATOR CONSTRUCTORS' HELPERS (PROG.)	50LJR				
FOOTNOTE: a - Employer contributed 4% of the basic hourly rate for over 5 years of service and 2% of basic hourly rate for 6 months to 5 years of service as vacation pay credit. Paid holidays: New Years' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
IRONWORKERS: Ornamental; Reinforcing; Structural	8.20	.275	.64		.02
LABORERS: Common laborers Machine & air tool operators; Mortar mixers	4.25				
LATHERS	4.45				
PAINTERS:	7.10				
Brush; Drywall finishers; Rollers	5.45				
Paperhangers	5.70				
Spray	5.95				
PLASTERERS	4.425				
PLUMBERS-STAMPFITTERS	9.05	.30	.50		.10
ROOFERS	5.50				
SPRINKLER FITTERS	9.40	.50	.70		.08
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.					

BUILDING CONSTRUCTION
 POWER EQUIPMENT OPERATORS:

	Basic Hourly Rates	Fringe Benefits Payments			App. T.
		H & W	Pensions	Vacation	
GROUP 1	\$8.15	.40	.40		.03
GROUP 2	8.04	.40	.40		.03
GROUP 3	7.325	.40	.40		.03
GROUP 4	7.05	.40	.40		.03

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower crane; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Gaisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoists; Welders; Mechanics; Locomotive; Dredge (levamen).
 GROUP 2 - 1 and 2 drum hoists; air and electric tuggers (on power plants or setting steel or grating); Economobiles; Plant mixers; Farm Type tractors (with loaders, backhoes, attachments, etc.); Scrapers (tourmalin, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor patrol; Bulldozers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8" and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.
 GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloader (under 35 h.p.) with or without attachments; Air compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 600 amps or combination thereof; Conveyors; Firemen (Boiler); Generator (75 KW and over); Fork lifts (other than above Group #2); Conite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".
 GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

DECISION NO. 1475-1045

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$7.30	.40	.40		.03
6.90	.40	.40		.03
6.50	.40	.40		.03
6.34	.35			

HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- TRUCK DRIVERS

CLASSIFICATIONS DEFINITIONS POWER EQUIPMENT OPERATORS

GROUP 1 - Power Shovel, Crane, Backhoe and Dragline; Central Mix Plant Operator; Erection Engineer; Dredge Launcher; Paver or Spreader Operator; Hoisting Engineer (Steel Erection); Motor Patrol; Piledriver Machine; Concrete Mixer; Tow or Push Boat Operator; Master Mechanic; C.M.I. PATER; C.M.I. Subgrader (or equivalent); Asphalt Plant; Front Endloader; Screper; Bulldozer; Push cat; Tractor Pulling Screper; Sideboom Tractor; Chain or Rotary Drill; Trenching Machine (Cleveland 80 or similar capacity); Asphalt Laydown; Asphalt Screed; Asphalt Heater-Placer Unit; Asphalt Roller; Self-Propelled Elevating Grader or similar machine; Spreader (Concrete); Horizontal Boring Machine; Mechanics-Welders; Group Equipment Greaser; Concrete Pump; Self-Propelled Curb Machine.

GROUP 2 - Concrete Curb Breaker; Concrete Widening Machine; Tamping Breaker; Barber-Greene, Hais Lofer or similar machine; Tractor Pulling Ripper, Disc, Sheepfoot or Flat Roller; Self-Propelled Sheepfoot Roller; Self-Propelled Roller (other than asphalt); Distributor; Screening and Washing Plant; Self-Propelled Vibrating Compactor; Trenching Machine (other than above); Steel Flaming Machine Conveyor; Finishing Machine (on concrete); Flexplane; Bull Float; Form Grader.

GROUP 3 - Soiler; Mechanical Broom; Oiler or Mechanics Helper or Group Greaser helper; Farm-type Tractor (pulling disc, harrow or roller); Welding Machine; Pump Operator (other than dredge); Boom and Winch Truck; Compressor; Tank Car Heater (combination boiler and booster); Pumps on Well Points and Deep Wells for Dewatering; Truck Crane Combination Driver-Oiler; Concrete Curbing Machine; Safety Boat Operator; Batch Plant (Dry).

DECISION NO. 1475-1045

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$6.25	.31			
6.00				
5.15	.30	.30		
4.90	.30	.30		
4.65	.30	.30		
4.50	.30	.30		
4.40	.30	.30		

HEAVY AND HIGHWAY CONSTRUCTION:

CARPENTERS; PILEDRIVERS

CONCRETE MASONS

LABORERS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5

CLASSIFICATION DEFINITIONS

LABORERS

GROUP 1 - Sandblasters; Powderman & blaster; Pipelayer, sewer, water, telephone conduits, etc.; Sewer utility man; Committe nozzleman; Diamond & core drills, powered by air, all work performed by laborers working from a box'n chair, swinging stage, life belt, tag line or block & tackle; Drill op. of air tracs, wagon drills & similar drills.

GROUP 2 - Tree climbers; Form setters; Bakers; Boxtenders; Asphalt curb machines; Potmen (not mechanical); Bull float, hand operated; Stalers; Timbermen; Underpinning & shoring; Caissons (over 12') Grade checker & cutting torches on demolition work.

GROUP 3 - Power Tuggymen; Concrete & paving sumpman; Form liner, expansion joint assembler; Bottom man; Caulker & joiner & painter; Timber & chain-saw man; Mechanical greaser; Boring machine; Automatic concrete power curbing machines; Stresser or stretcherman on post-tension or pre-stressed concrete (on or off the job); Powderman helpers.

GROUP 4 - Form tapper; Air, gas & electric tool op.; vibrator, barco hammer, paving breaker, spader, tamper, electric drills, hammer & jack hammer; Tree groundmen; Chuck tender; Drill helpers tool room men & checker; Sandblaster helper; Concrete processing material & monitors; Cement finishers helpers.

GROUP 5 - Fence erectors; Handling & placing of metal mesh, dovei bars, reinforcing bars & chairs; Dumpmen & spotters; Carrying reinforcing rods; Corrugated culvert pipe; Concrete drainage pipe; Stake chaser, seeding, mulching & planting of trees, shrubs & flowers; Water boy; Common laborer; Rodmen; Tending to carpenters; Hot asphalt labor; Stringman on paving work.

SUPPERSSEDEAS DECISION

STATE: Iowa

COUNTY: Woodbury (City of Sioux City & adjoining municipalities)

DECISION NO.: IA75-4046
 Supersedeas Decision No. AB-26, dated September 20, 1974, in 39-PR-35348.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

DECISION NO. IA75-4046

BUILDING CONSTRUCTION:

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
ASBESTOS WORKERS	88.53	.35	.40		.03
BOILERMAKERS	8.35	.60	1.00		.02
BRICKLAYERS-STONEMASONS	8.56	.20			.01
CARPENTERS:					
Carpenters; Piledrivemen	7.00	.30	.25		.01
Millwrights	7.30	.30	.25		.01
CEMENT MASONS	8.255				
ELECTRICIANS	8.98	.27	1%	6%	1%
ELEVATOR CONSTRUCTORS	7.64	.395	.26	25% a	
ELEVATOR CONSTRUCTORS' HELPERS	70LJR		.26	25% a	
ELEVATOR CONSTRUCTORS' HELPERS (PROP.)	50LJR				
FOOTNOTES:					
a - Employer contributes 5% of basic hourly rate for over 5 years; service and 2% of basic hourly rate for 6 months to 5 years service as Vacation Pay Credit. Paid holidays: New Years Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.					
GLAZIERS	6.95				
IRONWORKERS:					
Ornamental; Reinforcing; Structural	8.205	.30	.14		.01
LABORERS:					
Common laborers	5.39	.37	.20		.02
Mortar mixer; Plasterers' mixers; Air tool operators; Mechanical tamers; Concret saw; Gunita nozzle; Chain saw; Wrecking torch;					
LAYERS	5.49	.37	.20		.02
Saw pot & blasting	7.20				.01
MARBLE SETTERS	7.71		.20		.01

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
PAINTERS:					
Brush	6.10	.30	.20		
Spray	6.60	.30	.20		
All work higher than 40 ft. - scaffolds, jacks, ladders, etc.	6.60	.30	.20		
Pressure roller, sandblasting	6.60	.30	.20		
Structural steel over 35 ft.	6.60	.30	.20		
PLASTERERS	7.30				
PLUMBERS-STEAMFITTERS	8.34	.30	.45		.10
ROOFERS:					
Roofers	6.75				
Kattlemen	6.55				
SHEET METAL WORKERS	8.14	.35	.25		.08
SPRINKLER FITTERS	9.25	.50	.70		.01
TELEAZZO WORKERS	7.71		.20		
TILE SETTERS	7.20				
TRUCK DRIVERS	5.49	.37	.20		.02
WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.					
BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS:					
GROUP 1	7.65	.40	.40		.03
GROUP 2	7.34	.40	.40		.03
GROUP 3	6.825	.40	.40		.03
GROUP 4	6.55	.40	.40		.03

CLASSIFICATION DEFINITIONS

POWER EQUIPMENT OPERATORS

GROUP 1 - Cranes, including those being used as backhoe, dragline, clamshell, etc.; Tower cranes; Truck cranes & cherry pickers over 15 ton rated capacity; Derricks; Piledrivers and extractors; Caisson rigs; Side boom and winch truck used for erection of structural steel and moving and setting of heavy machinery; 3 drum hoist; Welders; Mechanics; Locomotive; Dredge (leverman).
 GROUP 2 - 1 and 2 drum hoists; air and electric tuggers (on power plants or settling steel or grating); Economobiles; Plant mixer; Farm type tractors (with loaders, backhoes, attachments, etc.); Scrapers (towpull, etc.); Endloaders; Dredge (engineer); Side boom and winch truck other than Group #1; Motor

DECISION NO. IA75-4046

PATROL: Balliszers; Push cat; Truck cranes & cherry pickers (15 tons and under); Concrete mixers (1 yard and over); Ditching machine (8' and over); Fork lifts (on steel erection and machinery moving or hoisting above one complete story); Concrete pump; Dewatering pump; Temporary hoist cage operated; Second man on locomotive.

GROUP 3 - Tractors (under 35 h.p.) with or without attachments; Endloaders (under 35 h.p.) with or without attachments; Air Compressors (over 125 c.f.m.); Pumps 3" or over; Welding machines 500 amps or combination thereof; Conveyors; Fireman (Boiler); Generator (75 kw and over); Fork lifts (other than above Group #2); Granite machine; Self-propelled rollers; Stump chippers; Self-propelled tampers; Air and electric tuggers (other than above); Ditching machine under 8".

GROUP 4 - Oilers; Mechanical Heaters; Truck Crane Drivers; Permanent elevators.

SUPPLEMENTAL DECISION

STATE: Mississippi
 DECISION NO.: MS75-1013
 SUPERSEDES DECISION NO. 42-1041 in 39 FE 36996 dated September 27, 1974
 DESCRIPTION OF WORK: Building construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy, sewer, water & highway construction.

COUNTIES: Harrison, Hancock, Jackson, & Pearl River

MS75-1013 P.2

BUILDING & HEAVY CONSTRUCTION

Asbestos Workers (Pearl River and Hancock)
 Asbestos Workers (Jackson and Harrison)
 Boilermakers
 Bricklayers
 Stonemasons
 Marble Masons
 Terrazzo Workers
 Tile Setters
 Plasterers
 Electricians
 Caulbers & Pointers
 Cement Masons
 Carpenters
 Soft Floor Layers
 Millwrights
 Electricians
 Cable Splicers
 Elevator Constructors
 Helpers
 Helpers (probationary)
 Glaziers
 Ironworkers
 Structural Ornamental & Reinforcing
 Laborers
 Asphalt Bakers, Mason Tenders, Mortar Mixers, Masonry Cleaners, Pipelayers (sewer, Power Sew Oper.) Pipe Wrapping, Power Post Hole Drillers, Railroad Men, Sand Blasting, and Vibrator-Jackhammer
 Lathers
 Lins Construction
 Linemen
 Cable Splicers

	Basic Hourly Rates	Fringe Benefits Payments			Apr. Tr.
		H & V	Pensions	Vacation	
Painters (Jackson County): Commercial	5.83				.05
Brush	6.00				.05
Roller	6.68				.05
Spray	6.55				.05
Industrial Brush	7.80				.05
Spray & Sandblasting					
Painters (Hancock, Harrison Pearl River): Commercial	5.30				.03
Brush & Roller	6.55				.03
Spray	5.55				.03
Structural Steel under 30'					
Brush & Roller	8.63	.30	.35		.03
Spray	8.88	.30	.35		.03
Piledrivemen on Creosote Material	8.35	.31	.25		.01
Plumbers & Steamfitters					
Roofers:					
Roofers	6.55		10		
Helpers	4.48				
Kettlemen	5.00				
Sheet Metal Workers	7.315	.25	.40	.25	.10
Sprinkler Fitters	8.60	.50	.70		.08

PAID HOLIDAYS:
 A-New Year's Day
 B-Labor Day
 C-Memorial Day
 D-Thanksgiving Day
 E-Independence Day
 F-Christmas Day

FOOTNOTES:

- Holidays: A through F
- Employer contributes 1/8% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.
- Holidays: Labor Day, Mardi Gras Day, provided the employee works at least one day out of the 3 workdays prior to the paid holiday, and the first workday after the paid holiday.

	Basic Hourly Rates	Fringe Benefits Payments			Apr. Tr.
		H & V	Pensions	Vacation	
	7.25	.40	.90		
	8.60	.395	.75	0	.02
	7.50	.40	.90		.02
	7.30		.15		
	7.30		.15		
	7.30		.15		
	7.20		.15		
	7.20		.15		
	7.30		.15		
	7.30		.15		
	6.68		.15		
	7.00				
	7.00				
	7.32				
	8.05	.25	7/8+.20		1/8%
	8.30	.25	7/8+.20		1/8%
	6.89	.445	.29	2/4+.20	.015
	4.82	.445	.29	2/4+.20	.015
	3.445				
	5.00				
	8.77	.30	.35		
	4.35	10	.10		
	4.50	10	.10		.01
	6.00		10		
	8.05	.25	7/8+.20		1/8%
	8.30	.25	7/8+.20		1/8%

MST5-1013 P.4

BUILDING AND HEAVY CONSTRUCTION

POWER EQUIPMENT OPERATORS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5
- GROUP 6

Basic Hourly Rates	Fringe Benefits Payments		
	M & W	Penalties	Vacation
\$7.75	.25		.25
6.80	.25		.25
6.55	.25		.25
6.00	.25		.25
5.45	.25		.25
5.05	.25		.25

GROUP 1: Engineer - operating under air pressure

GROUP 2: Mechanic

GROUP 3:

Air tugger (2 arm), asphalt plant, buckhoe, blacksmith, boom tractor, ballcozer, central mixing plant, cherry picker, clamshell, crane, derrack, derrick boat, derrick car, dragline, dredge, elevating grader, excavator (power belt), fork lift, hoist (2 arm), locomotive engineer, marine engineer (chief), master pilot, miscellaneous, motor patrol & similar type equipment, paver (2 C.F. or larger), piledriver, recharger, running greaser (1st), scoop (excimer), scraper, shovel, trenching machine (over 18' bucket line width), trowel, bulldozer, similar pulltype scrapers, excavator and similar earthmovers, welder, welding machines or S/W pumps (2 to 6), well driller, well point pumps

GROUP 4:

Air tugger, asphalt spreader (bituminous distributor) asphalt spreader (bituminous mixer), backfilling machine, conveyor, drill (earth), finishing machine, fireman, heating plant, hoist, marine engineer (assistant), mixer, payloader, and similar endloaders, pilot, power generating plant, pump (concrete), roller, scoopmobile, tractor (with power take-off), trenching machine (18' or smaller bucket line width), tugboat, well driller (1st helper), winch truck

GROUP 5:

Air compressor, form grader, locomotive hostler, mechanic helper, oiler (truck crane), pump, roughneck, tractor (without attachments), welding machine

GROUP 6:

Batch scale, motorboat (in or outboard), oiler, steerman

MST5-1013 P.3

BUILDING AND HEAVY CONSTRUCTION

TRUCK DRIVERS

- GROUP I
- GROUP II
- GROUP III
- GROUP IV
- GROUP V
- GROUP VI
- GROUP VII

Basic Hourly Rates	Fringe Benefits Payments		
	M & W	Penalties	Vacation
\$6.20	.30	.35	
6.78	.30	.35	
8.06	.30	.35	
8.76	.30	.35	
5.45	.30	.35	
6.20	.30	.35	
6.51	.30	.35	

GROUP I: Truck drivers on equipment up to but not including 1 1/2 tons, station wagons, jeeps and automobiles, truck spotters, general warehousemen.

GROUP II: Truck drivers on equipment 1 1/2 tons and up to but not including 5 tons

GROUP III: Truck drivers on equipment rated 5 tons or 6 yards and over, including heavy equipment such as pole trucks, mix or coming wagons, dumpsters semi-drivers, agitators, rock carriers, dumpsey dumps, euclid trucks, forklift trucks in warehouse and similar equipment such as tractors, 10 wheelers, jeeps or dump trucks or pickup trucks pulling two or four wheel trailers hauling equipment.

GROUP IV: Mechanics

GROUP V: Truck helpers

GROUP VI: Truck helpers when unloading creosote or Depertox Materials

GROUP VII: Mechanics helpers.

MS75-1013 P.5

Highway, Sewer and Water Construction

Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & V	Pensions	Vacation	
3.00				
2.75				
4.25				
3.75				
3.50				
4.00				
5.40				
2.80				
2.25				
4.00				
3.30				
2.10				
3.90				
3.90				
3.00				
2.75				
2.50				
3.70				

POWER EQUIPMENT OPERATORS:

*1/2 frame truck (winch)	2.40			
Aggregate spreader operator	3.00			
Air compressor operator	2.60			
Asphalt distributor-spreader operator	3.00			
Asphalt plant	3.50			
Backhoe shovel operator	3.50			
Bulldozer operator	3.25			
Concrete batch plant operator	3.25			
Concrete Spreader machine operator	3.00			
Concrete finishing machine op.	3.50			
Concrete paving machine op.	3.30			
Crane, dragline operator	4.00			
Crusher feeder operator	3.00			
Curing machine operator	3.00			
Earth sugar	2.75			
Fireman	3.00			
Guard rail post driver	2.75			
Joint filler	3.00			
Loader operator (all types)	3.50			
Mechanic	3.75			
Mixer operator (all types)	3.00			

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Basic Hourly Rates	Fringe Benefits Payments			App. To
	H & V	Pensions	Vacation	
3.75				
2.50				
2.75				
4.00				
2.80				
2.75				
2.85				
3.25				
4.00				
3.50				
2.75				
2.75				
2.50				
3.00				

Motor patrol operator
 Mud-jack operator
 Mulcher operator
 Oiler-greaser
 Piledriverman operator
 Pipelayer
 Roller operator (self-propelled)
 Seales (all types)
 Scraper operator
 Striping machine operator
 Sub grader machine operator
 Tractor operator (track type)
 Tractor operator (wheel type)
 Trenching machine

SUPPLEMENTAL DECISION

STATE: North Carolina
 COUNTY: Statewide
 DECISION NUMBER: NC75-1015
 DATE: Date of Publication
 Superesdes Decision No. NC75-1001 dated January 3, 1975 in 40 FR 939.
 DESCRIPTION OF WORK: Heavy and Highway Construction.

NC75-1015 P. 2

1-NC-3-a (2-2)

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
Power Equipment Operators (cont'd):				
Loader operator	\$3.48			
Machine - concrete curing	3.25			
Motor grader:				
Fine	4.07			
Bough	3.83			
Power tool operator	3.41			
Rollers:				
Bough	2.84			
Finish	3.22			
Scrapers	3.60			
Spread, asphalt	3.48			
Stone spreader	3.26			
Subgrader machines	3.75			
Sweeper	2.71			
Tractor, crawler	3.60			
Tractor, utility	3.00			
Weighman (truck scale)	2.71			
Truck Drivers:				
Single axle (rear)	2.75			
Multi rear axle	2.87			
Concrete	3.26			
Heavy duty	3.00			
Welder	3.50			

1-NC-3-a (1-2)

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pension	Vacation	
Asphalt laydown man	\$2.71			
Asphalt raker	3.13			
Buller - curb & gutter	2.71			
Carpenters	3.88			
Carpenters' helper	3.18			
Concrete finishers	3.76			
Concrete rubber	2.75			
Electricians	4.93			
Form setters (road)	3.36			
Ironworkers, reinforcing	3.00			
Laborers	2.71			
Lateman	2.71			
Masons	3.75			
Mechanics	4.04			
Mechanics' helpers	3.25			
Oilers	3.08			
Painters, bridge	6.00			
Piledriver leadman	3.00			
Pipelayers	3.09			
Plumbers	4.96			
Powderman	3.25			
Power Equipment Operators:				
Asphalt distributors	3.51			
Asphalt pavers	3.62			
Bulldozers	3.74			
Bulldozers (utility)	2.98			
Concrete finishing machine	3.70			
Concrete paver	4.72			
Concrete plant	3.75			
Concrete saw	3.00			
Concrete spreader	3.65			
Cranes, backhoes, draglines & shovels:				
1 yd. & under	3.64			
Over 1 yd.	4.06			
Crusher feeder	2.91			
Curb machine	3.65			
Drill operator	3.00			
Form grader	4.00			
Greaseman	3.33			
Hydro seeder	2.89			

SD75-5013 P. 2

SUPERSEDES DECISION

STATE: South Dakota
 COUNTY: Statewide
 DECISION NUMBER: SD75-5013
 SUPERSEDES DECISIONS Nos. AR-1049 in 39 FR 41163 dated November 22, 1974,
 and AR-1050 in 39 FR 41164 dated November 22, 1974.
 DESCRIPTION OF WORK: Heavy and Highway Construction

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
Concrete Finisher	\$ 4.66				
Form Builder	4.66				
Form Setter	4.66				
Painter	3.86				
LABORERS:					
Air tool operator	3.46				
Common laborer	3.46				
Landscape workers	3.46				
Form builder helpers (bridge and culvert)	3.86				
Manhole builder	4.40				
Piledriver (leadman)	4.30				
Pipelayer (other than culvert)	4.30				
Powderman (blaster)	5.10				
POWER EQUIPMENT OPERATORS:					
Asphalt distributor	4.60				
Asphalt distributor helper	3.86				
Asphalt paving machine	4.70				
Asphalt paving machine helper	3.46				
Asphalt plant helper	3.46				
Asphalt plant, stationary and traveling	4.70				
Auger operator (truck type)	3.86				
Automatic fine grader operator	4.80				
Beginner Operator (1 year or less experience as Power Equipment Op.)	4.00				
Broom, self-propelled	3.86				
Bulldozer, 80 h.p. or less	4.20				
Bulldozer, over 80 h.p.	4.70				
Bullfloat machine	4.50				
Concrete batch plant	4.70				
Concrete mixer	4.00				
Concrete paver	5.10				
Concrete paving cure machine	4.10				
Concrete paving finishing machine	4.80				
Concrete paving form grader	4.80				
Concrete paving joint machine	4.60				
Concrete paving joint sealer	4.10				
Concrete paving saw	4.50				
Concrete paving spreader	4.80				
Concrete paving subgrader	4.70				
Conveyor	3.46				
Cranes, Derricks, Draglines, Pile-drivers, Backhoes and Shovels, 1 1/4 cu. yds. or less	4.70				
Cranes, Derricks, Draglines, Pile-drivers, Backhoes and Shovels, over 1 1/4 cu. yds.	5.10				

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Pensions	Vacation	
POWER EQUIPMENT OPERATORS (Cont'd):					
Crusher (incl. those with integral screening plant)	\$ 4.70				
Curb machine	4.10				
Firman (boiler and retort)	3.90				
Front End Loader, 1 1/4 cu. yds. or less	4.00				
Front End Loader, 1 1/4 cu. yds. to 3 1/4 cu. yds.	4.50				
Front End Loader, over 3 1/4 cu. yds.	4.70				
Mechanic, heavy duty	5.00				
Mechanic, helper	4.00				
Mechanic, maintenance	4.50				
Motor grader, (finish)	5.10				
Motor grader, (rough)	4.60				
Oiler and greaser	4.50				
Roller, self-propelled (hot mix)	4.20				
Roller, self-propelled (other)	3.86				
Roller, sheepfoot or 50 ton pneumatic	4.20				
Scrapers	5.30				
Spreader (materials)	4.50				
Stationary plant	4.10				
Tractor (crawler or pneumatic)	4.10				
Tractor, farm type w/attachments (including loader)	3.46				
Tractor - push	4.90				
Traveling plant (stabilization)	4.70				
Traveling plant, helper	3.46				
Trenching machine	4.50				
Wagon drill (including airtrac-trac-drill, etc.)	4.50				
TRUCK DRIVERS:					
Build or dumpor	3.82				
Truck crane	3.72				
Truck driver, single axle	3.46				
Truck driver, tandem or semi-trailer	3.62				
WELDER:					
Welder, certified	4.80				
Welder, general	4.50				

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SOUTH DAKOTA - LINE CONSTRUCTION

LINE CONSTRUCTION

	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & W	Retiremen	Vacation	
<p><u>GROUP I</u> Cable Splicer; Lineman; Tractor dozer operator (D-4 and larger) all rigs erecting steel tower and "m" fixtures, also tension-pulling machines</p>	\$ 8.30	.35	11		1/21
<p><u>GROUP II</u> Groundman - operating special equipment hole digging machines; Aerial baskets on energized circuits; Tractors (D-4) and larger; Transmission line pole hauling; all Fifth wheel trucks and other setting and assembly equipment excluding steel tower and "m" fixtures erection</p>	6.69	.35	11		1/21
<p><u>GROUP III</u> Groundman-Truck or tractor driver (with winch); Operators of trucks up to and including 2 1/2 tons; Tractor including D-2 and smaller; Including wheel tractors and crawler tractors</p>	5.58	.35	11		1/21
<p><u>GROUP IV</u> Groundman-Truck or tractor driver (without winch); Operators of trucks up to and including 2 1/2 tons; D-2 and smaller; Including wheel tractors and crawler tractors; Groundmen</p>	5.13	.35	11		1/21

SUPERSEDES DECISION

STATE: Washington
 DECISION NUMBER: WA75-3006
 SUPERSEDES DECISION No. AR-1051 dated December 6, 1974, in 39 FR 42832
 DESCRIPTION OF WORK: Building Construction (excluding single family homes and garden type apartments, up to and including a stories), heavy and highway construction and dredging

COUNTIES: Statewide
 DATE: Date of Publication

ASBESTOS WORKERS:

Chelan, Clallam, Douglas, Grays Harbor, Island, Jefferson, King, Kittitas, Lewis, Mason, Okanogan, Pacific (Northern portion), Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom and Yakima Counties
 Clark, Cowlitz, Klickitat, Pacific, (Southern portion), Skamania and Wahkiakum Counties
 Remaining Counties

BOILERMAKERS:

BRICKLAYERS:
 Adams (except City of Othello), Asotin, Columbia, Ferry, Garfield, Lincoln, Pend Oreille, Spokane, Stevens and Whitman Counties and Grand Coulee Dam area in Okanogan County
 Benton, Franklin, and Walla Walla Counties
 Chelan, Douglas, and Okanogan (except area of Grand Coulee Dam)

Clallam, Island, Jefferson, King, Kitsap, Snohomish and Skagit (South of the Cities of Burlington, Sedro-Woolley and Concrete) Counties
 Clark, Cowlitz, Pacific (Southern portion), Skamania, Wahkiakum Counties and ten mile strip bordering the Columbia River in Klickitat County
 Grant County and that portion of Adams County including the City of Othello

Kittitas, Yakima and Klickitat (except a ten-mile strip bordering the Columbia River) Counties
 Lewis, Mason and Thurston Counties
 Pierce County
 San Juan, Skagit (including Cities of Burlington, Sedro-Woolley, and Concrete and north thereof), and Whatcom Counties

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Pension	Vacation	
\$7.89	.50	.55		.045
8.04	.50	.55		.045
8.09	.50	.55		.045
8.14	.50	.55		.045
8.29	.50	.55		.045
8.39	.50	.55		.045
8.15	.50	.60	.20	.02
8.25	.50	.60	.20	.02
8.28	.50	.60	.20	.02
8.65	.50	.60	.20	.02
8.31	.50	.60	.20	.02
8.35	.50	.60	.20	.02
8.15	.50	.60	.20	.02
7.79	.55	.65	.35	.03
7.89	.55	.65	.35	.03
7.94	.55	.65	.35	.03
7.99	.55	.65	.35	.03
8.04	.55	.65	.35	.03
7.24	.55	.40	.35	.03

CARPENTERS:

All Counties and parts of Counties east of the 120th Meridian (except those parts of Kittitas, Klickitat and Yakima)
 Carpenters
 Piledriver; Floor Sanders; Saw Filers; Stationary Power Wood-working Tool Operator
 Shingler (wood or composition)
 Boom Men; Carpenters (creosoted material)
 Piledriver (creosoted material)
 Millwright and Machine Erector
 All Counties and parts of Counties west of the 120th Meridian except Clark, Cowlitz, Klickitat, Pacific (southern portion), Skamania and Wahkiakum Counties

Carpenters
 Carpenters on creosoted material
 Sawfilers; Stationary power saws
 Floor Finisher; Floor Layer; Shingles; Floor Sander and other stationary power wood-working tools
 Millwrights and Machine Erectors;
 Piledrivers; Bridge, dock and wharf builders
 Accountical Workers
 Boommen
 Drywall Applicators
 Clark, Cowlitz, Klickitat, Pacific (southern portion), Skamania and Wahkiakum Counties
 Carpenters; Form Stripper; Non-hole builders; Accountical applicators
 Piledrivers, bridge, dock and wharf builders
 Floor layers; Floor finishers;
 Stationary power saw operator
 Boommen
 Millwrights; Machine Erectors
 Drywall Applicator

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Basic Hourly Rates	Fringe Benefits Payments	H & V	Fringe Benefits Payments		App. Tr.										
			Fixed	Variable											
\$8.86 9.75	ELECTRICIANS: (Cont'd) Cowlitz and Wahkiakum Counties Electricians Cable Splicers Grays Harbor, Lewis, Mason, Pierce, Pacific and Thurston Cos Electricians Cable Splicers Island, San Juan, Skagit, Snohomish and Whatcom Counties Electricians ELEVATOR CONSTRUCTORS: Adams, Asotin, Benton, Columbia, Douglas, Ferry, Franklin, Fairfield, Grant, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, and Whitman Counties Elevator Constructors Elevator Constructors' Helpers Elevator Constructors' Helpers (Prob.)	.25 .25	1% 1%	5% 5%	.02 .02										
						8.92 9.81	.45 .45	1%+.45 1%+.45	.36 .36	.04 .04					
											8.93 9.82	.45 .45	1%+.40 1%+.40	.01 .01	
8.975 70LJR	.445 .445	.29 .29	3%+.4 3%+.4		8.975 70LJR										
50LJR					50LJR										
9.275 70LJR 50LJR	Chelan, Clallam, Grays Harbor, Island, Jefferson, King, Kitsap, Kittitas, Lewis, Mason, Pacific, (northern portion), Pierce, San Juan, Skagit, Snohomish, Thurston, Whatcom and Yakima Cos. Elevator Constructors Elevator Constructors' Helpers Elevator Constructors' Helpers (Prob.) Clark, Cowlitz, Klickitat, Pacific, (southern portion), Skamania and Wahkiakum Counties Elevator Constructors Elevator Constructors' Helpers Elevator Constructors' Helpers (Prob.)	.445 .445	.29 .29	3%+.4 3%+.4		9.275 70LJR									
						50LJR			50LJR						
						7.97 70LJR 50LJR	ELECTRICIANS: Adams, Asotin, Benton, Columbia, Douglas, Ferry, Franklin, Fairfield, Grant, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, and Whitman Counties Elevator Constructors Elevator Constructors' Helpers Elevator Constructors' Helpers (Prob.)	.395 .395	.26 .26	2%+.4 2%+.4		7.97 70LJR			
												50LJR			50LJR

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Basic Hourly Rates	Fringe Benefits Payments	H & V	Fringe Benefits Payments		App. Tr.				
			Fixed	Variable					
\$7.83	CEMENT MASONS: Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Kittitas (except for western portion lying one mile west of City of Easton), Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman and Yakima Counties Clallam, Grays Harbor, Island, Jefferson, King (except City of Auburn), Kitsap, Kittitas, (western portion lying one mile west of the City of Easton), Mason, Pacific (southern portion), San Juan, Skagit, Snohomish, and Whatcom Counties Clark, Cowlitz, Klickitat, Pacific (southern portion), Skamania and Wahkiakum Counties Lewis, Pierce, Thurston and the City of Auburn in King County	.45	.60	.04					
						8.18	.50	.60	.01
						7.14	.35	.35	.03
7.20	.40	.50	.02						
8.05 8.45	ELECTRICIANS: Adams, Ferry, Lincoln, Pend Oreille, Spokane, Stevens and Whitman Counties Electricians Cable Splicers Asotin, Benton, Columbia, Franklin, Garfield, Kittitas, Walla Walla and Yakima Counties Electricians Cable Splicers Chelan, Douglas, Grant and Okanogan Counties Electricians Cable Splicers Clallam, Jefferson, King and Kitsap Counties Electricians Cable Splicers Clark, Klickitat and Skamania Cos. Electricians Cable Splicers	.35 .35	1%+.40 1%+.40	.02 .02		8.05 8.45			
						8.95 9.85	.35 .35	1%+.40 1%+.40	.02 .02
8.55 9.61		.35 .35	1%+.40 1%+.40	.02 .02		8.55 9.61			
9.45 10.385		.25 .25	1%+.40 1%+.40	.03 .03		9.45 10.385			
9.60 10.35		.45 .45	1%+.40 1%+.40	.02 .02		9.60 10.35			

NOTICES

	Fringe Benefits Payments				App. Tr.
	H & W	Pensions	Vacation		
GLAZIERS: Adams (Northern Eastern half), Lincoln (Eastern half), Fend Oreille, Spokane, and Stevens Counties Benton, Columbia, Franklin and Walla Walla Counties Adams (Southwestern corner), Chelan, Douglas, Grant, Lincoln, (Western half) and Okanogan Cos., Clallam, Island, Jefferson, King, Kitsap, Lewis, Mason, Pacific (Northern portion), Pierce, San Juan, Snohomish and Thurston Cos. Clark, Cowlitz, Klickitat, Pacific (Southern portion), Skamania and Wahkiakum Counties Kittitas and Yakima Counties	\$6,345 6.51 6.57 7.20 7.20 6.41	.25 .25 .21 .22 .26 .25	.28 .40 .36 b 6.5%		
IRONWORKERS: Statewide except Clark, Cowlitz, Klickitat, Pacific (Southern portion), Skamania and Wahkiakum Counties Reinforcing; Structural; Fence Erectors; Ornamental; Riggers and Signalmen Clark, Cowlitz, Klickitat, Pacific (Southern portion), Skamania and Wahkiakum Counties Reinforcing; Structural; Fence Erectors; Ornamental; Riggers; Signalmen	9.15 8.90	.48 .48	.80 .80		.05 .05
LATERS: Adams, Asotin, Benton, Chelan, Columbia, Ferry, Franklin, Garfield, Grant, Lincoln, Okanogan, Fend Oreille, Spokane, and Yakima Counties Clallam, Island, Jefferson, King, Kitsap, Pacific (Northern portion), San Juan, Skagit, Snohomish and Whatcom Counties Pierce County	7.93 7.50 7.25	.40 .40 .40			.02

	Fringe Benefits Payments				App. Tr.
	H & W	Pensions	Vacation		
MARBLE SETTERS: Adams (except that portion incl. the City of Othello), Asotin, Columbia, Ferry, Garfield, Lincoln, Fend Oreille, Spokane, Stevens, and Whitman Counties, and Grand Coulee Dam Area in Okanogan County Benton, Franklin, and Walla Walla Counties Chelan, Douglas, and Okanogan (except area of Grand Coulee Dam) Clallam, Island, Jefferson, King, Kitsap, Snohomish and Skagit (South of the Cities of Burlington, Sedro-Woolley and Concrete) Counties Clark, Cowlitz, Pacific (southern portion), Skamania, Wahkiakum Counties and a ten mile strip bordering the Columbia River in Klickitat County Grant County and that portion of Adams County including the City of Othello Kittitas, Yakima and Klickitat (except ten mile strip bordering the Columbia River) Counties Lewis, Mason and Thurston Counties Pierce County San Juan, Skagit (incl. the Cities of Burlington, Sedro-Woolley, Concrete and north thereof) and Whatcom Counties MARBLE, TILE & TERRAZZO WORKERS HELPERS: All Counties east of the Cascade Mountain Range in Washington Remaining Counties west of the Cascade Mountain Range (except Clark, Cowlitz, Klickitat, Pacific (southern portion), Skamania, and Wahkiakum Counties) Clark, Cowlitz, Klickitat, Southern portion of Pacific, Skamania and Wahkiakum Counties	\$8.66 8.70 7.79 9.02 9.00 8.25 7.25 7.65 8.94 9.10	.35 .40 .45 .55 .45 .45 .50 .40 .55 .45	.40 .50 .40 .35 .45 .45 .50 .30 .45 .45		.04 .25 .02 .08 .02 .02 .80

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Basic Hourly Rates	Fringe Benefits Payments			App. Th.
	H & V	Pensions	Vacation	
\$7.95	.31	.45		.02
8.20	.31	.45		.02
8.30	.31	.45		.02
8.35	.31	.45		.02
8.48	.40			
6.80	.40			
8.41	.45	.70		.04
8.30	.50	.60		.01
7.15	.40	.50		.02
7.35	.45	.65		.02

PAINTERS: (Cont'd)
 Kittitas and Yakima Counties
 Brush
 Spray; Steel; Roller 9" or 10' handles; Drywall Taper; Steam Cleaning
 Swing Stage over 30' high
 Bitumastic; Bridges; Towers; Tanks on legs; Steeples; Stacks; Sandblasting
 PLASTERERS:
 Adams, Asotin, Benton, Columbia, Ferry, Franklin, Garfield, Grant, Kittitas (including the City of Ellensburg and south thereof); Lincoln, Fend Oreille, Spokane, Stevens, Walla Walla, Whitman, and Yakima Counties
 Chelan, Douglas, Kittitas (north of the City of Ellensburg), and Okanogan Counties
 Clallam, Island, Jefferson, King, (except the City of Kent), Kitsap, Pacific (Northern portion), San Juan, Skagit and Snohomish Counties
 Clark, Coville, Klickitat, Pacific (southern portion), Skamania and Wabkiakum Counties
 Grays Harbor, King (City of Kent), Lewis, Mason, Pierce and Thurston Counties
 PLASTERERS' TENDERS:
 All Counties and portions of Counties East of the 120th Meridian

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Basic Hourly Rates	Fringe Benefits Payments			App. Th.
	H & V	Pensions	Vacation	
\$6.85	.68	.80		.07
8.06	.25	.45		.01
8.31	.25	.45		.01
8.41	.25	.45		.01
8.46	.25	.45		.01
7.77	.35	.45	.30	.03
8.02	.35	.45	.30	.03
8.27	.35	.45	.30	.03
8.77	.35	.45	.30	.03
7.81	.49	.40	.50	.06
7.75	.40	.49		.02
8.00	.40	.49		.02

MASON TENDERS:
 Clark, Coville, Klickitat, Pacific (southern portion), Skamania and Wabkiakum Counties (including tenders to plasterers, bricklayers, tile setters, marble setters, and terrazzo workers; topping for cement finishers and mortar mixers)
 PAINTERS:
 Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Lincoln, Okanogan, Fend Oreille, Spokane, Stevens, Walla Walla, and Whitman Counties
 Brush
 Steel; Spray; Steam Cleaning; Roller over 9" or 10' handle; Drywall Taper
 Swing Stage work or high rate (over 30')
 Bitumastic; Sandblasting; Bridges; Tanks on legs; Towers; Stacks; Steeples
 Clark, Coville, Klickitat, Pacific (southern portion), Skamania and Wabkiakum Counties
 Brush
 Spray; High towers, ground to 100'
 High work over 100'; High towers ground to 300'
 High towers, ground to over 300'
 Drywall Tapers
 Grays Harbor, Island, Jefferson, King, Kitsap, Lewis, Mason, Pierce, San Juan, Skagit, Snohomish, Thurston, Pacific (Northern portion) and Whatcom Counties
 Brush; Drywall Tapers
 Spray; Structural Steel; Bridge; Sandblasting; Stacks; Steam Cleaning; Steeples; Swing Stage; Tanks on legs; Tower; Toxic Material

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Retiree	Vacation	
\$9.61	.56	.95	.75	.06
8.45	.30	.15		
7.45				
7.35	.20	.30		
8.45	.30	.20		
8.70	.30	.20		
7.80	.45	.75		
8.30	.45	.75		
8.55	.45	.75		
8.05	.32	.78	.50	
8.16	.37	.785	.47	.02
7.73	.48	.34	.31	.02
9.20	.37	.765	.47	.02
9.53	.47	.50		.02
7.90	.32	.40		.03
8.56	.42	.785		.02

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & V	Retiree	Vacation	
10.11	.33	.85	.62	.10
9.60	.33	.85	.60	.10
9.37	.70	1.00		.08

PLUMBERS:

Chelan, Clallam, King, Kittitas (north of 47°15' N. Lat.), Douglas (west of 119°30' W. Long.), Jefferson and Okanogan (except the area lying between 119°30' W. Long. and south of 48°30' N. Lat.) Counties Adams (except area between a line drawn south from the western boundary of Ferry County to Highway #10 eastward to Whitman County), Asotin, Benton, Columbia, Franklin, Garfield, Grant, Klickitat, Walla Walla, Yakima, Douglas (east of 119°30' W. Long.), Ferry (west of a line drawn from Creston in Lincoln County northward to the Canadian Border), Kittitas (south of 47° 15' N. Lat.), Lincoln (west of a line drawn from Schrag in Adams County northward to the Ferry County Line), and Okanogan (east of 119°30' N. Lat.) Counties Adams (area between a line drawn south from the western boundary of Ferry County to Highway #10 and eastward to Whitman County), Asotin, Cowlitz, Ferry (east of a line drawn from Creston in Lincoln County northward to the Canadian Border), Grays Harbor, Kitsap, Lewis, Lincoln (east of a line drawn from Schrag in Adams County northward to the Ferry County line), Mason, Pend Oreille, Pierce, Skagit, Snohomish, Wabkiakum, Whatcom, Thurston, Clark and Shamasia (those portions lying north of an east-west line drawn through Woodland eastward to the Klickitat County line)Cos. Clark and Shamasia Counties south of an east-west line drawn through Woodland eastward to the Klickitat County line.

ROOFERS:

Adams, Chelan, Douglas, Ferry, Grant, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens and Whitman Counties Asotin, and Garfield Counties Benton, Franklin, Kittitas, Klickitat, and Yakima Counties Roofers; Kettlemen; Waterproofer; Shinglers; Spraying Clallam, Cowlitz, Grays Harbor, Island, Jefferson, King, Kitsap, Lewis, Mason, Pacific, Pierce, San Juan, Skagit, Snohomish, Thurston, Wabkiakum and Whatcom Counties Roofers; Waterproofer; Slate and Tile Roofers Clark, and Shamasia Counties Roofers Handling of irritating material (coal, tar or epoxy) in unconfined area Handling of irritating material (coal, tar or epoxy) in confined area

SHEET METAL WORKERS:

Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Kittitas, Klickitat, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman and Yakima Counties Clallam, Jefferson, Kitsap and Mason Counties Clark and Shamasia Counties Cowlitz, Grays Harbor, Lewis, Pacific, Pierce, Thurston and Wabkiakum Counties King County Island and Snohomish Counties Whatcom, Skagit and San Juan Cos.

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Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Private	Victims	
SOFT FLOOR LAYERS: Adams, Asotin, Chelan, Columbia, Douglas, Ferry, Garfield, Grant, Kittitas, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, and Whitman Counties Benton, Franklin and Walla Walla Counties Clallam, Island, Jefferson, Lewis, San Juan, Skagit, and Whatcom Counties Clark, Cowlitz, Klickitat, Pacific (southern portion), Skamania and Wahkiakum Counties Grays Harbor, Mason, Pacific (northern portion), Pierce and Thurston Counties King, Kitsap and Snohomish Cos. Yakima and Kittitas Counties	.25 .25 .36 .45 .36 .36 .25	.25 .40 .60 .45 .60 .60 .25	.46 .46 .05 .05 .23	.05 .05 .05 .05
SPRINKLER FITTERS: Skagit, Snohomish, King, Island, Kitsap, Pierce, and Thurston Cos. Remaining Counties	.50 .50	.70 .70		.07 .08
TERS&AZO WORKERS: Adams (except that portion incl. the City of Othello), Asotin, Columbia, Ferry, Garfield, Lincoln, Pend Oreille, Spokane, Stevens, Whitman and Grand Coulee Dam area in Okanogan County Benton, Franklin, and Walla Walla Counties Chelan, Douglas, Okanogan (except area of Grand Coulee Dam) Clallam, Island, Jefferson, King, Kitsap, Skagit, (south of the Cities of Burlington, Sedro-Woolley and Concrete) and Snohomish Counties Grant County and that portion of Adams County including the City of Othello	7.95 7.53 7.34 7.35 8.75 7.35 7.35 8.75 7.35	.35 .40 .50 .40 .50 .40 .45 .55 .40		.25 .25 .25

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Private	Victims	
TERS&AZO WORKERS: (Cont'd) Kittitas, Klickitat (except ten-mile strip bordering Columbia River), Yakima Counties Lewis, Mason and Thurston Counties Pierce County San Juan, Skagit (including the Cities of Burlington, Sedro-Woolley, Concrete and north thereof) and Whatcom Counties Adams (except that portion incl. the City of Othello), Asotin, Columbia, Ferry, Garfield, Lincoln, Pend Oreille, Spokane, Stevens, Whitman and Grand Coulee Dam area in Okanogan Co. Benton, Franklin, and Walla Walla Counties Chelan, Douglas, Okanogan (except area of Grand Coulee Dam) Clallam, Island, Jefferson, King, Kitsap, Skagit (south of the Cities of Burlington, Sedro-Woolley and Concrete) and Snohomish Counties Clark, Cowlitz, Pacific (southern portion), Skamania, Wahkiakum and a ten-mile strip bordering the Columbia River in Klickitat County Grant County and that portion of Adams County incl. the City of Othello Kittitas, Klickitat (except ten-mile strip bordering the Columbia River) and Yakima Cos. Lewis, Mason and Thurston Cos. Pierce County WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.	.50 .40 .55 .40 8.15 8.15 7.95 7.53 7.34 8.75 7.35 7.35 7.25 7.65 8.68	.50 .30 .45 .45 .45 .40 .35 .40 .45 .35 .40 .50 .40 .35 .45	.25 .25 .25 .25	.02 .02

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***STATEWIDE -**

Where Pacific County is stated as "Northern portion" or "Southern portion" such areas are defined as follows:

Pacific (Northern portion) - North of Wabbiakum County Northern boundary extended due West to the Pacific Ocean

Pacific (Southern portion) - South of Wabbiakum County Northern boundary extended due West to the Pacific Ocean

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. Two weeks' vacation with pay after 1 year of employment. Also seven Paid Holidays: A through F plus Washington's Birthday.
- c. 4% of all gross wages to be placed to the credit of the employee with less than one year's service - 6% of all gross wages to be placed to the credit of the employee with more than one year of service.

LINE CONSTRUCTION

Cable Splicers; Leadman Pole Sprayer
 Lineman; Pole Sprayer; Heavy Line Equipment Man; Certified Lineman
 Welder
 Tree Trimmer
 Line Equipment Man
 Head Groundman (chipper); Head Groundman; Fowderman; Jackhammer Man
 Groundman; Tree Trimmer Helper
 Hole Digger

	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & V	Pensions	Vacation	
	\$9.68	.35	1%	.10	1/72
	8.74	.35	1%	.10	1/72
	7.88	.35	1%	.10	1/72
	7.52	.35	1%	.10	1/72
	6.56	.35	1%	.10	1/72
	6.18	.35	1%	.10	1/72
	5.91	.35	1%	.10	1/72

LABRESS (Area 1)

(All Counties and portions of Counties East of the 120th Meridian)

Group	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & V	Pensions	Vacation	
Group 1	\$6.55	.40	.55		.02
Group 2	6.70	.40	.55		.02
Group 3	6.80	.40	.55		.02
Group 4	6.85	.40	.55		.02
Group 5	6.90	.40	.55		.02
Group 6	6.95	.40	.55		.02
Group 7	7.00	.40	.55		.02
Group 8	7.20	.40	.55		.02
Group 9:					
Class A	6.60	.40	.55		.02
Class B	6.65	.40	.55		.02
Class C	7.05	.40	.55		.02
Class D	7.10	.40	.55		.02

LABRESS (Area 2)

(All Counties West of the 120th Meridian (except those enumerated in Area 3 and 4) and including the Northern portion of Pacific County)

Group	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & V	Pensions	Vacation	
Group 1	6.85	.55	.65		.03
Group 2	6.95	.55	.65		.03
Group 3	7.00	.55	.65		.03
Group 4	7.05	.55	.65		.03
Group 5	7.10	.55	.65		.03
Group 6	7.15	.55	.65		.03
Group 7	7.20	.55	.65		.03
Group 8	6.90	.55	.65		.03
Group 9	6.95	.55	.65		.03
Group 10	7.05	.55	.65		.03
Group 11	7.15	.55	.65		.03
Group 12	7.20	.55	.65		.03
Group 13	7.50	.55	.65		.03

LABRESS (Area 3)

(Clark, Coville, Klitchat, Skamnia, Wabbiakum and the Southern portion of Pacific Cos.)

Group	Basic Hourly Rates	Fringe Benefits Payments			App. To
		H & V	Pensions	Vacation	
Group 1	6.40	.60	.80	.25	.07
Group 2	6.55	.60	.80	.25	.07
Group 3	6.70	.60	.80	.25	.07
Group 4	6.85	.60	.80	.25	.07

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LABORERS (Area 4)
(Those portions of Chelan, Douglas, Kittitas, Okanogan, and Yakima Counties West of the 120th Meridian)

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
Group 1	\$6.60				
Group 2	6.70	.55	.65		.03
Group 3	6.75	.55	.65		.03
Group 4	6.80	.55	.65		.03
Group 5	6.85	.55	.65		.03
Group 6	6.90	.55	.65		.03
Group 7	6.95	.55	.65		.03
Group 8:					
Class A	6.65	.55	.65		.03
Class B	6.70	.55	.65		.03
Class C	6.80	.55	.65		.03
Class D	6.90	.55	.65		.03
Class E	6.95	.55	.65		.03
Class F	7.05	.55	.65		.03

POWER EQUIPMENT OPERATORS (AREA 1)
(All counties & portions of Counties East of the 120th Meridian)

	Basic Hourly Rates	Basic Hourly Rates	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
				ZONE 1	ZONE 2	ZONE 3		H & W	Pensions	Vacation
Group 1	\$7.50	\$8.00	\$8.45				
Group 2	7.80	8.30	8.75	.65	.75	.75	.03
Group 3	8.35	8.85	9.30	.65	.75	.75	.03
Group 4	8.50	9.00	9.45	.65	.75	.75	.03
Group 5	8.65	9.15	9.60	.65	.75	.75	.03
Group 6	8.90	9.40	9.85	.65	.75	.75	.03
Group 7	9.15	9.65	10.00	.65	.75	.75	.03

- *ZONE 1: Within a 15 mile radius from the City center of the following cities: Moses Lake, Pasco, Spokane and Walla Walla in Washington - and Coeur d'Alene and Lewiston in Idaho.
- *ZONE 2: From a 15 to 45 mile radius from the center of the above named cities.
- *ZONE 3: Over a 45 mile radius from the center of the above named cities.

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POWER EQUIPMENT OPERATORS (Area 2)
(All Counties and portions of Counties West of the 120th Meridian Area (except those enumerated in Area 3))

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
Group 1	\$8.32				
Group 2	8.42	.60	.65		.08
Group 3	8.53	.60	.65		.08
Group 4	8.58	.60	.65		.08
Group 5	8.60	.60	.65		.08
Group 6	8.65	.60	.65		.08
Group 7	8.66	.60	.65		.08
Group 8	8.70	.60	.65		.08
Group 9	8.72	.60	.65		.08
Group 10	8.85	.60	.65		.08
Group 11	8.88	.60	.65		.08
Group 12	8.91	.60	.65		.08
Group 13	8.95	.60	.65		.08
Group 14	8.98	.60	.65		.08
Group 15	9.00	.60	.65		.08
Group 16	9.03	.60	.65		.08
Group 17	9.06	.60	.65		.08
Group 18	9.10	.60	.65		.08
Group 19	9.17	.60	.65		.08
Group 20	9.18	.60	.65		.08
Group 21	9.23	.60	.65		.08
Group 22	9.28	.60	.65		.08
Group 23	9.50	.60	.65		.08
Group 24	9.54	.60	.65		.08
Group 25	9.59	.60	.65		.08
Group 26	9.67	.60	.65		.08
Group 27	9.89	.60	.65		.08
Group 28	10.09	.60	.65		.08
Group 29	10.20	.60	.65		.08
Group 30	10.22	.60	.65		.08
Group 31	10.50	.60	.65		.08

NOTICES

POWER EQUIPMENT OPERATORS (AREA 3)

(Clark, Cowlitz, Klickitat, Skamania, Wahkiakum, and the Southern portion of Pacific, Counties)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	\$7.30	.55	.85	.35	.05
Group 2	7.44	.55	.85	.35	.05
Group 3	7.54	.55	.85	.35	.05
Group 4	7.70	.55	.85	.35	.05
Group 5	7.72	.55	.85	.35	.05
Group 6	7.80	.55	.85	.35	.05
Group 7	7.86	.55	.85	.35	.05
Group 8	7.96	.55	.85	.35	.05
Group 9	8.02	.55	.85	.35	.05
Group 10	8.08	.55	.85	.35	.05
Group 11	8.10	.55	.85	.35	.05
Group 12	8.16	.55	.85	.35	.05
Group 13	8.24	.55	.85	.35	.05
Group 14	8.40	.55	.85	.35	.05
Group 15	8.26	.55	.85	.35	.05
Group 16	8.74	.55	.85	.35	.05
Group 17	8.88	.55	.85	.35	.05
Group 18	9.06	.55	.85	.35	.05
Group 19	9.20	.55	.85	.35	.05

POWER EQUIPMENT OPERATORS (AREA 3)

(Clark, Cowlitz, Klickitat, Skamania, Wahkiakum, and the Southern portion of Pacific, Counties)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	\$8.73	.60	.90	.07	.07
Group 2	8.78	.60	.90	.07	.07
Group 3	9.10	.60	.90	.07	.07
Group 4	9.49	.60	.90	.07	.07
Group 5	10.04	.60	.90	.07	.07
Group 6					
Group 7:					
(a)					
(b)					

POWER EQUIPMENT OPERATORS (AREA 1)

(BREDGING)

(All Counties and portions of Counties East of the 120th Meridian - except that portion of Klickitat County)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	8.24	.60	.90	.07	.07
Group 2	8.34	.60	.90	.07	.07
Group 3	8.68	.60	.90	.07	.07
Group 4	7.73	.60	.90	.07	.07
Group 5	8.78	.60	.90	.07	.07
Group 6	9.10	.60	.90	.07	.07
Group 7:					
(a)	9.49	.60	.90	.07	.07
(b)	10.04	.60	.90	.07	.07

POWER EQUIPMENT OPERATORS (AREA 1)

(BREDGING)

(All Counties and portions of Counties East of the 120th Meridian - except that portion of Klickitat County)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	7.35	.72	.65		
Group 2	7.40	.72	.65		
Group 3	7.85	.72	.65		
Group 4	7.55	.72	.65		
Group 5	7.65	.72	.65		
Group 6	7.70	.72	.65		
Group 7	7.75	.72	.65		
Group 8	7.80	.72	.65		
Group 9	7.90	.72	.65		
Group 10	7.95	.72	.65		
Group 11	8.15	.72	.65		
Group 12	8.30	.72	.65		
Group 13	8.45	.72	.65		
Group 14	8.60	.72	.65		

BREDGING (AREA 2)

(All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	8.24	.60	.90	.07	.07
Group 2	8.34	.60	.90	.07	.07
Group 3	8.68	.60	.90	.07	.07

BREDGING (AREA 2)

(All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	8.24	.60	.90	.07	.07
Group 2	8.34	.60	.90	.07	.07
Group 3	8.68	.60	.90	.07	.07

BREDGING (AREA 2) (Cont'd)

(All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern Portion of Pacific County) and all of Kittitas and Yakima Counties

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 4	\$8.73	.60	.90	.07	.07
Group 5	8.78	.60	.90	.07	.07
Group 6	9.10	.60	.90	.07	.07
Group 7:					
(a)	9.49	.60	.90	.07	.07
(b)	10.04	.60	.90	.07	.07

BREDGING (AREA 3)

(Clark, Cowlitz, Klickitat, Pacific (Southern portion), Skamania and Wahkiakum Counties)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	8.40	.55	.85	.35	.05
Group 1A	9.06	.55	.85	.35	.05
Group 2	8.04	.55	.85	.35	.05
Group 3	7.80	.55	.85	.35	.05
Group 4	7.54	.55	.85	.35	.05

TRUCK DRIVERS (AREA 1)

(All Counties and portions of Counties East of the 120th Meridian)

	Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Previous	Vacation	
Group 1	7.35	.72	.65		
Group 2	7.40	.72	.65		
Group 3	7.85	.72	.65		
Group 4	7.55	.72	.65		
Group 5	7.65	.72	.65		
Group 6	7.70	.72	.65		
Group 7	7.75	.72	.65		
Group 8	7.80	.72	.65		
Group 9	7.90	.72	.65		
Group 10	7.95	.72	.65		
Group 11	8.15	.72	.65		
Group 12	8.30	.72	.65		
Group 13	8.45	.72	.65		
Group 14	8.60	.72	.65		

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LABORERS (AREA 1)

All Counties and portions of Counties East of the 120th Meridian

TRUCK DRIVERS (AREA 2)
(All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County and all of Kittitas and Yakima Counties)

Basic Monthly Rates	Fringe Benefits Payments			App. Tr.
	H & W	Penalties	Voc Rehab	
\$7.00	.54	.50		.01
7.05	.54	.50		.01
7.10	.54	.50		.01
7.21	.54	.50		.01
7.27	.54	.50		.01
7.31	.54	.50		.01
7.32	.54	.50		.01
7.38	.54	.50		.01
7.43	.54	.50		.01
7.45	.54	.50		.01
7.48	.54	.50		.01
7.58	.54	.50		.01
7.60	.54	.50		.01
7.64	.54	.50		.01
7.76	.54	.50		.01
7.80	.54	.50		.01
7.92	.54	.50		.01
7.97	.54	.50		.01
8.13	.54	.50		.01
8.29	.54	.50		.01
8.45	.54	.50		.01

Group 1: Brush Hog Feeder; Carpenter Tender; Concrete Crewman (to include stripping of forms, hand operating jacks on slip form construction, application of concrete curing compounds, pumpcrete machine, handling the nozzle of squeezecrete or similar machine - 6" and smaller); Concrete Signalman; Grubber Feeder; Demolition (to include clean-up, burning, loading, wrecking and salvage of all materials); Driller Helper; Dumpman; Fence Erector (to include guard rails, guide and reference posts, sign posts, and right of way markers); General Laborer; Groat Machine Header Tender; Kipper; Riprap Man; Scaleman; Stake Lumper; Structural Worker (to include separating foundation preparation, cribbing, shoring, jacking and unloading of structure); Tailhoseman (water nozzle); Track Laborer (RE); Truck Loader; Timber, Backer and Faller (by hand); Window Cleaner (prior to completion of construction)

Group 2: Cement Finisher Tender; Cement Handler; Demolition Torch; Dope Pot Firmman, non-mechanical; Form Cleaning Machine - Feeder; Stacker; Form Setter, paving; Driller Helper (when required to move position machine); Kozelman, water and air or steam; Pipe Layer, corrugated metal culvert; Pipetrigger; Pot Tender; Powderman-Helper; Power Tool Operator, gas, electric, pneumatic; Sandblast Tailhoseman; Scaffold Erector, wood or steel; Railroad Equipment, power driven, except dual mobile power spiker or puller; Sodder and Spreader; Wheelbarrow, power driven; Well-point Man; Vibrator up to 4"

Group 3: Asphalt Baker; Asphalt Roller, walking; Chain Saw Operator with attachments; Concrete Saw walking; Grade Checker, using level; Jackhammer Operator; Multi-section Pipe Layer; Workman (to include square and flocrete nozzle); Pavement Breaker; Power Suggy Operator; Railroad Power Spiker or Puller, dual mobile; Tamper (to include operation of Barco, Essex and similar tamper and pavement breakers); Trencher; Shoveler; Water Pipe Liner; Wagon Drills

Group 4: Chain Saw (faller); Laser Beam Operator; Pipe Layer (Camiker, Collarman, Joister, Mortarman, Rigger, Jacker, Shorer and Logger but not including laying corrugated metal culvert pipe)

Group 5: Concrete Stack; Mortar Mixer

Group 6: Caisson Worker, free air; High Scaler

TRUCK DRIVERS (AREA 3)
(Clark, Cowlitz, Klitchitat, Skamania, Wahkiakum, and the Southern portion of Pacific Counties)

7.23	.45	.65	.30	.03
7.28	.45	.65	.30	.03
7.33	.45	.65	.30	.03
7.38	.45	.65	.30	.03
7.43	.45	.65	.30	.03
7.53	.45	.65	.30	.03
7.63	.45	.65	.30	.03
7.73	.45	.65	.30	.03
7.83	.45	.65	.30	.03
8.00	.45	.65	.30	.03
8.10	.45	.65	.30	.03
8.20	.45	.65	.30	.03
8.30	.45	.65	.30	.03
8.40	.45	.65	.30	.03

LABORERS (AREA 1) (Cont'd)

All Counties and portions of Counties East of the 120th Meridian

Group 7: Brush Machine (to include horizontal construction joint clean-up brush machine, power propelled); Drills (to include down-the-hole drills with 3" inch piston or larger and out-of-the-hole drills with 4" inch piston or larger); Gunmits (to include operation of machine and nozzle); Hod Carrier; Monitor Operator; air track or similar mounting; Nozzleman (to include jet blasting nozzleman over 1200 pounds, jet blast machine power propelled, sand blast nozzle); Vibrator, 4 inches and over

Group 8: Air Track Drills with Dual Masts and Drills; Powderman

Group 9: Tunnel and Shaft, Free Air

Class A: Bull Gang, Pump Crete Crewman including distributing pipe, assembling and dismantling and nipper

Class B: Brakeman, Dumpman

Class C: Miner and Nozzleman for concrete and laser beam operator on tunnels

Class D: Raise and Shaft Miner and Laser Beam Operator on raises and shafts

LABORERS (AREA 2)

All Counties West of the 120th Meridian (except those enumerated in Areas 3 and 4) and including the Northern portion of Pacific County

Group 1: General Laborer; Kipper; Truck Spotter; Pitman; Brush Cutter; Choke Setter; Concrete and Monolithic Laborer; Pot Tender; Asphalt Laborer; Ditch Digger; Drierman; Concrete Form Stripper; Carpenter Helper; Track Laborer; Wellpoint; Header Laborer and Guardrail Erector

Group 2: Dumpman; Faller and Bucker; hand; Powderman's Helper; Slop (over 20'); Wagon Driller and Air Trac Helper

Group 3: Groomman (pressure) including post tension beam; Power Tools (light duty) Chippers, Grinders, Tamers, and similar electric and air operated tools; Stringing Scaffold or Scaffolding Chair over water or over 25' in height; Topman

Group 4: Concrete Saw Operator; Pipe Pot Tender; Power Wheel Barrow or Buggy; Power Tools (heavy duty); Jackhammer, Pavement Breaker, Vibrators, Tamers (multiple and self-propelled); Railroad spike puller; Bakere-asphalt

LABORERS (AREA 2) (Cont'd)

All Counties West of the 120th Meridian (except those enumerated in Areas 3 and 4) and including the Northern portion of Pacific County

Group 5: Form Setter (steel forms); Gradersman and Stake Hopper; Rodder; Nozzleman (concrete pump, green cutter when using combination of high pressure air and water on concrete and rock, sandblast, gunnite, shotcrete); Spreader (carrier grade with Rodder)

Group 6: Faller and Bucker; Chain Saw; High Scaler; Mortarman and Hod Carrier; Pipe Layer and Caulker; Pipe Wringer; Timberman - sewer; Wagon Driller and Air Trac; Manhole Builder; Laser Beam Operator

Group 7: Cement Dumper - paving; Powderman

TUNNEL WORK

Group 8: Topman and Bull Gang

Group 9: Chuck Tender; Mucker and Laborer; Kipper; Brakeman

Group 10: Powderman's Helper

Group 11: Miner (including monolithic work); Spader; Re-timberman; Maintenance Man; Laser Beam Operator

Group 12: Miner, Shaft and Raise

Group 13: Powderman

LABORERS (AREA 3)

Clark, Covlitz, Klickitat, Skamania, Wabkiakum, and the Southern portion of Pacific, Counties

Group 1: Asphalt Plant Laborers; Asphalt Spreaders; Batch Weighman; Broomers; Brush Burners and Cutter; Car and Truck Loaders; Carpenter Tender; Change-house man or Dry Shack Man; Choker Setters; Clean Up Laborers; Concrete Laborers; Crusher Feeders; Culvert, hand labor; Curing, concrete; Demolition, Brecking, and Moving Laborers; Driller Helpers; Dumpers, road cilling crew; Dumpmen (for grading crew); Elevator Feeders; Fence Builder (including guard rail, median rail, reference post, guide post, right-of-way marker); Fine Graders; Form Strippers (not swinging stages); General Laborers; Landscaping or Planting Laborers; Leveeman on aggregate spreader (Flaherty and similar types); Loading Spotters; Material yard man (including electrical); Pittsburgh Chipper Operator or similar types; Powderman Helper; Railroad Track Laborers; Ribbon Setters (including steel forms); Rip Rap Man (hand placed); Road Pump Tender; Sewer Labor; Skipmen; Signalmen; Slopers, Sprayers; Stake Chaser-Stake Setter-Grade Checker; Stockpiler; Timber Faller and Sucker (hand labor); Toolroom Man (at job site); Tunnel Bull Gang (above ground); Weightman-Crusher (aggregate when used)

LABORERS (AREA 3) (Cont'd)

Clark, Cowitz, Klickitat, Skamania, Wahkiakum, and the Southern portion of Pacific, Counties

Group 2: Applicator (including pot tender for same); applying protective material by hand or nozzle on utility lines or storage tanks on project; Burners; Choker Splicer; Clary Power Spreader and similar types; Clean-up Nozzlesman - Greenoperator (concrete rock, etc.); Concrete Power Buggy; Demolition and wrecking charred materials; Conite Nozzlesman Tender; Gunite or Sand Blasting Pot Tender; Handlers or mixers of all materials of an irritating nature (including cement and lime); Manhole Builders; Power Tool Operator, includes but not limited to: Chipping Guns, Dry Pack Machine, Jackhammer, Paving Breakers, Post Hole Digger, (air, gas, or electric); Tampers, Vibrating Screed, Vibrators (less than 4" in diameter); Ribbon Satter, head; Rip Rap Man (head), hand placed; Sand Blasting (wet); Sewer Timberman; Timber Buckers and Fallers, Brush Cutters (power saw); Tunnel - Muckers, Brakeman, Concrete Crew, Bull Gang (under - ground)

Group 3: Asphalt Babers; Bit Grinder; Concrete Saw Operator; Drill Doctor; Drill Operators, Air Tracks, Cat Drills, Wagon Drills, Rubber-mounted Drills and other similar types; Conite Nozzlesman; High Sealers, Strippers and Drills (covers work in swinging stages, chairs, or belts, under extreme conditions unusual to normal drilling, blasting, harrings down or sloping and stripping); Powdermen; Power Saw Operators (bucking and falling merchantable logs); Empcrete Nozzlesman; Sandblasting (dry); Sewer Pipe Layers; Track Liners, Anchor Machines, Ballast Regulators, Multiple Tampers, Power Jacks; Tugger Operator, Tunnel-Chuck Tenders, Nippers and Timbermen; Vibrators (4" and larger); Water Blaster, Welder; Laser Beam (pipe laying)

Group 4: Tunnel Miners; Tunnel Powderman; Laser Beam (Tunnel)

LABORERS (AREA 4)

Those portions of Chelan, Douglas, Kittitas, Okanogan and Yakima Counties West of the 120th Meridian

Group 1: General Laborer; Carpenter Tender; Form Stripper; Track Laborer; Choker Setter; Fence Laborer

Group 2: Air Track and Wagon Drill Helper; Crusher Feeder; Dumpman; Powderman Helper; Sloper, over 20 feet, Faller and Becker, hand

Group 3: Drill Chopper; Grinder, Tampers and similar light power tools; Faller and Becker (hand); Groat Man (power); Top Man, Swinging Scaffold or Boatvain Chair over water or over 25' in height

Group 4: Asphalt Baker and Spreader; Cement Handler, cask or bulk; Dope Pot Tender; House Wreckers; Jackhammer; Pavement Breaker; Vibrator; Track Spike Puller; Concrete Saw and similar heavy power tools; Power Buggy Tampers (multiple and self-propelled)

LABORERS (AREA 4) (Cont'd)

Those portions of Chelan, Douglas, Kittitas, Okanogan and Yakima Counties West of the 120th Meridian

Group 5: Form Setter, Steel Forms; Gradenman, Stake Hopper; Spreader, Bopper, Nozzlesman; Concrete Pumps, Gunnite, Sand Blast, Shot-crete, Green Cutter when using combination of high pressure air and water on concrete and rock

Group 6: Air Track and Wagon Drill Operator; High Scaler; Pipe Layer and Caulker; Pipe Wrapper; Timber Man; Mortar Man and Hod Carrier; Faller and Buckler; Chain Saw

Group 7: Cement Dumpers - Paving

Group 8: Tunnel Work

Class A: Topman and Bull Gang

Class B: Chuck Tender; Mucker and Laborer; Nipper; Brakeman

Class C: Fooderman Helper

Class D: Miner (including Mesolithic Worker); Re-Timberman; Maintenance Man; Spader, Laser Beam Operator

Class E: Miner; Shaft and Raise

Class F: Powderman

POWER EQUIPMENT OPERATORS (AREA 1)

All Counties and portions of Counties East of the 120th Meridian

Group 1: Bit Grinders; Bolt Threading Machine; Compressors, under 1,000 cu. ft. per minute gas, diesel or electric power; Crusher Feeder (mechanical); Becklund; Drillers' Helper; Fireman and Heater Tender; Grade Checker; Helper (mechanic or welder, H.D.); Oiler; Oiler and Cable Tender, Mucking Machine; Pumpman; Rollers, all types on subgrade (farm type, Case, John Deere and similar - or compacting or vibrator) except when pulled by dozer with operable blade; Steam Cleaner; Welding Machine

Group 2: A-Frame Track (single-drum); Assistant Refrigeration Plant (under 1,000 tons); Assistant Plant Operator, Fireman or Fugleizer (asphalt); Bagley or Stationary Scraper; Batch Plant and Wet Mix Operator, single unit (concrete); Belt Finishing Machine; Bending Machine (pipeline); Blower Operator (cement); Cement Hog; Compressor (2,000 cu. ft. or over, 2 or more-gal, diesel or electric power); Concrete Saw (multiple cut); Distributor Leverman; Elevator Hoisting Materials; Dope Pots (power agitated); Fork Lift or Lumber Stacker, Hydra-lift and similar; Gin Trucks (pipeline); Hoist, single drums; Loader (bucket elevator and conveyors); Longitudinal Float; Mixer (portable-concrete); Pavement Breaker (hydra-hammer and similar); Post Hole Auger or Punch; Power Sroom; Railroad Ballast Regulation Operator, (self-propelled); Railroad Power Tamper Operator (self-propelled); Railroad Power Tamper Jack Operator (self-propelled); Spray Curing Machine (concrete); Spreader Jack Operator (self-propelled); Straddle Buggy (Ross and similar on construction job site); Tractor (farm type R/T with attachments except backhoe); Tugger Operator; Ditch Witch or similar

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POWER EQUIPMENT OPERATORS (AREA 1) (Cont'd)
All Counties and portions of Counties East of the 120th Meridian

Group 6: Backhoes (3 yards and over); Batch Plant (over 4 units); Cableway Controller - Dispatcher; Cableway Operator; Clamshell Operator (3 yards and over); Cranes, all - 65 tons and over; Derricks and Stifflegs (65 tons and over); Draglines (3 yards and over); Elevating Belt (Holland type); Loader (360 degrees revolving Koebering Scooper or similar); Loaders (overhead and front-end and over 8 to 12 yards); Rubber-tired Scrapers (multiple engine with three or more scrapers); Shovels (3 yards and over); Tower Crane; Whiteleys and Hammerheads (all)

Group 7: Helicopter Pilot; Loaders (overhead and front-end - over 12 yards)

POWER EQUIPMENT OPERATORS (AREA 2)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County

Group 1: Mechanics' Helpers (Heavy Duty)

Group 2: Oilers, Grade Checkers and Stake-men and/or Stake-men

Group 3: Firemen; Firemen (Griller and hot plant)

Group 4: Rollers, Tamperers and Vibrators (other than plant, road mix or multi-lift materials); Tractor (farmall type, 60 h.p. and under); Comp-ressor (excavating and general purposes)

Group 5: Oil Driver on Truck Cranes (over 45 tons up to 100)

Group 6: Blower Distributors and Mulch Seeding Operator; Oil Distributors

Group 7: Locomotives (Diskay-air, diesel, electric, gas, steam)

Group 8: Equipment Service, Oilier; Oilier Driver on Trucks Cranes (100 tons and over)

Group 9: Pump (water); Tractors (Farmall type, over 60 h.p)

Group 10: Post Hole Diggers (mechanical)

Group 11: Brooms (power, Wayne, Saginaw, and similar types); Bulldozers (under D9 or similar); Loaders (Fork Lifts or Lumber Stacker - on construction job site - Drot Travel Lift); Rollers, Tamperers and Vibrators (twin engine); Saw (concrete); Scrapers (carry-all type, single)

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POWER EQUIPMENT OPERATORS (AREA 1) (Cont'd)
All Counties and portions of Counties East of the 120th Meridian

Group 3: A-Frame Truck (2 or more drums); Assistant Refrigeration Plant and Chiller Operator (over 1,000 tons); Backfillers (Cleveland and similar); Belt-crete Conveyors with power pack or similar; Belt Loader (Kocal or similar); Blade Operator (motor patrol and attachments); Boat Operators; Boom Cuts (side); Boring Machine (earth); Soring Machine (rock under 8" bit); Quarry Master, Joy or similar; Pump Cutter (Wayne, Saginaw or similar); Canal Lining Machine (concrete); Chippier (without crane); Cleaning and Doping Machine (pipeline); Concrete Pumps (squeeze-crete, flow-crete, pump-crete, Whitman and similar); Drills (Churn, Core, Calyx or Diamond); Elevating Loader (Dunor, Adams, or similar); Equipment Serviceman, Greaser and Oilier; Generator Plant Engineers (diesel, electric); Gunita Combination Mixer and Compressor; Hoist, (2 or more drums or tower hoist); Loader (overhead and front-end and under 4 yards, 3/7); Locomotive Engineer; Mixemobile; Mucking Machines; Paver or Carb Extruder (asphalt and concrete); Pump (grout or jet); Rollerman (finishing pavement); Rubber-tired Scraper (one motor with one scraper, under 40 yards); Scream Operator; Soil Stabilizer (P & R or similar); Spreader Machine; Tractor (Crawler, including dozer, scraper, drills, booms, rollers, etc.); Traverser Finishing Machines; Trenching Machines (under 7 feet depth capacity); Turnhead Operator; Vacuum Drill (reverse circulation drill, under 8")

Group 4: Asphalt Plant Operator; Crusher, Grizzly and Screening Plant Operator; H.D. Mechanic; H.D. Welder; Refrigeration Plant Engineer (under 1,000 ton); Rubber-tired Scraper, Multi-engine Power, with one scraper (Euclid, TS-24 and similar); Rubber-tired Scrapers, one motor with one scraper (40 yards and over); Surface Heater and Planer Machine; Turn-head (with re-screening)

Group 5: Automatic Subgrader (ditches and trimmers) (Autograde, ABC, E.A. Hansen and similar on grade wire); Backhoes (under 3 yards); Batch and Wet Mix Operator - multiple units (2 and including 4); Chipper (with crane); Clamshell Operator (under 3 yards); Concrete Slip Form Pavers; Cranes all (under 3 yards); Drilling Equipment (8" bit and over); Robbin's reverse circulation and similar); Loader Operator (front end and overhead 4 yards to 8 yards); Piledriving Engineers; Payer (dual drum); Quad-track or similar equipment; Railroad Track Liner Operator (self-propelled); Rubber-tired Scrapers, multi-engine, power with one scraper (Euclid, TS-24 and similar), Push Pull or Help Mate in use; Rubber-tired Scrapers, multiple engines with tow scrapers; Shovels (under 3 yards); Refrigeration Plant Engineer (1,000 tons and over); Signalman (Whitneys, Highline Hammerheads or similar); Trenching Machines (7 feet depth and over); Multiple Dozer units with single blade

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POWER EQUIPMENT OPERATORS (AREA 2) (Cont'd)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County

Group 12: Batch Plant (batch and mixer, 200 yards per hour and under); Cranes ("A" Frame Trucks, single power drum); Conveyor; Crusher (rock); Washing and Screening Plants; Finishing Machine Operator, Concrete Paving Hoists, Air Tuggers, Strato Tower Bucket, Elevators and Deck Winches (power); Loaders (Elevating-Athay, Barber-Greene, and similar types and overhead and front-end, under 2 1/2 yards); Mixers (asphalt up to 4 tons per batch, and concrete mixer and batch - 200 yards per hour and under); Power Plant Operators; Pumps (Fuller Kenyon, and Concrete and pump crete); Rollers, Tampers and Vibrators (on plant, road mix or multi-lifts materials); Screed man; Spreaders (Blaw Knox, Cedarapids, Jaeger, Flarrey or similar types); Trenching Machine (under 16 inches)

Group 13: Mechanics or Welder (heavy duty)

Group 14: Motor Patrol Graders (including Model 14 and similar); Tournapulls, Caterpillar, Euclid Scrapers, and similar type equipment (25 yards and under)

Group 15: Compressor (steel erection including sandblasting, painting of the same); Hoists on steel erection, Air Tuggers and Towernobiles; Loaders (fork lifts with trow)

Group 16: Cement Hogs; Loaders (Elevating Grader type, Dumar and similar); Locomotive (geared or rod engine); Mixers (paving); Scraper (carryall type, double)

Group 17: Tractors (Farmall type, used as Backhoes, Rubber-tired, Ford, Ferguson, Case, and similar type 60 h.p. and under)

Group 18: Bull Dozer (D-9 or similar)

Group 19: Trenching Machines (.16 inches and over)

Group 20: Bump Cutter (Concut, Christmanson or similar types)

Group 21: Batch Plant (batch and mixer, over 200 yards per hour through 400 yards per hour); Conveyors (Beltrere with power pack and similar types); Loaders (elevating belt type - Euclid and similar types); Mixer (asphalt, 4 tons and over, per batch, and concrete mixers and batch - over 200 yards per hour through 400 yards per hour, and paving dual)

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POWER EQUIPMENT OPERATORS (AREA 2) (Cont'd)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County

Group 22: Bulldozer engaged in Yo Yo Operation (while clearing and scaling); Cableways (3 yards and under); Cranes ("A" frame trucks, double power drum; and Crawler, truck type, floating, Locomotive, Whitley, either 3 yards and under, or 150' of boom including jibs and under, or 45 tons and under; and Hydralifts, Hyster Cat Cranes and attachments and Chipper, wood with boom attachment); Derricks, all; Drilling Machine (core, cable rotary and exploration); Loaders (fork lift with power boom and swing attachment, and overhead and front end, 2 1/2 yards and up to 4 yards); Mixers (mobile type with hoist combination); Motor Patrol Graders (over Model 14 and similar); Mucking Machines (mole, tunnel drill, and/or shield); Paydover and Linker Pusher (Quad-9 and similar); Piledriver Engineer, (L.B. Foster Puller or similar, Paving Breaker); Shovels (Crawler and truck types, all attachments, 3 yards and under); Sub Grader (Curries, OMI and similar types); Tractors (Farmall type, used as backhoes, rubber tired - Ford, Ferguson, Case and similar types - over 60 h.p.); Tournapulls, Caterpillar, Euclid Scrapers and similar type equipment - over 25 yards through 40 yards

Group 23: Loaders (overhead and front end, 4 yards up to 8 yards)

Group 24: Mixer (concrete mixers and batch over 400 yards per hour through 600 yards per hour)

Group 25: Tournapulls, Caterpillar, Euclid, Scrapers and similar type (over 40 yards through 55 yards)

Group 26: Cableways (over 3 yards); Cranes (Crawler, truck type, floating, Locomotive, Whitley, either over 3 yards, or over 150' of boom including jibs or over 45 tons up to 100 tons; and, Tower Cranes, Pecco, Lorraine, Bucyrus and similar types); Helicopter Winch Operator; Remote Control Operator on Rubber-tired Earth Moving Equipment; Shovels (Crawler and truck type, all attachments, over 3 yards up to 6 yards); Slip Form Paver (Zimmerman, OMI and similar types)

Group 27: Tournapulls, Caterpillar, Euclid, Scrapers, and similar type equipment (over 55 yards through 70 yards)

Group 28: Loaders (overhead and front end 8 yards and over)

Group 29: Tournapulls, Caterpillar, Euclid, Scrapers and similar type equipment (over 70 yards through 85 yards)

POWER EQUIPMENT OPERATORS (AREA 2) (Cont'd)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County

Group 30: Cranes (Crawler, Truck type, Floating, Locomotive, Whirley, either 5 yards and over, 200' of boom including jibs and over, or 100 tons and over); Shovel (Crawler and Truck type, all attachments, 6 yards and over)

Group 31: Tournapulls, Caterpillar, Euclid, Scrapers and similar type equipment (over 85 yards through 100 yards)

POWER EQUIPMENT OPERATORS (AREA 3)

Clark, Cowlitz, Klickitat, Skamania, Wabkiakum, and the Southern portion of Pacific, Counties

Group 1: Assistant Conveyor Operator; Crusher Feedman; Oilers (including asphalt and concrete plant, crane, crusher, guardrail equipment - including punch, shovel, dragline, clamshell backhoe, skooter, railroad equipment, and trenching machine); Parts Man (tool room); Pump (under 4 inches); Railroad Equipment (Brakeman and Switch Man); Self-propelled Scaffolding Operator (on job site)

Group 2: Auger Oiler; Blade Operator (pulled type); Combination Guardrail Machines Oiler; Crane (Truck crane oiler - driver 25 ton capacity or over; and Fireman, all equipment; and A-Frame Truck, single drum; and Tugger or Coffin type Hoist); Drill Helper; Floating Equipment Boatman; Fork lift or Lumber Stacker Operator (on construction job site); Grade Checker; Grade Oiler (required to check grade); Helicopter Radioman (ground); Repairman Helper (H.D.); Roller Operator (grading of base rock - not asphalt); Shovel Fireman; Tar Pot Fireman (including power agitated); Temporary Heating Plant Operator

Group 3: Asphalt (including plant fireman, pugmill operator - any type, and truck mounted asphalt spreader, with screed); Broom Operator (self-propelled - on construction job site); Compressor Operator (Any power - under 1,250 cu. ft. total capacity); Concrete (including Conveyor Operator, Mixer Box - CTR, Dry Batch, etc., Cement Hog, Concrete Saw, Concrete curing machine - riding type, and Wire mat or Brooming machine operator); Fork lift (Boss Carrier, on construction job site); Hydraulic Pipe Press Operator; Loader (Bucket elevator, Barber-Greene and similar type); Pump, (any power - 4 inches and over, and hydrostatic pump); Railroad Equipment (Motorman and Ballast Jack Tamper); Seeder Machine - Hydrographic (straw, pulp, or seed); Signalman (Bell Boy, phone, etc.); Tamping Machine (Mechanical, self-propelled); Tunnel (Conveyor operator - any type, and air filtration equipment)

POWER EQUIPMENT OPERATORS (AREA 3) (Cont'd)

Clark, Cowlitz, Klickitat, Skamania, Wabkiakum, and the Southern portion of Pacific, Counties

Group 4: Asphalt Screed Operator; Compactor (self-propelled - including Vibratory); Compressor (any power - over 1,250 cu. ft. total capacity); Concrete (Combination mixer and Compressor operator, Gunite work); Concrete Screed Operator; Concrete Mixer (single drum under five bag capacity); Floating Equipment Fireman; Fork lift (over 5 tons); Helicopter Hoist Operator; Hydra Hammer or similar; Locomotive (under 40 tons); Lull Hi-lift Operator; Oiler (service, greaser); Pavement Breaker; Pump (more than 4 - any size); Roller (oiling, CTR)

Group 5: Asphalt Extrusion Machine; Chip Spreading Machine; Compactor (Wagner Factor or similar type - without blade); Concrete Batch Plant quality control; Concrete (Power Jumbo Operator - Setting Slip Forms etc., in tunnels); Concrete (Slip Form Pumps - power driven Hydraulic Lifting Device for concrete forms); Crane (Hoist - single drum and Elevator Operator); Lime Spreading Machine; Pulva Mixer (or similar type); Sweeper (Wayne type - self-propelled, on construction job site); Tractor Operator (Rubber-tired 30 h.p. flywheel and under); Trenching Machine (maximum digging capacity 3 feet depth)

Group 6: Asphalt Paver; Asphalt Burner and Reconditioner (any type); Concrete Pavement Grinder and/or Grooving Machine Operator (riding type); Concrete (Cast-in-place Pipe Laying Machine and Magnums Internal Full Slab Vibrator Operator); Concrete Finishing Machine (Clary, Johnson, Bidwell, Burgess Bridge Deck or similar type); Concrete Curb Machine (mechanical beam, curb and/or gutter); Concrete Joint Machine; Concrete Planer; Concrete Paving Machine; Concrete Finishing Machine; Concrete Spreader; Loaders (rubber-tired, 2 1/2 cu. yards and under); Rock Spreaders, self-propelled

Group 7: Asphalt Plant Operator (any type); Asphalt Roller Operator (any mix); Belcrete Operator; Concrete, Cement Pump (Fuller-Kanyon and similar); Concrete GROUTING Machine; Concrete Mixer (single drum, five bag capacity and over); Crane (A-frame Truck double drum, and Boom Truck); Drill (Churn drill and Earth boring machine); Hydraulic Backhoe (wheel type 3/8 cu. yds. and under, with or without front end attachments 2 1/2 cu. yds. and under - Ford, John Deere, Case type); Loader (Elevating Grader, tractor towed requiring operators on grader); Pot Rammer; Pumpcrete (any type); Railroad Equipment (Ballast regulator, Ballast Tamper multi-purpose, Track Liner, Tie Spacer, Shuttle Car, Locomotive - 40 ton and over)

Group 8: Concrete Batch Plant and/or Wet Mix Operator (one and two drum); Diesel - electric engineer (including asphalt plant, crusher, floating equipment generator, shovel, dragline, clamshell, backhoe, skooter, etc.); Generator Operator; Loader (belt loaders, Kolman and Ko Cal types)

POWER EQUIPMENT OPERATORS (AREA 3) (Cont'd)

Clark, Cowlitz, Klichitat, Skemanis, Wahiakum, and the Southern portion of Pacific, Counties

Group 9: Boring Machine; Bulldozer; Clearing Equipment (including Log Skidders, Chippers, Incinerators, and Stump Splitters); Compactor, with Blade; Concrete Cooling Machine; Cranes (Chicago Boom and similar types, Lift Slab Machine, Boom type Lifting Device - 5 ton capacity or less, and Cherry Picker or similar type crane - Hoist - 5 ton capacity or less); Crusher Plant Operator; Drill Cat; Drill Doctor (including Bit Grinder); Grizzly Operator; Guardrail Punch Operator; Guardrail Auger Operator; Hammer Operator; Heater and Planer Operator (surface); Hydraulic Backhoe (track type 3/8 cu. yd.); Loader (front end and over-head - 2 1/2 cu. yds. and under 4 cu. yds.); Machine Tool; Mechanic (H.D.); Pipe Cleaning Machine; Pipe Doping Machine; Pipe Bending Machine; Pipe Wrapping Machine; Side-boom Cuts; Stationary Drag Scraper; Tractor (rubber-tired over 50 h.p. flywheel); Tractor (with boom attachment); Trenching Machine (maximum digging capacity over 3 feet depth)

Group 10: Barge Operator (self-unloading); Bulldozer (twin engine-TC 12 and similar); Cable-plow (any type); Compactor (multi-engine); Dozers and Pushers (rubber-tired-Michigan, Cat, Hough type); Driller (percussion, diamond, core, cable, rotary, and similar); Jack Operator (elevating barges)

Group 11: Concrete Mixer Mobile Operator; Concrete Breaker; Crane (25 ton and under); Grade-all (under 1 cu. yd.); Guardrail Machine Combination (i.e., Patcher, Auger, etc.); Mucking Machine (tunnel); Shovel, Dragline, Clamshell, Hoe, etc., under 1 cu. yd.

Group 12: Blade Operator; Concrete Batch Plant and/or Wet Mix (3 or more units); Hoist Operator (two or more drums); Loader (elevating - Athey and similar type); Piledriver Operator (not crane type); Reinforced Tank Bending Machine (K-17 or similar); Scrapers (rubber-tired - single engine, single scraper; and Self-loading, Saddle wheel, Auger type; and Twin engine; and Scraper with push-pull attachments); Shield Operator (tunnel)

Group 13: Backfilling Machine; Blade Operator, finish; Blade Operator (externally controlled by electronic, mechanical hydraulic means); Blade Operator (multi-engine); Cableway (up to 25 tons); Concrete Paving Road Mixer; Crane (over 15 ton to and including 40 ton); Derrick (under 100 tons); Floating Equipment Piledriver; Floating Clamshell (under 3 cu. yd.); Floating Crane (derrick barge - less than 30 tons); Grade-all (1 cu. yd. and over); Hoist (Stiffleg, Guy Derrick or similar, 50 tons and over); Loader (Elevating stader - operated by tractor operator, Sierras, Euclid, or similar types); Shovel, Dragline, Clamshell, Hoe, etc., 1 cu. yd. and less than 3 cu. yds.)

POWER EQUIPMENT OPERATORS (AREA 3) (Cont'd)
Clark, Cowlitz, Klichitat, Skemanis, Wahiakum, and the Southern portion of Pacific, Counties

Group 14: Crane - tower; Scraper (rubber-tired self loading saddle wheel, Auger type, finish and/or 2 or more units); Scraper (rubber-tired with tandem scraper)

Group 15: Loader (4 cu. yds. but less than 6 cu. yds.); Rock Road Operator

Group 16: Auto Grader or "Trimmer" Operator; Bulldozer (Tandem, Quad-line and similar type); Cableway (25 tons and over); Concrete Slip Form Paver (automatic); Concrete Canal Line Operator; Crane (over 40 tons and including 100 tons); Floating Clamshell (3 cu. yds. and over); Floating Crane (derrick barge - 30 tons but less than 80 tons); Loader (6 cu. yds. but less than 12 cu. yds.); Scraper (rubber-tired, with Tandem Scrapers, multi-engine); Shovel, Dragline, Clamshell, Hoe, etc., 3 cu. yds. but less than 5 cu. yds.; Wheel Excavator (under 750 cu. yds. per hour); Whirley (80 tons and under)

Group 17: Canal Trimmer; Crane (over 100 tons to and including, 200 tons); Floating Crane (derrick barge, 80 tons but less than 150 tons); Loader (12 cu. yds. and over); Shovel, Dragline, Clamshell, Hoe, etc., 5 cu. yds. and over; Whirley (over 80 tons to and including, 150 tons)

Group 18: Band Wagons (in conjunction with wheel excavator; Crane (over 200 tons); Floating Crane (150 tons but less than 250 tons); Wheel Excavator (over 705 cu. yds. per hour); Whirley (150 tons and over)

Group 19: Floating Crane (250 tons and over); Helicopter, when used in erecting work; Remote controlled earth-moving equipment; Underwater equipment (remote or otherwise)

POWER EQUIPMENT OPERATORS (AREAS 1 and 2)
(DREDGING)

Group Descriptions for Areas 1 and 2 covering Statewide Washington

Group 1: Assistant Mate (Deckhand)

Group 2: Fireman; Oiler

Group 3: Assistant Engineer (Electric, Diesel, Steam or Booster Pump); Mate and Boatman

Group 4: Engineer Welder; Craneman

Group 5: Assistant Engineer (Electric Generator Operator for primary pump, power barge or dredge)

Group 6: Leverman, Hydraulic

Group 7: Leverman, Dipper:
(a) 5 yards and under
(b) Over 5 yards

POWER EQUIPMENT OPERATORS (AREA 3)
(BIDDING)

Group Descriptions for Area 3 Covering Statewide Washington

- Group 1: Leverman, Hydraulic
 Group 1A: Leverman, Dipper
 Group 2: Assistant Engineer (including Watch Engineer, Welder, Mechanic, and Machinist) and Mate.
 Group 3: Tenderman (Boatman, attending Dredge Plant); Fireman
 Group 4: Assistant Mate (Deckhand); Oiler

TRUCK DRIVERS (AREA 1)

All Counties and portions of Counties East of the 120th Meridian (except those portions of Kittitas, Klickitat, and Yakima Counties)

- Group 1: Flat bed truck, single rear axle; Escort Driver; Fish Truck; Fork lift, 3,000 pounds and under; Fuel Truck Driver (Steam Cleaner and Washer); Helper and Swamper; Leverperson loading trucks at bunkers; Pick-up hauling material; Seeder and Mulcher; Stationary Fuel Operator; Team Driver; Tractor (small rubber tired pulling trailer or similar equipment); Water Tank Truck 1,800 gallons.
 Group 2: Bus Driver or Employee/haul Driver; Flat bed truck, dual rear axle; Power Boat hauling employees or material; Tireperson No. 1; Warehouseperson
 Group 3: Buggy Mobile and similar; Bulk Cement Tanker; Oil Tank Driver; Power Operated Sweeper; Semi-trailer, low bed, truck and trailer; Straddle Carrier (Ross Hyster and similar); Transit Mixers and trucks hauling concrete (3 yards and under); Trucks, side, end, and bottom dump (under 6 yds.); Water tank truck (1,801 - 4,000 gallons)
 Group 4: Auto Crane - 2,000 pounds capacity; Bulk Cement Spreader; Dumpster (6 yards and under); Flaberty Spreader, Box Driver; Flat bed truck (using power take off); Fork lift (over 3,000 pounds); Oil Distributor Driver (road, bootperson, leverperson helper); Rubber-tired tunnel jumbo; Scissor truck; Slurry Truck Driver; Transit Mixers and trucks hauling concrete (over 3 yds. to 6 yds.); Water tank truck (4,001 - 6,000 gallons); Wrecker and Tow Trucks
 Group 5: Low Boy (under 50 tons); Service Greaser; Tireperson No. 2; Truck, side, end, and bottom dump (over 6 yards to 12 yards)
 Group 6: A-Frame (Swedish Crane, Iowa 3,000, Hydrolift); Water tank truck (over 6,001 - 8,000 gallons)
 Group 7: Dumpster (over 6 yards); Transit Mixers and trucks hauling concrete (6 yards to 10 yards); Trucks, side, end, and bottom dump (over 12 yards including 20 yards)

TRUCK DRIVERS (AREA 1) (Cont'd)

All Counties and portions of Counties East of the 120th Meridian (except those portions of Kittitas, Klickitat, and Yakima Counties)

- Group 8: Low Boy (over 50 tons); Water tank truck (8,001 - 10,000 gallons)
 Group 9: Transit mixers and trucks hauling concrete, (10 yards to 15 yards); Trucks, side, end and bottom dump (over 20 yards including 30 yards); Water tank truck (10,001 - 12,000 gallons)
 Group 10: Mechanic, field
 Group 11: Tournarocker, D.W.'s and similar, with 2 or 4 wheel power tractor with trailer, gallopage or yardage scale, which is Greater; Transit Mixers and Trucks hauling concrete (15 yards to 20 yards); Trucks, side, end and bottom dump (over 30 yards to 40 yards); Water tank truck (12,001 - 14,000 gallons)
 Group 12: Transit mixers and trucks hauling concrete (over 20 yards); Trucks, side, end and bottom dump (over 40 yards to 50 yards)
 Group 13: Truck, side, end and bottom dumps, (over 50 yards to 100 yards)
 Group 14: Helicopter Pilot hauling employees or material; Trucks, side, end and bottom dump (over 100 yards)

TRUCK DRIVERS (AREA 2)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County and including all of Kittitas and Yakima Counties

- Group 1: Leverman and Loaders at bunkers and beach plants; Pickup truck, Escort or Pilot Car; Swamper; Warehouseman and Checkers
 Group 2: Team Drivers
 Group 3: Roll lifts and similar equipment used in loading and unloading trucks, transporting materials on job site, warehousing; Dumpsters, and similar equipment (including Tournarockers, Tomnavagon, Turmatrailer, Cat DW series, Terra Cobra, LeTourneau, Westinghouse, Athey Wagon, Euclid, two and four-wheeled power tractor with trailer and similar top-loaded equipment transporting material; Dump trucks - side, end and bottom dump, including semi-trucks and trains or combinations thereof) - up to and including 5 yards; Flatbed, single rear axle; Fuel truck; Grease truck; Greaser, Battery Service Man and/or Tire Service Man; Scissor truck; Spreader, Flaberty; Tractor (small, rubber-tired); Vacuum truck; Water Wagon and tank truck (up to 1,800 gallons); Winch truck, single rear axle; Wrecker, tow truck and similar equipment

TRUCK DRIVERS (AREA 2) (Cont'd)

All Counties and portion of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County and including all of Kittitas and Yakima Counties

- Group 4: Flatbed, dual rear axle
- Group 5: Buggy/roller; Hyster Operators; Straddle Carrier (Ross, Hyster, and similar equipment); Water Wagon and Tank Truck, 1,600 gallons to 3,000 gallons
- Group 6: Transit-mix, 0 to and including 4½ yards
- Group 7: Dumpsters, and similar equipment (as listed in Group 3) - over 5 yards to and including 12 yards; Explosive truck (field mix) and similar equipment; Lowbed and heavy duty trailer, under 30 tons gross; Road Oil Distributor Driver; Slurry Truck; Sno-go and similar equipment; Winch Truck, dual rear axle
- Group 8: Dumpster, and similar equipment (as listed in Group 3) - over 12 yards to and including 16 yards
- Group 9: Bulk Cement Tankers; Dumpsters, and similar equipment (as listed in Group 3) - over 16 yards to and including 20 yards; Water Wagon and Tank Truck, over 3,000 gallons
- Group 10: Bull lifts or similar equipment used in loading or unloading tracks transporting materials on job site, other than warehousing
- Group 11: Transit-mix, over 4½ yards to and including 6 yards
- Group 12: "A" Frame or Hydraulic Trucks or similar equipment
- Group 13: Dumpsters, and similar equipment (as listed in Group 3) - over 20 yards to and including 30 yards; Lowbed and heavy duty trailer, over 50 tons gross to and including 100 tons gross
- Group 14: Transit-mix, over 6 yards, to and including 8 yards
- Group 15: Dumpsters, and similar equipment (as listed in Group 3) - over 30 yards to and including 40 yards; Lowbed and heavy duty trailer, over 100 tons gross
- Group 16: Transit-mix, over 8 yards to and including 10 yards
- Group 17: Dumpsters, and similar equipment (as listed in Group 3) - over 40 yards to and including 55 yards

TRUCK DRIVERS (AREA 2) (Cont'd)

All Counties and portions of Counties West of the 120th Meridian (except those enumerated in Area 3) and including the Northern portion of Pacific County

- Group 18: Transit-mix, over 10 yards to and including 12 yards
- Group 19: Transit-mix, over 12 yards to and including 16 yards
- Group 20: Transit-mix, over 16 yards to and including 20 yards
- Group 21: Transit-mix over 20 yards
- TRUCK DRIVERS (AREA 3)
- Clark, Cowlitz, Klickitat, Skamania, Wahkiakum, and the Southern portion of Pacific, Counties
- Group 1: Battery Rebuilders; Bus or Manhaul Driver; Concrete Buggies (power operated); Dump Trucks, side, end, and bottom dumps, including semi-trucks and trains or combinations thereof; 6 cu. yds. and under Lift Jitneys, Fork Lifts (all sizes used in loading, unloading and transporting material on job site); Loader and/or Leverman on concrete dry batch plant (manually operated); Pilot car; Solo flat bed and misc. body trucks, 0-10 tons; Truck Helper; Truck Mechanic Helper; Warehouseman (warehouse parts, tool man and parts chaser, checkers and receivers); Water wagons (rated capacity) - up to 1,600 gallons
- Group 2: "A" Frame of Hydra-lift Truck with load bearing surface; Lubrication Man, Fuel Truck Driver, Tireman, Wash Rack, Steam Cleaner or combinations; Team Drivers
- Group 3: Dump trucks, side, end, and bottom dumps, including semi-trucks and trains or combinations thereof; over 6 cu. yds. and including 10 cu. yds.; Slurry Truck Driver or Leverman; Transit mix, and wet or dry mix trucks; 5 cu. yds. and under; Tireman (full-time basis); Water wagons (rated capacity) - 1,600 to 3,000 gallons
- Group 4: Flaberty Spreader Driver or Leverman; Low bed equipment, flat bed semi-trailer, truck and trailer or doobles transporting equipment or wet or dry materials; Lumber Carrier Driver - Straddle carrier (used in loading, unloading and transporting or materials on job site); Oil Distributor Driver or Leverman; Water wagons (rated capacity) - 3,000 to 5,000 gallons
- Group 5: Dumpsters or similar equipment, all sizes; Transit mix and wet or dry trucks, over 5 cu. yds. and including 7 cu. yds.

TRUCK DRIVERS (AREA 3) (Cont'd)

Clark, Cowliat, Klickitat, Skamania, Wahkiakum, and the Southern portion of Pacific, Counties

- Group 6: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: Over 10 cu. yds. and including 20 cu. yds.; Transit mix and wet or dry mix trucks, over 7 cu. yds. and including 9 cu. yds.; Truck mechanic-welder-body repairman; Water wagons (rated capacity) - 5,000 to 7,000 gallons
- Group 7: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 20 cu. yds. and including 30 cu. yds.; Transit mix and wet or dry mix trucks - over 9 cu. yds. and including 11 cu. yds.; Water wagons (rated capacity) - over 7,000 gallons to 10,000 gallons
- Group 8: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 30 cu. yds. and including 40 cu. yds.; Transit mix and wet or dry mix trucks - over 11 cu. yds. and including 13 cu. yds.; Water wagons (rated capacity) - over 10,000 gallons to 15,000 gallons
- Group 9: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 40 cu. yds. and including 50 cu. yds.; Transit mix and wet or dry mix trucks - over 13 cu. yds. and including 15 cu. yds.
- Group 10: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 50 cu. yds. and including 60 cu. yds.
- Group 11: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 60 cu. yds. and including 70 cu. yds.
- Group 12: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combination thereof: over 70 cu. yds. and including 80 cu. yds.
- Group 13: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combination thereof: over 80 cu. yds. and including 90 cu. yds.
- Group 14: Dump trucks, side, end and bottom dumps, including semi trucks and trains or combinations thereof: over 90 cu. yds. and including 100 cu. yds.

Drivers and Helpers (handling sacked cement add \$.15 per hour)

WY-5011 P. 2

SUPERSEDES DECISION

STATE: Wyoming
 COUNTY: Statewide
 DECISION NUMBER: WY75-5011
 DATE: Date of Publication
 Supersedes Decision No. A0-1078 dated February 8, 1974, 39 FR 5163
 DESCRIPTION OF WORK: Highway Construction

LABORERS:

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
GROUP 1				
Axeman and hand faller; Bin wall installer helpers; Concrete worker (wet or dry); Concrete workers (curing and drying); Dumpman; Erector and installer (incl. the installation and erection of fences, snow fence, guard rails, median rails, median posts, signs and right of way marker; Form stripper; Form setter helper (paving); General labor; Gunite helper; Heater tender; Landscaper helper; Material handler (lumber, rods, cement, concrete); Muzzleman air and water; Pipe setters helpers (non-metallic); Pipe setters helpers (corrugated); Pre-watering, pre-wetting and pre-irrigation (all work); Rip rap man; Sandblaster pot tender; Signal men, grade concrete, etc.; Scissor man or hopper man; Stake jumper for equipment; Tar and asphalt pot tender; Wrecking and demolition crews				
				\$ 4.09
GROUP 2				
Asphalt raker and tamper; Bin wall installer; Bituminous curb builder; Cement mason or finisher, helper and tender, Chuck tender; Form setter (paving); Hand operated vibratory roller; Landscaper; Mortar man on stone rip rap; Operator of pneumatic, electric, gas tamper and similar mechanical tools; Pipe setter (corrugated culvert pipe sectional, multiple and similar type); Pipe setter, pipelayer (non-metallic); Pipewraper; Powderman helper; Power type concrete buggy (push or ride); Power saw operator (clearing); Vibrator, concrete				
				4.19

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$ 6.08 6.04 5.25 4.18 5.18				
Carpenters Cement Masons Ironworkers, structural Ironworkers, reinforcing Painters, brush and spray				
LINE CONSTRUCTION:				
All work over 34.5 KV, all work on steel towers and/or multiple wood structures, all cross country underground communications work, and all motor traffic control-lig, street and highway lighting	.25	11		3/41
Cable Splicer	.25	11		3/41
Linemen	.25	11		3/41
Equipment Operator	.25	11		3/41
Groundmen	.25	11		3/41
All work 34.5 KV and under				
Linemen	.25	11		3/41
Line Equipment Operator	.25	11		3/41
Groundman	.25	11		3/41

MTS-5011 F. 4

MTS-5011 F. 3

LABORERS: (Cont'd)

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Reserve	Vacation	
GROUP 3					
Concrete saw; Granite mazzleman;					
High sealer (using air tools from					
box'n chair, swing stage life					
belt, or block and tackle shall					
receive \$20 per hour more than					
the classified rate); Jackhammer					
and pavement breaker; Seablaster					
mazzleman; Sewer pipe installer					
etc. (Caulker, collarman, jointer,					
mortarmen, rigger, jacker	\$ 4.34				
GROUP 4					
Foodman and binster; Wagon drill,					
air-trac, diamond, and other					
drills for blasting powder or					
grouting	4.59				
GROUP 5 - TUNNEL & UNDERGROUND WORK					
Brakeman; Swamper; Vibrator man	4.57				
Ball gang; Dumpman; Mucker; Track-					
man	4.41				
Miners (drillers) machine men;					
Timbermen; Steelmen; Drill doctor;					
Form setter and mover; Spader;					
Tuggers spilling and/or taiseon					
workers; Powdermen; Jackhammermen;					
Finishers	4.84				
Mipper; Chucktender; Topman; Top-					
lander	4.68				

POWER EQUIPMENT OPERATORS

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & V	Reserve	Vacation	
Group 1	\$5.51	.19	.30		.01
Group 2	5.56	.19	.30		.01
Group 3	5.61	.19	.30		.01
Group 4	5.65	.19	.30		.01
Group 5	5.68	.19	.30		.01
Group 6	5.73	.19	.30		.01
Group 7	5.77	.19	.30		.01
Group 8	5.79	.19	.30		.01
Group 9	5.90	.19	.30		.01
Group 10	5.96	.19	.30		.01
Group 11	5.98	.19	.30		.01
Group 12	6.16	.19	.30		.01
Group 13	6.20	.19	.30		.01
Group 14	6.27	.19	.30		.01
Group 15	6.33	.19	.30		.01
Group 16	6.50	.19	.30		.01
Group 17	6.84	.19	.30		.01

POWER EQUIPMENT OPERATORS

Group 1: Auger Machine Operator (post holes, etc.); Batch Bin Weighman, Scissorman or Hopperman; Beginner Operator; Brakeman and Helpers; Crusher Oiler; Utility; Screed Operator; Tractor Operators (farm, crawler or wheel type, 60 HSP (drawbar) or less with or without use of power attachments, except for use of back hoe or bucket)

Group 2: Broom Operators, self propelled; Cableway Signalmen (ballboy); Concrete Saw (self-propelled); Fireman; Power Loader, belt and bucket type

Group 3: Air Compressor over 315 cu. ft. capacity; Chip Spreader Operator; Form Grader Operator; Joint Machine Operator; Longitudinal Float Operator; Mixer Operator Concrete (under one yard); Esiper (Welder or Heavy Duty); Roller Operators, self-propelled (pneumatic, rubber tired, sheep foot, vibratory or combination type); Tire Repairman

Group 4: Pump Operator (all others)

Group 5: Conveyor Belt Operator; Fork Lift and Lumber Staker; Screening Plant Operator

Group 6: A-Frame Truck; Tractor Operators (Farm, Crawler or wheel type, over 60 HSP (drawbar) without use of power attachments

Group 7: Oiler, Lead Utility

Group 8: Gunnite and Groot Machine Operator; Mulching Machine Operator; Oil Distributor

Group 9: Front End Loader (up to and including 1-1/2 cu. yds.); Pavement Breakers, Hydro-tamper and similar type machines; Pumps, Well Points

Group 10: Hoist Operator (one drum)

Group 11: Baggage Motorman and Industrial type Motorman; Motor Patrol Operator (all others); Pump Operator (in tunnels, shafts, raises); Hydro type Cranes (up to 15 tons)

Group 12: Air Compressor, two or more machines or tunnels, shafts, raises or plant operator; Asphalt Plant Operator; Bituminous Laydown Machine Operator; CMJ Machine and similar; Concrete Batch Plant; Concrete Finish Machine Operator; Concrete Multi Blade Span Saw (hunt process or similar); Concrete Spreader and Paver Operator; Crusher Operator; Drilling Machine, Integrated (Core, Rotary, Caisson, Diamond); Elevating Grader; Front End Loader (over 1-1/2 cu. yds.); Jumbo Form Operator; Mixer Operator, base course pug mill type; Mixer Bituminous Operator (travel plant); Mixer Operator Concrete (over one yard); Motor Patrol Operator (finish); Mucking Machine Operator (all types); Pneumatic Guns; Pumpcrete Operator; Roller Operator, (tandem steel wheel, three axle or three wheel); Scraper Equipment (all types); Shovels, Draglines, Cranes, Piledrivers, all truck mounted cranes, (manufacturer's rating) up to 3-1/2 yards, all attachments;

POWER EQUIPMENT OPERATORS

Hydro type Cranes, (15 ton and over); Shuttle Car Operator; Subgrade Machine Operator (power); Tractor Operator, all with use of power attachments and including Pushcat, Dozer, Tournadozer, etc. (The use of power attachment shall not include diskings, pulling or rollers, and similar unskilled actions), Trenching Machine Operator, Wash Plant Operator

Group 13: Welder, Machine Doctor

Group 14: Hoist Operator (two or more drums of shafts or raises); Repairman, Mechanics, Machine Doctors, Welders and Helpers; Heavy duty mechanic machine doctor

Group 15: Cableway Operators; Mixer Dual Drum, Cranes, (Whitley, Gantry, Stiffleg, overbead traveling)

Group 16: Shovels, Draglines, Cranes, Piledrivers, All Truck Mounted Cranes, (manufacturer's rating) 3-1/2 yards to 7 cu. yds., all attachments; Wheel Excavator Operator

Group 17: Shovels, Draglines, Cranes, Piledrivers, all Truck Mounted Cranes, (manufacturer's rating) 7 cu. yds. and over, all attachments

NOTICES

Basic Hourly Rates	Fringe Benefits Payments			App. T:		
	H & V	Provision	Vacation			
<u>TRUCK DRIVERS</u>						
GROUP 1 DUMP (Water level capacity box) over 40 cu. yds. to and incl. 45 cu. yds. \$ 5.39 GROUP 2 FIELD MECHANICS 5.34 GROUP 3 DUMP (Water level capacity box) 35 cu. yds. to and incl. 40 cu. yds. 5.34 GROUP 4 DUMP (Water level capacity box) 30 cu. yds. to and incl. 35 cu. yds. 5.29 GROUP 5 DUMP (Water level capacity box) 25 cu. yds. to and incl. 30 cu. yds. 5.24 GROUP 6 DUMP (Water level capacity box) 20 cu. yds. to and incl. 25 cu. yds.; Heavy duty (Euclids, electric or similar type) 5.14 GROUP 7 LOWBOY and Tandem axle float drivers; Multiple axle type; Semi-Dump (Water level capacity box) 13 cu. yds. to and incl. 20 cu. yds. 5.14 GROUP 8 HELPER - FIELD (Welders, Mechanics etc.) 4.90 GROUP 9 OVER 3600 gal. (semi-truck); Transit mix or wet mix over 10 cu. yds. 4.84						
	<u>TRUCK DRIVERS (Cont'd)</u>					
	GROUP 10 OVER 3600 gals. (straight truck); Transit mix or wet mix, over 5 cu. yds. to 10 cu. yds.; Tandem axle \$ 4.74 GROUP 11 OVER 2500 gals. to and incl. 3600 gals.; Dump (Water level capacity box) over 10 cu. yds. to and incl. 13 cu. yds.; Fiat rack, over 5 tons; Minch trailer (cable and hoist); Utility winch; "A" Frame; Transit mix or wet mix, less than 5 cu. yds.; Single axle 4.64 GROUP 12 DUMP (Water level capacity box) over 7 cu. yds. to and incl. 10 cu. yds.; 2500 gals. or less (semi-truck); Fiat rack, 2 tons to 5 tons; Power broom; Material checkers 4.54 GROUP 13 DUMP (Water level capacity box) 7 cu. yds. or less; Gravel spreader; Fiat rack, less than 2 tons; Gang; Single axle type truck; Warehousemen; Partisan and helpers; 2500 gals. or less (straight truck); Fuel service; Greasemen, Tiremen, Servicemen and helpers 4.39 GROUP 14 PILOT CAR DRIVERS; Pick-up 4.34					

SUPERSEDES DECISION

STATE: West Virginia
 COUNTY: Statewide
 DECISION NO.: WV75-3009
 DATE: Date of Publication
 Supersedes Decision No. A4-2086, dated March 29, 1974, in 39 FR 11838.
 DESCRIPTION OF WORK: Heavy and Highway Construction

DECISION NO. WV75-3009

CEMENT MASONS ZONE 1 ZONE 2	HEAVY		HIGHWAY		Fringe Benefits Payments		
	Basic Hourly Rates	H & W	Basic Hourly Rates	H & W	Pensions	Vacation	App. Tr.
	\$ 7.96		7.79	.25			
	7.48		7.29	.25			

AREA COVERED BY CEMENT MASONS ZONES

ZONE 1 - Brooke, Cabell, Hancock, Harrison, Jackson, Kanawha, Lewis, Marion, Marshall, Mason, Monongalia, Ohio, Pleasants, Preston, Putnam, Tyler, Wayne, Wetzel & Wood Counties.
 ZONE 2 - Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hardy, Jefferson, Lincoln, Logan, Mingo, Mercer, Mineral, Mingo, Monroe, Morgan, Nicholas, Pendleton, Pocahontas, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Upshur, Webster, Wirt & Wyoming Counties.

BRICKLAYERS & STUCCO MASONS ZONE 1 ZONE 2 ZONE 3 ZONE 4 ZONE 5 ZONE 6 ZONE 7 ZONE 8 ZONE 9	Basic Hourly Rates	H & W	Fringe Benefits Payments		App. Tr.
			Pensions	Vacation	
	\$ 8.50	.50	.75		
	8.55	.30	.30	.30	.02
	8.25	.50	.45	.65	
	9.03	.35	.25		
	8.65	.30	.25		
	9.15	.40	.20		
	9.85				
	8.30	.45	.40		
	8.28				

AREAS COVERED BY BRICKLAYERS ZONE

ZONE 1 - Boone, Braxton, Clay, Fayette, Greenbrier, Kanawha, Nicholas, Putnam, Raleigh & Summers Counties.
 ZONE 2 - Doddridge, Gilmer, Harrison, Lewis, Taylor & Upshur Counties.
 ZONE 3 - Marshall, Ohio, Tyler & Wetzel Counties.
 ZONE 4 - Brooke, Hancock Counties.
 ZONE 5 - Monongalia & Preston Counties.
 ZONE 6 - Marion County.
 ZONE 7 - Cabell, Lincoln, Mason, Mingo & Wayne Counties.
 ZONE 8 - Calhoun, Jackson, Pleasants, Ritchie, Roane, Wirt & Wood Counties.
 ZONE 9 - Hampshire & Mineral Counties.

CARPENTERS: ZONE 1 ZONE 2	HEAVY		HIGHWAY		Fringe Benefits Payments		
	Basic Hourly Rates	H & W	Basic Hourly Rates	H & W	Pensions	Vacation	App. Tr.
	\$ 7.72		7.56	.25			.02
	6.97		6.80	.25			.02

AREA COVERED BY CARPENTERS ZONE

ZONE 1 - Brooke, Cabell, Hancock, Harrison, Jackson, Kanawha, Lewis, Marion, Marshall, Mason, Monongalia, Ohio, Pleasants, Preston, Putnam, Tyler, Wayne, Wetzel & Wood Counties.
 ZONE 2 - Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hardy, Jefferson, Lincoln, Logan, Mingo, Mercer, Mineral, Mingo, Monroe, Morgan, Nicholas, Pendleton, Pocahontas, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Upshur, Webster, Wirt & Wyoming Counties.

ELECTRICIANS: ZONE 1 ZONE 2	HEAVY		HIGHWAY		Fringe Benefits Payments		
	Basic Hourly Rates	H & W	Basic Hourly Rates	H & W	Pensions	Vacation	App. Tr.
	\$ 9.55	.30	14+.07				.04
	10.51	.30	14+.07				.04
	5.95	.30	14+.12				.04
	6.25	.30	14+.12				.04
	8.65	.30	14+.12				.04
	9.45	.30	14+.12				.04
	8.25	.30	14				.03
	9.075	.30	14				.03
	8.80	.30	14+.17				.04
	9.05	.30	14+.17				.04
	10.00	.55	65				1/50th
	10.40	.55	65				1/50th
	4.90	.30	14+.37				.02
	8.25	.30	14+.37				.02
	8.40	.30	14+.37				.02

Contracts \$15,000 or less:

Wiremen
 Cable splicers
 Contracts over \$15,000:

Wiremen
 Cable splicers
 Zone 3
 Zone 1
 Zone 5

Wiremen
 Cable splicers
 Zone 5
 Zone 6
 Zone 5

Contracts under \$9,000:
 Wiremen
 Cable splicers
 Zone 5

Contracts \$9,000 or more:
 Wiremen
 Cable splicers

DECISION NO. WY75-3009

	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
Basic Hourly Rates				
\$ 9.35	.55	.55		.05
8.95	.60	.50	5%	.03
8.89	.55	.85		.01
9.66	.55	.55		.01
9.81	.55	.55		.01
9.91	.55	.55		.01
10.01	.55	.55		.01
8.67	.50	.50		.01
8.15	.50	.55		.03

IRONWORKERS:

- ZONE 1
- ZONE 2
- ZONE 3
- ZONE 4

AREA 1 - 10 mile from Union Hall
 AREA 2 - 10-15 mile from Union Hall
 AREA 3 - 15-20 mile from Union Hall
 AREA 4 - 20-25 mile from Union Hall
 ZONE 5
 ZONE 6

AREA COVERED BY IRONWORKERS ZONES

ZONE 1 - Boone, Braxton, Clay, Fayette, Kanawha, Lincoln, Logan, McDowell, Nicholas, Putnam, Raleigh, Webster & Wyoming Counties.
 ZONE 2 - Barbour, Brooke, Hancock, Harrison, Marion, Marshall, Monongalia, Ohio, Taylor, Tyler & Wetzel Counties.
 ZONE 3 - Calhoun, Doddridge, Gilmer, Jackson, Lewis, Mason, Pleasants, Ritchie, Roane, Upshur, Wirt & Wood Counties.
 ZONE 4 - Cabell, Mingo & Wayne Counties.
 ZONE 5 - Berkeley, Grant, Hampshire, Hardy, Mineral, Morgan, Pendleton, Preston, Randolph & Tucker Counties.
 ZONE 6 - Greenbrier, Mercer, Monroe, Pocahontas & Summers Counties.

DECISION NO. WY75-3009

	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
Basic Hourly Rates				
\$ 8.40	.30	14+.77	1.02	.04
8.65	.30	14+.77	1.02	.04
8.90	.30	14+.32	1.02	.04
9.79	.30	14+.32	1.02	.04
9.35	.30	14+.32	1.02	.04
10.28	.30	14+.32	1.02	.04
9.10	.30	14+.32	1.02	.04
10.01	.30	14+.32	1.02	.04
8.85	.30	14		14
9.10	.30	14		14
9.05	.30	14		14
9.30	.30	14		14
9.25	.30	14		14
9.50	.30	14		14
7.19	.30	14		14
7.59	.30	14		14

WIREMEN

- WIREMEN
- CABLE SPLICERS

ZONE 7

- WIREMEN
- CABLE SPLICERS

ZONE 8

- WIREMEN
- CABLE SPLICERS

ZONE 9

- WIREMEN
- CABLE SPLICERS

ZONE 10

- WIREMEN
- CABLE SPLICERS

ZONE 11

- WIREMEN
- CABLE SPLICERS

ZONE 12

- WIREMEN
- CABLE SPLICERS

ZONE 13

- WIREMEN
- CABLE SPLICERS

ZONE 14

- WIREMEN
- CABLE SPLICERS

AREA COVERED BY ELECTRICIANS ZONES

ZONE 1 - Boone, Braxton, Calhoun, Clay, Fayette (Falls & Kanawha Townships only), Gilmer, Kanawha, Nicholas, Putnam, Raleigh (Clear Fork & Marsh Townships only), Roane & Webster Counties.
 ZONE 2 - Fayette (remainder of county), Raleigh (remainder of county), Summers & Wyoming Counties.
 ZONE 3 - Barbour, Doddridge, Harrison, Lewis, Randolph & Upshure Counties.
 ZONE 4 - Brooke (Buffalo Twp Only), Marshall, Ohio & Wetzel Counties.
 ZONE 5 - Brooke (except Buffalo Twp) & Hancock Counties.
 ZONE 6 - Marion, Monongalia, Preston, Taylor & Tucker Counties.
 ZONE 7 - Jackson, Pleasants, Ritchie, Tyler, Wirt & Wood Counties.
 ZONE 8 - Cabell & Wayne Counties.
 ZONE 9 - Logan, Mason & Mingo Counties.
 ZONE 10 - Lincoln County.
 ZONE 11 - Mineral County.
 ZONE 12 - Berkeley, Hampshire & Morgan Counties.
 ZONE 13 - Grant County.
 ZONE 14 - Greenbrier, McDowell, Mercer, Monroe & Pocahontas Counties.

LABORERS:

- GROUP 1
- GROUP 2
- GROUP 3
- GROUP 4
- GROUP 5
- GROUP 6

	Fringe Benefits Payments			App. Tr.
	H & W	Pensions	Vacation	
Basic Hourly Rates				
\$ 7.18	.25	.25		.03
6.77	.25	.25		.03
6.29	.25	.25		.03
5.96	.25	.25		.03
5.72	.25	.25		.03
5.28	.25	.25		.03

HIGHWAY

HEAVY

DECISION NO. W775-3009

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	M & W	Pensions	Vacation	
\$ 9.06	.30	14+.17	1.02	
7.87	.30	14+.17	1.02	
8.85	.30	14+.12	.92	
9.45	.30	14+.12	.92	
7.06	.30	14+.12	.92	
8.40	.30	14+.17	1.02	
9.24	.30	14+.17	1.02	
6.72	.30	14+.17	1.02	
8.25	.30	14	1.02	
9.075	.30	14	1.02	
6.60	.30	14	1.02	
8.80	.30	14+.17	.69+a	
9.05	.30	14+.17	.69+a	
7.04	.30	14+.17	.69+a	
10.00	5%	6%	8%	1/50rd%
10.40	5%	6%	8%	1/50rd%
6.50	5%	6%	8%	1/50rd%
8.25	.30	14+.17	1.02	
9.075	.30	14+.17	1.02	
6.60	.30	14+.17	1.02	

LINE CONSTRUCTION:

- ZONE 1
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 2
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 3
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 4
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 5
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 6
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen
- ZONE 7
 Linemen & Operators (all mechanized equipment)
 Cable Splicers
 Groundsmen

DECISION NO. W775-3009

HEAVY	EIGHTH DAY			App. Tr.
	Basic Hourly Rates	M & W	Pensions	
\$ 7.06	.25	.25	.03	
6.66	.25	.25	.03	
6.36	.25	.25	.03	
6.03	.25	.25	.03	
5.79	.25	.25	.03	
5.29	.25	.25	.03	

CLASSIFICATION DEFINITIONS
 LABORERS ZONES 1 & 2

- GROUP 1 - Blacsmith, Tunnel Driller, Tunnel Miner.
 GROUP 2 - Forderman, Mucker-Checker.
 GROUP 3 - Onion bottom man, Pipe Loyer (Including Laser Beam Set-up), Form setter (road), Drill Operator and Inside Laborer.
 GROUP 4 - Airtool Operator, Vibrator Man, Whacker, Chaulasse Operator, Mortar-man, Mason Tender, Blacsmith Helper, Cement Finisher Helper, Drill Helper, Forderman Helper, Waterproofer, Sheeter and Shorer, Pipelayers Helper, Bullfloat Man, Pavement Reinforcing Placer, Handyman, Signal Man, Asphalt Baker, Green-cutter, Georgia Power Buggie, Burner, Grade Checker, Concrete Blower Man.
 GROUP 5 - Laborer, Deckhand, Mulcher and Seeder (hand or machine), Trees Trimmer, Flagman.
 GROUP 6 - Watchman
- AREA COVERED BY LABORERS ZONES
- ZONE 1 - Brookes, Cabell, Hancock, Harrison, Jackson, Kamwina, Lewis, Marion, Marshall, Mason, Monongalia, Ohio, Pleasantts, Preston, Putnam, Tyler, Wayne, Wetzel & Wood Counties.
 ZONE 2 - Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hardy, Jefferson, Lincoln, Logan, McDowell, Mercer, Mineral, Mingo, Monroe, Morgan, Nicholas, Pendleton, Pocahontas, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Upshur, Webster, Mint & Wyoming Counties.

NEW	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
DECISION NO. W715-1009					
	\$ 6.78				
	6.175				
	6.785				
	7.075				
	7.10				
	7.92				
	8.225				
	9.10				
	8.63				
	\$ 7.25				
	7.75				
	8.75				

DECISION NO. W715-1009

PAIDWORKERS:

- ZONE 1**
 Brush
 Air Compressor Operator
 Roller, Spray, Dipping & Mitten Work
 Water blasters, Steam Jenny nozzle men, winding scaffold & Boat-swain chair, window belt & window jack work
 Brush painters on bridges needle beam, cable work, power tool work, brush & flame cleaning
 Sand blaster
 All stacks, vent pipes, flag poles, in excess of 30' high, all towers, water towers, elevated tanks, electrical switch yards, transformer banks, television towers

ZONE 2

- Brush-Roller
 Power cleaning tools, bagging & preparing scaffolding
 Spray, sandblasting, Mittens, structural steel, materials emitting toxic vapors

DECISION NO. W715-1009

	Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
		H & W	Pensions	Vacation	
ZONE 8					
Linemen	\$ 8.85	.30	1%	1%	1%
Equipment Operator	8.45	.30	1%	1%	1%
Truck Driver, Groundman	5.83	.30	1%	1%	1%
ZONE 9					
Linemen	9.05	.30	1%	1%	1%
Equipment Operator	8.65	.30	1%	1%	1%
Truck Driver, Groundman	6.03	.30	1%	1%	1%
ZONE 10					
Linemen	9.25	.30	1%	1%	1%
Equipment Operator	8.85	.30	1%	1%	1%
Truck Driver, Groundman	6.23	.30	1%	1%	1%
ZONE 11					
Linemen, Cable Splicers, Equipment Operators	10.21	.25	1%	1%	1/2 of 1%
Truck with winch, pole or steel handling	7.46	.25	1%	1%	1/2 of 1%
Groundman	7.20	.25	1%	1%	1/2 of 1%

AREA COVERED BY LINE CONSTRUCTION ZONES

- ZONE 1** - Boone, Braxton, Cabell, Calhoun, Clay, Gilmer, Kanawha, Lincoln, Logan, Mason, Mingo, Nicholas, Putnam, Boone, Wayne & Webster Counties.
ZONE 2 - Fayette, Raleigh, Summers & Wyoming Counties.
ZONE 3 - Jackson, Pleasants, Ritchie, Tyler, Wirt & Wood Counties.
ZONE 4 - Barbour, Doddridge, Harrison, Lewis, Randolph & Upshur Counties.
ZONE 5 - Brooke (Buffalo Twp. only), Marshall, Ohio & Seisel Counties.
ZONE 6 - Brooke (except Buffalo Twp.) & Hancock Counties.
ZONE 7 - Marion, Monongalia, Preston, Taylor & Tucker Counties.
ZONE 8 - Mineral County.
ZONE 9 - Berkeley, Hampshire & Morgan Counties.
ZONE 10 - Grant County.
ZONE 11 - Pendleton County.

DECISION NO. 8775-3009

Basic Hourly Rates	Fringe Benefits Payments			App. T.
	H & W	Pensions	Vacation	
\$ 7.40				
7.75				
8.15				
8.40				
8.65				
7.27		.20		.01
7.53		.20		.01
8.29		.20		.01
5.85		.20		.01
6.13		.20		.01
8.29		.20		.01
7.97		.20		.01
8.22		.20		.01
8.97		.20		.01
7.62		.20		.01
8.22		.20		.01
6.27	.20	.25		.02
7.95	.20	.25		.02
5.92	.30			.01
6.82	.30			.01
7.00	.30			.01
8.24	.30			.01

ZONE 3
 Painters
 Structural steel after erection, swing work
 Bridge painting
 Spray painters, sand blasters
 Towers, tanks & stacks
ZONE 4
 New Construction:
 Brush
 Roller
 Spray & Blast, Pot-Men
 Repaint work
 Brush
 Roller
 Spray-Pot-Men
 Bridge
 Brush
 Roller
 Spray, Blast, Glove
 Open structural steel
 Stacks, vent pipes, flag poles, electrical, radio & T.V. towers & tanks over 30 feet high
ZONE 5
 Painters
 Painters on towers, smoke stacks, flagpoles, bridges & tanks
ZONE 6
 Brush
 Spray
 Structural steel
 Towers & tanks over 35'

DECISION NO. 8775-3009

Basic Hourly Rates	Fringe Benefits Payments			App. T.
	H & W	Pensions	Vacation	
\$ 5.20	.30	.20		
5.45	.30	.20		
5.90	.30	.20		
8.10		.25		
8.60		.25		
9.10		.25		
9.60		.25		
9.10		.25		
9.60		.25		
10.10		.25		
10.60		.25		

ZONE 7
 Brush
 Roller
 Spray
ZONE 8
 Light Work:
 Brush, rollers, sign painting
 Brush & rollers (toxic materials)
 Spray, sand blasting and use of flame burning & power tools
 Spray (toxic materials)
 Heavy & Hazardous Work:
 Brush & sign painting
 Brush (toxic materials)
 Spray, rollers, sand blasting & use of flame burning and power tools
 Spray & roller (toxic materials)

AREAS COVERED BY PAINTERS ZONES

ZONE 1 - Boone, Braxton, Clay, Fayette, Greenbrier, Kanawha, McBowen, Mercer, Monroe, Nicholas, Pocahontas, Putnam, Raleigh, Summers & Wyoming Counties.
ZONE 2 - Monongalia & Preston Counties.
ZONE 3 - Barbour, Doddridge, Gilmer, Harrison, Lewis, Marion, Randolph, Taylor, Tucker, Upshur & Webster Counties.
ZONE 4 - Calhoun, Jackson, Pleasants, Ritchie, Boone, Tyler, Wirt & Wood Counties.
ZONE 5 - Cabell, Lincoln, Logan, Mason, Mingo & Wayne Counties.
ZONE 6 - Boone, (south of Buffalo Creek), Marshall, Ohio & Wetsel Counties.
ZONE 7 - Brooke (remainder of county) & Hancock Counties.
ZONE 8 - Grant, Hampshire, Hardy, Mineral, Morgan & Pendleton Counties.

DECISION NO. W75-31009

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$ 9.82	.40	.60		.02
10.07	.40	.60		.02
5.28	.45	.30	.25	.04
7.35	.45	.30	.25	.04
7.32	.40	.50	n	n
8.42	.40	.50	n	n

AREA 3 - 15 to 25 mi from the Courthouse
 AREA 4 - Over 25 mi from the Courthouse
 ZONE 8
 Contracts \$75,000 or less
 Contracts over \$75,000
 ZONE 9
 Contracts under \$25,000
 Contracts \$25,000 or more

AREA COVERED BY PLUMBERS & PIPEFITTERS RATES

ZONE 1 - Brooke (south of Buffalo Creek), Marshall, Ohio & Wetzel Counties.
 ZONE 2 - Boone (remainder of county) & Hancock Counties.
 ZONE 3 - Barbour, Braxton (northeast portion including the Town of Sutton), Doddridge, Gilmer, Hardy, Harrison, Lewis, Marion, Pendleton, Randolph, Upshur & Webster (northeast portion including the Town of Webster Springs) Counties.
 ZONE 4 - Grant, Hampshire, Mineral, Monongalia, Preston & Tucker Counties.
 ZONE 5 - Calhoun, Jackson (northern portion to but not including the Town of Ripley), Pleasant, Ritchie, Roane (northern portion to but not including the Town of Spencer), Tyler, Wirt & Wood Counties.
 ZONE 6 - Boone (northeast portion including the Towns of Madison & Whitesville), Braxton (remainder of county), Clay, Fayette, Greenbrier, Jackson (remainder of county), Kanawha, Nicholas, Pocahontas, Putnam, Roane (remainder of county), Summers & Webster (remainder of county) Counties.
 ZONE 7 - Boone (remainder of county), Cabell, Lincoln, Logan, Mingo, Wayne & Wyoming Counties.
 ZONE 8 - Mercer, Monroe & Raleigh Counties.
 ZONE 9 - Berkeley Counties.

DECISION NO. W75-1009

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$ 8.05	.25	.25		.02
7.30	.25	.25		.02

AREA COVERED BY FILERIVERS ZONES

ZONE 1 - Brooke, Cabell, Hancock, Harrison, Jackson, Kanawha, Lincoln, Logan, Marshall, Mason, Monongalia, Ohio, Pleasant, Preston, Putnam, Taylor, Wayne, Wetzel & Wood Counties.
 ZONE 2 - Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hardy, Jefferson, Lincoln, Logan, Mingo, Mercer, Mineral, Morgan, Monroe, Nicholas, Pendleton, Putnam, Randolph, Raleigh, Randolph, Ritchie, Roane, Summers, Taylor, Tucker, Upshur, Webster, Wirt & Wyoming Counties.

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$ 8.55	.35	.54	10%	.04
9.51	.40	.64	8%	.05
8.13	.25	.30	10%	.04
8.38	.35	.50	10%	.04
8.90	.35	.38		.05
9.02	.45	.30		.05
9.32	.30	.15		.05
9.42	.40	.60		.02
9.62	.40	.60		.02

FILERS & PIPEFITTERS:

ZONE 1
 ZONE 2
 ZONE 3
 ZONE 4
 ZONE 5
 ZONE 6
 Plumbers
 Steamfitters
 ZONE 7
 AREA 1 - within 8 mi radius of Cabell Co. Courthouse
 AREA 2 - 8 to 15 mi from the Courthouse

HEAVY HIGHWAY

Basic Hourly Rates	Fringe Benefits Payments			App. Tr.
	H & V	Pensions	Vacation	
\$ 8.48	.25	.35		.04
7.68	.25	.35		.04
6.94	.25	.35		.04
6.70	.25	.35		.04
6.37	.25	.35		.04
6.05	.25	.35		.04
7.26	.25	.35		.04

POWER EQUIPMENT OPERATORS:

GROUP 1
 GROUP 2
 GROUP 3
 GROUP 4
 GROUP 5
 GROUP 6
 GROUP 7

DECISION NO. W75-3069

CLASSIFICATION DEFINITIONS POWER EQUIPMENT OPERATORS

- GROUP 1 - Equipment with booms of 150 and/or capacity of 3 yards and over, or 50 tons or over, front end loader with capacity of 4 yards and over, capacities to be based on manufacturer's specifications, transloader.
- GROUP 2 - Cable way, crane, derrick (2 drums or more) derrick boat, dragline, dredge, graball, hoist (2 drums or more) mechanic (heavy), mixer plant (2 or more mixers including batch control), paver (dual drums), pile driver, shovel, side boom tractor, cone drill, operator trencher (20" or over), truck crane, back hoe, hi-lift (1 1/2 cubic yards or over), dozer with ripper (when dozer is 1-8 class or larger), double hitched equipment, bulldozer with roller, standard gauge locomotive, tug boat, concrete pump, controlled fine grade machine.
- GROUP 3 - Bulldozer, derrick (single drum), hi-lift (under 1 1/2 cubic yards), hoist (single drum), single drum paver, trencher (under 20"), motor grader, air tagger, rubber-tired scraper, self-loading tractor pan, boss carrier, "A" frame, multiple concrete saw, asphalt paver, hydraulic post driver, base paver, rotary drill, lead greaser on grasse truck or service island, snake or push tractor, and horizontal road boring machine.
- GROUP 4 - Concrete mixer (single drum), one cubic yard or over fork lift, asphalt batch plant, concrete batch plant, crushing plant, screening and washing plant, self-propelled power concrete spreader, sub-grade power form handling equipment, burlap and curing machine, concrete finishing machine, form grader, bull float, portable concrete saw, roller and compactor, bar and joint installing machine.
- GROUP 5 - High pressure fireman and fireman.
- GROUP 6 - Air compressor, concrete mixer (under 1 cubic yard), conveyor-belt or bucket, light plant, narrow gauge locomotive, welding machine, low pressure fireman, mechanic's helper, oiler, screed man, spreader box man, farm tractor, joint sealer and jumper.
- GROUP 7 - Group 6 operators operating up to 5 pieces of utility equipment.

EDAVY HIDEWAY

TRUCK DRIVERS:	Basic Hourly Rates	Basic Hourly Rates	Fringe Benefits Payments		
			H & W	Vacation	App. Tc.
ZONE 1					
GROUP 1	\$ 6.19	5.95	b	c	
GROUP 2	6.34	6.11	b	c	
GROUP 3	6.60	6.34	b	c	
GROUP 4	6.95	6.71	b	c	
GROUP 5	7.02	6.77	b	c	
GROUP 6	7.19	6.96	b	c	
GROUP 7	7.36	7.02	b	c	
GROUP 8	7.42	7.19	b	c	
ZONE 2					
GROUP 1	5.94	5.77	b	c	
GROUP 2	6.11	5.94	b	c	
GROUP 3	6.34	6.16	b	c	
GROUP 4	6.68	6.52	b	c	
GROUP 5	6.75	6.60	b	c	
GROUP 6	6.95	6.76	b	c	
GROUP 7	7.19	7.00	b	c	
GROUP 8	7.19	7.00	b	c	

TRUCK DRIVERS:

TRUCK DRIVERS:	Basic Hourly Rates	Basic Hourly Rates	Fringe Benefits Payments		
			H & W	Vacation	App. Tc.
ZONE 1					
GROUP 1	\$ 6.19	5.95	b	c	
GROUP 2	6.34	6.11	b	c	
GROUP 3	6.60	6.34	b	c	
GROUP 4	6.95	6.71	b	c	
GROUP 5	7.02	6.77	b	c	
GROUP 6	7.19	6.96	b	c	
GROUP 7	7.36	7.02	b	c	
GROUP 8	7.42	7.19	b	c	
ZONE 2					
GROUP 1	5.94	5.77	b	c	
GROUP 2	6.11	5.94	b	c	
GROUP 3	6.34	6.16	b	c	
GROUP 4	6.68	6.52	b	c	
GROUP 5	6.75	6.60	b	c	
GROUP 6	6.95	6.76	b	c	
GROUP 7	7.19	7.00	b	c	
GROUP 8	7.19	7.00	b	c	

DECISION NO. W75-3069
CLASSIFICATION DEFINITIONS TRUCK DRIVERS ZONES - 1 & 2

- GROUP 1 - Warehousemen, yardmen, truck helpers, pick-ups, station wagons, panel trucks, tons 2-up.
- GROUP 2 - Single axle trucks used as dump, supply, fuel, water, van, flatbody, nonrall, distributor, (other than bituminous distributors), and including towed single units-material checkers, material receivers, Team 4-ty, greasers, tiremen and mechanic helpers (trucks).
- GROUP 3 - Tandem axle trucks used as dump, supply, fuel, water, van flat-body, nonrall and including towed single units, truck tractors used in combination with dump, van, tank, flatbed, low platform, or pole trailers, bituminous distributors, off highway near dump - to 22 tons-agitator or mixer trucks (up to and including 5 c.y.).
- GROUP 4 - Rubber tired tractors (towing or pushing).
- GROUP 5 - Tri-axle trucks used as dump, supply, fuel, water, van, flatbed, nonrall and including towed single units, agitator or mixer trucks (over 12 c.y. to 20 c.y.), off highway near dump - 23 tons to 40 tons - mucker trucker.
- GROUP 6 - Agitator or mixer trucks (over 20 c.y.), off highway near dump 40 tons to 75 tons.
- GROUP 7 - "A" frame operator.
- GROUP 8 - Mechanics (truck), off highway near dump - over 75 tons.

AREA COVERED BY TRUCK DRIVERS ZONES

- ZONE 1 - Brooke, Cabell, Hancock, Harrison, Jackson, Kenawha, Lewis, Marion, Marshall, Mason, Monongalia, Ohio, Pleasants, Preston, Putnam, Tyler, Wayne, Wetzel & Wood Counties.
- ZONE 2 - Barbour, Berkeley, Boone, Braxton, Calhoun, Clay, Doddridge, Fayette, Gilmer, Grant, Greenbrier, Hampshire, Hardy, Jefferson, Lincoln, Logan, Mingo, Mineral, Morgan, Nicholas, Putnam, Raleigh, Boone, Summers, Taylor, Tucker, Upshur, Weverton, Wirt & Wyoming Counties.

FOOTNOTES:

- a. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; Christmas Day.
- b. Employers contribute \$1.16 per month per employee employed 30 days or more.
- c. Employers contribute \$34.67 per month per employee employed 30 days or more.

[FR Doc. 75-2672 Filed 1-30-75; 8:45 am]

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CODE OF FEDERAL REGULATIONS

(Revised as of October 1, 1974)

Title 46—Shipping (Parts 150-165).....	\$3.70
Title 49—Transportation (Parts 100-199).....	7.20
Title 50—Wildlife and Fisheries.....	3.80

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